

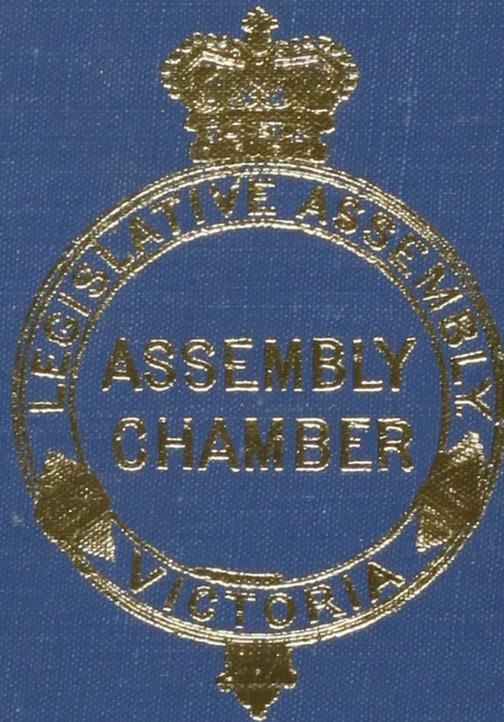
VICTORIA



VOTES  
AND  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
COUNCIL

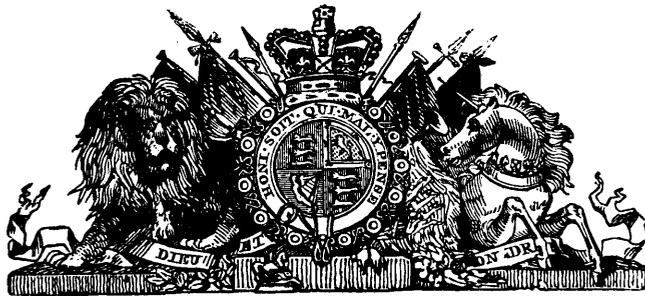
SESSION  
1853 - 4

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VICTORIA.

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V O T E S

AND

P R O C E E D I N G S

OF THE

LEGISLATIVE COUNCIL,

DURING THE SESSION

1853-4,

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

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V O L . I .

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Melbourne:

PRINTED BY JOHN FERRES, AT THE GOVERNMENT PRINTING OFFICE.

1854.

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VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 1.

TUESDAY, 30TH. AUGUST, 1853.

1. Council met, pursuant to Proclamation of His Excellency the Lieutenant Governor, bearing date the 20th day of July, 1853.—The Clerk read the said Proclamation by order of the Speaker.
2. NEW MEMBERS.—The Speaker announced that there had been handed to him Letters Patent under the hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, bearing date at Melbourne the 29th day of August instant, appointing The Honourable JOHN FITZGERALD LESLIE FOSTER, Esquire, as Colonial Secretary of the said Colony, a Non-Elective Member of the Council, until Her Majesty's pleasure be known. John Fitzgerald Leslie Foster, Esquire, was then introduced, and having taken the Oath, took his Seat in the Council as a Member thereof.
3. The Speaker also announced that it having been established to his satisfaction that the Seats of FRANCIS MURPHY, Esquire, ROBERT TURNBULL, Esquire, JOHN THOMAS SMITH, Esquire, LAUCHLAN MACKINNON, Esquire, and WILLIAM WESTGARTH, Esquire, Elective Members of the Council for the Electoral Districts of the Murray, Gipps' Land, North Bourke, Belfast and Warrnambool, and Melbourne, respectively, had become vacant by the respective resignations of the said Francis Murphy, Robert Turnbull, John Thomas Smith, Lauchlan Mackinnon, and William Westgarth, he had, pursuant to the Act of Council, during the recess issued Writs for the returns of Members for such Electoral Districts respectively, in the room of the said Francis Murphy, Robert Turnbull, John Thomas Smith, Lauchlan Mackinnon, and William Westgarth, and that by the returns of the Returning Officers, endorsed on such Writs respectively, it appeared that FRANCIS MURPHY, Esquire, had been again duly elected Member to serve for the said Electoral District of the Murray; and that GEORGE WARD COLE, Esquire, had been duly elected Member to serve in the place of the said ROBERT TURNBULL, for the said Electoral District of Gipps' Land; and that WILLIAM BUST BURNLEY, Esquire, had been duly elected Member to serve in the place of the said JOHN THOMAS SMITH, for the said Electoral District of North Bourke; and that FREDERICK PERKINS STEVENS, Esquire, had been duly elected Member to serve in the place of the said LAUCHLAN MACKINNON, for the said Electoral District of Belfast and Warrnambool; and that JOHN THOMAS SMITH, Esquire, had been duly elected Member to serve in the place of the said WILLIAM WESTGARTH, for the said Electoral District of the City of Melbourne. Francis Murphy, Esquire, George Ward Cole, Esquire, William Bust Burnley, Esquire, F. P. Stevens, Esquire, and J. T. Smith, Esquire, were then introduced, and having severally taken the Oaths, and handed to the Clerk at the table the following Declarations, took their Seats as Members accordingly.

"I, FRANCIS MURPHY, do declare and testify, That I am duly seized at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further that the Lands or Tenements out of which such qualification arises are situate in the parish of Jika Jika, county of Bourke, and are known as the house and grounds of "Mayfield," now occupied by myself. And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"FRANCIS MURPHY."

"I, GEORGE WARD COLE, do declare and testify, That I am duly seized at Law or in equity of an Estate of Freehold for my own use and benefit, in Lands or Tenements in the Colony of Victoria, of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises, are situate in allotment number four, of block number two, in the City of Melbourne, of which I am entitled to the freehold of inheritance. And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"GEORGE WARD COLE."

"I, WILLIAM BUST BURNLEY, do declare and testify, That I am duly seised at Law or in Equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria, of the Freehold value of Two thousand pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in Suburban number twenty, Parish of Jika Jika: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"WM. B. BURNLEY."

"I, FREDERICK PERKINS STEVENS, do declare and testify, That I am duly seised at Law or in Equity of an Estate of Freehold for my own use and benefit in the Lands or Tenements in the Colony of Victoria of the full value of Two thousand pounds Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such qualification arises are situate in the City of Melbourne, in the County of Bourke, in the Colony of Victoria, being a portion of Allotment No. 1 of Section No. 4 in the said City, having a frontage of thirty-three feet to Queen-street by a depth backwards of ninety-nine feet to another street thirty-three feet wide running parallel to Queen-street aforesaid: And I further declare that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements or any part thereof for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"F. P. STEVENS."

"I, JOHN THOMAS SMITH, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria, of the value of Two thousand Pounds, sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in Queen-street, Melbourne, being corner allotment of Queen and La Trobe streets: And I further declare, that I have not collusively or colorably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"J. T. SMITH."

4. The Speaker also announced that there had been handed to him Letters Patent under the hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, severally bearing date at Melbourne the 29th day of August, 1853, granted in pursuance of the Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, passed in the sixteenth year of the reign of Her Majesty Queen Victoria, intituled "*An Act to alter 'The Victoria Electoral Act of 1851,' and to increase the number of 'Members of the Legislative Council of the Colony of Victoria,'*" respectively, appointing JAMES GRAHAM, Esquire, and WILLIAM HIGHETT, Esquire, Non-Elective Members of the said Council until Her Majesty's pleasure be known.
- JAMES GRAHAM, Esquire, and WILLIAM HIGHETT, Esquire, were then introduced, and having severally taken the Oath, took their seats in the Council as Members thereof.
5. The Speaker also announced that there had been handed to him Letters Patent, under the hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, severally bearing date at Melbourne the twenty-ninth day of August instant, granted in pursuance of the Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, passed in the sixteenth year of the reign of Her Majesty Queen Victoria, intituled "*An Act to alter 'The Victoria Electoral Act of 1851,' and to increase the number of Members of Council of the Colony of Victoria,'*" respectively appointing the Honorable JAMES HORATIO NELSON CASSELL, Esquire, as Collector of Customs of the said Colony, and ANDREW CLARKE, Esquire, First Lieutenant Royal Engineers, as Surveyor General of the said Colony, Non-Elective Members of the said Council until Her Majesty's pleasure be known.
- The Honorable James Horatio Nelson Cassell, Esquire, and Andrew Clarke, Esquire, were then introduced, and having taken the Oath, took their Seats in the Council as Members thereof.
6. The Speaker announced that there had been handed to him Letters Patent under the hand of His Excellency the Lieutenant Governor, and the Seal of the Colony of Victoria, bearing date at Melbourne the twenty-ninth day of August instant, appointing ANDREW ALDCORN, Esquire, M.D., Non-Elective Member of the Council until Her Majesty's pleasure be known.
- Andrew Aldcorn, Esquire, was then introduced, and having taken the Oath, took his Seat in the Council as a Member thereof.
- The Speaker also announced that there had been handed to him Writs, issued by His Excellency the Lieutenant Governor, for the Election of additional Elective Members for the Electoral Districts of the said Colony hereafter mentioned, in pursuance of the Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, passed in the sixteenth year of the Reign of Her Majesty Queen Victoria, intituled "*An Act to alter 'The Victoria Electoral Act of 1851,' and to increase the number*

"of Members of the Legislative Council of the Colony of Victoria," and that by the returns respectively indorsed on such Writs, it appeared the following Members were duly elected for the several Electoral Districts set opposite their respective names, viz. :

GEORGE ANNAND, Esquire . . .	North Bourke.
JOHN DANE, Esquire . . .	South Bourke.
JOHN HODGSON, Esquire . . .	Melbourne.
CHARLES JAMES GRIFFITH, Esquire .	The united Counties or reputed Counties of Normanby, Dundas, and Follett.
JAMES HENTY, Esquire . . .	Portland.
HENRY LANGLANDS, Esquire . . .	Melbourne.
JAMES COWIE, Esquire . . .	Geelong.
JAMES MURPHY, Esquire . . .	Melbourne.
JOHN GOODMAN, Esquire . . .	Loddon.
WILLIAM CLARK HAINES, Esquire .	Grant.
WILLIAM THOMAS MOLLISON, Esquire	The united Counties or reputed Counties of Talbot, Dalhousie, and Anglesea.
PATRICK O'BRIEN, Esquire . . .	The united Towns of Kilmore, Kyneton, and Seymour.
MATTHEW HERVEY, Esquire . . .	The Murray.
MARK NICHOLSON, Esquire . . .	The united Towns of Belfast and Warrnambool.
GEORGE WINTER, Esquire . . .	The united Counties or reputed Counties of Villiers and Heytesbury.
JAMES THOMSON, Esquire . . .	The united Counties or reputed Counties of Ripon, Hampden, Grenville, and Polworth.

George Annand, Esquire, John Dane, Esquire, John Hodgson, Esquire, Charles James Griffith, Esquire, James Henty, Esquire, Henry Langlands, Esquire, James Cowie, Esquire, James Murphy, Esquire, John Goodman, Esquire, William Clark Haines, Esquire, William Thomas Mollison, Esquire, Patrick O'Brien, Esquire, Matthew Hervey, Esquire, Mark Nicholson, Esquire, George Winter, Esquire, and James Thomson, Esquire, were then introduced, and having severally taken the Oath, and respectively handed to the Clerk the following Declarations, took their Seats as Members of the said Legislative Council.

"I, GEORGE ANNAND, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Six thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in the Parish of Tullamarine and County of Bourke, being Section No. 2 of the said Parish, admeasuring Six hundred and forty acres in Freehold : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"GEORGE ANNAND."

"I, JOHN DANE, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in Smith-street, Collingwood, in the City of Melbourne, and consist of two houses and appurtenances in which I now reside, valued at Three thousand pounds : Also five acres and a half of land at Boroondara, county of Bourke, valued at One thousand pounds in section ninety-four : Also twenty acres at Boroondara in section one hundred and three B, county Bourke, valued at Two thousand pounds : And I further declare, that I have not collusively or colourably obtained a Title to, or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"JOHN DANE."

"I, JOHN HODGSON, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate at Studley Park, in the Parish of Boroondara, in the County of Bourke, in the Colony of Victoria, in my own occupation : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"JOHN HODGSON."

"I, CHARLES JAMES GRIFFITH, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money,

above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in County of Bourke— One parcel with an unfinished house upon it, situate on the north side of Collins-street east, in La Trobe Ward, in the City of Melbourne, being part of Allotment No. 8 Block No. 10 on the plan of the City, having a frontage of twenty-four feet to Collins-street with a depth of seventy-eight feet nine inches, the south-east corner of the said parcel being a point sixty feet distant in a westerly direction from the junction of Collins-street and Stephen-street; also an allotment of Land at Emerald Hill, in the same county, parish of South Melbourne, being Allotment 2 of Section 2 of South Melbourne. And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“ CHARLES J. GRIFFITH.”

“ I, JAMES HENTY, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in Richmond near Melbourne, in the County of Bourke, in the Parish of Jika Jika, partly in portion 36 and partly in portion 26 in the Government division of the said Parish, in which property I have an Estate of Freehold in Fee absolute : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“ JAMES HENTY.”

“ I, HENRY LANGLANDS, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in Flinders-street, and consists of Three Allotments and the Buildings thereon, being the Iron Foundry and Buildings attached thereto of which I hold an Estate in Fee Simple : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“ H. LANGLANDS.”

“ I, JAMES COWIE, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further that the Lands or Tenements out of which such Qualification arises are situate in the Town of Geelong, being part of Allotment No. 9 in Block No. 9, and part of Allotment No. 12 also in Block No. 9, and in which I possess an Estate in Fee Simple : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“ JAMES COWIE.”

“ I, JAMES MURPHY, of the City of Melbourne, Merchant, do declare and testify, That I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements, in the Colony of Victoria, of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same : And further, that the Lands or Tenements out of which such Qualification arises are situate in the Parish of Prahran, in the County of Bourke, in the Colony of Victoria, at North Elwood, allotment Twenty-one, and containing by admeasurement Forty-six acres, be the same more or less, bounded on the south by a road one chain wide, bearing north sixty-one degrees west forty-seven chains; on the north by the Glen Huntley Road, bearing east forty-one chains; and on the east by the township reserve of Elsternwick, being a line bearing south twenty-two chains forty-four links, being the land sold as Lot No. 1, in pursuance of the Proclamation of the twentieth day of December, One thousand eight hundred and fifty-one; and also allotment Fourteen, at North Elwood aforesaid, containing Eight acres, be the same more or less, bounded on the south by a line bearing north sixty-one degrees west five chains; on the west by allotment Fifteen, bearing north twenty-nine degrees east sixteen chains; on the north by a road one chain wide, bearing south sixty-one degrees east five chains; and on the east by allotment Thirteen, bearing south twenty-nine degrees west sixteen chains, being the land sold as Lot No. 16, in pursuance of the Proclamation of the sixth day of August, One thousand eight hundred and fifty-one : And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“ JAMES MURPHY.”

"I, JOHN GOODMAN, do declare and testify, that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the actual value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in—First, a stone building and land in La Trobe-street east, being portion of Section No. 37 of the City of Melbourne, which I hold in conjunction with my partner, Mr. C. W. Umphelby; also, secondly, 640 acres of land in the District of Murray, near the Township of Benalla, on the Broken River, which I hold in conjunction with my brother, on my station, known as Gromallabie (including all the buildings and improvements thereon). And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"JOHN GOODMAN."

"I, WILLIAM CLARK HAINES, do declare and testify, that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in the Parish of Barrabool, County of Grant, being Sections 19—18 in the same Parish: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"WILLIAM C. HAINES."

"I, WILLIAM THOMAS MOLLISON, do declare and testify, that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in South Bourke, Parish of Boroondara, Portion 141, of which I hold the estate in fee simple: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"WILLIAM T. MOLLISON."

I, PATRICK O'BRIEN, do declare and testify that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the clear value of Two Thousand Pounds Sterling Money, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises are situate in Great Lonsdale-street, in the City of Melbourne, in Section 29, Allotment 4: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"PATRICK O'BRIEN."

"I, MATTHEW HERVEY, do declare and testify, that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit in Lands or Tenements in the Colony of Victoria of the annual value of Two hundred Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further, that the Lands or Tenements out of which such Qualification arises are situate in City of Melbourne, Lots 6 and 16, Block 45, in County of Bourke, Parish Boroondara, Section 144, 80 acres; in County of Bourke, Parish of Prahran, Portion 40, 30 acres: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"MATTHEW HERVEY."

"I, MARK NICHOLSON, do declare and testify, that I am duly seised at Law or in equity of an Estate of Freehold for my own use and benefit, in Lands or Tenements, in the Colony of Victoria, of the value of Two thousand Pounds, Sterling Money, above all Charges and Incumbrances affecting the same: And further, that the Lands or Tenements out of which such Qualification arises are situate in the Parishes of Wangoom and Tallangatta, being Lots 66, 67, 12, 13, 18, 19, Merri River, Parish of Wangoom, County of Villiers; Lots 9 and 10, being portions of Section 8, Parish of Wangoom, County of Villiers; Lots 11, 19, 20, Hopkins' River, Parish of Tallangatta, County of Heytesbury: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"M. NICHOLSON."

"I, GEORGE WINTER, do declare and testify that I am duly seised at Law or in equity of an Estate of Freehold, for my own use and benefit, in Lands or Tenements, in the Colony of Victoria, of the value of Two thousand Pounds, Sterling Money, above all charges and incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises, are situate in the County of Villiers, at Woodford, on the west side of the River Merri, and containing One thousand acres, with the buildings erected thereon, in which lands I have an Estate in fee simple: And I further declare, that I have not collusively or colourably obtained a Title to or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"GEO. WINTER."

"I, JAMES THOMSON, do declare and testify, that I am duly seised at Law or in equity, of an Estate of Freehold for my own use and benefit, in Lands or Tenements, in the Colony of Victoria, of the value of Two thousand Pounds, Sterling Money, and upwards, above all Charges and Incumbrances affecting the same: And further that the Lands or Tenements out of which such Qualification arises, are situate on Lake Keilambete, in the County of Hampden, (Parish unnamed) in the said Colony, and is called or known by the name of Keilambete, and consists of six hundred and forty acres or thereabouts, and was purchased by me and my brother John Thomson, from the Crown, in or about the month of May, One thousand eight hundred and fifty-one; the purchase money whereof hath been duly paid, but no Grant from the Crown hath as yet been issued.— Together with the house thereon erected, and all other improvements. And I further declare, that I have not collusively or colourably obtained a Title to, or become possessed of the said Lands and Tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"JAMES THOMSON."

7. LIEUTENANT GOVERNOR'S SPEECH,— His Excellency the Lieutenant Governor having arrived at the Chamber, and having been duly announced by the Serjeant-at-Arms, was received by the Speaker and the Colonial Secretary, and was by them conducted to an elevated seat provided for him near the Speaker's Chair, and read the following Speech:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE COUNCIL.

The circumstances under which I was induced to defer the opening of the present Session of the Council, as first proposed, from the beginning to the close of the month, were made known to the members by the Colonial Secretary's Circular of the 21st of July; I trust that the delay will not have been productive of either public or private inconvenience.

2. The good providence of God again enables me to congratulate you and my fellow Colonists upon the general state of the Colony, and the continuance of that marvellous increase in every element of prosperity, which has for some time marked our history.

3. Various subjects of great public interest, and measures of importance, now ask for your grave consideration. I would, however, in the position in which I am placed, press upon your immediate attention only those measures which may appear to admit of no delay.

4. At the close of the last Session, in proroguing the Council, and adverting to the assent which I gave to the Bill for the alteration of the then existing Electoral Act, I expressed my conviction that this measure need only be deemed preparatory to an early and full consideration of the existing Constitution.

Such proves to be the case. The Secretary of State's Despatches of the 15th December, and 8th February, last, which I had the pleasure of communicating to each of you immediately after they came to hand, announce the intention of Her Most Gracious Majesty to grant enlarged constitutional privileges to Her Australian subjects, and assure them, on proper safeguards being adopted, of Her readiness to make over to them the power hitherto reserved by the Imperial Government for fixing a Civil List, controlling the Crown Revenues, and managing the Waste Lands of the Crown.

I propose to take an early opportunity of initiating proceedings on this most important subject, on which so much of your ultimate prosperity depends.

I would congratulate the Council upon the augmentation effected in the number of its Members under the Act I have adverted to; and upon the increased facilities thus secured for the performance of its Legislative duties.

5. In obedience to instructions which I have received, I shall shortly lay before you the draft of a Bill to amend in some particulars "*The Convict Prevention Act*," to several clauses of which, while admitting the gravity of the evils which it was designed to oppose, Her Majesty's Government have taken objection. Sufficient time will be afforded to pass an Act so amended, before formal notification of this disallowance will be given.

6. I cannot here but briefly allude to the final cessation of Transportation, of which we have been assured, during the recess; and I do this with a feeling of great thankfulness and the expression of my sincere sympathy in the views and sentiments of the People and the Legislature on the subject.

7. A Bill for Promoting Education will be introduced in accordance with the recommendation of the Select Committee of the Council appointed last Session. The great advantage derivable from having but one system in operation need scarcely be enforced upon you: efficiency and economy can be in no other way secured with certainty.

8. The draft of a Bill for the Regulation of the Law of Marriage, proposing the amendment and consolidation of the various existing laws was laid before you last Session, and I would now recommend it to your serious consideration.

9. A Bill for the Regulation of Pensions was also submitted to you, and at an early period will be brought more formally before you.

10. The present Act for the management of the Gold Fields will expire with the year. In any case it would be necessary to pass another Act—but the objections to the present License Fee, and the practical difficulties in the way of collecting it, have forced themselves latterly so strongly upon me, that I am disposed to propose to you its total abolition, merely reserving a Registration Fee for police purposes. A loss of revenue to a large amount will thus be incurred, which I propose to supply by a revision of the Tariff, including an Export Duty on Gold. It is my desire that every regard should be had to the just and reasonable wishes and interests of the class of Colonists which may be more directly affected by these arrangements. I shall be happy to afford the Council every facility and information which may assist its deliberations on the subject.

11. The Act authorising Liens on Stock will also expire. I purpose submitting an amended Bill on the subject.

12. Some proposed modification of the Police, and Pilot Acts, respectively, will also be presented to your notice in due course, to give greater efficiency in certain particulars to these services, as well as an emendation in the Laws relative to Prison Discipline.

13. The Central Road Board have suggested some improvement in the Law relating to Roads, and a Bill to carry out their views will be presented to your notice.

14. A Bill to amend the Law relative to Recognizances, with a view more effectually to compel the attendance of Witnesses in Criminal Cases will be submitted to your attention.

15. I think it due to the Municipal Body, as well as for the ultimate welfare and health of the large population resident within the Corporate limits, to draw your attention again to the state of the suburban additions to this City—Collingwood, more especially. I shall also introduce a Bill making it in certain cases imperative on the inhabitants of Melbourne to flag the footways opposite their dwellings.

16. A Bill for the better Regulation of Slaughter Houses, and a general measure for the better management of Cemeteries, will likewise be laid before you, without much delay.

17. It is my duty to urge strongly upon you the advantage of further emendations in the Postage Act. It appears to me highly expedient to follow the example, which has proved most beneficial in England, of making the prepayment of letters compulsory: and I would wish to facilitate the establishment of a Money-order System between Great Britain and this Colony. My attention has also been drawn, by the Secretary of State, to the desirability of securing to the inhabitants of this country the advantage enjoyed by those of other Colonies, in the cheap transmission of Books and Periodicals from the Mother Country.

18. I am happy to be able to congratulate the Council upon the working of the New Tariff. It has fully realized the anticipations formed with respect to it.

But, irrespective of the revision of Rates to which I have already alluded, I am convinced, upon further and matured consideration, that the experience of other countries, and the propriety of obviating the temptation to illicit distillation, point to the necessity for an addition to the small list of articles paying duty: and I shall in the course of the Session propose the imposition of a moderate duty on sugar.

19. The License Fee paid by Publicans has not been raised since the alteration in the value of money. You will, I am sure, agree with me that the present rate is clearly disproportionate to similar imposts. I shall therefore propose, that the existing charge be augmented; and that a License Fee be also imposed upon persons engaged in the wholesale wine and spirit trade.

From the experience obtained since the last Session, I would recommend to the Council the propriety of again considering the adoption of some means by which, with due restrictions, the retail of fermented and spirituous liquors may be permitted within the limits of the Gold Fields.

20. Amongst the official correspondence which will be laid on your table, that which relates to the establishment of a Mint in this Colony will be read with interest. It will be for you to decide whether the advantages gained will countervail the cost at which they must be purchased.

In accordance with the expressed wish of the Council, I have taken measures for the establishment of an Office for the Assay of the precious metals,—availing myself, as soon as circumstances permitted, of the services of an Assay Master of undoubted experience. I trust that before the end of the year the Office may be in full operation.

21. It has appeared to me that, considering the extraordinary increase in the population since March, 1851, it may be desirable in many points of view to secure a fresh Census, and in the course of the Session I shall therefore cause a Bill to be submitted to you for carrying out this object.

22. Such may be considered a brief summary of the more prominent measures which call for your attention beyond those which are ordinarily and in due course submitted to you at this season.

23. An uninterrupted stream of immigrants, both assisted and unassisted, continues to reach our shores. It will be my duty to place upon your table various Despatches of great interest, with regard to the former class especially, received during the recess.

The Report of the Select Committee of the Council, as amended and adopted, has been forwarded by me in due course to the Secretary of State, and has been accompanied by recommendations in consonance with the views of the Council.

I have again urged the subject of Female Immigration more especially upon the attention of Her Majesty's Government. A further sum of £100,000 has been remitted, and there are ample funds at command to meet increased expenditure under this head, should the Council be disposed to recommend that course. But as I had, previous to the receipt of the Despatches from Sir John Pakington and the Duke of Newcastle, before adverted to, considered it my duty to point out to Her Majesty's Government the propriety of the Legislative Council of the Colony being invested with the complete control of the entire Territorial Revenue, whether hitherto held to be appropriated or unappropriated, and the tenor of the above Despatches shewing that Her Majesty's Government is prepared to admit the justice of the measure, I do not wish to make such further remittance without the express concurrence of the Council.

24. The Estimates of Revenue and Expenditure for 1854 are in a state of forwardness, and, together with a Supplementary Estimate for the current year, will be laid before you without delay. The latter will be seen to include many sums, the propriety of expending which has been indirectly sanctioned by the Council, though not included in the Act of Appropriation.

Reserving detailed remark and allusion to many points of general or special interest connected with the present and future financial arrangements of the Colony, for my Financial Minute, I may congratulate the Council upon the increase which will be remarked in every branch of the ordinary Revenue, and the very large amount which the unrivalled prosperity of the Colony will enable it to devote to public purposes. At the same time, regarding the enormous charges which attend every branch of the service, and the impossibility of foreseeing even for a limited period their extent or character, I am fully impressed with the responsibility which is incurred by myself and the Heads of Departments in administering such large funds.

25. I have done all that lay in my power to carry into effect the wishes of the Council, as expressed in various Addresses presented during the last Session. I have particularly called the attention of Her Majesty's Government to various subjects, the advocacy of which was entrusted to me.

It will be seen, in due time, that I have sought to bring the question of the occupancy and sale of the Waste Lands of the Colony, fully and fairly before Her Majesty's Government. The result, which I am now daily awaiting, will be communicated to the Council without delay.

I shall direct copies of various Despatches, received in reply to direct Addresses to the Secretary of State, too numerous to specify in this place, to be at once laid on your table.

26. Other subjects of interest, which it may be my duty to bring under your notice, will be communicated in the usual way, by message. I need not assure the Council that I shall at all times be ready to receive the expression of its wishes, and seek to co-operate with it in promoting the public interests by every means in my power.

27. In glancing at the general state and prospects of the community at this time, satisfactory as these may be, I cannot forbear referring to the agitation which has latterly arisen and prevailed, to a certain extent, on the Gold Fields, principally in condemnation of the present licensing system and its results. I have already expressed my anxious desire that as the time has arrived when the existing Act will have to be reviewed, the subject should receive the fullest consideration on the part of the Council.

In the meantime, I am persuaded that the Council will coincide with me in drawing a clear line of distinction between that popular agitation which may accompany the exercise of an undoubted right of appeal or remonstrance against any grievance, springing out of the imperfection of the laws or mode of their administration, and an agitation which assumes a very different character,—is traceable, in fact to other impulses,—and whatever may be its ostensible objects, points more or less clearly to a state of things, as subversive of good government and public order, as it may be repugnant to the feelings of the great mass of the community interested in their maintenance.

Viewing the circumstances, Mr. Speaker and Gentlemen, under which I address you at the opening of this Session, and the probability that before its close I may have surrendered my charge into other hands, it may not be unbecoming in me, or out of place, to admit that I cannot but entertain some degree of personal pride in having been permitted, under God's favour, to mark and record the advance of Victoria, for so many successive years, in importance and material prosperity—latterly with a rapidity of growth, which, unexampled as it has been, has made her an object of interest to the whole civilized world.

But I can truly say that what has been my greatest source of satisfaction, and one which I cling to, and would take away with me, is the confident belief that the moral growth of this Colony will be found to be fully proportioned to her physical expansion. I would firmly trust whatever anomalies, or even attendant evils may be observed, the good far outweighs the bad; that the heart is loyal and sound; and that the great majority of her population, of all classes, are lovers of law and order, and ready to venture all to maintain it.

I would take this opportunity of assuring the Council of my sense of the support, which I sincerely believe it has ever desired to afford me and my advisers, under times of peculiar trial and difficulty.

(Signed)

C. J. LA TROBE,  
Lieutenant Governor.

His Excellency then retired, being conducted to the door by the Speaker and the Colonial Secretary.

8. ADDRESS IN REPLY TO THE LIEUTENANT GOVERNOR'S SPEECH.—The Speaker read the Copy of the Speech of His Excellency the Lieutenant Governor on opening of the Session.

MR. JAMES MURPHY, then moved, That the following Gentlemen be appointed a Committee to prepare a reply to His Excellency the Lieutenant Governor's Speech, viz:—Mr. Goodman, The Colonial Secretary, Mr. O'Shanassy, Mr. W. Nicholson, The Auditor General, and the Proposer.

Question—put and passed.

9. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :

MELBOURNE ELECTION.

C. J. LA TROBE, *Message No. 1.*  
*Lieutenant Governor.*

In accordance with the provisions of the 64th section of the "*Victoria Electoral Act*," the Lieutenant Governor lays before the Legislative Council two Petitions, one from certain Electors of the Electoral District of the City of Melbourne, the other from Mr. Frederick James Sargood, a candidate, against the return of Henry Langlands, Esquire.

*Government Offices,  
Melbourne, August 30, 1853.*

VICTORIA CONSTITUTION.

C. J. LA TROBE, *Message No 2.*  
*Lieutenant Governor.*

The Lieutenant Governor transmits for the information of the Legislative Council, copies of the undermentioned Despatches from the Secretary of State, relating to the future Constitution of the Colony, viz. :—

1. From Sir John Pakington, dated 15th December, 1852.
2. From His Grace the Duke of Newcastle, dated 8th February, 1853.

*Government Offices,  
Melbourne, August 30, 1853.*

Ordered to be printed together the accompanying Documents.

GOLD FIELDS.

C. J. LA TROBE, *Message No 3.*  
*Lieutenant Governor.*

Pursuant to the provisions of the "*Act for the better Government of Her Majesty's Australian Colonies*," the Lieutenant Governor transmits for the consideration of the Council the draft of "*A Bill for the better Management of the Gold Fields of this Colony*."

*Government Offices,  
Melbourne, 30th August, 1853.*

Ordered to be printed together with the accompanying Bill, and taken into consideration to-morrow.

CONVICTS' PREVENTION BILL.

C. J. LA TROBE, *Message No. 4.*  
*Lieutenant Governor.*

The Lieutenant Governor transmits for the information of the Council, the accompanying copy of a Despatch from the Right Honorable the Secretary of State, dated 30th April, 1853, on the subject of the Act passed during the last Session, to facilitate the apprehension of Offenders illegally at large.

*Government Offices,  
Melbourne, 30th August, 1853.*

Ordered to be printed together with the accompanying Despatch.

10. DORMITORIES AND REFRESHMENT ROOMS.—Mr. Rutledge with leave of the Council, moved, That a Committee to consist of the following Members be appointed, for the management of the Establishment lately erected for the accommodation of Members, viz:—Mr. Mollison, Mr. Cole, Mr. Splatt, Mr. Mark Nicholson, Mr. Highett, Mr. Griffith, and the Mover.

Question put.

Council divided.

Ayes, 43.

Mr. Campbell,  
 Mr. Rutledge,  
 The Surveyor General,  
 Mr. J. Murphy,  
 Mr. Riddell,  
 Mr. Miller,  
 Mr. Highett,  
 Mr. Goodman,  
 Mr. Wilkinson,  
 Mr. Griffith,  
 Mr. Graham,  
 Mr. Hervey,  
 Mr. O'Shanassy,  
 Mr. Winter,  
 Mr. J. Murphy,  
 Mr. Stevens,  
 Mr. Dane,  
 Mr. Burnley,  
 Mr. Hodgson,  
 Mr. Annand,  
 Mr. M. Nicholson,  
 Mr. Henty  
 Mr. Mollison,  
 Mr. Haines,  
 Dr. Aldcorn,  
 Mr. Russell,  
 Dr. Thomson,  
 Mr. Greeves,  
 Mr. F. Murphy,  
 The Colonial Secretary,  
 The Chairman of General Sessions,  
 Mr. A'Beckett,  
 The Collector of Customs,  
 Mr. Cole,  
 Lieut. Col. Anderson,  
 The Solicitor General,  
 Mr. Splatt,  
 The Attorney General,  
 Mr. Smith,  
 Mr. Goldsmith,  
 Mr. O'Brien,  
 Mr. Myles,  
 The Auditor General, (Teller.)

Noes, 2.

Mr. James Thompson,  
 Mr. Strachan, (Teller.)

11. ADDRESS IN REPLY TO LIEUTENANT GOVERNOR'S SPEECH.—Mr. Murphy having brought up the Address in reply to the Speech of His Excellency the Lieutenant Governor, as prepared by the Committee, the same was read by the Speaker.

*To His Excellency CHARLES JOSEPH LA TROBE, Esquire, Lieutenant Governor of the Colony of Victoria.*

MAY IT PLEASE YOUR EXCELLENCY,—

We, the Members of the Legislative Council of Victoria, as loyal and dutiful subjects of Her Majesty the Queen, desire to take this occasion of expressing our devotion to Her Majesty and our attachment to the revered institutions of the British Empire.

We thank Your Excellency for this Address, assuring us as it does of Your Excellency's desire to co-operate with us in the enactment of such laws as may appear most conducive to the prosperity of this Colony.

We join Your Excellency in the reflection that, under the providence of God, we are enabled to assemble amidst circumstances of general prosperity.

We hail with unfeigned pleasure the intimations contained in the Despatches to which Your Excellency alludes, as conveying the intentions of Her Most Gracious Majesty to grant enlarged constitutional privileges to Her subjects in this Colony, and we shall not fail to take under our most earnest consideration the measures which Your Excellency may initiate on this subject, fraught as it is with consequences so deeply affecting the permanent prosperity of the country.

The amendments of the Convict Prevention Act, to some clauses of which objections has been taken, will receive our careful attention.

It is with no ordinary feelings of gratification that we have received the assurance of Her Majesty's Ministers that Transportation to the neighbouring Colonies has ceased; and that so deep seated a cause of contention has been finally removed from our shores.

We shall bestow our most serious thoughts upon the provision of the Bill for promoting Education in the Colony.

The Bill for the Regulation of the Law of Marriage, and the Bill for the Regulation of Pensions, will also receive our serious consideration.

The measures which may be best calculated to ensure the proper management of the Gold Fields, intimately connected as they are with the pecuniary resources of the Colony, shall receive our immediate attention. We concur with Your Excellency in a desire to pay every regard to the just and reasonable wishes and interests of our fellow-colonists, most directly affected by the legislation on this subject.

The several Bills relating to Liens on Stock, those containing modifications of the Police and Pilot Acts, the proposition for amending the Roads Act, the law respecting Recognizances, together with those having for their object the Regulation of the Streets and Footways of the City, the Regulation of Slaughter Houses, and the better Management of Cemeteries, shall engage our best attention.

Any alteration in the Postage Act, which may be calculated to enhance the facilities within reach of the Colonists, in the transmission of letters, money orders, as well as books and periodicals, we shall most willingly receive into our consideration.

We are happy to observe that the operation of the New Tariff is such as to call for Your Excellency's commendation, and to any changes which the practical working of the past year may have pointed out to be necessary, we shall devote our careful attention.

The increased Licensed Publican's Fee, and the proposed Fee to be paid by Wholesale Wine and Spirit Dealers, as well as the contemplated sale, under due restrictions, of fermented and spirituous Liquors, at the Gold Fields, are subjects to which we shall not fail to apply ourselves when they respectively come under our notice.

The steps which have been taken with regard to the formation of an Assay Office, and the Correspondence on the subject of the establishment of a Mint in the Colony, and the Despatches on Immigration, to which Your Excellency alludes, will receive our due consideration.

We remark with peculiar satisfaction, that in connexion with the last named subject it is announced to us, that before receiving the Despatches of Sir John Packington and His Grace the Duke of Newcastle, expressing Her Majesty's intention to resign to the Colony the Administration of its entire Funds, Your Excellency had pointed out the propriety of investing the Legislature of the Colony with the complete control of the Territorial Revenue.

The decision which may be arrived at by Her Majesty's Government on the subject of the Waste Lands of the Colony is one to which we look forward with interest.

With reference to the agitation which has prevailed to a certain extent at the Gold Fields, we cannot but coincide with Your Excellency in observing a wide distinction between the unthinking and reckless impulses which, whether at the Gold Fields or elsewhere, tend only to subvert law and order, and the exercise of that undoubted right of petition and remonstrance which the inhabitants of the British Empire enjoy.

We feel certain that it may be found that far the larger portion of our fellow Colonists are actuated by those feelings which are consistent with a love of justice and order, and that the moral advancement of the Colony may yet keep pace with the unexampled rapidity of her material growth.

We assure Your Excellency of our earnest desire to support those measures which may be calculated to promote the best and most comprehensive interests of the Colony.

Mr. J. MURPHY then moved that this Address be adopted by this Council.

Debate ensued.

Question—put and passed.

- 12. Mr. J. MURPHY was proceeding to move that a Deputation be appointed to wait upon the Lieutenant Governor to ascertain when His Excellency would be pleased to receive their Address, when the COLONIAL SECRETARY informed the Council that, in anticipation of the wish of the Council, he had already waited upon the Lieutenant Governor and ascertained it to be His Excellency's pleasure to receive the Council's Address in reply to His Speech on opening the Session, at the Government Offices, on Wednesday next at twelve o'clock, whereupon it was agreed that the Council proceed to the Government Offices on Wednesday next, and there present to the Lieutenant Governor their Address in reply to His Excellency's opening Speech at twelve o'clock.
- Council adjourned at half-past five o'clock until twelve o'clock to-morrow.

NOTICES OF MOTION AND ORDER OF THE DAY.

WEDNESDAY, 31ST AUGUST.

NOTICES OF MOTION :—

- 1. THE COLONIAL SECRETARY : To move, That Tuesdays, Wednesdays, Thursdays, and Fridays in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that Three o'clock be the hour of meeting on each day.

2. THE COLONIAL SECRETARY: To move, That on Wednesday and Thursday in each week during the present Session, the transaction of Government business shall take precedence of all other business.
3. THE COLONIAL SECRETARY: To move, That the following Members do form the Committee of Standing Orders during the present Session:—The Honorable the Speaker, the Honorable the Attorney General, the Chairman of Committees, Mr. Smith, Mr. Miller, Mr. Splatt, and Mr. Griffith.
4. THE COLONIAL SECRETARY: To move, That the following Members do form the Library Committee for the present Session:—The Honorable the Speaker, Mr. Fawcner, Mr. Greeves, the Chairman of General Sessions, Mr. Riddle, the Surveyor General, and Mr. Haines.
5. MR. CAMPBELL: To move, That Peter Snodgrass, Esq., be the Chairman of Committees of this Council.

## ORDER OF THE DAY:—

1. GOLD FIELDS—Consideration of His Excellency the Lieutenant Governor's Message No. 3.

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THURSDAY, 1ST SEPTEMBER.

## NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY: To move, That a Select Committee be appointed to consider and report upon the best form of Constitution for this Colony, and that His Excellency's Message, No. 2, be referred to such Committee.  
That such Committee consist of the following Members:—The Colonial Secretary, the Attorney General, the Speaker, Mr. Smith, Mr. O'Shanassy, Mr. Haines, Mr. Miller, Mr. Greeves, the Auditor General, Mr. Goodman, and Mr. W. Nicholson.

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M E E T I N G  
OF  
S E L E C T   C O M M I T T E E .

*Wednesday, 31st August.*

REFRESHMENT ROOM AND DORMITORIES—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 2.

WEDNESDAY, 31st. AUGUST, 1853.

1. Council met pursuant to adjournment.
2. ADDRESS IN REPLY TO HIS EXCELLENCY THE LIEUTENANT GOVERNOR'S OPENING SPEECH.—The Council proceeded to the Government Offices, there to present to His Excellency the Lieutenant Governor their Address in reply to His Excellency's Opening Speech. The Council having returned, the Speaker reported that the Council had been to the Government Offices, and there presented to His Excellency the Lieutenant Governor their Address in reply to His Excellency's Speech on opening the Session; and that His Excellency had been pleased to make thereto the following answer:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE COUNCIL,—

I beg to thank you for your Reply to the Address with which I had the honor to open the Session yesterday, and for the expression of your loyal devotion to Her Majesty and attachment to the revered institutions of the British Empire.

I am well assured, by reference to the past, that I shall not be denied your earnest support in carrying out measures for the real welfare of the Colony.

(Signed) C. J. LA TROBE.

Melbourne,  
31st August, 1853.

3. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read:—

CONVICTS' PREVENTION ACT AMENDMENT BILL.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message No. 5.*

Pursuant to the provisions of the "*Act for the better Government of Her Majesty's Australian Colonies*," the Lieutenant Governor transmits to the Council for its consideration the draft of "*A Bill to amend the Law relating to Offenders illegally at large.*"

*Government Offices,*

*Melbourne, 31st August, 1853.*

Ordered to be printed, and together with the accompanying Bill, taken into consideration, Wednesday, 7th September next.

MARRIAGES BILL.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message No. 6.*

Pursuant to the provisions of the "*Act for the better Government of Her Majesty's Australian Colonies*," the Lieutenant Governor transmits to the Council for its consideration, the draft of "*A Bill for Marriages in the Colony of Victoria.*"

*Government Offices,*

*Melbourne, 31st August, 1853.*

Ordered to be printed, and together with the accompanying Bill, taken into consideration, Wednesday, 7th September next.

CUSTOMS BILL.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message No. 7.*

Pursuant to the provisions of the "*Act for the better government of Her Majesty's Australian Colonies*," the Lieutenant Governor transmits to the Council for its consideration the draft of "*A Bill for granting Duties of Customs in the Colony of Victoria.*"

*Government Offices,*

*Melbourne, 31st August, 1853.*

Ordered to be printed and, together with the accompanying Bill, taken into consideration, Wednesday, 14th September next.

## PENSIONS BILL.

C. J. LA TROBE,

*Lieutenant Governor.*

Pursuant to the provisions of the "Act for the better government of Her Majesty's Australian Colonies," the Lieutenant Governor transmits to the Council for its consideration the draft of "A Bill for Pensions and Allowances."

*Government Offices,**Melbourne, 31st August, 1853.*

Ordered to be printed and, together with the Bill, taken into consideration Wednesday, 7th September next.

*Message No 8.*

## GOLD SPECIMEN PRESENTED TO HER MAJESTY.

C. J. LA TROBE,

*Lieutenant Governor.*

The Lieutenant Governor has the pleasure to forward, for the satisfaction of the Council, the enclosed copy of a correspondence, relative to a specimen of the produce of the mineral wealth of the Colony, which His Excellency had the honour to transmit, in the course of the last year, for presentation to Her Most Gracious Majesty, on the part of Her loyal subjects in Victoria.

The terms in which the Queen has been pleased to signify Her acceptance of the same, and the interest which Her Majesty takes in the progress of the Colony which bears Her name, cannot but be gratifying to the Legislative Council.

*Government Offices,**Melbourne, 31st August, 1853.*

Ordered to be printed, together with the accompanying correspondence.

*Message, No. 9.*

## CESSATION OF TRANSPORTATION.

C. J. LA TROBE,

*Lieutenant Governor.*

It is with sincere pleasure that the Lieutenant Governor directs to be laid upon the Table of the Legislative Council, the enclosed copy of a Despatch from His Grace the Duke of Newcastle, transmitting to His Excellency the copy of a communication addressed by the Secretary of State to Lieutenant Governor Sir William Denison, announcing the resolution of Her Majesty's Government to put an end forthwith to Transportation to Van Diemen's Land.

*Government Offices,**Melbourne, 31st August, 1853.*

Ordered to be printed, together with the accompanying enclosure.

*Message No. 10.*

## SEAT OF SUPREME GOVERNMENT.

C. J. LA TROBE,

*Lieutenant Governor.*

For the information of the Legislative Council, the Lieutenant Governor transmits the enclosed copy of a Despatch from the Right Honorable the Secretary of State, in reference to the Address to Her Majesty, voted on the 17th September, 1852, praying Her Majesty to take into consideration the eligibility of the Colony of Victoria to be constituted the Seat of Supreme Government in Australia.

*Government Offices,**Melbourne, 31st August, 1853.*

Ordered to be printed, together with the accompanying enclosure.

*Message No. 11.*

- On the Motion of Mr. Greeves the Message and its enclosure were read by the Clerk.
4. MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL.—Mr. Splatt presented a Petition under the Seal of the Corporation of "The Melbourne, Mount Alexander, and Murray River Railway Company," praying that leave may be given to bring in a Bill to alter, amend, vary, enlarge, or repeal the several clauses of the Act of the 16th Victoria, passed on the 8th day of February last past, in the Ways and Means in the said Petition particularly mentioned and referred to, and that the same clauses may be altered, amended, varied, enlarged, or repealed accordingly.  
Petition received.
  5. BELFAST ELECTION PETITION.—The Speaker laid before the Legislative Council a Petition from certain Electors for the Electoral District of the united Towns of Belfast and Warrnambool, in the County of Villiers, received by him on the 14th day of July last, complaining against the return of F. P. Stevens, Esquire, as member for such Electoral District.  
Petition received.
  6. COUNCIL CLUB.—Mr. Rutledge, with leave of the Council, brought up a Progress Report from the Select Committee on the Council Club, and moved that the same be read by the Clerk.  
Question put and passed—Report read.
  7. DAYS OF BUSINESS.—The Colonial Secretary moved, pursuant to notice, That Tuesdays, Wednesdays, Thursdays, and Fridays in each week be the days on which the Council shall meet for the despatch of business during the present Session, and that Three o'clock be the hour of meeting on each day.  
Question—put and passed.

8. GOVERNMENT BUSINESS.—The Colonial Secretary moved, pursuant to notice, That on Wednesday and Thursday in each week during the present Session, the transaction of Government business shall take precedence of all other business.  
Question—put and passed.
9. STANDING ORDERS COMMITTEE.—The Colonial Secretary moved, pursuant to notice, That the following Members do form the Committee of Standing Orders during the present Session:—The Honorable the Speaker, the Honorable the Attorney General, the Chairman of Committees, Mr. Smith, Mr. Miller, Mr. Splatt, and Mr. Griffith.  
Question—put and passed.
10. LIBRARY COMMITTEE.—The Colonial Secretary moved, pursuant to notice, That the following Members do from the Library Committee for the present Session:—The Honorable the Speaker, Mr. Fawkner, Mr. Greeves, the Chairman of General Sessions, Mr. Riddell, the Surveyor General, and Mr. Haines.  
Question—put and passed.
11. CHAIRMAN OF COMMITTEES.—Mr. Campbell moved, pursuant to notice, That Peter Snodgrass, Esquire, be the Chairman of Committees of this Council.  
Mr. Griffiths then moved, That William Thomas Mollison, Esquire, be the Chairman of Committees of this Council.  
Question—That Peter Snodgrass, Esquire, be the Chairman of Committees of this Council—put.  
Council divided.

Ayes, 22.

The Colonial Secretary,  
Mr. Smith,  
The Solicitor General,  
The Attorney General,  
Mr. Goldsmith,  
Mr. O'Shanassy,  
Mr. Thomson,  
Mr. Greeves,  
Mr. Russell,  
Mr. Hodgson,  
Mr. Burnley,  
Mr. Langlands,  
Mr. Cowie,  
Mr. J. Murphy,  
Mr. Hervey  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Graham,  
Mr. F. Murphy,  
Mr. Campbell,  
Mr. Winter,  
Mr. Splatt, (*Teller*)

Noes, 20.

Mr. Cole,  
Mr. Myles,  
Mr. Griffith,  
Mr. Goodman,  
Mr. Henty,  
Mr. A'Beckett,  
Mr. Dane,  
Mr. Riddell,  
Mr. Haines,  
The Collector of Customs,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. Strachan,  
The Surveyor General,  
The Auditor General,  
Mr. Miller,  
The Chairman of General Sessions,  
Mr. Rutledge, (*Teller*.)

12. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Council Table the several undermentioned Papers:—
- (1.) Immigration—The Annual Report of the Immigration Agent for the year 1852.  
Ordered to be printed.
- (2.) National Education—The First Report of the Commissioners of National Education for the Colony of Victoria for the year 1852.  
Ordered to be printed.
- (3.) Customs—A Return of the Trade and Customs' Revenue of the Colony of Victoria for the year 1852.  
Ordered to be printed.
- (4.) Public Works—A Statement of Money expended from various votes for Public Works from 1st January to 31st December, 1852.  
Ordered to be printed.
- (5.) Boundary Line between Victoria and New South Wales—Return to Address on this subject, adopted on the motion of Mr. Murphy, on the 29th June, 1852.  
Ordered to be printed.
- (6.) Seat of Supreme Government—A Reply to the Address of the Legislative Council to Her Majesty, as to the Seat of Supreme Government in Australia.  
Ordered to be printed.
- (7.) Sheep—The Quarterly Report of the Inspectors of Sheep.  
Ordered to be printed.
- (8.) Lighthouses—A Copy of Correspondence respecting the Lighting of the Coast of the Colony.  
Ordered to be printed.

(9.) Colonial Tariffs—A Copy of Correspondence, relative to the assimilation of Colonial Tariffs, in reference to the Address on the same subject, adopted on the Motion of Mr. Westgarth, on the 28th January, 1853.

Ordered to be printed.

(10.) Gauge of Railways—A Copy of Correspondence with reference to the Gauge of Railways.

Ordered to be printed

13. GOLD FIELDS.—The order of the day for the consideration of the Lieutenant Governor's Message, No. 3, having been read, the Colonial Secretary moved, that the Bill accompanying the Message be now read a first time.

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

The Colonial Secretary, with leave of the Council, then moved, "That a Select Committee be appointed, to which the Bill for the better management of the Gold Fields be referred, and to report 'thereon,' such Committee to consist of the Colonial Secretary, the Auditor General, the Surveyor General, Mr. Strachan, Mr. Rutledge, Mr. Smith, Mr. O'Shanassy, Mr. Miller, Mr. Greeves, Mr. Haines, Mr. Mollison, and Mr. Langlands."

Mr. James Thomson moved as an amendment, that all the words after the word "That" be omitted, with the view to insert the words, "the Bill for the better management of the Gold Fields be referred to a Committee of the whole House."

Debate ensued.

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

Ayes, 26.	Noes, 19.
The Colonial Secretary,	Mr. Goldsmith,
The Surveyor General,	Mr. Hodgson,
The Attorney General,	Mr. O'Shanassy,
Mr. Smith,	Mr. Strachan,
The Collector of Customs,	Lieut. Col. Anderson,
The Solicitor General,	Mr. Thomson,
The Chairman of General Sessions,	Mr. Cowie
Mr. Greeves,	Mr. J. Murphy,
Mr. Highett,	Mr. Goodman,
Mr. Russell,	Mr. Hervey,
Dr. Aldcorn,	Mr. Dane,
Mr. W. Nicholson,	Mr. A'Beckett,
Mr. Burnley,	Mr. Wilkinson,
Mr. Annand,	Mr. O'Brien,
Mr. Myles,	Mr. M. Nicholson,
Mr. Mollison,	Mr. Cole,
Mr. Langlands,	Mr. Winter,
Mr. Henty	Mr. Campbell,
Mr. Miller,	Mr. Splatt, (Teller.)
Mr. Griffith,	
Mr. Haines,	
Mr. Graham,	
Mr. F. Murphy,	
Mr. Riddell,	
Mr. Rutledge,	
The Auditor General, (Teller.)	

Mr. Campbell then moved, as an amendment, the addition of the following words after the word "thereon," "and that the said Committee have power to take evidence."

Question—That the words proposed to be added, be so added—put and passed.

Mr. A'Beckett then moved, That after the word "evidence" there be added "a Report to be brought up within a week."

Question—That the words last proposed to be added, be so added—put and passed.

Mr. Campbell then required that the Select Committee be appointed by Ballot.

Question—That a Select Committee be appointed, to which the Bill for the better management of the Gold Fields be referred, to report thereon—and that the Committee have power to take evidence—a Report to be brought up within a week—put and passed.

The Council then proceeded to the ballot, and the following members being reported to have the greatest number of votes, were declared by the Speaker to be the Members of the said Committee, viz. :—The Colonial Secretary, Mr. Miller, Mr. O'Shanassy, The Attorney General, Mr. Greeves, Mr. Rutledge, Mr. Splatt, The Auditor General, Mr. Langlands, Mr. W. Nicholson, Mr. Strachan, and the Surveyor General.

Council adjourned at fifteen minutes to Six o'clock until Three o'clock to-morrow.

## NOTICES OF MOTION AND ORDER OF THE DAY.

THURSDAY, 1ST SEPTEMBER.

*Government Business:—*

NOTICE OF MOTION:—

1. THE COLONIAL SECRETARY: To move, That a Select Committee be appointed to consider and report upon the best form of Constitution for this Colony, and that His Excellency's Message, No. 2, be referred to such Committee.  
That such Committee consist of the following Members:—The Colonial Secretary, the Attorney General, the Speaker, Mr. Smith, Mr. O'Shanassy, Mr. Haines, Mr. Miller, Mr. Greeves, the Auditor General, Mr. Goodman, and Mr. W. Nicholson.

*General Business:—*

NOTICE OF MOTION:—

1. MR. JAMES THOMSON: To move, That an Address be presented to His Excellency the Lieutenant Governor of this Colony, requesting that His Excellency will be pleased to inform the Council what expense has been incurred, or is likely to be incurred, in the formation of the Domicile for the Members of the Council.

FRIDAY, 2ND SEPTEMBER.

NOTICES OF MOTION:—

1. MR. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the table of this House—
  - (1.) Reports from the Government Mineralogical Surveyor upon the Mineralogy and Geology of Victoria.
  - (2.) Copies of any important Records or Correspondence in the possession of the Government illustrative of the existence of Coal Fields in this Colony.
2. MR. SPLATT: To move, for leave to bring in a Bill to alter and amend an Act passed in the 16th year of the Reign of Her Majesty Queen Victoria, intituled, "*An Act to Incorporate a Company to be called 'The Melbourne, Mount Alexander, and Murry River Railway Company.'*"

*Contingent.*—On leave being given to bring in a Bill for altering and amending the Melbourne, Mount Alexander, and Murray River Railway Act.

To move, that when the Bill shall be read a first time, that it be referred to a Select Committee, to consist of, The Attorney General, The Chairman of General Sessions, Mr. O'Shanassy, Mr. Hodgson, and the Mover.

TUESDAY, 6TH SEPTEMBER.

NOTICES OF MOTION:—

1. MR. GREEVES: To ask the Colonial Secretary what progress has been made by the Melbourne Water and Sewerage Commissioners towards providing for the sewerage and the supply of water to the City.
- 
2. MR. STRACHAN: To move, That His Excellency the Lieutenant Governor may be pleased to have laid on the Table of this House—
    - (1.) A Return showing the Amount of Gold License Fees received, the Expenditure for Police, Commissioners, and other Contingent Expenses incurred in the collection and general management of the Gold Fields within the Colony, from the 31st December, 1852, to 1st September, 1853.
    - (2.) A Return of the Amount of Pilotage received, the Cost of maintaining the Pilot Department, under the Heads of Salaries, Vessels, Buoys and Lighthouses, from 31st December, 1852, to 1st September, 1853.
    - (3.) A Return showing the Cost to the Colony of the Hulks and Stockades, for the Punishment of Seamen committed for Offences under the English and Colonial Marine and Police Acts, from 31st December, 1852, to 1st September, 1853.
    - (4.) A Return of the Weights of raw and refined Sugar imported into the Colony from 31st August, 1852, to 1st September, 1853. And the Exports, if any.
    - (5.) A Return of the amount of British, Colonial, and Foreign Tonnage that has entered the Ports of the Colony, from the 31st December, 1852, to the 1st September, 1853.

WEDNESDAY, SEPTEMBER 7.

ORDERS OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Consideration of the Lieutenant Governor's Message, No. 5.
2. MARRIAGES BILL.—Consideration of The Lieutenant Governor's Message, No. 6.
3. PENSIONS BILL.—Consideration of The Lieutenant Governor's Message, No. 8.

WEDNESDAY, SEPTEMBER 14.

ORDER OF THE DAY:

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

MEETINGS

OF

SELECT COMMITTEES.

*Thursday, 1st September.*

COUNCIL CLUB—at half-past one o'clock.

*Friday, 2nd September.*

GOLD FIELDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 3.

THURSDAY, 1ST SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read:—

POSTAL COMMUNICATION.

C. J. LA TROBE,

*Message No. 12.*

*Lieutenant Governor.*

The Lieutenant Governor transmits for the consideration of the Legislative Council the accompanying Documents on the subject of Book Posts, and Postal Communication between this Colony and the Mother Country, viz.

1. A Circular Despatch from the Right Honorable the Secretary of State, dated February 21, 1853.
2. A Circular Despatch from the Right Honorable the Secretary of State, dated February 5, 1853.
3. A Copy of a Memorial addressed to His Excellency by certain Landed Proprietors, Bankers, Merchants, Traders, and others, with the copy of Resolutions adopted at a meeting of Merchants of Melbourne, on the 12th August, 1853.

*Government Offices,*

*Melbourne, September 1st, 1853.*

Ordered to be printed together with the accompanying documents.

ROYAL MINT.

C. J. LA TROBE,

*Message No. 13.*

*Lieutenant Governor.*

The Lieutenant Governor transmits to the Legislative Council for its information, the accompanying copy of a Circular Despatch from the Right Honorable the Secretary of State, dated April 13, 1853, respecting the establishment of branches of the Royal Mint in Australia.

*Government Offices,*

*Melbourne, 1st September, 1853.*

Ordered to be printed, together with the accompanying Despatch.

COINAGE.

C. J. LA TROBE,

*Message No. 14.*

*Lieutenant Governor.*

The Lieutenant Governor transmits for the consideration of the Legislative Council the accompanying copy of a Circular Despatch from the Right Honorable the Secretary of State, dated February 28, 1853, conveying the views of Her Majesty's Government on the subject of establishing, by Royal Proclamation, the rate at which the Coins of the United Kingdom shall pass current in this Colony, and limiting the amount at which Silver Coins shall be a legal tender.

*Government Offices,*

*Melbourne, September 1st., 1853.*

Ordered to be printed, together with the accompanying Despatch, and taken into consideration Thursday, 15th September instant.

CHARTERS FOR JOINT STOCK COMPANIES.

C. J. LA TROBE,

*Message No. 15.*

*Lieutenant Governor.*

The Lieutenant Governor directs the accompanying correspondence between the Secretary of State, and the Committee of Privy Council for Trade, on the subject of Charters for the incorporation of Joint Stock Companies, engaged in Colonial undertakings, to be laid on the Table of the Legislative Council.

*Government Offices,*

*Melbourne, September 1st., 1853.*

Ordered to be printed, together with the accompanying correspondence.

## ALPACAS.

C. J. LA TROBE,  
*Lieutenant Governor.*

*Message No. 16.*

The Lieutenant Governor transmits for the information of the Legislative Council the accompanying copies of a correspondence which has taken place on the subject of a proposal which has, with the consent of the Bolivian Government, been made by Don Manuel Antonio Flores, to export a number of live Alpacas from a port of Bolivia to Australia.

*Government Offices,  
Melbourne, 1st. September, 1853.*

Ordered to be printed, together with the accompanying correspondence.

3. CHAIRMAN OF COMMITTEES.—Mr. Snodgrass made his acknowledgments to the Council on having been elected Chairman of Committees.
4. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council:—  
A Return from the Superintendent of Penal Establishments upon the Penal Department of the Colony.  
Ordered to be printed.
5. CONSTITUTION OF THE COLONY.—The Colonial Secretary, with leave of the Council, moved pursuant to *amended* Notice:—  
(1.) That a Select Committee be appointed to consider and report upon the best form of Constitution for this Colony, and that His Excellency's Message, No. 2, be referred to such Committee.  
(2.) That such Committee consist of the following Members:—The Colonial Secretary, the Attorney General, the Speaker, Mr. Smith, Mr. O'Shanassy, Mr. Haines, Mr. Miller, Mr. Greeves, the Auditor General, Mr. Goodman, Mr. W. Nicholson, and Dr. Thomson.  
Debate ensued.  
Mr. Rutledge required that the Select Committee be appointed by Ballot.  
Question—That a Select Committee be appointed, to consider and report upon the best form of Constitution for this Colony, and that His Excellency's Message, No. 2, be referred to such Committee—put and passed.  
The Council then proceeded to the Ballot for such Committee, to consist of twelve Members, and the following Members being reported to have the greatest number of Votes, were declared by the Speaker to be Members of the said Committee, viz.:—The Colonial Secretary, the Attorney General, the Auditor General, Mr. Haines, Mr. O'Shanassy, Mr. Greeves, the Speaker, Mr. Miller, Mr. Goodman, Mr. W. Nicholson, Mr. Smith, and Dr. Thomson.
6. COUNCIL CLUB.—Mr. James Thomson moved pursuant to Notice, That an Address be presented to His Excellency the Lieutenant Governor of this Colony, requesting that His Excellency will be pleased to inform the Council what expense has been incurred, or is likely to be incurred, in the formation of the Domicile for the Members of the Council.  
Debate ensued.  
Motion by leave withdrawn.
7. COUNCIL CLUB.—On the Motion of Mr. Rutledge, leave was granted to the Select Committee to meet at the Club House, and also to sit on Mondays and Saturdays.  
Council adjourned at a quarter to five o'clock, until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 2ND SEPTEMBER.

NOTICES OF MOTION:—

1. MR DANE: To ask the Colonial Secretary—  
(1.) The cause of John Mereweather's removal from a clerkship in the Immigration Office, with date and salary?  
(2.) The date of appointment of the said John Mereweather as Private Secretary to the Auditor General, and salary?  
(3.) The cause of his arrest by the military, and confinement in the lock-up; as well as the manner in which he succeeded in obtaining his release therefrom?  
(4.) The direct complaint or cause of his removal from the appointment of Inspector of Denominational Schools of the Colony, with the salary attached to the office?

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2. MR. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the table of this House—  
(1.) Reports from the Government Mineralogical Surveyor upon the Mineralogy and Geology of Victoria.  
(2.) Copies of any important Records or Correspondence in the possession of the Government illustrative of the existence of Coal Fields in this Colony.

3. MR. SPLATT: To move, for leave to bring in a Bill to alter and amend an Act passed in the 16th year of the Reign of Her Majesty Queen Victoria, intituled, "*An Act to Incorporate a Company to be called 'The Melbourne, Mount Alexander, and Murry River Railway Company.'*"
- Contingent.*—On leave being given to bring in a Bill for altering and amending the Melbourne, Mount Alexander, and Murray River Railway Act.
- To move, that when the Bill shall be read a first time, that it be referred to a Select Committee, to consist of, The Attorney General, The Chairman of General Sessions, Mr. O'Shanassy, Mr. Hodgson, and the Mover.
4. MR. HAINES: To move, That a Committee, to consist of ten Members, be appointed to enquire into the general manner of conducting the Public Works of this Colony, with power to take evidence.
- (2.) That the Committee consist of, The Surveyor General, Mr. Graham, Mr. Hodgson, Mr. Hervey, Mr. Strachan, Mr. Cowie, Mr. Henty, Mr. Rutledge, Mr. Cole, and the Mover.
5. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before the Council, a Return shewing the Stations of the Police Force of the Colony, with their strength and employments, on the 31st day of July, 1853.
- Also a Return shewing the whole of the Equipments, &c., &c., of said Police Force, on hand 1st August, 1853.
6. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before this Council, a Return shewing the description and quantities of Supplies purchased on account of the Gold Diggings, which remained on hand, 1st August, 1853.

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TUESDAY, 6TH SEPTEMBER.

NOTICES OF MOTION:—

1. MR. GREEVES: To ask the Colonial Secretary what progress has been made by the Melbourne Water and Sewerage Commissioners towards providing for the sewerage and the supply of water to the City?
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2. MR. STRACHAN: To move, That His Excellency the Lieutenant Governor may be pleased to have laid on the Table of this House—
- (1.) A Return showing the Amount of Gold License Fees received, the Expenditure for Police, Commissioners, and other Contingent Expenses incurred in the collection and general management of the Gold Fields within the Colony, from the 31st December, 1852, to 1st September, 1853.
- (2.) A Return of the Amount of Pilotage received, the Cost of maintaining the Pilot Department, under the Heads of Salaries, Vessels, Buoys and Lighthouses, from 31st December, 1852, to 1st September, 1853.
- (3.) A Return showing the Cost to the Colony of the Hulks and Stockades, for the Punishment of Seamen committed for Offences under the English and Colonial Marine and Police Acts, from 31st December, 1852, to 1st September, 1853.
- (4.) A Return of the Weights of raw and refined Sugar imported into the Colony from 31st August, 1852, to 1st September, 1853. And the Exports, if any.
- (5.) A Return of the amount of British, Colonial, and Foreign Tonnage that has entered the Ports of the Colony, from the 31st December, 1852, to the 1st September, 1853.
3. MR. WILKINSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to lay upon the Table of this House, a Return shewing the number of persons committed for trial, who, in the course of transmission between Melbourne and Portland, have escaped from the custody of the Police since the establishment of the Police Bench at Portland, to the 30th June last, specifying the dates of escape, the offences charged against, and the names of the vessels embarking, the prisoners.

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WEDNESDAY, SEPTEMBER 7.

ORDERS OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Consideration of the Lieutenant Governor's Message, No. 5.
2. MARRIAGES BILL.—Consideration of The Lieutenant Governor's Message, No. 6.
3. PENSIONS BILL.—Consideration of The Lieutenant Governor's Message, No. 8.

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WEDNESDAY, SEPTEMBER 14.

ORDER OF THE DAY:

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

THURSDAY, SEPTEMBER 15.

*Government Business:—*

## ORDER OF THE DAY:

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.
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M E E T I N G S  
OF  
S E L E C T C O M M I T T E E S.

*Friday, 2nd September.*

GOLD FIELDS—at 11 o'clock.

*Saturday, 3rd September.*

COUNCIL CLUB—at 11 o'clock.

*Tuesday, 6th September.*

NEW CONSTITUTION—at 11 o'clock.

STANDING ORDERS—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**

No. 4.

FRIDAY, 2ND SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. **EMIGRATION FROM PAISLEY.**—The Colonial Secretary presented a Petition from certain heads of families in Paisley, praying this Council to take the statements set forth in the Petition into consideration, and to grant the Petitioners the assistance they desire to enable them to emigrate to Melbourne.  
Petition received.
3. **PAPERS.**—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council :—  
A Report of the Denominational School Board for 1852.  
Ordered to be printed.
4. **GOLD FIELDS.**—The Colonial Secretary, with leave of the Council, brought up a Progress Report from the Committee, to which the “ Bill for the better Management of the Gold Fields ” was referred, and moved that it be printed.  
Question—put and passed.
5. **COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—In pursuance of “ *The Victoria Electoral Act of 1851,* ” the Speaker laid upon the Council Table the following Warrant, appointing the Committee of Elections and Qualifications :—

“ VICTORIA.

“ Pursuant to the provisions of ‘ *The Victoria Electoral Act of 1851,* ’ I do hereby appoint—

William Campbell, Esquire,  
Charles James Griffith, Esquire,  
William Clark Haines, Esquire,  
Henry Miller, Esquire,  
William Thomas Mollison, Esquire,  
George Winter, Esquire, and  
John Goodman, Esquire,

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

Given under my hand this first day of September, 1853.

J. F. PALMER,  
*Speaker.*

6. **MINERALOGICAL SURVEYOR.**—Mr. O’Shanassy moved, pursuant to Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this House—  
(1.) Reports from the Government Mineralogical Surveyor upon the Mineralogy and Geology of Victoria.  
(2.) Copies of any important Records or Correspondence in the possession of the Government illustrative of the existence of Coal Fields in this Colony.  
Question—put and passed.
7. **MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL.**—Mr. Splatt moved, pursuant to Notice, That he have leave to bring in a Bill to amend the Melbourne, Mount Alexander, and Murray River Railway Act.  
Debate ensued.  
Question—put and passed.  
Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Mr. Splatt having produced a Certificate, that the sum of £25 had been paid into the hands of the Colonial Treasurer, for the public uses of the Colony, presented the Bill, intituled, “ *A Bill to alter and amend an Act passed in the sixteenth year of the Reign of Her Majesty Queen Victoria, intituled, ‘ An Act to incorporate a Company, to be called the ‘ Melbourne, Mount Alexander, and Murray River Railway Company,’* ” and moved that the Bill be now read a first time.  
Question—put and passed.—Bill read a first time.

Mr. Splatt then moved, pursuant to *amended contingent* notice, that this Bill be referred to a Select Committee, to consist of Mr. Campbell, Mr. Winter, The Surveyor General, Mr. Riddell, Mr. Miller, Mr. Rutledge, and the Mover.

Question—put and passed.

8. PUBLIC WORKS.—Mr. Haines, with leave of the Council, moved, (1.) That a Committee, to consist of twelve Members, be appointed to enquire into the general manner of conducting the Public Works of this Colony, with power to take evidence.

(2.) That the Committee consist of, The Surveyor General, Mr. Graham, Mr. Hodgson, Mr. Hervey, Mr. Strachan, Mr. Cowie, Mr. Henty, Mr. Rutledge, Mr. Cole, and the Mover. Debate ensued.

Mr. Snodgrass required a ballot.

Question—That a Committee, to consist of twelve Members, be appointed to enquire into the general manner of conducting the Public Works of this Colony, with power to take evidence—put and passed.

The Council then proceeded to the ballot, and the following members being reported to have the greatest number of votes, were declared by the Speaker to be members of the said Committee, viz. :—Mr. Haines, Mr. Cole, Mr. Rutledge, Mr. Campbell, The Colonial Secretary, Mr. Strachan, Mr. Annand, Mr. Harvey, Mr. Hodgson, The Surveyor General, Captain Dane, and Mr. Graham.

9. POSTPONEMENT OF MOTIONS.—Captain Dane postponed the Motions standing in his name, Nos. 5 and 6 on the Notice Paper for to-day, until Wednesday, the 7th instant.

10. GOLD FIELDS.—On the Motion of the Attorney General, on behalf of the Colonial Secretary, leave was given to the Committee to which the Bill for the better management of the Gold Fields was referred, to meet on Monday next.

Council adjourned at five minutes to five o'clock until three o'clock on Tuesday next.

#### NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 6TH SEPTEMBER.

NOTICES OF MOTION :—

1. MR. GREEVES : To ask the Colonial Secretary what progress has been made by the Melbourne Water and Sewerage Commissioners towards providing for the sewerage and the supply of water to the City ?
2. MR. WILKINSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to lay upon the Table of this House, a Return shewing the number of persons committed for trial, who, in the course of transmission between Melbourne and Portland, have escaped from the custody of the Police since the establishment of the Police Bench at Portland, to the 30th June last, specifying the dates of escape, the offences charged against, and the names of the vessels embarking, the prisoners.
3. MR. CAMPBELL : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay on the Table of this House copies of all Despatches between His Honor the Superintendent of Port Phillip and the Lieutenant Governor of Victoria and the Government of New South Wales, and the Secretaries of State for the Colonies, on the subject of the Settlement of the Waste Lands of the Crown in Victoria since the 17th June, 1848.
4. MR. GOODMAN : To move, (1.) That a Committee, to consist of eight Members, be appointed to consider and amend the Act for preventing the extension of the disease called Scab in Sheep. (2.) That such Committee do consist of—The Attorney General, Mr. Griffith, Mr. F. Murphy, Mr. Splatt, Mr. Campbell, Mr. Hervey, Mr. Mollison, and the Mover.
5. THE COLONIAL SECRETARY : To move, That the Petition presented by him from certain inhabitants of the town of Paisley, in Scotland, be printed.

WEDNESDAY, 7TH SEPTEMBER.

*Government Business* :—

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Consideration of the Lieutenant Governor's Message, No. 5.
2. MARRIAGES BILL.—Consideration of The Lieutenant Governor's Message, No. 6.
3. PENSIONS BILL.—Consideration of The Lieutenant Governor's Message, No. 8.

*General Business* :—

NOTICES OF MOTION :—

1. MR. STRACHAN : To move, That His Excellency the Lieutenant Governor may be pleased to have laid on the Table of this House—
  - (1.) A Return showing the Amount of Gold License Fees received, the Expenditure for Police, Commissioners, and other Contingent Expenses incurred in the collection and general management of the Gold Fields within the Colony, from the 31st December, 1852, to 1st September, 1853.
  - (2.) A Return of the Amount of Pilotage received, the Cost of maintaining the Pilot Department, under the Heads of Salaries, Vessels, Buoys and Lighthouses, from 31st December, 1852, to 1st September, 1853.

- (3.) A Return showing the Cost to the Colony of the Hulks and Stockades, for the Punishment of Seamen committed for Offences under the English and Colonial Marine and Police Acts, from 31st December, 1852, to 1st September, 1853.
- (4.) A Return of the Weights of raw and refined Sugar imported into the Colony from 31st August, 1852, to 1st September, 1853. And the Exports, if any.
- (5.) A Return of the amount of British, Colonial, and Foreign Tonnage that has entered the Ports of the Colony, from the 31st December, 1852, to the 1st September, 1853.
2. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before the Council, a Return shewing the Stations of the Police Force of the Colony, with their strength and employments, on the 31st day of July, 1853.
- Also, a Return shewing the whole of the Equipments, &c., &c., of said Police Force, on hand 1st August, 1853.
3. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before this Council, a Return shewing the description and quantities of Supplies purchased on account of the Gold Diggings, which remained on hand 1st August, 1853.

## FRIDAY, 9TH SEPTEMBER.

## NOTICES OF MOTION:—

1. MR. HODGSON: To move, that an Address be presented to His Excellency the Lieutenant Governor praying Stock to be taken at all Bonded Warehouses on a given date: account of all goods entered to date, and not warehoused, and cause a weekly notice to be posted at the Custom Houses of all Bonded Goods imported, exported, consumed, or otherwise disposed of, and the quantities of each remaining in Bond.
- (2.) And further, cause monthly and quarterly Returns to be made of all goods exported and imported, and of the respective values thereof, and Duties paid thereon when liable: and that at the close of each month and quarter, or as soon thereafter as may be, a similar Return for all the other Ports in the Colony should be made and be open for inspection within the Custom Houses of Melbourne and Geelong.
- (3.) Also, A monthly and quarterly Return of the number and tonnage of Vessels entered outwards and inwards at each of the Ports in the Colony; and that a similar Return (to be obtained from the Immigration Officer, and hung up in the Custom House,) should likewise be made of the passengers arriving and departing, distinguishing the countries and places from and to which they have arrived and departed.
- (4.) Also, that these Returns be posted at the Custom Houses, to be accessible to any one requiring such information.
2. MR. SMITH: To move, for leave to bring in a Bill to empower Justices of the Peace (in certain cases) to adjudicate in cases of Petty Larceny.

## WEDNESDAY, 14TH SEPTEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

## THURSDAY, 15TH SEPTEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 3rd September.*

COUNCIL CLUB—at 11 o'clock.

*Monday, 5th September.*

GOLD FIELDS—at 3 o'clock.

*Tuesday, 6th September.*

NEW CONSTITUTION—at 11 o'clock.

STANDING ORDERS—at 1 o'clock.

*Wednesday, 7th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL—at 11 o'clock.

*Thursday, 8th September.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 5.

TUESDAY; 6TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Council Table:—  
 A Copy of Mr. Edward Hammond Hargrave's Claim on the Colony of Victoria, in respect to the discovery of Gold.  
 Ordered to be printed.
3. MR. MURPHY, as President of the Central Road Board, laid upon the Council Table a Statement of the amount and nature of the work performed under the authority of the Central Road Board, and cost of same under vote of £300,000, from 1st January to 30th June, 1853, together with a further statement of the Expenditure upon these Works, from 30th June to 31st August last.  
 Ordered to be printed.
4. BELFAST AND WARRNAMBOOL.—The Speaker laid before the Council a letter from W. Rutledge, Esquire, on behalf of himself, and as Agent for the other Petitioners against the return of F. P. Stevens, Esquire, as Member for the Electoral District of the United Towns of Belfast and Warrnambool, informing him that it was not intended to proceed with such Petition.
5. PETITION.—Dr. Thomson presented a Petition from certain Residents of the Colony of Victoria, praying this Council would take the earliest opportunity of doing justice to the Gold Mining people by reducing the monthly license tax to ten shillings, and by granting to their fellow Colonists of the Mines the Elective Franchise, in order that they may return Members who would represent the Gold Mining interests in this Council.  
 Petition received.
6. PAPERS.—The Attorney General, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—  
 PRISONERS—  
 (1.) A Return of Prisoners committed for trial at the Supreme Court and Circuit Courts of the Colony of Victoria, from 1st July to 31st December, 1851, shewing the result of such committals and trials.  
 (2.) A similar Return from 1st January, 1852, to 31st December, 1852.  
 (3.) A similar Return from 1st January to 30th June, 1853.  
 Ordered to be printed.  
 INQUESTS—  
 (4.) An Abstract of Inquests held before Coroners, and Inquiries by Justices, from 1st January to 30th June, 1852.  
 (5.) A similar Abstract from 1st January to 30th June, 1853.  
 Ordered to be printed.
7. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read.

COLONIAL AGENT GENERAL.

C. J. LA TROBE,

*Message No. 17.*

*Lieutenant Governor.*

In obedience to the instructions of the Right Honorable the Secretary of State, the Lieutenant Governor transmits, for the information of the Legislative Council, the Copy of a Despatch dated 12th September, 1852, on the subject of the requisitions which have been sent to the Colonial Agent General from this Colony.

*Government Offices,  
 Melbourne, 6th September, 1853.*

Ordered to be printed, together with the accompanying Enclosure.

## EMIGRATION.

C. J. LA TROBE,

Message No. 18.

*Lieutenant Governor.*

The Lieutenant Governor transmits for the information of the Legislative Council, the following Despatches from the Right Honorable the Secretary of State, upon Emigration subjects, viz. :—

1st. Dated 25th December, 1852, on the proportion of Emigrant Wessels despatched to Melbourne and Geelong respectively.

2nd. Dated 20th April, 1853, on the Emigration to the Portland and Port Fairy districts.

3rd. Under date the 30th April, 1853, notifying that an adjustment of the Emigration Accounts of Victoria and New South Wales had been made, and that a balance of £4000, due from New South Wales, in respect of the Sums of Money which have passed through the hands of the Emigration Commissioners, had been transferred to the account of Victoria.

*Government Offices,**Melbourne, 6th September, 1853.*

Ordered to be printed together with the accompanying Enclosures.

8. PRISONERS.—PORTLAND.—Mr. Wilkinson moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to lay upon the Table of this House, a Return shewing the number of persons committed for trial, and convicted of crime, who, in the course of transmission between Melbourne and Portland, have escaped from the custody of the Police since the establishment of the Police Bench at Portland, to the 30th June last, specifying the dates of escape, the offences charged against, and the names of the vessels embarking, the prisoners, distinguishing those committed from others convicted, and also those re-captured from others still at large.

Question—put and passed.

9. WASTE LANDS CORRESPONDENCE.—Mr. Campbell moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay on the Table of this House copies of all Despatches between His Honor the Superintendent of Port Phillip and the Lieutenant Governor of Victoria and the Government of New South Wales, and the Secretaries of State for the Colonies, on the subject of the Settlement of the Waste Lands of the Crown in Victoria since the 17th June, 1848.

Debate ensued.

Motion, by leave, withdrawn.

10. SCAB IN SHEEP PREVENTION ACT.—Mr. Goodman moved, pursuant to *amended* notice, (1.) That a Committee, to consist of eight Members, be appointed to consider and report on the operation of the Act for preventing the extension of the disease called Scab in Sheep, and that such Committee have power to take evidence. (2.) That such Committee do consist of—The Attorney General, Mr. Griffith, Mr. F. Murphy, Mr. Splatt, Mr. Campbell, Mr. Hervey, Mr. Mollison, and the Mover.

Question—put and passed.

11. PAISLEY PETITION.—The Colonial Secretary moved the suspension of Standing Order, No. 55.

Question—put and passed.

The Colonial Secretary then moved, pursuant to notice, That the Petition presented by him from certain inhabitants of the Town of Paisley, in Scotland, be printed.

Question—put and passed.

Council adjourned at four o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 7TH SEPTEMBER.

*Government Business :—*

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Consideration of the Lieutenant Governor's Message, No. 5.
2. MARRIAGES BILL.—Consideration of The Lieutenant Governor's Message, No. 6.
3. PENSIONS BILL.—Consideration of The Lieutenant Governor's Message, No. 8.

*General Business :—*

NOTICES OF MOTION :—

1. MR. STRACHAN: To move, That His Excellency the Lieutenant Governor may be pleased to have laid on the Table of this House—
  - (1.) A Return showing the Amount of Gold License Fees received, the Expenditure for Police, Commissioners, and other Contingent Expenses incurred in the collection and general management of the Gold Fields within the Colony, from the 31st December, 1852, to 1st September, 1853.

- (2.) A Return of the Amount of Pilotage received, the Cost of maintaining the Pilot Department, under the Heads of Salaries, Vessels, Buoys and Lighthouses, from 31st December, 1852, to 1st September, 1853.
  - (3.) A Return showing the Cost to the Colony of the Hulks and Stockades, for the Punishment of Seamen committed for Offences under the English and Colonial Marine and Police Acts, from 31st December, 1852, to 1st September, 1853.
  - (4.) A Return of the Weights of raw and refined Sugar imported into the Colony from 31st August, 1852, to 1st September, 1853. And the Exports, if any.
  - (5.) A Return of the amount of British, Colonial, and Foreign Tonnage that has entered the Ports of the Colony, from the 31st December, 1852, to the 1st September, 1853.
2. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before the Council, a Return shewing the Stations of the Police Force of the Colony, with their strength and employments, on the 31st day of July, 1853.
- Also, a Return shewing the whole of the Equipments, &c., &c., of said Police Force, on hand 1st August, 1853.
3. MR. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before this Council, a Return shewing the description and quantities of Supplies purchased on account of the Gold Diggings, which remained on hand 1st August, 1853.

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THURSDAY, 8TH SEPTEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. O'BRIEN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause the following alteration to be made in the manner of disposing of the Crown Lands offered for sale in this City—
- (1.) That His Excellency will cause to be procured, in a central situation, a large and commodious building to be used as a sale room.
  - (2.) That Plans of all Lands for sale, license, or lease, shall be exhibited in the said room, and that one or more clerks do attend in the room on all business days in order to give the public such information as can be given respecting such Lands as are offered for sale, license, or lease.
  - (3.) That the Government will have all Lands for sale advertised in each of the local journals, for one week after they are first notified by the *Government Gazette*.

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FRIDAY, 9TH SEPTEMBER.

NOTICES OF MOTION :—

1. MR. HODGSON: To move, that an Address be presented to His Excellency the Lieutenant Governor praying Stock to be taken at all Bonded Warehouses on a given date: account of all goods entered to date, and not warehoused, and cause a weekly notice to be posted at the Custom Houses of all Bonded Goods imported, exported, consumed, or otherwise disposed of, and the quantities of each remaining in Bond.
- (2.) And further, cause monthly and quarterly Returns to be made of all goods exported and imported, and of the respective values thereof, and Duties paid thereon when liable: and that at the close of each month and quarter, or as soon thereafter as may be, a similar Return for all the other Ports in the Colony should be made and be open for inspection within the Custom Houses of Melbourne and Geelong.
  - (3.) Also, A monthly and quarterly Return of the number and tonnage of Vessels entered outwards and inwards at each of the Ports in the Colony; and that a similar Return (to be obtained from the Immigration Officer, and hung up in the Custom House,) should likewise be made of the passengers arriving and departing, distinguishing the countries and places from and to which they have arrived and departed.
  - (4.) Also, that these Returns be posted at the Custom Houses, to be accessible to any one requiring such information.
2. MR. SMITH: To move, for leave to bring in a Bill to empower Justices of the Peace (in certain cases) to adjudicate in cases of Petty Larceny.
3. MR. M. NICHOLSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause a survey to be made of the respective Ports of Belfast and Warrnambool, and direct a Report to be made with as little delay as possible on the natural advantages of each Port and its capability of improvement by artificial means, and the probable cost of such improvement.

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TUESDAY, 13TH SEPTEMBER.

NOTICE OF MOTION :—

1. THE AUDITOR GENERAL: To move, (1.) That a Committee be appointed to enquire whether any steps should be taken towards the improvement of the lighting of the Coast of this Colony, with power to take evidence.
- (2.) That such Committee do consist of Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson, The Surveyor General, Mr. Mark Nicholson, and the Mover.

WEDNESDAY, 14TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

THURSDAY, 15TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

FRIDAY, 16TH SEPTEMBER.

NOTICE OF MOTION :—

1. DR. THOMSON : To move, That this House on its rising do adjourn to Wednesday, the 21st instant.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Wednesday, 7th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
BILL—at 11 o'clock.

GOLD FIELDS—at 12 o'clock.

*Thursday, 8th September.*

PUBLIC WORKS—at 11 o'clock.

GOLD FIELDS—at 12 o'clock.

STANDING ORDERS—at 2 o'clock.

*Friday, 9th September.*

NEW CONSTITUTION—at 11 o'clock.

SCAB IN SHEEP—at 2 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 6.

WEDNESDAY, 7TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. PETITION.—Mr. Smith presented a Petition from certain Inhabitants of the City of Melbourne, praying this Council would pass a law reducing the Monthly License Tax levied on the Gold Fields to ten shillings, and also grant to their fellow Colonists of the Mines the elective franchise, in order that the mining interests may be represented in this Council.  
Petition received.
3. MINERALOGICAL SURVEYOR.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Council Table :—  
Return to Address—adopted on the Motion of Mr. O'Shanassy, 2nd September, instant.  
Ordered to be printed.
4. NON-ELECTIVE MEMBERS.—The Speaker reported to the Council that he had received a Letter from the Colonial Secretary, dated 7th September, 1853, informing him that E. N. Emmett, Esquire, recently nominated to a Seat in the Legislative Council, had by Letter dated the 29th ultimo tendered his resignation of that Seat, which resignation His Excellency had accepted, and further acquainting the Speaker, that His Excellency had been pleased to nominate Andrew Halley Knight, Esquire, in his place.
5. CONVICTS' PREVENTION ACT AMENDMENT BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 5, having been read, The Attorney General moved that the Bill accompanying this Message be now read a first time.  
Debate ensued.  
Question put.  
Council divided.

Ayes, 36.

Mr. Smith,  
 Mr. Strachan,  
 Mr. O'Shanassy,  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. W. Nicholson,  
 Mr. Langlands,  
 Mr. Hodgson,  
 Mr. Henty  
 Mr. Highett,  
 Mr. Russell,  
 The Solicitor General,  
 Lieut. Col. Anderson,  
 The Collector of Customs,  
 The Attorney General,  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. Splatt,  
 Mr. Rutledge,  
 Mr. O'Brien,  
 Mr. Winter,  
 Mr. F. Murphy,  
 Mr. Griffith,  
 Mr. Greeves,  
 Mr. Snodgrass,  
 Mr. Wilkinson,  
 Mr. M. Nicholson,  
 Dr. Thomson,  
 Mr. Mollison,  
 Mr. Goodman,  
 Mr. Myles,  
 Mr. Hervey  
 Mr. J. Murphy,  
 Mr. Stevens,  
 Mr. Cowie  
 The Auditor General, (Teller.)

Noes, 3.

Mr. Annand,  
 Mr. Dane,  
 Mr. Miller, (Teller.)

Bill intituled "*A Bill to amend the Law relating to Offenders illegally at large*"—read a first time.

On the Motion of the Attorney General, the Council ordered the second reading of this Bill to be considered on Wednesday, 28th September instant.

6. MARRIAGES BILL.—The Order of the Day for the consideration of the Lieutenant Governor's Message, No. 6, having been read, the Attorney General moved, that the Bill accompanying this Message be now read a first time.

Question—put and passed. Bill intituled "*A Bill for Marriages in the Colony of Victoria*"—read a first time.

On the Motion of the Attorney General, the Council ordered the second reading of this Bill to be considered on Thursday, the 6th October next.

7. POSTPONEMENT OF ORDER OF THE DAY.—On the Motion of the Colonial Secretary, the consideration of the following Order of the Day was postponed until Friday, the 9th instant.

"*Pensions Bill—Consideration of the Lieutenant Governor's Message, No. 8.*"

8. GOLD FIELDS.—The Colonial Secretary, with leave of the Council, brought up a second Progress Report from the Committee, to which the Bill for the better Management of the Gold Fields was referred, together with a Draft of a Bill, and moved that the Report be received and together with the accompanying Bill be printed.

Question—put and passed.

9. RETURNS.—Mr. Strachan moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to cause to be laid on the Table of this House—

(1.) GOLD FIELDS.—A Return showing the Amount of Gold License Fees received, the Expenditure for Police Commissioners, and other direct Expenses incurred in the collection and general management of the Gold Fields within the Colony, for the half-year ending 30th June, 1853.

(2.) PILOTAGE.—A Return of the Amount of Pilotage received, the Cost of maintaining the Pilot Department, under the Heads of Salaries, Vessels, Buoys and Lighthouses, for the half-year ending 30th June, 1853.

(3.) HULKS AND STOCKADES.—A Return showing the Cost to the Colony of the Hulks and Stockades, for the punishment of Seamen committed for Offences under the English and Colonial Marine and Police Acts, for the half-year ending the 30th June, 1853.

(4.) SUGAR.—A Return of the Weights of raw and refined Sugar imported into the Colony, and the Exports, if any, for the half-year ending 30th June, 1853.

(5.) TONNAGE.—A Return of the amount of British, Colonial, and Foreign Tonnage that has entered the Ports of the Colony, for the half-year ending 30th June, 1853.

Question—put and passed.

10. POLICE FORCE.—Captain Dane moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before the Council, a Return "*shewing*" the Stations of the Police Force of the Colony, with their strength and employments, on the 31st day of July, 1853. Also, a Return shewing the whole of the Equipments, &c., &c., of said Police Force, on hand 1st August, 1853.

Mr. Snodgrass moved as an amendment, that all the words after the word "*shewing*" be omitted, with the view of inserting the words following:—

(1.) The numerical strength of the Police Force mounted and foot, on the first day of January, 1853, in the Colony of Victoria, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, the number of Police at each Station, the total number of horses and working cattle, and the original cost of the same.

(2.) A return shewing the numerical strength of the Police Force of the Colony on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each Station, and how such Stations are provided with rations whether by contractor or otherwise.

(3.) A monthly return shewing the numerical increase or decrease of the Police Force of Victoria as occurring at each Police Station, distinguishing the different grades of office, the causes leading to such alterations (if any) in the disposal of such Police Force, together with the number of horses and working cattle reported as dead or missing for the month, and any increase to the number of horses and working cattle with the cost of the same per head.

(4.) A monthly return of the quantity of forage purchased for the use of the Police Force, where, and by whom purchased and at what cost.

(5.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.

(6.) A copy of all general regulations, orders or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what principles the Police Force are now conducted.

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

Ayes 22.

The Colonial Secretary,  
The Attorney General,  
The Collector of Customs,  
Lieut. Col. Anderson,  
The Solicitor General,  
Mr. Russell,  
Mr. Highett,  
Mr. Graham,  
Mr. Henty,  
Mr. Langlands,  
Mr. Dane,  
Mr. J. Thomson,  
Mr. J. Murphy,  
Mr. Hervey,  
Mr. Mollison,  
Mr. Goodman,  
Mr. A'Beckett,  
Mr. Riddell,  
Mr. Splatt,  
Mr. F. Murphy,  
Mr. Rutledge,  
The Auditor General, (*Teller.*)

Noes, 20.

Mr. Smith,  
Mr. Cole,  
Mr. Greeves,  
Mr. Miller,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Strachan,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. Annand,  
Mr. Burnley,  
Mr. Griffith,  
Mr. Cowie,  
Mr. Stevens,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. M. Nicholson,  
Mr. Winter,  
Mr. Snodgrass, (*Teller.*)

Question—That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before the Council, a Return shewing the Stations of the Police Force of the Colony, with their strength and employments, on the 31st day of July, 1853. Also, a Return shewing the whole of the Equipments, &c., &c., of said Police Force, on hand 1st August, 1853—put and passed.

11. GOLD DIGGINGS.—Captain Dane moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency would cause to be laid before this Council, a Return shewing the description and quantities of Supplies purchased on account of the Gold Diggings, which remained on hand 1st August, 1853.

Question—put and passed.

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

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 8TH SEPTEMBER.

*Government Business* :—

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY: To move, That the Bill to alter an Act, intituled "*An Act to restrain by summary proceeding unauthorised Mining on Waste Lands of the Crown,*" be read a first time.

*General Business* :—

NOTICE OF MOTION :—

1. MR. O'BRIEN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause the following alteration to be made in the manner of disposing of the Crown Lands offered for sale in this City—
- (1.) That His Excellency will cause to be procured, in a central situation, a large and commodious building to be used as a sale room.
  - (2.) That Plans of all Lands for sale, license, or lease, shall be exhibited in the said room, and that one or more clerks do attend in the room on all business days in order to give the public such information as can be given respecting such Lands as are offered for sale, license, or lease.
  - (3.) That the Government will have all Lands for sale advertised in each of the local journals, for one week after they are first notified by the *Government Gazette*.
2. MR. MYLES: To move, That the Honorable the Speaker do remove from the List of Names of Members of the Committee of Elections and Qualifications, the names of William Campbell, William Thomas Mollison, George Winter, and John Goodman, Esquires, and that the Speaker do substitute the names of other Honorable Members on such Committee.

FRIDAY, 9TH SEPTEMBER.

NOTICES OF MOTION :—

1. MR. HODGSON: To move, that an Address be presented to His Excellency the Lieutenant Governor praying Stock to be taken at all Bonded Warehouses on a given date: account of all goods entered to date, and not warehoused, and cause a weekly notice to be posted at the Custom Houses of all Bonded Goods imported, exported, consumed, or otherwise disposed of, and the quantities of each remaining in Bond.

- (2.) And further, cause monthly and quarterly Returns to be made of all goods exported and imported, and of the respective values thereof, and Duties paid thereon when liable: and that at the close of each month and quarter, or as soon thereafter as may be, a similar Return for all the other Ports in the Colony should be made and be open for inspection within the Custom Houses of Melbourne and Geelong.
- (3.) Also, A monthly and quarterly Return of the number and tonnage of Vessels entered outwards and inwards at each of the Ports in the Colony; and that a similar Return (to be obtained from the Immigration Officer, and hung up in the Custom House,) should likewise be made of the passengers arriving and departing, distinguishing the countries and places from and to which they have arrived and departed.
- (4.) Also, that these Returns be posted at the Custom Houses, to be accessible to any one requiring such information.
2. MR. SMITH: To move, for leave to bring in a Bill to empower Justices of the Peace (in certain cases) to adjudicate in cases of Petty Larceny.
3. MR. M. NICHOLSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause a survey to be made of the respective Ports of Belfast and Warrnambool, and direct a Report to be made with as little delay as possible on the natural advantages of each Port and its capability of improvement by artificial means, and the probable cost of such improvement.

## ORDER OF THE DAY:—

1. PENSIONS BILL.—Consideration of the Lieutenant Governor's Message, No. 8.

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TUESDAY, 13TH SEPTEMBER.

## NOTICES OF MOTION:—

1. MR. MOLLISON: To ask the President of the Central Road Board—(1.) Whether it is the intention of that Board, on the approach of summer, to push forward with vigour the formation of the Sydney Road between Pentridge and Kilmore?
- (2.) Also, Whether the parties now at work on that line are under any systematic direction?
- (3.) And further, Whether any official report has been made to the Board of the state of the Road between Kilmore and Seymour, and of the Road through the Special Survey, adjacent to Kilmore?

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2. THE AUDITOR GENERAL: To move, (1.) That a Committee be appointed to enquire whether any steps should be taken towards the improvement of the lighting of the Coast of this Colony, with power to take evidence.
- (2.) That such Committee do consist of Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson, The Surveyor General, Mr. Mark Nicholson, and the Mover.

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WEDNESDAY, 14TH SEPTEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

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THURSDAY, 15TH SEPTEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

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FRIDAY, 16TH SEPTEMBER.

## NOTICE OF MOTION:—

1. DR. THOMSON: To move, That this House on its rising do adjourn to Wednesday, the 21st instant.

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WEDNESDAY, 28TH SEPTEMBER.

*Government Business:—*

## ORDER OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.

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THURSDAY, 6TH OCTOBER.

*Government Business:—*

## ORDER OF THE DAY:—

1. MARRIAGES BILL.—Second reading.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Thursday, 8th September.*

PUBLIC WORKS—at 11 o'clock.  
GOLD FIELDS—at 12 o'clock.  
STANDING ORDERS—at 2 o'clock.

*Friday, 9th September.*

NEW CONSTITUTION—at 11 o'clock.  
SCAB IN SHEEP—at 2 o'clock.  
LIBRARY—half-past 2 o'clock.

*Wednesday, 14th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
BILL—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

No. 7.

THURSDAY, 8TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent, under the Hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, bearing date at Melbourne the sixth day of September, 1853, appointing Andrew Halley Knight, Esquire, a Non-elective Member of the said Legislative Council until Her Majesty's pleasure be known.

Andrew Halley Knight, Esquire, was then introduced, and having taken the Oath, took his seat in the Council as a Member thereof.

3. PETITION.—The Colonial Secretary presented a Petition from certain persons praying this Council would take the earliest opportunity of doing justice to the Gold Mining people by reducing the monthly License to ten shillings, and by granting to their fellow colonists of the mines the Elective Franchise, in order that they might return members who would represent them in this Council.

Petition received.

4. UNAUTHORISED MINING ACT AMENDMENT BILL.—The Colonial Secretary moved, pursuant to amended notice, That the Speaker do now leave the chair, and the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of bringing in a Bill to alter an Act intituled, "*An Act to restrain by summary proceeding, unauthorised Mining on Waste Lands of the Crown.*"

Question—put and passed.

Whereupon the Speaker left the chair, and the Council resolved itself into a Committee of the whole accordingly.

The Chairman having reported that the Committee had resolved, that a Bill be brought in to alter "*An Act to restrain by summary proceeding unauthorised Mining on Waste Lands of the Crown.*"

The Council, on the motion of the Colonial Secretary, adopted such resolution.

The Colonial Secretary then brought in a Bill, and moved that it be read a first time.

Question—put and passed. Bill intituled "*A Bill to alter 'An Act to restrain by 'summary proceeding unauthorised Mining on Waste Lands of the Crown,'*" read a first time. To be read a second time Friday, 9th September instant.

5. SALE OF CROWN LANDS.—Mr. O'Brien moved pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause the following alteration to be made in the manner of disposing of the Crown Lands offered for sale in this City—
  - (1.) That His Excellency will cause to be procured, in a central situation, a large and commodious building to be used as a sale room.
  - (2.) That Plans of all Lands for sale, license, or lease, shall be exhibited in the said room, and that one or more clerks do attend in the room on all business days in order to give the public such information as can be given respecting such Lands as are offered for sale, license, or lease.
  - (3.) That the Government will have all Lands for sale advertised in each of the local journals, for one week after they are first notified by the *Government Gazette*.

Debate ensued.

Motion by leave withdrawn.

6. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Myles moved, pursuant to amended notice, That this Council disapproves of the Warrant of the Honorable the Speaker appointing the Committee of Elections and Qualifications as regards William Campbell, William Thomas Mollison, George Winter, and John Goodman, Esquires.

Debate ensued.

Question put.

Council divided.

Ayes, 2.  
Mr. O'Brien,  
Mr. Myles, (*Teller.*)

Noes, 24.  
Mr. Smith,  
Mr. O'Shanassy,  
Mr. Splatt,  
Mr. Cole,  
Mr. Greeves,  
Mr. Dane,  
The Chairman of General Sessions,  
Mr. Griffith,  
The Auditor General,  
Mr. A'Beckett,  
Mr. Knight,  
Mr. Riddell,  
Mr. J. Thomson,  
Mr. Haines,  
Mr. Mollison,  
The Solicitor General,  
Mr. Cowie  
Mr. Wilkinson,  
Mr. M. Nicholson,  
The Attorney General,  
The Colonial Secretary,  
Mr. F. Murphy,  
Mr. Snodgrass,  
Mr. Rutledge, (*Teller.*)

Council adjourned at six o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, 9TH SEPTEMBER.

### NOTICES OF MOTION :—

1. MR. HODGSON: To move, that an Address be presented to His Excellency the Lieutenant Governor praying Stock to be taken at all Bonded Warehouses on a given date: account of all goods entered to date, and not warehoused, and cause a weekly notice to be posted at the Custom Houses of all Bonded Goods imported, exported, consumed, or otherwise disposed of, and the quantities of each remaining in Bond.
  - (2.) And further, cause monthly and quarterly Returns to be made of all goods exported and imported, and of the respective values thereof, and Duties paid thereon when liable: and that at the close of each month and quarter, or as soon thereafter as may be, a similar Return for all the other Ports in the Colony should be made and be open for inspection within the Custom Houses of Melbourne and Geelong.
  - (3.) Also, A monthly and quarterly Return of the number and tonnage of Vessels entered outwards and inwards at each of the Ports in the Colony; and that a similar Return (to be obtained from the Immigration Officer, and hung up in the Custom House,) should likewise be made of the passengers arriving and departing, distinguishing the countries and places from and to which they have arrived and departed.
  - (4.) Also, that these Returns be posted at the Custom Houses, to be accessible to any one requiring such information.
2. MR. SMITH: To move, for leave to bring in a Bill to empower Justices of the Peace (in certain cases) to adjudicate in cases of Petty Larceny.
3. MR. M. NICHOLSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause a survey to be made of the respective Ports of Belfast and Warrnambool, and direct a Report to be made with as little delay as possible on the natural advantages of each Port and its capability of improvement by artificial means, and the probable cost of such improvement.
4. THE COLONIAL SECRETARY: To move, That the President of the Central Road Board be appointed a Member of the Committee to enquire into the mode of conducting the Public Works of the Colony, in the place of the Colonial Secretary.

### ORDERS OF THE DAY :—

1. PENSIONS BILL.—Consideration of the Lieutenant Governor's Message, No. 8.
2. UNAUTHORIZED MINING ACT AMENDMENT BILL.—Second reading.

TUESDAY, 13TH SEPTEMBER.

NOTICES OF MOTION :—

1. THE AUDITOR GENERAL : To move, (1.) That a Committee be appointed to enquire whether any steps should be taken towards the improvement of the lighting of the Coast of this Colony, with power to take evidence.  
(2.) That such Committee do consist of Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson, The Surveyor General, Mr. Mark Nicholson, and the Mover.
2. MR. WINTER : To move, That the Colonial Secretary be requested to lay upon the Table of the House, any Correspondence which may have taken place between the National Board of Education and A. French, Esq., one of the Local Guardians of the Grange National School, having reference to an inquisition into his religious opinions.
3. MR. STEVENS : To move, That His Excellency be pleased to order the following Returns to be laid on the Table of this House—
  - (1.) A Return of the number of vessels, with aggregate amount of tonnage, entered and cleared at the Ports of Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (2.) A Return shewing the quantities of the different descriptions of produce exported from Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (3.) A Return shewing the amount of Duty paid on Bonded Goods at Portland and Belfast, for the half-year ending 30th June, 1853.

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WEDNESDAY, 14TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

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THURSDAY, 15TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

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FRIDAY, 16TH SEPTEMBER.

NOTICE OF MOTION :—

1. DR. THOMSON : To move, That this House on its rising do adjourn to Wednesday, the 21st instant.

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WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.

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THURSDAY, 6TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :—

1. MARRIAGES BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 9th September.*

NEW CONSTITUTION—at 11 o'clock.

SCAB IN SHEEP—at 2 o'clock.

LIBRARY—half-past 2 o'clock.

*Saturday, 10th September.*

GOLD FIELDS—at 12 o'clock.

*Tuesday, 13th September*

PUBLIC WORKS—at 11 o'clock.

STANDING ORDERS—at 12 o'clock.

*Wednesday, 14th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT

BILL—at 10 o'clock.

J. F. PALMER,

*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 8.

FRIDAY, 9TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—

SAPPERS AND MINERS.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message, No. 19.*

The Lieutenant Governor has received the accompanying reply from the Secretary of State to the application which, at the request of the Legislative Council, conveyed in their Address, No. 42, of the 7th of September, 1852, His Excellency made to Her Majesty's Government, to send out to this Colony immediately a sufficient body of Sappers and Miners, with a proper staff of Engineers, to enable the Colonists to construct the necessary defences to protect the harbor and rapidly increasing towns.

So soon as the Council shall have made known to the Lieutenant Governor the decision at which they have arrived on this subject, His Excellency will lose no time in communicating their wishes to Her Majesty's Government.

*Government Offices,*

*Melbourne, 9th September, 1853.*

Ordered to be printed, together with the accompanying reply.

- APPROPRIATIONS UNDER SCHEDULE B, PART 2, 13 AND 14 VIC., c. 59.

C. J. LA TROBE,

*Lieutenant Governor*

*Message, No. 20.*

In conformity to the provisions of the 19th section of the Act 13 and 14 Victoria, cap. 59, the Lieutenant Governor lays before the Legislative Council, a Statement of the sum intended to be appropriated in the year 1854, out of the Sums applicable to the Services and purposes specified in the second part of Schedule B, annexed to the said Act.

The particulars of the intended appropriation for these services, will be shown in the Estimates of Expenditure for the ensuing year.

*Government Offices,*

*Melbourne, 9th September, 1853.*

Ordered to be printed, together with the accompanying Statement.

3. ELECTIONS AND QUALIFICATIONS COMMITTEE.—The several members of this Committee appointed by the Speaker's Warrant, dated the 1st day of September instant, were duly sworn by the Clerk at the Table of the Council.
4. MELBOURNE ELECTION.—The Attorney General moved that the two Petitions accompanying His Excellency the Lieutenant Governor's Message No. 1., be referred to the Committee of "Elections and Qualifications."  
 Question—put and passed.
5. GOLD FIELDS.—On the motion of the Colonial Secretary, leave was given to the Committee to which the Bill for the better Management of the Gold Fields was referred, to meet to-morrow.
6. CUSTOMS RETURNS.—Mr. Hodgson moved, pursuant to *amended* notice,—
  - (1.) That an Address be presented to His Excellency the Lieutenant Governor praying Stock be taken at all Bonded Warehouses on 31st December, 1853: account of all goods entered to date, and not warehoused, and cause a weekly notice to be posted at the Custom Houses of all Bonded Goods imported, exported, consumed, or otherwise disposed of, and the quantities of each remaining in Bond.
  - (2.) And further, cause quarterly Returns to be made of all goods exported and imported, and of the respective values thereof, and Duties paid thereon when liable: and that at the close of each month and quarter, or as soon thereafter as may be, a similar Return for all the other Ports in the Colony should be made and be open for inspection within the Custom Houses of Melbourne and Geelong.
  - (3.) Also, A monthly and quarterly Return of the number and tonnage of Vessels entered outwards and inwards at each of the Ports in the Colony; and that a similar Return (to be obtained from the Immigration Officer, and hung up in the Custom House,) should likewise be made of the passengers arriving and departing, distinguishing the countries and places from and to which they have arrived and departed.
  - (4.) Also, that these Returns be posted at the Custom Houses, to be accessible to any one requiring such information.

Question—put and passed.

7. LARCENY BILL.—Mr. Smith having, pursuant to notice, moved for and obtained leave to bring in a Bill for the further extension of Summary Jurisdiction in cases of Larceny, Bill intituled “*A Bill for the further extension of Summary Jurisdiction in cases of “of Larceny,”*” presented—read a first time—ordered to be read a second time on Friday, 23rd September instant, and to be printed.
8. PORTS OF BELFAST AND WARRNAMBOOL.—Mr. M. Nicholson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause a survey to be made of the respective Ports “*of*” “*Belfast*” and Warrnambool, and direct a Report to be made with as little delay as possible on the natural advantages of each Port and its capability of improvement by artificial means, and the probable cost of such improvement.  
Debate ensued.  
Mr. Henty, moved as an amendment, That the word “*Portland*” be inserted after the word “*of*,” and before the word “*Belfast*.”  
Question—That the word proposed to be inserted be so inserted—put and passed.  
Question—That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause a survey to be made of the respective Ports of Portland, Belfast, and Warrnambool, and direct a Report to be made with as little delay as possible on the natural advantages of each Port and its capability of improvement by artificial means, and the probable cost of such improvement—put and passed.
9. PUBLIC WORKS.—The Colonial Secretary moved, pursuant to notice, That the President of the Central Road Board be appointed a Member of the Committee to enquire into the mode of conducting the Public Works of the Colony, in the place of the Colonial Secretary.  
Debate ensued.  
Motion by leave withdrawn.
10. PENSIONS BILL.—The order for the consideration of His Excellency the Lieutenant Governor’s Message, No. 8, having been read, on the motion of the Colonial Secretary, the Message was read by the Clerk.  
The Colonial Secretary then moved that the Bill accompanying such Message be now read a first time.  
Question—put and passed. Bill intituled—“*A Bill for Pensions and Allowances*” read a first time. Ordered to be read a second time Wednesday, 28th September instant, and to be printed.
11. UNAUTHORIZED MINING ACT AMENDMENT BILL.—The Colonial Secretary moved that this Bill be now read a second time.  
Debate ensued.  
Council divided.

Ayes, 33.

Mr. Cowie,  
Mr. J. Thomson,  
The Chairman of General Sessions,  
Mr. Knight,  
Mr. Burnley,  
Mr. Langlands,  
Mr. W. Nicholson,  
Mr. Russell,  
Mr. Dane,  
Mr. Highett,  
Mr. Graham,  
The Solicitor General,  
Mr. Splatt,  
Mr. Cole,  
The Colonial Secretary,  
Mr. Myles,  
Mr. O’Brien,  
Mr. Rutledge,  
Mr. Snodgrass,  
Mr. Griffith,  
Mr. F. Murphy,  
Mr. Riddell,  
The Collector of Customs,  
The Attorney General,  
Mr. A’Beckett,  
Mr. O’Shanassy,  
Mr. Hodgson,  
Mr. Henty  
Mr. Annand,  
Mr. Greeces,  
Mr. Miller,  
Mr. Mollison,  
The Auditor General, (*Teller*.)

Noes, 11.

Mr. Winter,  
Mr. Campbell,  
Mr. Smith,  
Mr. Wilkinson,  
Mr. Stevens,  
Mr. M. Nicholson,  
Mr. Goodman,  
Mr. J. Murphy,  
Mr. Hervey  
Lieut. Col. Anderson,  
Mr. Haines, (*Teller*.)

On the motion of the Colonial Secretary, the Speaker left the Chair and the Council resolved itself into a Committee of the whole, for the consideration of the above Bill.

The Chairman having reported the Bill with amendments, the Council ordered the Report to be taken into consideration on Tuesday, the 13th September instant.

Bill as amended to be printed.

Council adjourned at twenty minutes past eight o'clock, until three o'clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 13TH SEPTEMBER.

### NOTICES OF MOTION:—

1. **MR. W. NICHOLSON:** To ask the President of the Central Road Board with respect to the Upper Plenty Road—
  - (1.) Whether the Board has decided on this road being a main line?
  - (2.) Whether it is intended to proceed at an early period with its formation, and to what extent?
  - (3.) Whether it is intended by the Road Board to place before this House a scheme of contemplated improvements for the year 1854?
  
2. **THE AUDITOR GENERAL:** To move, (1.) That a Committee be appointed to enquire whether any steps should be taken towards the improvement of the lighting of the Coast of this Colony, with power to take evidence.
  - (2.) That such Committee do consist of Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson, The Surveyor General, Mr. Mark Nicholson, and the Mover.
3. **MR. WINTER:** To move, That the Colonial Secretary be requested to lay upon the Table of the House, any Correspondence which may have taken place between the National Board of Education and A. French, Esq., one of the Local Guardians of the Grange National School, having reference to an inquisition into his religious opinions.
4. **MR. STEVENS:** To move, That His Excellency be pleased to order the following Returns to be laid on the Table of this House—
  - (1.) A Return of the number of vessels, with aggregate amount of tonnage, entered and cleared at the Ports of Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (2.) A Return shewing the quantities of the different descriptions of produce exported from Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (3.) A Return shewing the amount of Duty paid on Bonded Goods at Portland and Belfast, for the half-year ending 30th June, 1853.
5. **MR. HAINES:** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this Council—
  - (1.) A Return, shewing the number of Acres of all Country and Suburban Lands sold in each of the Divisions of the Colony of Victoria hereafter enumerated, up to 30th June, 1851, specifying those which have been sold at public auction, those which have been selected at the upset price after having been offered at public sale, and those which have been sold to licensed occupants of Crown Lands in virtue of the pre-emptive claim.
  - (2.) Similar Returns of all lands sold during the half years terminating on 31st December, 1851, 30th June, 1852, 31st December, 1852, and 30th June, 1853.
  - (3.) A Return of the estimated area of the Waste Lands of the Crown in each of the following Divisions.
 

City of Melbourne.	Police District of Kilmore.
County of Bourke.	Police District of Buninyong.
Town of Geelong.	Commissioners' District of Portland Bay.
County of Grant.	Commissioners' District of Western Port.
Police District of Portland.	Commissioners' District of the Wimmera.
Police District of Belfast.	Commissioners' District of the Murray.
Police District of Alberton.	Commissioners' District of Gipps' Land.
6. **THE ATTORNEY GENERAL:** To move for leave to discharge the first Order of the Day of 6th October, for the second reading of the Marriage Bill, with a view of moving that it be referred to a Select Committee to frame and report on a general measure best suited for this, in connexion with the other Australian Colonies, with power to take Evidence; and,
 

That the Committee do consist of Mr. Griffith, Mr. Haines, Mr. Miller, Mr. James Murphy, Mr. O'Shanassy, Mr. J. T. Smith, Mr. Splatt, Mr. James Thompson, Mr. Wilkinson, and the Mover.

### ORDER OF THE DAY:—

1. **UNAUTHORIZED MINING ACT AMENDMENT BILL—Adoption of Report.**

WEDNESDAY, 14TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

THURSDAY, 15TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

*General Business :—*

NOTICE OF MOTION :—

1. MR. COLE: To move, that an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid before the Council, Copies of all Correspondence and Reports which caused Regulations to be made, that all Vessels are to stop at Shortland's Bluff to land the Geelong mails under heavy penalties.

FRIDAY, 16TH SEPTEMBER.

NOTICE OF MOTION :—

1. DR. THOMSON: To move, That this House on its rising do adjourn to Wednesday, the 21st instant.

FRIDAY, 23RD SEPTEMBER.

ORDER OF THE DAY :—

1. LARCENY BILL.—Second reading.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

THURSDAY, 6TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :—

1. MARRIAGES BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 10th September.*

GOLD FIELDS—at 12 o'clock.

*Tuesday, 13th September*

PUBLIC WORKS—at 11 o'clock.

STANDING ORDERS—at 12 o'clock.

*Wednesday, 14th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL—at 10 o'clock.

NEW CONSTITUTION—at 11 o'clock.

*Thursday, 15th September.*

SCAB IN SHEEP—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**

No. 9.

TUESDAY, 13TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.
2. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the Resolutions of the Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—
  - No. 2. Mineralogy and Geology of Victoria—adopted on the 2nd September, 1853, on the motion of Mr. O'Shanassy :  
and that His Excellency had, in reply to such Address, been pleased to state that the Papers moved for should be presented to the Council forthwith.
  - No. 3. Prisoners, Portland—adopted on the 6th September, 1853, on the motion of Mr. Wilkinson :  
and that His Excellency had in, reply to such Address, been pleased to state that he would direct the Return to be prepared and laid before the Council.
  - No. 4. Adopted on the 7th September, 1853, on the motion of Mr. Strachan :  
and that His Excellency had, in reply to such Address, been pleased to state that these Returns should be laid on the table in accordance with the wish of the Council.
  - No. 5. Police Force—adopted on the 7th September, 1853, on the motion of Mr. Dane :  
and that His Excellency had, in reply to such Address, been pleased to state that he would direct these Returns to be prepared as far as practicable.
  - No. 6. Gold Diggings—adopted on the 7th September, 1853, on the motion of Mr. Dane :  
and that His Excellency had, in reply to such Address, been pleased to state that he would direct the proper officers to do what they could to meet the wishes of the Council.
  - No. 7. Customs—adopted on the 9th September, 1853, on the motion of Mr. Hodgson :  
and that His Excellency had, in reply to such Address, been pleased to state that every effort should be used to carry out the wishes of the Council.
  - No. 8. Ports of Portland, Belfast, and Warrnambool—adopted on the 9th September, 1853, on the motion of Mr. M. Nicholson,  
and that His Excellency had been pleased to state that he would direct the Reports asked for to be furnished.
3. PETITION.—MELBOURNE ELECTION.—Mr. Smith presented a petition from William Kerr, Town Clerk of the City of Melbourne, praying that, having voted at the Election of the City of Melbourne, he might be admitted as a party to defend the return of James Murphy, John Hodgson, and Henry Langlands, Esquires, as Members of this Council for the Electoral District of the City of Melbourne.  
Petition received.
4. LIGHTHOUSES.—The Auditor General moved, pursuant to *amended* Notice :—
  - (1.) That a Committee be appointed to enquire whether any steps should be taken towards the improvement of the lighting of the Coast of this Colony, with power to take evidence.
  - (2.) That such Committee do consist of Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson, The Surveyor General, Mr. Mark Nicholson, The Collector of Customs, Mr. Graham and the Mover.
Question—put and passed.
5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council :—
  - No. 1. Board of National Education.—An Abstract of Receipts and Disbursements of the Board of National Education, from 1st July, to 31st December, 1852.  
Ordered to be printed.
  - No. 2. Scab in Sheep.—Report No. 2, of the Inspector of Sheep under the Scab Act, for the Pastoral District of Murray, Western Port, and County of Bourke.  
Ordered to be printed.
  - No. 3. Waste Lands.—Return to the Address on this subject, adopted on the motion of Mr. O'Shanassy, 3rd February, 1853.  
Ordered to be printed.
  - No. 4. Occupants of Crown Lands.—Return to the Address on this subject, adopted on the motion of Mr. Fawkner, 5th August, 1852.  
Ordered to be printed.

6. COUNCIL CHAMBERS COMMITTEE.—The Colonial Secretary, with leave of the Council, moved that the following gentlemen, viz. : The Speaker, The Auditor General, Mr. Hodgson, Mr. Snodgrass, and The Colonial Secretary, be appointed a Committee to consider on the best means of providing accommodation for the sitting of this Council during the ensuing Session.
7. PORTS OF PORTLAND, BELFAST, AND WARRNAMBOOL.—Mr. Stevens moved, pursuant to notice, That His Excellency be pleased to order the following Returns to be laid on the Table of this House—
- (1.) A Return of the number of vessels, with aggregate amount of tonnage, entered and cleared at the Ports of Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (2.) A Return shewing the quantities of the different descriptions of produce exported from Portland, Belfast, and Warrnambool for the half-year ending 30th June, 1853.
  - (3.) A Return shewing the amount of Duty paid on Bonded Goods at Portland and Belfast, for the half-year ending 30th June, 1853.
- Question—put and passed
8. AGRICULTURAL RETURNS, CROWN LANDS.—Mr. Haines postponed the motion standing in his name, No. 5, on the Notice Paper of to-day until to-morrow.
9. MARRIAGES BILL.—The Attorney General moved, pursuant to *amended* notice, for leave to discharge the first Order of the Day of 6th October, for the second reading of the Marriage Bill, with a view of moving that it be referred to a Select Committee to frame and report on a general measure best suited for the Colony of Victoria, with power to take Evidence; and,
- That the Committee do consist of Mr. Griffith, Mr. Haines, Mr. Miller, Mr. James Murphy, Mr. O'Shanassy, Mr. J. T. Smith, Mr. Splatt, Mr. James Thomson, Mr. Wilkinson, and the Mover.
- Question—put and passed.  
Order discharged.
10. UNAUTHORISED MINING ACT AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read,
- On the motion of the Colonial Secretary, the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.
- The Chairman having reported the Bill with further amendments, the Council adopted the same.
- The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Colonial Secretary, read a third time and *passed*.
- The Colonial Secretary then moved that the following be the title of the Bill, “ *An Act to alter an Act intituled, ‘ An Act to restrain by summary proceedings unauthorized ‘ Mining on Waste Lands of the Crown.’* ”
- Question—put and passed.
11. POLICE FORCE.—The Colonial Secretary, by Command of His Excellency the Lieutenant Governor, laid upon the Table of this Council.
- Part Returns to Address adopted 7th September, 1853, on the motion of Mr. Dane.
- Ordered to be printed.
- Council adjourned at five minutes to four o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, 14TH SEPTEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS' BILL.—Consideration of the Lieutenant Governor's Message, No. 7.

*General Business :—*

NOTICES OF MOTION :—

1. MR. GOLDSMITH : Calling the attention of the Colonial Secretary to the 21st. clause of the Act 16th Vic., No. 24, for creating a Superannuation Fund for the Police Force, to ask :—
- (1.) Has any reduction provided for by the Act been made ?
  - (2.) To what amount ?
  - (3.) If so, is it, and how invested ?
  - (4.) Has any individual claimed or received gratuities under this Act ?
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2. MR. SMITH : To move, that Mr. William Kerr be admitted a party to defend the return of Messrs. Murphy, Hodgson, and Langlands.

3. MR. HAINES: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this Council—
- (1.) Separate Returns of the number of Acres under Cultivation throughout the Colony of Victoria, specifying the various descriptions of crops, and their estimated produce
    - 1st. On Lands bought at Public Auction.
    - 2nd. On Lands selected at the Upset Price, after having been submitted at a Government Sale.
    - 3rd. On Lands granted under the Pre-emptive Right to Licensed Occupants of Waste Lands.
    - 4th. On Waste Lands.
 for the years 1851 and 1852.
  - (2.) A Return, shewing the number of Acres of all Country and Suburban Lands sold in each of the Divisions of the Colony of Victoria hereafter enumerated, up to 30th June, 1851, specifying those which have been sold at public auction, those which have been selected at the upset price after having been offered at public sale, and those which have been sold to licensed occupants of Crown Lands in virtue of the pre-emptive claim.
  - (3.) Similar Returns of all lands sold during the half years terminating on 31st December, 1851, 30th June, 1852, 31st December, 1852, and 30th June, 1853.
  - (4.) A Return of the estimated area of the Waste Lands of the Crown in each of the following Divisions.
 

City of Melbourne.	Police District of Kilmore.
County of Bourke.	Police District of Buninyong.
Town of Geelong.	Commissioners' District of Portland Bay.
County of Grant.	Commissioners' District of Western Port.
Police District of Portland.	Commissioners' District of the Wimmera.
Police District of Belfast.	Commissioners' District of the Murray.
Police District of Alberton.	Commissioners' District of Gipps' Land.

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THURSDAY, 15TH SEPTEMBER.

*Government Business:—*

ORDER OF THE DAY:

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

*General Business:—*

NOTICE OF MOTION:—

1. MR. COLE: To move, that an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid before the Council, Copies of all Correspondence and Reports which caused Regulations to be made, that all Vessels are to stop at Shortland's Bluff to land the Geelong mails under heavy penalties.

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FRIDAY, 16TH SEPTEMBER.

NOTICES OF MOTION:—

1. MR. RIDDELL: To ask the President of the Central Road Board the following questions with reference to the road to the Gold Fields:—
- (1.) Upon what recommendation or official report was the Line of Road from Essendon to Gisborne *via* Keilor determined, in preference to that *via* Bulla Bulla?
  - (2.) Is it the intention of the Board to put in repair at an early period that portion of the Road between Essendon and Bulla Bulla, that line being, for eight months of the year preferred by the Digging population, and having been by them completely cut up, and rendered impassable, to the great injury of the agriculturists in that neighbourhood.
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2. DR. THOMSON: To move, That this House on its rising do adjourn to Wednesday, the 21st instant.
3. MR. COLE: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, as early as possible, such Statistics relative to the District of Gipps' Land to the 30th June last, as it may be in the power of the Government to prepare, with relation especially to—
- (1.) The Population of each portion of the District.
  - (2.) The Revenue and Expenditure.
  - (3.) The Exports and Imports.
  - (4.) The Produce and Stock.
  - (5.) The Harbors and Rivers.
  - (6.) The Public Buildings and Works.
  - (7.) The Lands surveyed, whether sold or unsold.
  - (8.) The Roads.
  - (9.) The Public Departments.
  - (10.) A Copy of Memorials and Correspondence relative to the Harbors.

4. MR. MILLER: To move for leave to bring in "A Bill to incorporate the Proprietors of a certain Banking Company, called the Bank of Victoria," and for other purposes therein mentioned.

*Contingent*, on the Bill for Incorporating the Proprietors of the Bank of Victoria being read a first time.

To move: That such Bill be referred to a Select Committee, to consist of the Colonial Secretary, the Attorney General, Mr. Highett, Mr. Hodgson, Mr. M. Nicholson, Mr. Russell, Mr. Smith, Dr. Thomson, Mr. Winter, and the mover.

THURSDAY, 22ND SEPTEMBER.

NOTICE OF MOTION:—

1. MR. STRACHAN: To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.

FRIDAY, 23RD SEPTEMBER.

ORDER OF THE DAY:—

1. LARCENY BILL.—Second reading.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business*:—

ORDERS OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.  
2. PENSIONS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 14th September.*

COUNCIL CHAMBER—at 9 o'clock.

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL—at 10 o'clock.

NEW CONSTITUTION—at 11 o'clock.

COUNCIL CLUB—at 1 o'clock.

*Thursday, 15th September.*

SCAB IN SHEEP—at 11 o'clock.

STANDING ORDERS—at 12 o'clock.

GOLD FIELDS—at 1 o'clock.

*Friday, 16th September.*

PUBLIC WORKS—at 11 o'clock.

ELECTIONS AND QUALIFICATIONS—at 12 o'clock.

J. F. PALMER,

*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 10.

WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. **ASSENT TO BILL.**—The Speaker announced that His Excellency had been pleased to give the Royal Assent to  
*“The Unauthorised Mining Act amendment Bill.”*
- 3.—**COUNCIL CHAMBERS COMMITTEE.**—The Colonial Secretary as Chairman, brought up the Report from the Select Committee on this subject, and moved that the Report be received.  
 Question—put and passed.
4. **NEW COUNCIL CHAMBERS.**—The Colonial Secretary, with leave of Council, then moved that a Select Committee be appointed to report to the Council what plan they recommend for the erection of Council Chambers and Offices, and to suggest the most eligible means for carrying its execution into effect, and that the Committee do consist of the Speaker, the Colonial Secretary, the Auditor General, Mr. Hodgson, Mr. Snodgrass, Mr. Smith, Mr. Haines, Mr. Griffith, the Surveyor General, and the Attorney General.  
 Question put and passed.
5. **MELBOURNE ARCADE.**—The Speaker having announced to the Council that he had received a Letter from Mr. Wm. Isaac, Secretary to the “Arcade Company,” Melbourne, dated 14th September, 1853, requesting his Company, and that of the other Members of the Council, to a Public Breakfast, on Monday, 26th September instant, to receive His Excellency the Lieutenant Governor.  
 Mr. Smith, with leave of the Council moved, That the Speaker do cause intimation to be conveyed to the Proprietors of the Arcade, that this Council accepts the Invitation conveyed in Mr. Isaac's Letter.  
 Question—put and passed.
6. **CUSTOMS BILL.**—The order of the day for the consideration of His Excellency the Lieutenant Governor's Message, No. 7, having been read, on the motion of the Auditor General, the Message was read by the Clerk.  
 The Auditor General then moved, that the Bill accompanying the Message be now read a first time.  
 Question—put and passed.  
 Bill read a first time, to be read a second time 5th October next, and to be printed.
7. **MELBOURNE ELECTION PETITION.**—Mr. Smith moved pursuant to Notice, That Mr. William Kerr be admitted a party to defend the Return of Messrs. Murphy, Hodgson, and Langlands.  
 Question—put and passed.
8. **AGRICULTURAL RETURNS—CROWN LANDS.**—Mr. Haines moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this Council—
  - (1.) Separate Returns of the number of Acres under Cultivation throughout the Colony of Victoria, specifying the various descriptions of crops, and their estimated produce
    - 1st. On Lands bought at Public Auction.
    - 2nd. On Lands selected at the Upset Price, after having been submitted at a Government Sale.
    - 3rd. On Lands granted under the Pre-emptive Right to Licensed Occupants of Waste Lands.
    - 4th. On Waste Lands.  
 for the years 1851 and 1852.
  - (2.) A Return, shewing the number of Acres of all Country and Suburban Lands sold in each of the Divisions of the Colony of Victoria hereafter enumerated, up to 30th June, 1851, specifying those which have been sold at public auction, those which have been selected at the upset price after having been offered at public sale, and those which have been sold to licensed occupants of Crown Lands in virtue of the pre-emptive claim.
  - (3.) Similar Returns of all lands sold during the half years terminating on 31st December, 1851, 30th June, 1852, 31st December, 1852, and 30th June, 1853.

(4.) A Return of the estimated area of the Waste Lands of the Crown in each of the following Divisions.

City of Melbourne.	Police District of Kilmore.
County of Bourke.	Police District of Buninyong.
Town of Geelong.	Commissioners' District of Portland Bay.
County of Grant.	Commissioners' District of Western Port.
Police District of Portland.	Commissioners' District of the Wimmera.
Police District of Belfast.	Commissioners' District of the Murray.
Police District of Alberton.	Commissioners' District of Gipps' Land.

Question—put and passed

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

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 15TH SEPTEMBER.

*Government Business:—*

ORDER OF THE DAY :

1. COINAGE.—Consideration of the Lieutenant Governor's Message, No. 14.

*General Business:—*

NOTICE OF MOTION:—

1. MR. COLE: To move, that an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid before the Council, Copies of all Correspondence and Reports which caused Regulations to be made, that all Vessels are to stop at Shortland's Bluff to land the Geelong mails under heavy penalties.

FRIDAY, 16TH SEPTEMBER.

NOTICES OF MOTION:—

1. MR. RIDDELL: To ask the President of the Central Road Board the following questions with reference to the road to the Gold Fields:—
  - (1.) Upon what recommendation or official report was the Line of Road from Essendon to Gisborne *via* Keilor determined, in preference to that *via* Bulla Bulla?
  - (2.) Is it the intention of the Board to put in repair at an early period that portion of the Road between Essendon and Bulla Bulla, that line being, for eight months of the year preferred by the Digging population, and having been by them completely cut up, and rendered impassable, to the great injury of the agriculturists in that neighbourhood.
2. MR. GREEVES: To ask the Colonial Secretary,—Whether any special inquiry has been made, or is intended to be made, into the case of the master of the ship *Asia*, lying under sentence of twenty-nine years' imprisonment for non-payment of penalties under the Passengers' Act, and what is the result of such inquiry, if made?
3. DR. THOMSON: To move, That this House on its rising do adjourn to Wednesday, the 21st instant.
4. MR. COLE: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, as early as possible, such Statistics relative to the District of Gipps' Land to the 30th June last, as it may be in the power of the Government to prepare, with relation especially to—
  - (1.) The Population of each portion of the District.
  - (2.) The Revenue and Expenditure.
  - (3.) The Exports and Imports.
  - (4.) The Produce and Stock.
  - (5.) The Harbors and Rivers.
  - (6.) The Public Buildings and Works.
  - (7.) The Lands surveyed, whether sold or unsold.
  - (8.) The Roads.
  - (9.) The Public Departments.
  - (10.) A Copy of Memorials and Correspondence relative to the Harbors.
5. MR. MILLER: To move for leave to bring in "*A Bill to incorporate the Proprietors of a certain Banking Company, called the Bank of Victoria,*" and for other purposes therein mentioned.  
*Contingent*, on the Bill for Incorporating the Proprietors of the Bank of Victoria being read a first time.  
 To move: That such Bill be referred to a Select Committee, to consist of the Colonial Secretary, the Attorney General, Mr. Highett, Mr. Hodgson, Mr. M. Nicholson, Mr. Russell, Mr. Smith, Dr. Thomson, Mr. Winter, and the mover.

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6. MR. W. NICHOLSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, a Return shewing the number of Electors in each Electoral District in the Colony, distinguishing in the City of Melbourne and Town of Geelong the number in each Ward, and distinguishing in the other Electoral Districts, as far as can be, the number in each Police District.

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THURSDAY, 22ND SEPTEMBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. STRACHAN: To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.
2. MR. GREEVES: To move, (1.) That, in the opinion of this Council, it is desirable to establish a general system of international Postage, at a uniform low rate, between the United Kingdom, her Colonies, and other Countries; and that this Council is prepared to concur in all such measures as may be necessary, so far as this Colony is concerned, for the furtherance of this object.  
(2.) That a Select Committee, consisting of the Honorable the Colonial Secretary, Mr. Graham, Mr. Strachan, Mr. Goodman, and the mover, be now appointed to prepare a humble Address, to be presented to Her Most Gracious Majesty, expressive of the above resolution.
3. MR. GREEVES: To move for leave to bring in a Bill to enable Committees of the Council, when so instructed, to call for persons and papers and to take evidence on oath.

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FRIDAY, 23RD SEPTEMBER.

NOTICE OF MOTION :—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.

ORDER OF THE DAY :—

1. LARCENY BILL.—Second reading.

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WEDNESDAY, 28TH SEPTEMBER.

*Government Business* :—

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

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THURSDAY, 5TH OCTOBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 15th September.*

SCAB IN SHEEP—at 11 o'clock.  
STANDING ORDERS—at 12 o'clock.  
GOLD FIELDS—at 1 o'clock.

*Friday, 16th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
BILL—at 10 o'clock.  
PUBLIC WORKS—at 11 o'clock.  
ELECTIONS AND QUALIFICATIONS—at 12 o'clock.  
NEW COUNCIL CHAMBERS—at 12 o'clock.

*Thursday, 22nd September.*

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 11.

THURSDAY, 15TH SEPTEMBER, 1853.

- 1 Council met pursuant to adjournment.—The Speaker took the Chair.
2. COINAGE.—The order of the day for the consideration of His Excellency the Lieutenant Governor's Message, No. 14, having been read, on the motion of the Auditor General, the Message was read by the Clerk.  
 The Auditor General moved that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to make publication of the Proclamation limiting the amount at which Silver Coins shall be a legal tender, which was approved by Her Majesty in Council, on the 16th day of October, 1852.  
 Question—put and passed.
3. SUSPENSION OF STANDING ORDER.—Mr. Rutledge moved the suspension of Standing Order, No. 17.  
 Question put.  
 Council divided.

Ayes, 10.

Mr. Russell,  
 The Auditor General,  
 The Attorney General,  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. Smith,  
 Mr. O'Brien,  
 Mr. Rutledge,  
 Mr. Splatt,  
 Mr. Riddell, (*Teller.*)

Noes, 19.

Mr. F. Murphy,  
 Mr. Wilkinson,  
 Mr. Miller,  
 Mr. O'Shanassy,  
 Mr. Langlands,  
 Mr. J. Murphy,  
 Mr. Hervey  
 Mr. Hodgson,  
 Mr. Strachan,  
 Dr. Thomson,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Dane,  
 Mr. Burnley,  
 Mr. Griffith,  
 Mr. Highett,  
 Mr. Graham,  
 Mr. Winter,  
 Mr. Greeves, (*Teller.*)

4. GEELONG MAILS.—Mr. Cole moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid before the Council, Copies of all Correspondence and Reports which caused Regulations to be made, that all Vessels are to stop at Shortland's Bluff to land the Geelong Mails under heavy penalties, with a Return of all Convictions and Penalties and of the appropriation thereof.

Debate ensued.

Question—put and passed.

Council adjourned at four o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 16TH SEPTEMBER.

NOTICES OF MOTION:—

1. MR. RIDDELL: To ask the President of the Central Road Board the following questions with reference to the road to the Gold Fields:—
- (1.) Upon what recommendation or official report was the Line of Road from Essendon to Gisborne *via* Keilor determined, in preference to that *via* Bulla Bulla?
- (2.) Is it the intention of the Board to put in repair at an early period that portion of the Road between Essendon and Bulla Bulla, that line being, for eight months of the year preferred by the Digging population, and having been by them completely cut up, and rendered impassable, to the great injury of the agriculturists in that neighbourhood.

2. MR. GREEVES : To ask the Colonial Secretary,—Whether any special inquiry has been made, or is intended to be made, into the case of the master of the ship *Asia*, lying under sentence of twenty-nine years' imprisonment for non-payment of penalties under the Passengers' Act, and what is the result of such inquiry, if made ?
3. MR. DANE : To ask the Attorney General—Whether it is the intention of the Government to introduce any Act during the present Session to prevent the moving of Spirits through the Country without a Permit ?
- 
4. DR. THOMSON : To move, That this House on its rising do adjourn to Wednesday, the 21st instant.
5. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, as early as possible, such Statistics relative to the District of Gipps' Land to the 30th June last, as it may be in the power of the Government to prepare, with relation especially to—
- (1.) The Population of each portion of the District.
  - (2.) The Revenue and Expenditure.
  - (3.) The Exports and Imports.
  - (4.) The Produce and Stock.
  - (5.) The Harbors and Rivers.
  - (6.) The Public Buildings and Works.
  - (7.) The Lands surveyed, whether sold or unsold.
  - (8.) The Roads.
  - (9.) The Public Departments.
  - (10.) A Copy of Memorials and Correspondence relative to the Harbors.
6. MR. MILLER : To move for leave to bring in "*A Bill to incorporate the Proprietors of a certain Banking Company, called the Bank of Victoria,*" and for other purposes therein mentioned.  
*Contingent*, on the Bill for Incorporating the Proprietors of the Bank of Victoria being read a first time.  
To move : That such Bill be referred to a Select Committee, to consist of the Colonial Secretary, the Attorney General, Mr. Highett, Mr. Hodgson, Mr. M. Nicholson, Mr. Russell, Mr. Smith, Dr. Thomson, Mr. Winter, and the mover.
7. MR. W. NICHOLSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, a Return shewing the number of Electors in each Electoral District in the Colony, distinguishing in the City of Melbourne and Town of Geelong the number in each Ward, and distinguishing in the other Electoral Districts, as far as can be, the number in each Police District.

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THURSDAY, 22ND SEPTEMBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. STRACHAN : To ask the Auditor General—What amount has been realized from the Sale of Crown Lands from the 1st of January to the present time, and the direct charges thereon, the probable amount of the gross Sales during the present year, and the amount chargeable against the Land Sales Department for the year.
- 
2. MR. STRACHAN : To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.
3. MR. GREEVES : To move, (1.) That, in the opinion of this Council, it is desirable to establish a general system of international Postage, at a uniform low rate, between the United Kingdom, her Colonies, and other Countries ; and that this Council is prepared to concur in all such measures as may be necessary, so far as this Colony is concerned, for the furtherance of this object.  
(2.) That a Select Committee, consisting of the Honorable the Colonial Secretary, Mr. Graham, Mr. Strachan, Mr. Goodman, and the mover, be now appointed to prepare a humble Address, to be presented to Her Most Gracious Majesty, expressive of the above resolution.
4. MR. GREEVES : To move for leave to bring in a Bill to enable Committees of the Council, when so instructed, to call for persons and papers and to take evidence on oath.

FRIDAY, 23RD SEPTEMBER.

NOTICE OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.

ORDER OF THE DAY :—

1. LARCENY BILL.—Second reading.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

THURSDAY, 5TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 16th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
BILL—at 10 o'clock.

PUBLIC WORKS—at 11 o'clock.

NEW CONSTITUTION—at 11 o'clock.

ELECTIONS AND QUALIFICATIONS—at 12 o'clock.

NEW COUNCIL CHAMBERS—at 12 o'clock.

*Saturday, 17th September.*

GOLD FIELDS—at 12 o'clock.

*Thursday, 22nd September.*

LIGHTHOUSES—at 12 o'clock.

STANDING ORDERS—at 12 o'clock.

*Friday, 23rd September.*

SCAB IN SHEEP—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 12.

FRIDAY, 16TH SEPTEMBER, 1853.

- 1 Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Miller presented a Petition from certain licensed Miners of the Ovens Gold Field, in public meeting assembled, praying that this House will be pleased to rescind the Law regarding the exaction of the present License Tax, and that, if requisite, some other tax requiring less costly machinery to carry it into execution be levied—that the present Gold Commission be entirely abolished—that the full right of representation in the Legislative Council be immediately accorded to the Miners of Victoria.

Petition received.

3. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor were received and read :—

MILITARY FORCE.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message No. 21.*

The Lieutenant Governor would take this occasion of apprizing the Legislative Council that, viewing the aspect of affairs, on the Gold Fields of this Colony more particularly, at the close of August and commencement of the present month, and the manifest numerical insufficiency of the military force at present stationed in Victoria, to meet any sudden or pressing emergency, he held it to be his duty, with the advice of his Executive Council, to take prompt measures to secure a reinforcement. He took immediate opportunity of making the Lieutenant Governor of Van Diemen's Land, and also the Governor General, and the Major General Commanding, acquainted with the position in which he found himself placed. He has to express his acknowledgment to Sir William Denison, for the readiness with which His Excellency has attended to his wishes, and for the promptitude with which, pending further measures, the Head Quarters of Her Majesty's 99th Regiment, with the concurrence of Colonel Despard, have been transferred from Van Diemen's Land for present service in Victoria.

The Lieutenant Governor is assured, that the Legislative Council will consider that he cannot be held to fulfil the charge confided to him by Her Majesty, and secure the welfare of the Colony, otherwise, than by seeking by every means, and at every sacrifice, to show the determination of Government to maintain public order, however menaced, and that security for life and property in town or country, without which a complete check must be given to our present prosperity and prospect of steady advancement, and he is persuaded that the Legislative Council will not refuse its concurrence to any measures taken in this view.

He would call to mind that an augmentation of the Military force in this Colony beyond its original strength was, in a previous Session, strongly advocated by the Council, and has formed the subject of correspondence with the Home Government.

*Government Offices,*

*Melbourne, 16th September, 1853.*

Ordered to be printed.

PENSIONERS FROM ENGLAND.

C. J. LA TROBE,

*Lieutenant Governor.*

*Message No. 22.*

The Lieutenant Governor presents, for the information and consideration of the Legislative Council, the copy of a Despatch received by the last mail, enclosing copies of a Letter and of its Enclosures, which have been received from the War Office, conveying the suggestion, that it might prove useful to the Colony to have the assistance of three or four hundred Pensioners, who might be called upon to volunteer in England for permanent service in Victoria for one year, it being understood that in the event of this proposal being accepted, the whole charge to be incurred for the body of Pensioners would be borne by the Colony.

His Excellency would be glad to receive an early intimation of the decision of the Council upon this subject.

*Government Offices,*

*Melbourne, 16th September, 1853.*

Ordered to be printed, together with the accompanying Despatch and Enclosures.

## POST OFFICE MONEY ORDERS.

C. J. LA TROBE,

Message No. 23.

*Lieutenant Governor.*

The Lieutenant Governor transmits for the consideration of the Legislative Council the copy of a Circular Despatch from the Right Honorable the Secretary of State, giving cover to a Letter from the General Post Office, accompanied by a Statement of a Plan proposed by the Postmaster General for the extension of the Money Order system to the Colonies.

*Government Offices,  
Melbourne, 16th September, 1853.*

Ordered to be printed, together with the accompanying Despatch.

4. ADJOURNMENT OF THE COUNCIL.—Dr. Thomson moved, pursuant to *amended* Notice, That this House on its rising do adjourn to Thursday the 22nd instant.

Question—put and passed.

5. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—On the motion of Mr. Griffith, Chairman of “The Committee of Elections and Qualifications,” leave was given to this Committee to meet on Wednesday next.

6. GOLD FIELDS.—On the motion of the Colonial Secretary, Chairman of the Committee to which the Bill for the Management of the Gold Fields was referred, leave was given to this Committee to meet on Saturdays and Mondays.

7. BANK OF VICTORIA INCORPORATION BILL.—Mr. Miller presented a Petition from certain persons styling themselves Proprietors of a certain Joint Stock Banking Company, lately established and carrying on business in Melbourne, under the style of the Bank of Victoria, praying that leave might be granted to bring in a Bill to incorporate the proprietors of such Banking Company, and for other purposes therein mentioned.

Petition received.

8. STATISTICS—GIPPS’ LAND.—Mr. Cole moved, pursuant to notice, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, as early as possible, such Statistics relative to the District of Gipps’ Land to the 30th June last, as it may be in the power of the Government to prepare, with relation especially to—

- (1.) The Population of each portion of the District.
- (2.) The Revenue and Expenditure.
- (3.) The Exports and Imports.
- (4.) The Produce and Stock.
- (5.) The Harbors and Rivers.
- (6.) The Public Buildings and Works.
- (7.) The Lands surveyed, whether sold or unsold.
- (8.) The Roads.
- (9.) The Public Departments.
- (10.) A Copy of Memorials and Correspondence relative to the Harbors.

Question—put and passed.

9. BANK OF VICTORIA INCORPORATION BILL.—Mr. Miller moved, pursuant to notice, That he have leave to bring in a Bill to incorporate the Proprietors of a certain Banking Company called the Bank of Victoria, and for other purposes therein mentioned.

Question—put and passed. Ordered that the mover and seconder do prepare and bring in the Bill.

Mr. Miller, having produced a certificate that the sum of £25 had been paid into the hands of the Colonial Treasurer for the public uses of the Colony, presented a Bill intituled “*A Bill to incorporate the Proprietors of a certain Banking Company called the Bank of Victoria, and for other purposes therein mentioned,*” and moved, pursuant to notice, that such Bill be now read a first time.

Question put and passed—Bill read a first time.

Mr. Miller then moved, pursuant to *amended contingent* notice, that such Bill be now referred to a Select Committee, to consist of the Attorney General, the Auditor General, Mr. Highett, Mr. Hodgson, Mr. M. Nicholson, Mr. Russell, Mr. Smith, Dr. Thomson, Mr. Winter, and the Mover.

Question put and passed.

10. ELECTORS OF THE COLONY.—Mr. W. Nicholson moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council, a Return shewing the number of Electors in each Electoral District in the Colony, distinguishing in the City of Melbourne and Town of Geelong the number in each Ward, and distinguishing in the other Electoral Districts, as far as can be, the number in each Police District, together with the areal extent of each Electoral District.

Question—put and passed.

Council adjourned at four o’clock until three o’clock on Thursday next, the 22nd September.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 22ND SEPTEMBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. STRACHAN : To ask the Auditor General—What amount has been realized from the Sale of Crown Lands from the 1st of January to the present time, and the direct charges thereon, the probable amount of the gross Sales during the present year, and the amount chargeable against the Land Sales Department for the year.
  2. MR. DANE : To ask the Attorney General—Whether it is the intention of the Government to introduce any Act during the present Session to prevent the moving of Spirits through the Country without a Permit?
- 
3. MR. STRACHAN : To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.
  4. MR. GREEVES : To move, (1.) That, in the opinion of this Council, it is desirable to establish a general system of international Postage, at a uniform low rate, between the United Kingdom, her Colonies, and other Countries; and that this Council is prepared to concur in all such measures as may be necessary, so far as this Colony is concerned, for the furtherance of this object.  
(2.) That a Select Committee, consisting of the Honorable the Colonial Secretary, Mr. Graham, Mr. Strachan, Mr. Goodman, and the mover, be now appointed to prepare a humble Address, to be presented to Her Most Gracious Majesty, expressive of the above resolution.
  5. MR. GREEVES : To move for leave to bring in a Bill to enable Committees of the Council, when so instructed, to call for persons and papers and to take evidence on oath.
  6. MR. RUTLEDGE : To move, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.  
*Contingent*—Upon the Council adopting the above resolution—  
That a Committee, consisting of the Colonial Secretary, Captain Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.  
That the Address be transmitted by the Speaker to Sir William Denison.
  7. MR. DANE : To move, That a Select Committee of this Council be appointed, to consist of Mr. Cowie, Mr. Strachan, Mr. Snodgrass, Mr. Graham, and the Mover, to inquire into—
    - (1.) The cause of the business of the Immigration Office being in arrears, as stated by the Colonial Secretary, and the correspondence which passed with that Department and the Government on this subject.
    - (2.) The duties of Corresponding Clerk in the Audit Office, and the necessity for such an appointment.
    - (3.) The cause of the City Police Magistrate not postponing the case of John Mercweather, upon the letter of Lieutenant Colonel Valiant, commanding the 40th Regiment, written by his Adjutant.
    - (4.) The cause, and by whom effected, of the name of "Mereweather" on the Police Charge Sheet being altered to that of "Otter."
    - (5.) By whose recommendation the Denominational School Board selected John Mercweather for the important office of Inspector; and to take evidence.

FRIDAY, 23RD SEPTEMBER.

NOTICES OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.
2. MR. SNODGRASS : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council a Return shewing—
  - (1.) The numerical strength of the Police Force, mounted and foot, on the first day of January, 1853, in the Colony of Victoria, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, the number of Police at each Station, the total number of horses and working cattle, and the original cost of the same.

- (2.) A Return shewing the numerical strength of the Police Force of the Colony on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
- (3.) A Monthly Return, showing the numerical increase or decrease of the Police Force of the Colony of Victoria, at each Police Station, distinguishing the different grades of office, the causes leading to such alterations (if any) in the disposal of such Police Force, together with the number of horses and working cattle reported as dead or missing for the month, and any increase to the number of the same, with the cost per head.
- (4.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
- (5.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
- (6.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.

ORDER OF THE DAY:—

1. LARCENY BILL.—Second reading.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business:—*

ORDERS OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.  
2. PENSIONS BILL.—Second reading.

THURSDAY, 5TH OCTOBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 17th September.*

GOLD FIELDS—at 12 o'clock.

*Wednesday, 21st September.*

ELECTIONS AND QUALIFICATIONS—at half-past 2 o'clock.

*Thursday, 22nd September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

STANDING ORDERS—at 12 o'clock.

*Friday, 23rd September.*

SCAB IN SHEEP—at 11 o'clock.

PUBLIC WORKS—at 11 o'clock.

NEW CONSTITUTION—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 13.

THURSDAY, 22<sup>ND</sup> SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent under the hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, bearing date at Melbourne the 29th day of August, 1853, appointing WILLIAM HENRY WRIGHT, Esq., as Chief Commissioner of Gold Fields for the said Colony, a non-elective Member of the Council, until Her Majesty's pleasure be known.  
 WILLIAM HENRY WRIGHT, Esq., was then introduced, and having taken the oath, took his seat in the Council as a Member thereof.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Council Table—  
 Abstracts and Statements of the General and Crown Revenues, and of the appropriation of the same, for the year 1852.  
 Ordered to be printed.
4. POSTPONEMENT OF NOTICES OF MOTION.—On the motion of Mr. Cole, on behalf of Mr. Strachan, the motion standing in his name, No. 3 on the Notice Paper for to-day, was postponed until Tuesday, the 27th instant; and on the motion of Mr. Hodgson, on behalf of Mr. Greeves, the motions standing in his name, Nos. 4 and 5 on the Notice Paper of to-day, were postponed until Friday, 23rd instant; and on the motion of Mr. Rutledge, the motion standing in his name, No. 6 on the Notice Paper of to-day, was postponed until Thursday, 29th instant.
5. JOHN MEREWETHER.—Captain Dane moved, pursuant to notice, That a Select Committee of this Council be appointed, to consist of Mr. Cowie, Mr. Strachan, Mr. Snodgrass, Mr. Graham, and the Mover, to inquire into—
  - (1.) The cause of the business of the Immigration Office being in arrears, as stated by the Colonial Secretary, and the correspondence which passed with that Department and the Government on this subject.
  - (2.) The duties of Corresponding Clerk in the Audit Office, and the necessity for such an appointment.
  - (3.) The cause of the City Police Magistrate not postponing the case of John Merewether, upon the letter of Lieutenant Colonel Valiant, commanding the 40th Regiment, written by his Adjutant.
  - (4.) The cause, and by whom effected, of the name of "Merewether" on the Police Charge Sheet being altered to that of "Otter."
  - (5.) By whose recommendation the Denominational School Board selected John Merewether for the important office of Inspector; and to take evidence.

Question put.

Council divided.

Ayes, 9.

Mr. Murphy,  
 Mr. Griffith,  
 Mr. O'Shanassy,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. Burnley,  
 Mr. J. Thomson,  
 Mr. Annand,  
 Captain Dane, (*Teller.*)

Noes, 24.

Mr. Winter,  
 Mr. Splatt,  
 Mr. Rutledge,  
 Mr. O'Brien,  
 Mr. Wilkinson,  
 Mr. Mollison,  
 Mr. Nicholson,  
 Mr. Knight,  
 Mr. Goodman,  
 Mr. Murphy,  
 Mr. Hervey,  
 Mr. Riddell,  
 Mr. Goldsmith,  
 Mr. Smith,  
 Mr. Cole,  
 The Surveyor General,  
 The Attorney General,  
 The Colonial Secretary,  
 Mr. Langlands,  
 Lieut. Col. Anderson,  
 The Solicitor General,  
 The Chief Commissioner of the Gold  
 Fields,  
 Mr. Hightett,  
 Mr. Snodgrass, (*Teller.*)

Council adjourned at a quarter past 4 o'clock until 3 o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 23RD SEPTEMBER.

## NOTICES OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.
2. MR. SNODGRASS: To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council a Return shewing—
  - (1.) The numerical strength of the Police Force, mounted and foot, on the first day of January, 1853, in the Colony of Victoria, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, the number of Police at each Station, the total number of horses and working cattle, and the original cost of the same.
  - (2.) A Return shewing the numerical strength of the Police Force of the Colony on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
  - (3.) A Monthly Return, showing the numerical increase or decrease of the Police Force of the Colony of Victoria, at each Police Station, distinguishing the different grades of office, the causes leading to such alterations (if any) in the disposal of such Police Force, together with the number of horses and working cattle reported as dead or missing for the month, and any increase to the number of the same, with the cost per head.
  - (4.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
  - (5.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
  - (6.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.
3. THE COLONIAL SECRETARY : To move, That Message No. 21, of His Excellency the Lieutenant Governor, be taken into consideration.
4. MR. GREEVES : To move, (1.) That, in the opinion of this Council, it is desirable to establish a general system of international Postage, at a uniform low rate, between the United Kingdom, her Colonies, and other Countries; and that this Council is prepared to concur in all such measures as may be necessary, so far as this Colony is concerned, for the furtherance of this object.
  - (2.) That a Select Committee, consisting of the Honorable the Colonial Secretary, Mr. Graham, Mr. Strachan, Mr. Goodman, and the mover, be now appointed to prepare a humble Address, to be presented to Her Most Gracious Majesty, expressive of the above resolution.
5. MR. GREEVES : To move for leave to bring in a Bill to enable Committees of the Council, when so instructed, to call for persons and papers and to take evidence on oath.

## ORDER OF THE DAY :—

1. LARCENY BILL.—Second reading.

TUESDAY, 27TH SEPTEMBER.

## NOTICES OF MOTION :—

1. MR. STRACHAN : To ask the Auditor General—What amount has been realized from the Sale of Crown Lands from the 1st of January to the present time, and the direct charges thereon, the probable amount of the gross Sales during the present year, and the amount chargeable against the Land Sales Department for the year.
2. MR. STRACHAN : To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

## ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

THURSDAY, 29TH SEPTEMBER.

*General Business* :—

NOTICE OF MOTION :—

1. MR. RUTLEDGE: To move, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.  
*Contingent*—Upon the Council adopting the above resolution—  
 That a Committee, consisting of the Colonial Secretary, Captain Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.  
 That the Address be transmitted by the Speaker to Sir William Denison.

THURSDAY, 5TH OCTOBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 23rd September.*

SCAB IN SHEEP—at 11 o'clock.  
 PUBLIC WORKS—at 11 o'clock.  
 NEW CONSTITUTION—at 1 o'clock.

*Monday, 26th September.*

GOLD FIELDS—at 12 o'clock.

*Tuesday, 27th September.*

MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
 BILL—at 10 o'clock.  
 ELECTIONS AND QUALIFICATIONS—at 11 o'clock.

*Wednesday, 28th September.*

LIGHTHOUSES—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 14.

FRIDAY, 23RD SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.  
 2. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent under the hand of His Excellency the Lieutenant Governor and the Seal of the Colony of Victoria, bearing date at Melbourne, the 29th day of August, 1853, appointing Edward Stone Parker, Esquire, a Non-Elective Member of the Council, until Her Majesty's pleasure be known.

EDWARD STONE PARKER, Esquire, was then introduced, and having taken the oath, took his seat in the Council as Member thereof.

3. PETITION.—Mr. O'Shanassy presented a Petition from Thomas Mooney, praying this Council to take his case as set out in the Petition into their consideration, for the Services he had conferred upon the public, and the time he had devoted to the Improvements mentioned in the Petition.

Petition received.

4. MUSEUM OF NATURAL HISTORY.—Mr. Mark Nicholson moved pursuant to Notice, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.

Question—put and passed.

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

The Chairman having reported that the Committee had resolved that an Address be presented to His Excellency the Lieutenant Governor, to place a sufficient sum of Money upon the Estimates for the ensuing year, for the purpose of establishing a Museum of Natural History.—Mr. Mark Nicholson moved, that such resolution be adopted by the Council.

Question put—Council divided.

Ayes 36.

Mr. Miller,  
 Mr. Winter,  
 Mr. Splatt,  
 Mr. O'Brien,  
 Mr. Snodgrass,  
 Mr. Rutledge,  
 Mr. Smith,  
 Mr. F. Murphy,  
 Mr. Riddell,  
 Mr. A'Beckett,  
 Mr. Griffith,  
 Mr. Parker,  
 Mr. O'Shanassy,  
 Mr. Greeves,  
 Mr. Hervey,  
 Mr. Goodman,  
 Mr. J. Murphy,  
 Mr. Stevens,  
 Mr. Haines,  
 Mr. Mollison,  
 Mr. Cowie,  
 Mr. Mark Nicholson,  
 Mr. James Thomson,  
 Mr. Langlands,  
 Mr. Henty,  
 Mr. Highett,  
 Mr. Hodgson,  
 Mr. Knight,  
 Mr. Russell,  
 Lieut. Col. Anderson,  
 The Solicitor General,  
 Chief Commissioner of Gold Fields  
 Mr. Goldsmith,  
 The Surveyor General,  
 The Colonial Secretary,  
 The Attorney General, (Teller.)

Noes, 7.

Mr. Fawcner.  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Annand,  
 Mr. Dane,  
 Mr. Cole, (Teller.)

5. **POSTPONEMENT OF NOTICE OF MOTION.**—On the motion of Mr. Snodgrass, the motion standing in his name No. 2 on the Notice Paper of to-day, was postponed until Wednesday, 28th September instant.
6. **MILITARY FORCE.**—The Lieutenant Governor's Message, No. 21, having, on the motion of the Colonial Secretary, been read by the Clerk, the Colonial Secretary moved, pursuant to amended notice, that this Council approves of the measures taken by His Excellency the Lieutenant Governor to procure a reinforcement of Military from Van Diemen's Land for the purpose of maintaining public order in this country.
- Debate ensued.
- Question—put and passed.
7. **INTERNATIONAL POSTAGE.**—Mr. Greeves moved, pursuant to notice, (1.) That, in the opinion of this Council, it is desirable to establish a general system of international Postage, at a uniform low rate, between the United Kingdom, her Colonies, and other Countries; and that this Council is prepared to concur in all such measures as may be necessary, so far as this Colony is concerned, for the furtherance of this object.
- (2.) That a Select Committee, consisting of the Honorable the Colonial Secretary, Mr. Graham, Mr. Strachan, Mr. Goodman, and the mover, be now appointed to prepare a humble Address, to be presented to Her Most Gracious Majesty, expressive of the above resolution.
- Question—put and passed.
8. **COUNCIL COMMITTEES—WITNESSES BILL.**—Mr. Greeves moved, pursuant to notice, that he have leave to bring in a Bill to enable Committees of the Council, when so instructed, to call for persons and papers, and to take evidence on oath.
- Question put and passed.
- Ordered that the mover and seconder do prepare and bring in the Bill.
- Mr. Greeves presented a Bill to enable Committees of the Council to take Evidence on Oath.
- Bill intituled "*A Bill to enable Committees of the Legislative Council to take Evidence on Oath*"—brought up—read a first time,
- Ordered to be read a second time Friday 30th September instant, and to be printed.
9. **LARCENY BILL.**—Mr. Smith moved that this Bill be now read a second time.
- Question put and passed.
- Bill read a second time, and ordered to be considered in Committee Tuesday, 27th instant.
10. **CONSTITUTION COMMITTEE.**—On the motion of the Colonial Secretary leave was given to this Committee to meet on Saturday, 24th September instant.
- Council adjourned at half-past 5 o'clock until 3 o'clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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TUESDAY, 27TH SEPTEMBER.

NOTICES OF MOTION :—

1. **MR. STRACHAN :** To ask the Auditor General—What amount has been realized from the Sale of Crown Lands from the 1st of January to the present time, and the direct charges thereon, the probable amount of the gross Sales during the present year, and the amount chargeable against the Land Sales Department for the year.
2. **MR. STRACHAN :** To move, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brses, with all papers connected with, and Reports of the Board thereon.
3. **MR. O'SHANASSY :** To move, That the Petition of Thomas Mooney, presented by him to the Council, be printed.

ORDER OF THE DAY :—

1. **LARCENY BILL.**—To be considered in Committee.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. SNODGRASS: To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council a Return shewing—
  - (1.) The numerical strength of the Police Force, mounted and foot, on the first day of January, 1853, in the Colony of Victoria, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, the number of Police at each Station, the total number of horses and working cattle, and the original cost of the same.
  - (2.) A Return shewing the numerical strength of the Police Force of the Colony on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
  - (3.) A Monthly Return, showing the numerical increase or decrease of the Police Force of the Colony of Victoria, at each Police Station, distinguishing the different grades of office, the causes leading to such alterations (if any) in the disposal of such Police Force, together with the number of horses and working cattle reported as dead or missing for the month, and any increase to the number of the same, with the cost per head.
  - (4.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
  - (5.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
  - (6.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.

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THURSDAY, 29TH SEPTEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. RUTLEDGE: To move, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.

*Contingent*—Upon the Council adopting the above resolution—

That a Committee, consisting of the Colonial Secretary, Captain Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.

That the Address be transmitted by the Speaker to Sir William Denison.

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FRIDAY, 30TH SEPTEMBER.

*General Business :—*

ORDER OF THE DAY :—

1. COUNCIL COMMITTEES—WITNESSES BILL.—Second reading.

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THURSDAY, 5TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 24th September.*

NEW CONSTITUTION—at 11 o'clock.

*Monday, 26th September.*

GOLD FIELDS—at 12 o'clock.

*Tuesday, 27th September.*MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
BILL—at 10 o'clock.

STANDING ORDERS—at 10 o'clock.

ELECTIONS AND QUALIFICATIONS—at 11 o'clock.

MARRIAGES BILL—at 12 o'clock.

*Wednesday, 28th September.*

LIGHTHOUSES—at 11 o'clock.

SCAB IN SHEEP—at 11 o'clock.

*Thursday, 29th September.*

PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 15.

TUESDAY, 27<sup>TH</sup> SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. PETITIONS.—Mr. William Nicholson presented a Petition from certain inhabitants of Heidelberg and its vicinity, praying the Council would sanction some arrangements by which the inhabitants of that town and neighbouring districts should have the benefit of mail communication with Melbourne at least twice in every week.  
Petition received.  
Mr. William Nicholson presented a Petition from certain settlers at the Kangaroo Ground, praying this House would sanction some arrangement by which the inhabitants of that and neighbouring districts should have the benefit of mail communication with Melbourne at least twice in every week.  
Petition received.  
Mr. Graham presented a Memorial from Mr. J. B. Were, as Chairman of the Melbourne Chamber of Commerce, praying that, for the reasons alleged in the Memorial, this Council would not pass any Bill imposing an Export Duty on Gold.  
Petition received.
  3. MR. BREES.—Mr. Strachan moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to have laid before the Select Committee on Public Works, the Evidence taken by the Board appointed to investigate the charges against the late Acting Colonial Engineer, Mr. Brees, with all papers connected with, and Reports of the Board thereon.  
Question—put and passed.
  4. MR. THOMAS MOONEY.—The Petition from Mr. Thomas Mooney presented to this Council Friday, 23<sup>rd</sup> September instant, having been read by the Clerk, Mr. O'Shanassy moved, pursuant to notice, that the Petition be printed.  
Motion by leave withdrawn.
  5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council the following papers, viz. :—  
No. 1. Gold Fields.—Return to Address adopted on the motion of Mr. Fawkner, 10th December, 1852.  
Ordered to be printed.  
No. 2. Quarter Sessions, Belfast.—Copy of Despatch upon the subject of the establishment of a Court of Quarter Sessions at Belfast, Port Fairy.  
Ordered to be printed.  
No. 3. Scab in Sheep.—A Report of the Inspector of Sheep under the Scab Act, for the County of Grant, ending 14th September, 1853.  
Ordered to be printed.
  6. LARCENY BILL.—The Order for the consideration of this Bill in Committee of the whole Council having been read,—On the motion of Mr. Smith, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Friday, 30th September, instant.—Bill as amended to be printed.
- : Council adjourned at twenty-five minutes to six o'clock, until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 28TH SEPTEMBER.

*Government Business :—*

ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Second reading.
2. PENSIONS BILL.—Second reading.

*General Business :—*

NOTICES OF MOTION :—

1. MR. SNODGRASS: To ask the Colonial Secretary whether it is his intention, in bringing in a Bill to alter the present Tariff Act, that such Bill, if passed by this Council, shall take effect from the date of His Excellency the Lieutenant Governor's sanctioning the passing of such an Act.
2. MR. SNODGRASS: To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council a Return shewing—
  - (1.) A Return shewing the numerical strength of the Police Force of the Colony of Victoria on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
  - (2.) A Monthly Return, showing the number of Horses and Working Cattle employed at each station, together with the number of the same reported as dead or missing for the month, with the cost per head; the said return to commence on the 1st January, 1853, and to be brought down to the 1st September, 1853.
  - (3.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
  - (4.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
  - (5.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.
3. MR. GRAHAM: To move, That the Petition of the Chamber of Commerce against an Export Duty on Gold be printed.

THURSDAY, 29TH SEPTEMBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. RUTLEDGE: To move, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.
 

*Contingent*—Upon the Council adopting the above resolution—

That a Committee, consisting of the Colonial Secretary, Captain Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.

That the Address be transmitted by the Speaker to Sir William Denison.
2. MR. HODGSON: To move—
  - (1.) That a Select Committee be appointed to take evidence and report to this House upon the best Gauge for Railways in this Colony.
  - (2.) That such Committee do consist of Mr. Splatt, Mr. Winter, Mr. W. Nicholson, Dr. Thomson, The Surveyor General, and the Mover.
  - (3.) That the correspondence laid on the table of this Council, on the 31st August, by Command of His Excellency the Lieutenant Governor, be referred to such Committee.
3. MR. STRACHAN: To move, That this House resolve itself into a Committee of the whole for the purpose of adopting an Address to His Excellency the Lieutenant Governor, praying that the Sum of One Hundred and Fifty Thousand Pounds from the proposed vote for Roads and Bridges for the year 1854, be placed at the disposal of the Central Road Board, to be expended during the present year on the main lines of Road of the Colony.

FRIDAY, 30TH SEPTEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. DR. THOMSON : To ask the Colonial Secretary, Whether it be the intention of the Government to introduce a General Railway Act for the Colony.

ORDERS OF THE DAY :—

1. COUNCIL COMMITTEES—WITNESSES BILL.—Second reading.
2. LARCENY BILL.—Adoption of Report.

TUESDAY, 4TH OCTOBER.

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY to move—
  - (1.) That a Select Committee be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public service.
  - (2.) That such Committee consist of Mr. Griffith, Mr. Dane, Mr. Mollison, Mr. Goodman, and the Mover.

WEDNESDAY, 5TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :

- 1 CUSTOMS BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 28th September.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.  
 LIGHTHOUSES—at 11 o'clock.  
 SCAB IN SHEEP—at 11 o'clock.  
 NEW COUNCIL CHAMBERS—at 11 o'clock.  
 NEW CONSTITUTION—at 1 o'clock.

*Thursday, 29th September.*

ELECTIONS AND QUALIFICATIONS—at 10 o'clock.  
 PUBLIC WORKS—at 12 o'clock.  
 MARRIAGES BILL—at 1 o'clock.  
 MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL—at 2 o'clock.

*Friday, 30th September.*

GOLD FIELDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 16.

WEDNESDAY, 28TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. THE EQUITABLE LAND AND BUILDING COMPANY'S BILL.—Mr. William Nicholson presented a Petition from certain inhabitants of the City of Melbourne in the Colony of Victoria, praying that leave might be given them to bring in a Bill to invest the Petitioners and the Company with the powers and for effecting the purposes set forth in the Petition, in such manner, by such ways and means, and under such regulations and restrictions, as to the Council should seem meet.  
Petition received.
  3. THE ST. KILDA PIER OR JETTY COMPANY'S BILL.—Captain Dane presented a Petition from certain inhabitants of St. Kilda in the Colony of Victoria, praying that leave might be given them to bring in a Bill to invest the Petitioners and the Company with the powers and for effecting the purposes set forth in the Petition in such manner, by such ways and means and under such regulations and restrictions, as to this Council should seem meet.  
Petition received.
  4. THE MELBOURNE, ST. KILDA, AND BRIGHTON RAILWAY COMPANY'S BILL.—Mr. James Murphy presented a Petition from certain inhabitants of Brighton, St. Kilda, and the City of Melbourne, in the Colony of Victoria, praying that leave might be given them to bring in a Bill to invest the Petitioners and the Company with the powers, and for effecting the purposes set forth in the Petition, in such manner, by such ways and means, and under such regulations and restrictions as to this Council should seem meet.  
Petition received.
  5. THE OVENS MINING COMPANY'S BILL.—Dr. Thomson presented a Petition from certain Directors and Shareholders of the Ovens' Mining Company, praying that leave might be given to bring in the Bill mentioned in the Petition.  
Petition received.
  6. THE NORTH MELBOURNE RAILWAY COMPANY'S BILL.—Mr. William Nicholson presented a petition from certain inhabitants of the City of Melbourne, in the Colony of Victoria, praying that leave might be given them to bring in a Bill to invest the Petitioners and the Company with the powers, and for effecting the purposes set forth in the petition, in such manner, by such ways and means, and under such regulations and restrictions as to this Council should seem meet.  
Petition received.
  7. THE MELBOURNE SHIP CANAL AND DOCK COMPANY'S BILL.—Mr. Langlands presented a petition from certain inhabitants of the City of Melbourne, in the Colony of Victoria, praying that leave might be given them to bring in a Bill to invest the Petitioners and the Company with powers, and for effecting the purposes set forth in the petition in such manner, by such ways and means, and under such regulations and restrictions as to this Council should seem meet.  
Petition received.
  8. CONVICTS' PREVENTION ACT AMENDMENT BILL.—The Attorney General moved that this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.  
On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the Whole for the consideration of this Bill.  
The Chairman having reported the Bill with amendments,—On the motion of Mr. Miller, the Council ordered the same to be taken into consideration Tuesday, 4th October next. Bill, as amended, to be printed.
  9. PENSION'S BILL.—On the motion of the Colonial Secretary the following Order of the Day was postponed until Thursday, 29th September instant.  
"Pension's Bill.—Second reading."
  10. POSTPONEMENT OF NOTICES OF MOTION.—On the motion of Mr. Snodgrass, the motion standing in his name, No. 2 on the Notice Paper of to-day, was postponed until to-morrow; and on the motion of Mr. Graham, the motion standing in his name, No. 3 on the Notice Paper of to-day, was postponed until to-morrow.
- Council adjourned at twenty-five minutes past eight o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

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 THURSDAY, 29TH SEPTEMBER.
*Government Business :—*

ORDER OF THE DAY :—

1. PENSIONS BILL.—Second reading.

*General Business :—*

NOTICES OF MOTION :—

1. MR. SNODGRASS : To ask the Colonial Secretary whether it is his intention, in bringing in a Bill to alter the present Tariff Act, that such Bill, if passed by this Council, shall take effect from the date of His Excellency the Lieutenant Governor's sanctioning the passing of such an Act.
2. MR. RUTLEDGE : To move, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.  
*Contingent*—Upon the Council adopting the above resolution—  
That a Committee, consisting of the Colonial Secretary, Captain Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.  
That the Address be transmitted by the Speaker to Sir William Denison.
3. MR. HODGSON : To move—
  - (1.) That a Select Committee be appointed to take evidence and report to this House upon the best Gauge for Railways in this Colony.
  - (2.) That such Committee do consist of Mr. Splatt, Mr. Winter, Mr. W. Nicholson, Dr. Thomson, The Surveyor General, and the Mover.
  - (3.) That the correspondence laid on the table of this Council, on the 31st August, by Command of His Excellency the Lieutenant Governor, be referred to such Committee.
4. MR. STRACHAN : To move, That this House resolve itself into a Committee of the whole for the purpose of adopting an Address to His Excellency the Lieutenant Governor, praying that the Sum of One Hundred and Fifty Thousand Pounds from the proposed vote for Roads and Bridges for the year 1854, be placed at the disposal of the Central Road Board, to be expended during the present year on the main lines of Road of the Colony.
5. MR. SNODGRASS : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council a Return shewing—
  - (1.) A Return shewing the numerical strength of the Police Force of the Colony of Victoria on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
  - (2.) A Monthly Return, showing the number of Horses and Working Cattle employed at each station, together with the number of the same reported as dead or missing for the month, with the cost per head; the said return to commence on the 1st January, 1853, and to be brought down to the 1st September, 1853.
  - (3.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
  - (4.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
  - (5.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.
6. MR. GRAHAM : To move, That the Petition of the Chamber of Commerce against an Export Duty on Gold be printed.

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 FRIDAY, 30TH SEPTEMBER.
*General Business :—*

NOTICE OF MOTION :—

1. DR. THOMSON : To ask the Colonial Secretary, Whether it be the intention of the Government to introduce a General Railway Act for the Colony.

ORDERS OF THE DAY :—

1. COUNCIL COMMITTEES—WITNESSES BILL.—Second reading.
2. LARCENY BILL.—Adoption of Report.

TUESDAY, 4TH OCTOBER.

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY to move—
  - (1.) That a Select Committee be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public service.
  - (2.) That such Committee consist of Mr. Griffith, Mr. Dane, Mr. Mollison, Mr. Goodman, and the Mover.

ORDER OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Adoption of Report.

WEDNESDAY, 5TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY :

- 1 CUSTOMS BILL.—Second reading.

*General Business :—*

NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move for leave to bring in a Bill to incorporate a Company to be called "The Equitable Land and Building Company."
2. CAPTAIN DANE : To move for leave to bring in a Bill to incorporate a Company, to be called "The St. Kilda Pier or Jetty Company."
3. MR. JAMES MURPHY : To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne, St. Kilda, and Brighton Railway Company."
4. MR. WILLIAM NICHOLSON : To move for leave to bring in a Bill to incorporate a Company, to be called "The North Melbourne Railway Company."
5. MR. LANGLANDS : To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne Ship Canal and Dock Company."

FRIDAY, 7TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. DR. THOMSON : To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 29th September.*

ELECTIONS AND QUALIFICATIONS—at 10 o'clock.  
 PUBLIC WORKS—at 12 o'clock.  
 MARRIAGES BILL—at 1 o'clock.  
 MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT  
 BILL—at 2 o'clock.

*Friday, 30th September.*

GOLD FIELDS—at 11 o'clock.  
 LIGHTHOUSES—at half-past 12 o'clock.

*Monday, 3rd October.*

NEW COUNCIL CHAMBERS—at 12 o'clock.

*Tuesday, 4th October.*

SCAB IN SHEEP—at 11 o'clock.  
 NEW CONSTITUTION—at 1 o'clock.

*Wednesday, 5th October.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 17.

THURSDAY, 29TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council the following paper, viz. :—
  - Fortifications.—A copy of Despatch from the Right Honorable the Secretary of State, intimating that Captain Ross of the Royal Engineers, has been ordered to proceed to the Colony to prepare plans and estimates of such works as may be required for the protection of the Towns and Harbours of the Colony.  
Ordered to be printed.
3. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the resolutions of the Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—
  - No. 9.—Ports of Portland, Belfast, and Warrnambool.—Adopted on the 13th September, 1853, on the motion of Mr. Stevens, and that His Excellency had, in reply to such Address, been pleased to state that he would cause the Returns asked for, to be laid on the table of the Council.
  - No. 10.—Agricultural Returns, Crown Lands.—Adopted on the 14th September, 1853, on the motion of Mr. Haines, and that His Excellency had, in reply to such Address, been pleased to state that he would give instructions for the presentation of the Returns asked for, to the Legislative Council.
  - No. 11.—Coinage.—Adopted on the 15th of September, 1853, on the motion of the Auditor General, and that His Excellency had, in reply to such Address, been pleased to state, the Proclamation should issue, as desired by the Legislative Council.
  - No. 12.—Geelong Mails.—Adopted on the 15th of September, on the Motion of Mr. Cole, and that His Excellency had, in reply to such address, been pleased to state he had no objection to direct that Copies of any and all such Correspondence should be laid before the Council.
  - No. 13.—Gipps' Land—Statistics.—Adopted on the 16th of September, 1853, on the motion of Mr. Cole, and that His Excellency had, in reply to such Address, been pleased to state that he would do all in his power to meet the wishes of the Legislative Council.
  - No. 14.—Electors of the Colony.—Adopted on the 16th September, 1853, on the motion of Mr. William Nicholson, and that His Excellency had, in reply to such Address, been pleased to state that the Return asked for should be forthwith prepared and laid before the Legislative Council.
  - No. 15.—Museum of Natural History.—Adopted on the 23rd September, 1853, on the motion of Mr. Mark Nicholson, and that His Excellency had, in reply to such Address, been pleased to state that he would take the wish of the Council into consideration.
4. PENSIONS BILL.—The Colonial Secretary moved that this Bill be "now" read a second "time."  
Mr. Greeves moved, as an amendment, that the word "now" be omitted, and that the words "this day six months" be added after the word time.  
Debate ensued.  
Question—that the word "now," proposed to be omitted, stand part of the question—put and negatived.

Question—that the words proposed to be added, be so added—put.  
Council divided—

Ayes, 25.

Mr. Goldsmith,  
Mr. Haines,  
The Surveyor General,  
The Auditor General,  
Mr. O'Brien,  
Mr. Langlands,  
Mr. Highett,  
Mr. Goodman,  
Mr. Hodgson,  
Mr. Miller,  
Mr. William Nicholson,  
Mr. Burnley,  
Mr. J. Murphy,  
Mr. James Thomson,  
Mr. Cowie,  
Mr. Myles,  
Mr. Smith,  
Mr. Wilkinson,  
Mr. Greeves,  
Mr. Mollison,  
Mr. Dane,  
Mr. O'Shanassy,  
Mr. Parker,  
Mr. Strachan,  
Mr. Riddell, (*Teller.*)

Noes, 15.

Lieut. Col. Anderson,  
The Solicitor General,  
Mr. Cole,  
Mr. Graham,  
Mr. Griffith,  
The Colonial Secretary,  
Chief Commissioner of Gold Fields,  
Mr. Snodgrass,  
Mr. Winter,  
Mr. Splatt,  
Mr. Rutledge,  
Mr. M. Nicholson,  
Mr. Knight,  
Mr. Hervey,  
The Attorney General, (*Teller.*)

Question—that this Bill be read a second time this day six months—put and passed.

5. SIR WILLIAM DENISON.—Mr. Rutledge moved pursuant to notice, That an Address be adopted by this Council thanking His Excellency Sir William Thomas Denison, Lieutenant Governor of Van Diemen's Land, for the promptitude with which he has acceded to the request of the Government of Victoria, in sending over the Troops required at the present time.

Question—put and passed.

Mr. Rutledge then moved, pursuant to *contingent* notice, That a Committee, consisting of the Colonial Secretary, Mr. Cole, the Surveyor General, Mr. Miller, and the Mover, be appointed to draw up such Address.

Question—put and passed.

6. GAUGE FOR RAILWAYS.—Mr. Hodgson moved pursuant to *amended* notice—

(1.) That a Select Committee be appointed to take evidence and report to this House upon the best Gauge for Railways in this Colony.

(2.) That such Committee do consist of Mr. Splatt, Mr. Winter, Mr. W. Nicholson, Dr. Thomson, The Surveyor General, The Auditor General, Mr. Greeves, Mr. Miller, and the Mover.

(3.) That the correspondence laid on the table of this Council, on the 31st August, by Command of His Excellency the Lieutenant Governor, be referred to such Committee.

Question—put and passed.

7. ROADS AND BRIDGES.—Mr. Strachan moved pursuant to Notice, That this House resolve itself into a Committee of the whole for the purpose of adopting an Address to His Excellency the Lieutenant Governor, praying that the Sum of One Hundred and Fifty Thousand Pounds from the proposed vote for Roads and Bridges for the year 1854, be placed at the disposal of the Central Road Board, to be expended during the present year on the main lines of Road of the Colony.

Question—put and passed.

Whereupon the Speaker left the chair, and the Council resolved itself into a Committee of the whole accordingly.

The Chairman having reported that the Committee had resolved that it was expedient to present an Address to His Excellency the Lieutenant Governor, praying that the sum of £150,000 from the proposed vote for Roads and Bridges, for the year 1854, be placed at the disposal of the Central Road Board, to be expended during the present year on the Roads and Bridges of the Colony,—the Council adopted such resolution.

8. POLICE FORCE.—Mr. Snodgrass moved, pursuant to notice, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council—

(1.) A Return shewing the numerical strength of the Police Force of the Colony of Victoria on the first day of September, 1853, distinguishing the different grades of office, and amount of pay and allowances of each individual, together with the number of Police

- Stations in use, with a full description of locality, cost of erection, and nature of buildings or enclosures, the number of horses and working cattle at each station, and how such stations are provided with rations, whether by contractor or otherwise.
- (2.) A Monthly Return, showing the number of Horses and Working Cattle employed at each station, together with the number of the same reported as dead or missing for the month, with the cost per head; the said return to commence on the 1st January, 1853, and to be brought down to the 1st September, 1853.
  - (3.) A Monthly Return of the quantity of Forage purchased for the Police Force, where and by whom purchased, and at what cost.
  - (4.) A monthly return of carriage performed in connection with the Police Force of the Colony, stating the price per ton, the names of the places, and the distances for which such prices were paid.
  - (5.) A copy of all general regulations, orders, or instructions issued by the Chief Commissioner of Police for the guidance of the Police Force, together with any documents that may inform the Council upon what system the Police Force is now conducted.
- A point of order having been raised, viz., That the question of calling for these Returns had been already decided this Session, on the 7th September, 1853, the Speaker ruled that the motion was inadmissible, in which ruling the Council acquiesced.
- J. EXPORT DUTY ON GOLD.—Mr. Graham moved pursuant to *amended* notice, that the Petition of J. B. Werc, Esq., as Chairman of the Melbourne Chamber of Commerce, against an Export Duty on Gold, be printed.
- Debate ensued.
- Question—put and passed.
- Council adjourned at twenty-five minutes past six o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, 30TH SEPTEMBER.

*General Business* :—

NOTICE OF MOTION :—

1. DR. THOMSON : To ask the Colonial Secretary, Whether it be the intention of the Government to introduce a General Railway Act for the Colony.

ORDERS OF THE DAY :—

1. COUNCIL COMMITTEES—WITNESSES BILL.—Second reading.
2. LARCENY BILL.—Adoption of Report.

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TUESDAY, 4TH OCTOBER.

NOTICE OF MOTION :—

1. The COLONIAL SECRETARY to move—

- (1.) That a Select Committee be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public service.
- (2.) That such Committee consist of Mr. Griffith, Mr. Dane, Mr. Mollison, Mr. Goodman and the Mover.

ORDER OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Adoption of Report.

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WEDNESDAY, 5TH OCTOBER.

*Government Business* :—

ORDER OF THE DAY :

- 1 CUSTOMS BILL.—Second reading.

*General Business* :—

NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move for leave to bring in a Bill to incorporate a Company to be called "The Equitable Land and Building Company."
2. CAPTAIN DANE : To move for leave to bring in a Bill to incorporate a Company, to be called "The St. Kilda Pier or Jetty Company."
3. MR. JAMES MURPHY : To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne, St. Kilda, and Brighton Railway Company."
4. MR. WILLIAM NICHOLSON : To move for leave to bring in a Bill to incorporate a Company, to be called "The North Melbourne Railway Company."
5. MR. LANGLANDS : To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne Ship Canal and Dock Company."

FRIDAY, 7TH OCTOBER.

*General Business* :—

NOTICE OF MOTION :—

1. DR. THOMSON : To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Friday, 30th September.*

GOLD FIELDS—at 11 o'clock.

LIGHTHOUSES—at half-past 12 o'clock.

*Saturday, 1st October.*

NEW CONSTITUTION—at 11 o'clock.

*Monday, 3rd October.*

NEW COUNCIL CHAMBERS—at 12 o'clock.

*Tuesday, 4th October.*

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

SCAB IN SHEEP—at 11 o'clock.

*Wednesday, 5th October.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

MARRIAGES BILL—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

J. F. PALMER,

*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 18.

FRIDAY, 30TH SEPTEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—  
Geelong Mails.—Return to Address on this subject, adopted on the motion of Mr. Cole, 15th September, 1853.  
Ordered to be printed.
3. COUNCIL COMMITTEES.—WITNESSES BILL.—Mr. Greeves moved, that this Bill “be” now read a second time.  
The Colonial Secretary then moved as an amendment, that all the words after the word “be” be omitted, with a view to insert the words “referred to the Constitution Committee now sitting.”  
Debate ensued.  
Mr. Greeves, with leave of the Council, withdrew the Bill.
4. LARCENY BILL.—On the motion of Mr. Smith the Council adopted the Report from the Committee of the whole upon this Bill.  
Amendments agreed to.  
Bill to be read a third time on Tuesday, 4th October next.  
Council adjourned at twenty minutes to four o’clock until three o’clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 4TH OCTOBER.

## NOTICES OF MOTION :—

1. MR. WILKINSON: To ask the Colonial Secretary—When the Returns to the Address to His Excellency the Lieutenant Governor, agreed to by the House on the 11th November last, upon the motion of Mr. Murphy, may be expected to be placed upon the table?
2. The COLONIAL SECRETARY to move—  
(1.) That a Select Committee be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public service.  
(2.) That such Committee consist of Mr. Griffith, Mr. Dane, Mr. Mollison, Mr. Goodman, and the Mover.
3. MR. MILLER: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this Council copies of the Correspondence that has taken place between the Bank of Victoria and the Government on the subject of their Banking Account.

## ORDERS OF THE DAY :—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Adoption of Report
2. LARCENY BILL.—Third reading.

WEDNESDAY, 5TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY:

- 1 CUSTOMS BILL.—Second reading.

*General Business :—*

NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Equitable Land and Building Company."
2. CAPTAIN DANE: To move for leave to bring in a Bill to incorporate a Company, to be called "The St. Kilda Pier or Jetty Company."
3. MR. JAMES MURPHY: To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne, St. Kilda, and Brighton Railway Company."
4. MR. WILLIAM NICHOLSON: To move for leave to bring in a Bill to incorporate a Company, to be called "The North Melbourne Railway Company."
5. MR. LANGLANDS: To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne Ship Canal and Dock Company."

FRIDAY, 7TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

CONTINGENT NOTICE OF MOTION.

Upon the notification to this House of the Lieutenant Governor's assent being given to the "*Convicts Prevention Act Amendment Bill*"—

LIEUTENANT COLONEL ANDERSON: To move, That

- (1.) A humble Address be transmitted to Her Majesty, assuring her of the loyalty and devotion of this Council to Her Majesty's Throne and Person, and setting forth the reasons which have induced this House to pass a Bill, which, in the opinion of Her Majesty's Principal Secretary of State for the Colonies, trenches upon Her Majesty's Royal Prerogative of Mercy.
- (2.) That a Committee be appointed to draw up such Address, and that such Committee do consist of Mr. Smith, Mr. Greeves, Mr. Miller, Mr. Griffith, Mr. F. Murphy, Mr. Hodgson, Mr. Splatt, Mr. Rutledge, and the Mover.
- (3.) That the Speaker be requested to present the Address to the Lieutenant Governor for transmission to Her Majesty.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 1st October.*

NEW CONSTITUTION—at 11 o'clock.

*Monday, 3rd October.*

NEW COUNCIL CHAMBERS—at 12 o'clock.

*Tuesday, 4th October.*

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

SCAB IN SHEEP—at 11 o'clock

LIGHTHOUSES—at 12 o'clock.

*Wednesday, 5th October.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

MARRIAGES BILL—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

GOLD FIELDS—at 1 o'clock.

J F PALMER,

*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 19.

TUESDAY, 4TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Cole presented a Petition from William Henry Flood, one of the Port Phillip Pilots, praying that the Bye Law which requires that a vessel must anchor or heave to near Shortland's Bluff, to land the Geelong Mails, might be repealed or altered.  
Petition received.  
Mr. Cole presented a petition from certain inhabitants of Fryer's Creek, Golden Gully, and the Loddon District, praying that the Legislative Council would pass a measure this Session legalizing the sale of Wines, &c., at the Diggings, in that form which might be most advisable.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council—
  1. Petty Sessions Returns.—Return to Address on this subject, adopted on the motion of Dr. Thomson, 25th January, 1853.  
Ordered to be printed.
  2. Ports of Portland, Belfast, and Warrnambool.—Returns to Address on this subject adopted on the motion of Mr. Stevens, 13th September, 1853.  
Ordered to be printed.
4. NEW COUNCIL CHAMBERS.—The Colonial Secretary, on behalf of the Honorable the Speaker, the Chairman of this Committee, brought up a Progress Report from the Committee, and moved that it be received and adopted.  
Question put and passed.
5. MR. JOHN MEREWETHER.—The Colonial Secretary moved, pursuant to notice—
  - (1.) That a Select "Committee" be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public "service."
  - (2.) That such Committee consist of Mr. Griffith, Mr. Dane, Mr. Mollison, Mr. Goodman, and the Mover.
 Captain Dane, having first required that the Committee be appointed by Ballot, moved as an amendment the insertion of the words, "of seven Members," after the word "Committee," in the first line, and the addition of the words, "and to take evidence," after the word "service."  
Question—That the words proposed to be inserted and added be so inserted and added—put and passed.  
Question—That a Select Committee of Seven Members be appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Mereweather in the public service, and to take evidence—put.

Council divided.

Ayes, 34.

The Colonial Secretary,  
The Attorney General,  
The Auditor General,  
Lieut. Col. Anderson,  
The Solicitor General,  
Mr. Pohlman,  
Dr. Thomson,  
Mr. Goodman,  
Mr. Russell,  
Mr. W. Nicholson,  
Mr. A'Beckett,  
Mr. Myles,  
Mr. Fawkner,  
Mr. Langlands,  
Mr. Annand,  
Mr. Henty,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Campbell,  
Mr. Miller,  
Mr. Wilkinson,  
Mr. J. Murphy,  
Mr. Greeves,  
Mr. Splatt,  
Captain Dane,  
Mr. Graham,  
Mr. Highett,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Parker,  
Mr. F. Murphy,  
Mr. O'Brien,  
Mr. Winter,  
The Surveyor General, (*Teller.*)

Noes, 7.

Mr. Snodgrass,  
Mr. M. Nicholson,  
Mr. Mollison,  
Mr. Cole,  
Mr. Smith,  
Mr. Riddell,  
Mr. Rutledge, (*Teller.*)

The Council then proceeded to the Ballot for such Committee, and the following Members being reported to have the greatest number of votes, were declared by the Speaker to be, with the Mover, members of the said Committee, viz. :—Mr. Mollison, Mr. Goodman, Capt. Dane, Mr. Rutledge, Mr. Smith, and Mr. Haines.

6. CORRESPONDENCE—BANK OF VICTORIA.—Mr. Miller moved pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of this Council copies of the Correspondence that has taken place between the Bank of Victoria and the Government on the subject of their Banking Account.

Question—put and passed.

7. CONVICTS PREVENTION ACT AMENDMENT BILL.—On the motion of Mr. Greeves, the Council adopted the Report from the Committee of the whole upon this Bill.

Amendments agreed to.

Bill to be read a third time Wednesday, 5th October instant.

8. LARCENY BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported :—Bill on the motion of Mr. Smith read a third time and *passed*.

Mr. Smith then moved that the following be the title of the Bill,—“ *An Act for the further extension of summary jurisdiction in cases of Larceny.*”

Question put and passed.

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

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 5TH OCTOBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

*General Business* :—

NOTICES OF MOTION :—

1. MR. JOHN DANE : To ask the Colonial Secretary,—

(1.) Whether any complaint or report has reached the Government relative to William

Thomson, a Corresponding Clerk in the Audit Office, respecting his having filed an affidavit in the Supreme Court of the Colony, which was dismissed with costs.

- (2.) Whether this Clerk, William Thomson, is under a stoppage from his pay to meet the debts which he had contracted, and deemed owing by the before-mentioned affidavit.
2. MR. RIDDELL: To ask the Auditor General whether any sum by way of Pension to the widow of the late Captain Flinders, R.N., with reversion to his daughter, has been placed upon the Estimates,—and if so, what amount?
- 
3. MR. WILLIAM NICHOLSON: To move for leave to bring in a Bill to incorporate a Company, to be called "The Equitable Land and Building Company."
4. CAPTAIN DANE: To move for leave to bring in a Bill to incorporate a Company, to be called "The St. Kilda Pier or Jetty Company."
5. MR. JAMES MURPHY: To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne, St. Kilda, and Brighton Railway Company."
6. MR. WILLIAM NICHOLSON: To move for leave to bring in a Bill to incorporate a Company, to be called "The North Melbourne Railway Company."
7. MR. LANGLANDS: To move for leave to bring in a Bill to incorporate a Company, to be called "The Melbourne Ship Canal and Dock Company."
8. MR. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid upon the table of this Council, copies of any Despatches transmitted by His Excellency the Lieutenant Governor, in forwarding the "Convicts Prevention Act," passed by this Council in September, 1852, to Her Majesty's Secretary of State.

ORDER OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—Third Reading.

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CONTINGENT NOTICE OF MOTION.

9. Upon the passing in this House of the "*Convicts Prevention Act Amendment Bill*"—
- LIEUTENANT COLONEL ANDERSON: To move, That
- (1.) A humble Address be transmitted to Her Majesty, assuring her of the loyalty and devotion of this Council to Her Majesty's Throne and Person, and setting forth the reasons which have induced this House to pass a Bill, which, in the opinion of Her Majesty's Principal Secretary of State for the Colonies, trenches upon Her Majesty's Royal Prerogative of Mercy.
- (2.) That a Committee be appointed to draw up such Address, and that such Committee be consist of Mr. Smith, Mr. Greeves, Mr. Miller, Mr. Griffith, Mr. F. Murphy, Mr. Hodgson, Mr. Splatt, Mr. Rutledge, and the Mover.
- (3.) That the Speaker be requested to present the Address to the Lieutenant Governor for transmission to Her Majesty.

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THURSDAY, 6TH OCTOBER.

*General Business*:—

NOTICE OF MOTION:—

1. MR. COLE: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to rescind so much of His Proclamation, No. 44, dated July 22, 1853, as requires the Masters of Vessels entering the Heads to discharge their Geelong Mails at Shortland's Bluff previous to their proceeding to Melbourne,—the rigid enforcement of this regulation having led to most arbitrary and oppressive prosecutions, and its strict observance being calculated to injure seriously the shipping interests by detentions and wrecks,—the only advantage to be secured being a slight acceleration of the Geelong Mails, at the risk of seriously retarding those to other parts of the Colony, and to the great injury of the general interests.

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FRIDAY, 7TH OCTOBER.

NOTICE OF MOTION:—

1. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

MEETINGS  
OF  
SELECT COMMITTEES.

*Wednesday, 5th October.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

MARRIAGES BILL—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

GOLD FIELDS—at 1 o'clock.

*Thursday, 6th October.*

SCAB IN SHEEP—at 11 o'clock.

LIGHTHOUSES—at 11 o'clock.

NEW CONSTITUTION—at 12 o'clock.

*Friday, 7th October.*

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

RAILWAY GAUGE—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 20.

WEDNESDAY, 5TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. DIAMOND CREEK BRIDGE.—Mr. Wilkinson presented a Petition from certain Inhabitants of the Kangaroo Grounds, the Township of Eltham, and the Vicinity of the Diamond Creek, praying this Council would direct that a Bridge be erected over that part of the Diamond Creek, in the line of the Government Road, section 16, Parish of Nillimbik, County of Evelyn.  
Petition received.
3. MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL.—Mr. Splatt, as Chairman of the Select Committee of the Council, to which this Bill was referred, brought up the Report from the Committee, and moved that it be received.  
Question—put and passed.
4. CUSTOMS BILL.—On the Motion of the Auditor General, the following Order of the day was postponed until Wednesday, 19th October instant:—  
“*Customs Bill.*—*Second reading.*”
5. EQUITABLE LAND AND BUILDING COMPANY'S BILL.—Mr. W. Nicholson moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company to be called “The Equitable Land and Building Company.”  
Debate ensued.  
Question—put and passed.—Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Mr. Nicholson then brought up the Bill.
6. THE ST. KILDA PIER OR JETTY COMPANY'S BILL.—Captain Dane moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company to be called “The St. Kilda Pier or Jetty Company.”  
Question—put and passed.  
Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Captain Dane then brought up the Bill.
7. THE MELBOURNE, ST. KILDA, AND BRIGHTON RAILWAY BILL.—Mr. James Murphy moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company to be called “The Melbourne, St. Kilda, and Brighton Railway Company.”  
Question—put and passed.—Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Mr. Murphy then brought up the Bill.
8. THE NORTH MELBOURNE RAILWAY BILL.—Mr. William Nicholson moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company, to be called the “North Melbourne Railway Company.”  
Question—put and passed.—Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Mr. Nicholson then brought up the Bill.
9. THE MELBOURNE SHIP CANAL AND DOCK COMPANY'S BILL.—Mr. Langlands moved, pursuant to notice, for leave to bring in a Bill to incorporate a Company, to be called “The Melbourne Ship Canal and Dock Company.”  
Question—put and passed.—Ordered that the Mover and Seconder do prepare and bring in the Bill.  
Mr. Langlands then brought up the Bill.

10. CONVICTS PREVENTION ACT.—LIEUTENANT GOVERNOR'S DESPATCH.—Mr. O'Shanassy moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid upon the table of this Council, copies of any Despatches transmitted by His Excellency the Lieutenant Governor, in forwarding the "Convicts Prevention Act," passed by this Council in September, 1852, to Her Majesty's Secretary of State.

Question—put and passed.

11. MR. J. P. FAWKNER.—On the application of Mr. J. P. Fawkner, the Council exempted that gentleman, on account of ill health, from serving on any Select Committee of this Council.

12. CONVICTS PREVENTION ACT AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified, that the fair print of this Bill was in accordance with the Bill as reported.

Mr. Greeves, moved, that this Bill be now read a third time and *passed*.

Debate ensued.

Question—put and passed.

Mr. Greeves, then moved, that the following be the title of the Bill :

*"An Act to amend the Law relating to Offenders illegally at large."*

Question—put and passed.

13. CONVICTS PREVENTION ACT AMENDMENT BILL.—Colonel Anderson moved, pursuant to *contingent* notice—

(1.) That a humble Address be transmitted to Her Majesty, assuring Her Majesty of the loyalty and devotion of this Council to Her Majesty's Throne and Person, and setting forth the reasons which have induced this House to pass a Bill, which, in the opinion of Her Majesty's Principal Secretary of State for the Colonies, trenches upon Her Majesty's Royal Prerogative of Mercy.

(2.) That a Committee be appointed to draw up such Address, and that such Committee do consist of Mr. Smith, Mr. Greeves, Mr. Miller, Mr. Griffith, Mr. F. Murphy, Mr. Hodgson, Mr. Splatt, Mr. Rutledge, and the Mover.

(3.) That the Speaker be requested to present the Address to the Lieutenant Governor for transmission to Her Majesty.

Question put and passed.

Council adjourned at twenty minutes to six until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 6TH OCTOBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to rescind so much of His Proclamation, No. 44, dated July 22, 1853, as requires the Masters of Vessels entering the Heads to discharge their Geelong Mails at Shortland's Bluff previous to their proceeding to Melbourne,—the rigid enforcement of this regulation having led to most arbitrary and oppressive prosecutions, and its strict observance being calculated to injure seriously the shipping interests by detentions and wrecks,—the only advantage to be secured being a slight acceleration of the Geelong Mails, at the risk of seriously retarding those to other parts of the Colony, and to the great injury of the general interests.
2. MR. MYLES : To move, For a return, showing the number of convictions for capital crimes which have taken place in the Supreme Court of Victoria, distinguishing those who held conditional pardons issued by the Governor of Van Diemen's Land, from 30th June, 1851, to 30th June, 1853.
3. MR. GRIFFITH : To move, That the Clerk of the Council be directed to produce, before "The Elections and Qualifications Committee," the Voting Cards and Papers transmitted to him by the Returning Officer of the City of Melbourne, after the last election.
4. MR. RIDDELL : To move, That this Council do resolve itself into a Committee of the whole for the purpose of considering the propriety of adopting an address to His Excellency the Lieutenant Governor, praying that His Excellency would place on the Estimates a sum of £100 as a pension to the widow of the late Captain Flinders, R.N., with reversion to his daughter.
5. MR. COLE : To move, That the Petitions presented from W. H. Ritchie and others, and also from W. H. Flood, be taken into consideration.

FRIDAY, 7TH OCTOBER.

NOTICES OF MOTION :—

1. MR. JOHN MYLES: To ask the Colonial Secretary, to inform the House what proceedings have been adopted, and what arrangements are intended, in order to carry out the wishes of the Council, as contained in an Address adopted by the Council on the 4th February, 1853, relating to the Supply of Water and providing underground Sewerage for the Town of Geelong and its suburbs, and in accordance with His Excellency's gracious reply on the 7th February, stating that the wish of the Council would meet with the consideration the subject calls for.
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2. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

TUESDAY, 11TH OCTOBER.

NOTICE OF MOTION :—

1. MR. GREEVES: To move, That this Council do resolve itself into a Committee of the whole, for the purpose to consider and order as to preparing an Address to His Excellency the Lieutenant Governor, requesting him to take such steps as may enable the Council to mark in a substantial manner their high appreciation of the services rendered by Mr. E. H. Hargreaves to this Colony by the discovery of Gold Fields in the Continent of Australia.

WEDNESDAY, 19TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 6th October.*

SCAB IN SHEEP—at 11 o'clock.  
 LIGHTHOUSES—at 11 o'clock.  
 NEW CONSTITUTION—at 12 o'clock.  
 PUBLIC WORKS—at 1 o'clock.

*Friday, 7th October.*

APPOINTMENT OF MR. MEREWETHER—at 10 o'clock.  
 ELECTIONS AND QUALIFICATIONS—at half-past 10 o'clock.  
 RAILWAY GUAGE—at 12 o'clock.  
 SIR W. DENISON—at 2 o'clock.

*Saturday, 8th October.*

GOLD FIELDS—at 12 o'clock.

*Tuesday, 11th October.*

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

*Wednesday, 12th October.*

MARRIAGES BILL—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 21.

THURSDAY, 6TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—  
**FINANCIAL ACCOUNTS—VICTORIA AND NEW SOUTH WALES.**  
 C. J. LA TROBE, *Message, No. 24.*  
*Lieutenant Governor.*  
 The Lieutenant Governor transmits, for the information of the Legislative Council, the accompanying copy of a Despatch from the Right Honorable the Secretary of State, dated 22nd April, 1853, with the Report and Correspondence therein referred to, on the subject of the adjustment of the financial accounts between New South Wales and Victoria arising out of the Separation of the two Colonies.  
*Government Offices,*  
*Melbourne, 6th October, 1853.*  
 Ordered to be printed, together with the accompanying Enclosures.
- ESTIMATES.—1854.  
 C. J. LA TROBE, *Message, No. 25.*  
*Lieutenant Governor.*  
 The Lieutenant Governor transmits to the Legislative Council the Estimates of Revenue and Expenditure for the year 1854, and the Supplementary Estimate for the present year, accompanied by a Financial Minute.  
*Government Offices,*  
*Melbourne, 6th October, 1853.*  
 Ordered to be printed, together with the accompanying Estimates, and taken into consideration Tuesday, 11th October, 1853.
3. PAPERS.—The Colonial Secretary, by command of His Excellency, laid upon the Table of the Council,—  
 Convicts Prevention Act.—Lieutenant Governor's Despatch—Return to Address on this subject, adopted 5th October, 1853.  
 Ordered to be printed.  
 Pilotage.—Return (Nos. 2, 3, 4, 5) to Address on this subject, adopted 7th September, 1853.  
 Ordered to be printed.
4. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Cole postponed the Notice standing in his name, No. 1 on the Notice Paper of to-day, until after the consideration of the 5th Notice of Motion on the Paper of to-day.
5. CONVICTS PREVENTION ACT—LIEUTENANT GOVERNOR'S DESPATCH.—On the motion of Mr. O'Shanassy, with leave of the Council, the Extract from His Excellency the Lieutenant Governor's Despatch relating to the Convicts Prevention Act, passed last Session, was read by the Clerk.
6. MELBOURNE ELECTION.—Mr. Griffith moved, pursuant to notice, That the Clerk of the Council be directed to produce, before "The Elections and Qualifications Committee," the Voting Cards and Papers transmitted to him by the Returning Officer of the City of Melbourne, after the last election.  
 Question—put and passed.
7. PENSION TO THE WIDOW OF CAPTAIN FLINDERS.—Mr. Riddell moved, pursuant to notice, That this Council do resolve itself into a Committee of the whole for the purpose of considering the propriety of adopting an address to His Excellency the Lieutenant Governor, praying that His Excellency would place on the Estimates a sum of £100 as a pension to the widow of the late Captain Flinders, R.N., with reversion to his daughter.  
 Question—put and passed.  
 Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
 The Chairman having reported that the Committee had resolved that it was considered expedient that an Address be presented to His Excellency the Lieutenant Governor, requesting him to direct that a Bill be introduced into the Council granting an Annuity of £100 to the widow of Captain Flinders, R.N., with reversion to her daughter,—the Council adopted such report.

- S. SALE OF WINES, &c., AT THE DIGGINGS.—PILOTS.—Mr. Cole moved, pursuant to notice, That the Petitions presented from W. H. Ritchie and others, and also from W. H. Flood, be taken into consideration.

Petitions read by the Clerk at the Table.

9. GEELONG MAILS.—Mr. Cole moved, pursuant to notice, "That" an Address be presented to His Excellency the Lieutenant Governor, praying him to rescind so much of His Proclamation, No. 44, dated July 22, 1853, as requires the Masters of Vessels entering the Heads to discharge their Geelong Mails at Shortland's Bluff previous to their proceeding to Melbourne,—the rigid enforcement of this regulation having led to most arbitrary and oppressive prosecutions, and its strict observance being calculated to injure seriously the shipping interests by detentions and wrecks,—the only advantage to be secured being a slight acceleration of the Geelong Mails, at the risk of seriously retarding those to other parts of the Colony, and to the great injury of the general interests.

Debate ensued.

Mr. Cowie moved as an amendment that all the words after the word "That" be omitted, with the view to insert the words—"a Committee be appointed for the purpose of enquiring, taking evidence, and reporting to this House upon the effect and practical working of the present system of landing the Mails at Shortland's Bluff, in the Bay of Port Phillip; and that the Committee do consist of the following Members, viz. :—Mr. Cole, Mr. Strachan, Mr. Greeves, Mr. Haines, Mr. William Nicholson, and the Mover."

Debate ensued.

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

Mr. Splatt then moved that the amendment proposed by Mr. Cowie be amended, by adding thereto the words "and that pending the Report of the Committee an Address be presented to His Excellency the Lieutenant Governor, requesting he will be pleased to suspend the operation of the Proclamation, No. 44, of date 22nd July last."

Question—that the words so lastly proposed to be added be so added—put  
Council divided.

Ayes, 17.

The Colonial Secretary,  
The Auditor General,  
The Surveyor General,  
Mr. M. Nicholson,  
Mr. Splatt,  
Mr. Cole,  
Mr. Graham,  
Mr. Langlands,  
Mr. A'Beckett,  
Mr. Hervey,  
Mr. Goodman,  
Mr. Riddell,  
Chief Commissioner of Gold Fields,  
Mr. Mollison,  
Mr. Winter,  
Mr. Campbell,  
Mr. Rutledge (*Teller.*)

Noes, 18.

Mr. Hodgson,  
Mr. O'Shanassy,  
Captain Dane,  
Mr. Strachan,  
Dr. Thomson,  
Mr. O'Brien,  
Mr. Griffith,  
Lieut. Col. Anderson,  
The Solicitor General,  
Mr. James Thomson,  
Mr. Cowie,  
Mr. Parker,  
The Attorney General,  
Mr. Haines,  
Mr. J. Murphy,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Snodgrass (*Teller.*)

Question—That the words originally proposed to be inserted in the place of the words omitted be so inserted—put and passed.

Question—That a Committee be appointed for the purpose of enquiring, taking evidence, and reporting to this House upon the effect and practical working of the present system of landing the mails at Shortland's Bluff, in the Bay of Port Phillip, and that the Committee do consist of the following members, viz. :—Mr. Cole, Mr. Strachan, Mr. Greeves, Mr. Haines, Mr. William Nicholson, and the Mover—put and passed.

10. ORDER.—Captain Dane having risen to request the indulgence of the Council to call for an explanation of certain words that fell in Debate from Lieutenant Colonel Anderson yesterday, a question of Order was then raised.

Mr. Griffith moved that Captain Dane be heard in explanation of certain words that fell in Debate from Lieutenant Colonel Anderson yesterday.

Strangers were ordered to withdraw.

Debate ensued.

Question—put and passed.

Captain Dane having commenced his address, a stranger was observed in the Gallery.

On the motion of the Colonial Secretary he was arrested by the Sergeant-at-Arms, and being brought to the Bar of the Council, and explaining that being ignorant of the Order for the withdrawal of strangers, he had approached the Reporters' Gallery, the Council ordered that he be immediately discharged from the custody of the Sergeant-at-Arms.

Captain Dane then proceeded with his explanation, and was heard by the Council.

Council adjourned at seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 7TH OCTOBER.

## NOTICES OF MOTION :—

1. MR. JOHN MYLES: To ask the Colonial Secretary, to inform the House what proceedings have been adopted, and what arrangements are intended, in order to carry out the wishes of the Council, as contained in an Address adopted by the Council on the 4th February, 1853, relating to the Supply of Water and providing underground Sewerage for the Town of Geelong and its suburbs, and in accordance with His Excellency's gracious reply on the 7th February, stating that the wish of the Council would meet with the consideration the subject calls for.
2. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."
3. CAPTAIN DANE: To move for a Select Committee of this House to enquire into the conduct of William Thomson, a Clerk of the Audit Office, respecting an affidavit filed by that individual in the Supreme Court of the Colony, such Committee to consist of—The Colonial Secretary, Mr. Mollison, Mr. Goodman, Mr. Rutledge, Mr. Smith, Mr. Haines, and the Mover, and to take evidence.

TUESDAY, 11TH OCTOBER.

## NOTICES OF MOTION :—

1. MR. GREEVES: To move, That this Council do resolve itself into a Committee of the whole, for the purpose to consider and order as to preparing an Address to His Excellency the Lieutenant Governor, requesting him to take such steps as may enable the Council to mark in a substantial manner their high appreciation of the services rendered by Mr. E. H. Hargreaves to this Colony by the discovery of Gold Fields in the Continent of Australia.
2. MR. GOODMAN: To move, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854 the sum of £50,000, for the purpose of assisting in carrying out Steam Communication with Great Britain for the ensuing twelve months.  
That of this sum £3000 per month be given to the Peninsular and Oriental Steam Navigation Company, provided they carry out a monthly communication and perform the voyage in 67 days.  
That £4000 be given to the said Company for every bi-monthly mail, arriving within 67 days, until the monthly mail arrangements are carried out.  
That the balance of the £50,000 shall be held for the purpose of giving a premium of £1000 to any other steamer or sailing vessel bringing a regular mail and arriving within 67 days.
3. MR. SNODGRASS: To move, That an Address be presented to His Excellency the Lieutenant Governor, stating that the existence of a large Police Force in the Colony of Victoria without any systematic regulations or instructions for their general conduct and guidance, as admitted by the Honorable the Colonial Secretary in this Council, is a subject of deep anxiety to this Council, as calculated to encourage a wasteful expenditure, and to engender a want of confidence in the Police on the part of the public, and is a great cause of the dissatisfaction that the Police themselves evince, from the uncertainty attending the performance of their duty; and praying that His Excellency will be pleased at once to cause such a Code of Regulations and Instructions, to be prepared by a competent Board of responsible officers, to be submitted for the approval of this Council, and having received the sanction of this House, to be printed and placed in the hands of every Member of the said Force, as will tend in a great measure to ensure their efficiency, and to place the Police Force of this Colony on such a systematic and economical footing as was suggested by the Report of the Police Committee of last Session.

## ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—Consideration of the Lieutenant Governor's Message, No. 25.

WEDNESDAY, 12TH OCTOBER.

*General Business :—*

## NOTICE OF MOTION :—

1. MR. J. THOMSON to ask the Auditor General to state what amount of money has been received from the sale of Crown Lands forming the Township of Colac; and also what amount has been received from the sale of Country Lots adjoining that Township, or in the immediate neighbourhood thereof?

TUESDAY, 18TH OCTOBER.

## NOTICE OF MOTION :—

1. CAPT. DANE, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
And *contingent* on its being read a first time.  
To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.

WEDNESDAY, 19TH OCTOBER.

*Government Business :—*

ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.
- Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

THURSDAY, 20TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.
- Contingent*—On the Bill being read a first time, to move, That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.
- Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move— That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 7th October.*

APPOINTMENT OF MR. MEREWEATHER—at 10 o'clock.

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

RAILWAY GAUGE—at 12 o'clock.

ADDRESS ON CONVICTS PREVENTION ACT AMENDMENT BILL—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

SIR W. DENISON—at 2 o'clock.

*Saturday, 8th October.*

GOLD FIELDS—at 12 o'clock.

*Monday, 10th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 11th October.*

GEELONG MAILS—at 10 o'clock.

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

*Wednesday, 12th October.*

SCAB IN SHEEP—at 11 o'clock.

MARRIAGES BILL—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 22.

FRIDAY, 7TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council,  
Mineralogical Surveyor—2nd Part.—Return to Address on this subject adopted on the Motion of Mr. O'Shanassy, 2nd September, 1853.  
Ordered to be printed.
3. APPOINTMENT OF MR. JOHN MEREWETHER.—On the Motion of the Colonial Secretary, the Chairman of the Select Committee appointed to enquire into the promotion of Mr. John Merewether in the Public Service, leave was given to the Committee to meet on Saturday next.
4. MR. WILLIAM THOMSON.—Captain Dane moved, pursuant to Notice : For a Select Committee of this House to enquire into the conduct of William Thomson, a Clerk of the Audit Office, respecting an affidavit filed by that individual in the Supreme Court of the Colony, such Committee to consist of—The Colonial Secretary, Mr. Mollison, Mr. Goodman, Mr. Rutledge, Mr. Smith, Mr. Haines, and the Mover, and to take evidence.  
Debate ensued.  
Question—put and negatived.
5. CONVICTS PREVENTION ACT AMENDMENT BILL.—Lieutenant Colonel Anderson, as Chairman of the Committee appointed to prepare an Address to Her Most Gracious Majesty the Queen on this subject, brought up the draft Address, and moved that it be received.  
Question—put and passed.  
Suspension of the Standing Order.—On the motion of Lieut. Col. Anderson, Standing Order No. 18, was ordered to be suspended ; and, on the motion of Lieut. Col. Anderson, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the purpose of considering the draft Address prepared by the Select Committee for presentation to Her Majesty on the subject of the *Convicts Prevention Act Amendment Bill*.  
The Chairman reported progress, and obtained leave to sit again on Tuesday next. Draft Address to be printed.
6. POSTPONEMENT OF NOTICE OF MOTION.—On the motion of Mr. O'Shanassy, with leave of the Council, the Notice standing in the name of Dr. Thomson, No. 2 on the Notice Paper of to-day, was postponed until Tuesday next.  
Council adjourned at twenty minutes to five o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 11TH OCTOBER.

## NOTICES OF MOTION :—

1. MR. GREEVES : To move, That this Council do resolve itself into a Committee of the whole, for the purpose to consider and order as to preparing an Address to His Excellency the Lieutenant Governor, requesting him to take such steps as may enable the Council to mark in a substantial manner their high appreciation of the services rendered by Mr. E. H. Hargreaves to this Colony by the discovery of Gold Fields in the Continent of Australia.
2. MR. GOODMAN : To move, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854 the sum of £50,000, for the purpose of assisting in carrying out Steam Communication with Great Britain for the ensuing twelve months.  
That of this sum £3000 per month be given to the Peninsular and Oriental Steam Navigation Company, provided they carry out a monthly communication and perform the voyage in 67 days.  
That £4000 be given to the said Company for every bi-monthly mail, arriving within 67 days, until the monthly mail arrangements are carried out.  
That the balance of the £50,000 shall be held for the purpose of giving a premium of £1000 to any other steamer or sailing vessel bringing a regular mail and arriving within 67 days.

3. Mr. SNODGRASS: To move, That an Address be presented to His Excellency the Lieutenant Governor, stating that the existence of a large Police Force in the Colony of Victoria without any systematic regulations or instructions for their general conduct and guidance, as admitted by the Honorable the Colonial Secretary in this Council, is a subject of deep anxiety to this Council, as calculated to encourage a wasteful expenditure, and to engender a want of confidence in the Police on the part of the public, and is a great cause of the dissatisfaction that the Police themselves evince, from the uncertainty attending the performance of their duty; and praying that His Excellency will be pleased at once to cause such a Code of Regulations and Instructions, to be prepared by a competent Board of responsible officers, to be submitted for the approval of this Council, and having received the sanction of this House, to be printed and placed in the hands of every Member of the said Force, as will tend in a great measure to ensure their efficiency, and to place the Police Force of this Colony on such a systematic and economical footing as was suggested by the Report of the Police Committee of last Session.
4. Mr. COLE: To move, That the Select Committee appointed on the 6th instant, on the subject of the "Geelong Mails," may be increased by adding the following members:—Mr. O'Shanassy, Mr. Miller, and Mr. Griffith.
5. Mr. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid before this Council—
- (1.) An annual return from the period of the establishment of the Supreme Court in this Colony to the present time, of the number of persons of both sexes charged with offences against the laws, with the nature of the offences, distinguishing those found guilty from those discharged, and the relative proportion of persons convicted or discharged who arrived free, held conditional pardons, or became free by servitude.
  - (2.) An Annual Return of the Number of Persons who, in the opinion of the proper authorities, held conditional pardons, or became free by servitude, but gave false descriptions of their condition.
  - (3.) A Return of the number of Persons, with the nature of the charges, prosecuted under the provisions of the "Convicts Prevention Act," distinguishing the number found guilty from those discharged.
6. Dr. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

ORDERS OF THE DAY:—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—Consideration of the Lieutenant Governor's Message, No. 25.
2. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—To be further considered in Committee.

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WEDNESDAY, 12TH OCTOBER.

*General Business:—*

NOTICE OF MOTION:—

1. Mr. J. THOMSON to ask the Auditor General to state what amount of money has been received from the sale of Crown Lands forming the Township of Colac; and also what amount has been received from the sale of Country Lots adjoining that Township, or in the immediate neighbourhood thereof?

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TUESDAY, 18TH OCTOBER.

NOTICE OF MOTION:—

1. CAPT. DANE, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
And *contingent* on its being read a first time.  
To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.

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WEDNESDAY, 19TH OCTOBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

*General Business:—*

NOTICE OF MOTION:—

1. Mr. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

THURSDAY, 20TH OCTOBER.

*General Business* :—

NOTICE OF MOTION :—

1. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,

That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

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FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—

That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Saturday, 8th October.*

APPOINTMENT OF MR. MEREWETHER—at 10 o'clock.

GOLD FIELDS—at 12 o'clock.

*Monday, 10th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 11th October.*

GEELONG MAILS—at 10 o'clock.

BANK OF VICTORIA INCORPORATION BILL—at 10 o'clock.

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

LIGHTHOUSES—at 12 o'clock.

SIR W. DENISON—at 2 o'clock.

*Wednesday, 12th October.*

SCAB IN SHEEP—at 11 o'clock.

RAILWAY GAUGE—at 11 o'clock.

MARRIAGES BILL—at 12 o'clock.

*Thursday, 13th October.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,

*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 23.

TUESDAY, 11TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—  
Geelong Mails—Supplementary Return to Address on this subject, adopted on the motion of Mr. Cole, 15th September, 1853.  
Ordered to be printed, and referred to the Select Committee of this Council on the Geelong Mails.
3. PETITIONS.—Mr. O'Shanassy presented a Petition from certain Baptists of Lonsdale-street, Melbourne, praying this Council would be pleased to recommend such alterations in the Regulations of the 21st. March last, set forth in the Petition, as should be in conformity and in unison with the Act of the Legislative Council, 16th Vic., No. 28.  
Petition received.  
Mr. Langlands presented a Petition from certain citizens of Melbourne and other inhabitants of the Colony of Victoria, praying that a Committee of this Council might be appointed with as little delay as possible to enquire into the whole subject of the "Licensing System," with a view to ascertain whether its tendency be to check or promote the evils of which the Petitioners complained.  
Petition received.
4. SIR WILLIAM THOMAS DENISON.—Mr. Rutledge, as Chairman of the Select Committee of this Council, appointed to draw up an Address to His Excellency Sir William Thomas Denison, brought up a Report from the Committee, and moved that it be received.  
Question—put and passed.  
Ordered to be printed, and taken into consideration on Thursday, 13th October inst.
5. PETITION.—Mr. Strachan presented a Petition from certain Inhabitants of Victoria, in the Western District, praying that a Committee of enquiry be granted to take evidence upon the subject matter of the Petition before any gratuity be conferred upon any claimant or claimants for Gold Discovery.  
Petition received.
6. ASSENT TO BILL.—The Speaker announced that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
*"The Larceny Bill,"*
7. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Message from His Excellency the Lieutenant Governor received and read—  
CONVICTS' PREVENTION ACT AMENDMENT BILL.  
C. J. LA TROBE,  
*Lieutenant Governor.*

*Message, No. 26.*

The Lieutenant Governor informs the Legislative Council that it has not been in his power to meet its wishes and give the Royal Assent to the Bill, intituled, "*An Act to amend the Law relating to offenders illegally at large,*" passed by the Council on the 5th Instant, and presented to him this day for that purpose.

2. He has considered it his duty to reserve that Act for the signification of Her Majesty's pleasure thereon, in obedience to the Royal instructions.

3. It follows that the Act of Council, 16th Victoria, No. 13, which the above Bill proposes to repeal, is still in force, and will remain so, until disallowed by Her Majesty, and such disallowance be received and notified according to law.

4. With respect to that disallowance, under the strong sense which the Lieutenant Governor entertains of the critical position in which the Colony is placed, and of the imperative necessity for the existence of some Act, which may by its operation discourage the influx of the Convict population of the neighbouring Colony,—strengthen the hands of the Executive Government,—and check, if it cannot altogether avert, the evils which most unquestionably follow;—the Lieutenant Governor considers that he will be justified in assuming the responsibility of abstaining to give it force by formal promulgation, until Her Majesty's Government may have been made acquainted with the course pursued by the Legislature, and the results of the representation presented by it to Her Majesty, on a subject of such vital importance to the welfare of the Colony may be made known.

*Government Offices,**Melbourne, 11th October, 1853.*

Ordered to be printed.

8. **POSTPONEMENT OF NOTICES OF MOTION.**—Mr. Goodman postponed the motion standing in his name, No. 2 on the Notice Paper of to-day, and Mr. Snodgrass postponed the motion standing in his name, No. 3, on the Notice Paper of to-day, until to-morrow.
9. **GEELONG MAILS.**—Mr. Cole, moved pursuant to notice, That the Select Committee appointed on the 6th instant, on the subject of Geelong Mails, be increased by adding the following members,—Mr. O'Shanassy, Mr. Miller, and Mr. Griffith.  
Question—put and passed.
10. **POSTPONEMENT OF NOTICES OF MOTION.**—Mr. O'Shanassy postponed the Motion standing in his name, No. 5, on the Notice Paper of to-day; and Dr. Thomson postponed the Motion standing in his name, No. 6, on the Notice Paper of to-day, until to-morrow.
11. **ESTIMATES FOR 1854 AND SUPPLEMENTARY ESTIMATES FOR 1853.**—The Order of the day for the consideration of His Excellency the Lieutenant Governor's Message No. 25, having been read, On the motion of the Auditor General, His Excellency the Lieutenant Governor's Message, No. 25 and the Financial Minute accompanying such Message having been read by the Clerk,  
The Auditor General moved that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of the Estimates for 1854, and the Supplementary Estimates for 1853.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported progress, and obtained leave to sit again Wednesday, 19th October instant.
12. **CONVICTS' PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.**—The Order of the day for the further consideration of the Address to Her Majesty having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.  
The Council adjourned at half-past six o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 12TH OCTOBER.

*General Business :—*

**NOTICE OF MOTION :—**

1. **MR. J. THOMSON** to ask the Auditor General to state what amount of money has been received from the sale of Crown Lands forming the Township of Colac; and also what amount has been received from the sale of Country Lots adjoining that Township, or in the immediate neighbourhood thereof?
2. **MR. H. LANGLANDS** : To move, That the Petition presented by him 11th October from the Citizens of Melbourne, be printed.
3. **MR. GREEVES** : To move, That a Select Committee be now appointed to consider the propriety of requesting His Excellency the Lieutenant Governor to take such steps as may enable the Council to mark in a substantial manner their high appreciation of the services rendered by Mr. E. H. Hargraves to this Colony, by the discovery of Gold Fields in the Continent of Australia, and also what other persons are entitled to reward for the discovery of the Victorian Gold Fields, and to take evidence, and that the Committee do consist of Mr. Wm. Nicholson, Mr. M. Nicholson, Mr. Strachan, Mr. Hodgson, The Auditor General, Mr. Graham, and the Mover.
4. **MR. SMITH** : To move for leave to bring in a Bill to regulate the tenure of Office by the Aldermen of additional Wards in the City of Melbourne.
5. **MR. GOODMAN** : To move, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854 the sum of £50,000, for the purpose of assisting in carrying out Steam Communication with Great Britain for the ensuing twelve months.  
That of this sum £3000 per month be given to the Peninsular and Oriental Steam Navigation Company, provided they carry out a monthly communication and perform the voyage in 67 days.  
That £4000 be given to the said Company for every bi-monthly mail, arriving within 67 days, until the monthly mail arrangements are carried out.  
That the balance of the £50,000 shall be held for the purpose of giving a premium of £1000 to any other steamer or sailing vessel bringing a regular mail and arriving within 67 days.
6. **MR. SNODGRASS** : To move, That an Address be presented to His Excellency the Lieutenant Governor, stating that the existence of a large Police Force in the Colony of Victoria without any systematic regulations or instructions for their general conduct and guidance, as admitted by the Honorable the Colonial Secretary in this Council, is a subject of deep anxiety to this Council, as calculated to encourage a wasteful expenditure, and to engender a want of confidence in the Police on the part of the public, and is a great cause of the

dissatisfaction that the Police themselves evince, from the uncertainty attending the performance of their duty; and praying that His Excellency will be pleased at once to cause such a Code of Regulations and Instructions, to be prepared by a competent Board of responsible officers, to be submitted for the approval of this Council, and having received the sanction of this House, to be printed and placed in the hands of every Member of the said Force, as will tend in a great measure to ensure their efficiency, and to place the Police Force of this Colony on such a systematic and economical footing as was suggested by the Report of the Police Committee of last Session.

7. MR. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid before this Council—
- (1.) An annual return from the period of the establishment of the Supreme Court in this Colony to the present time, of the number of persons of both sexes charged with offences against the laws, with the nature of the offences, distinguishing those found guilty from those discharged, and the relative proportion of persons convicted or discharged who arrived free, held conditional pardons, or became free by servitude.
  - (2.) An Annual Return of the Number of Persons who, in the opinion of the proper authorities, held conditional pardons, or became free by servitude, but gave false descriptions of their condition.
  - (3.) A Return of the number of Persons, with the nature of the charges, prosecuted under the provisions of the "Convicts Prevention Act," distinguishing the number found guilty from those discharged.
8. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

ORDER OF THE DAY:—

1. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—To be further considered in Committee.

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THURSDAY, 13TH OCTOBER.

*General Business:—*

NOTICE OF MOTION:—

1. MR. RUTLEDGE: To move That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this House as soon as convenient, returns shewing:—
- (1.) The quantity of spirits taken out of bond from 1st June to the 31st August last, specifying that for each month in Melbourne and Geelong respectively; also, a similar return from each of the outports.
  - (2.) The quantity of spirits in bond, in each of the Ports of Melbourne and Geelong, on the 1st day of September last, with the name of each person paying duty, the amount paid, and the quantity upon which duty has been paid, from the above last mentioned date to the 15th instant inclusive, and a similar Return from each of the outports of the Colony.

ORDER OF THE DAY:—

1. SIR W. T. DENISON.—Consideration of Address to.

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TUESDAY, 18TH OCTOBER.

NOTICES OF MOTION:—

1. CAPT. DANE, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
*And contingent* on its being read a first time.  
 To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.
2. MR. LANGLANDS: To move, That a Select Committee be appointed to take evidence, and report on the subject matter of the Petition presented by him on the 11th October inst., and that the Committee do consist of Dr. Greeves, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, Mr. Parker, Dr. Aldcorn, and the Mover.

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WEDNESDAY, 19TH OCTOBER.

*Government Business:—*

ORDERS OF THE DAY:

1. CUSTOMS BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

NOTICE OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

THURSDAY, 20TH OCTOBER.

*General Business* :—

NOTICE OF MOTION :—

1. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,  
That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

THURSDAY, 27TH OCTOBER.

*General Business* :—

NOTICE OF MOTION :—

1. MR. LANGLANDS: To move, That the Bill intituled "*The Ship Canal and Dock Company's Bill,*" be read a first time.

*Contingent*,—On the Bill being read a first time, Mr. Langlands, to move,—  
That the Bill be referred to a Select Committee, to consist of The Surveyor General, The Collector of Customs, Dr. Greeves, Mr. O'Shanassy, Mr. Hodgson, Mr. Murphy, Mr. Knight, Mr. Russell, and the Mover.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 12th October.*

APPOINTMENT OF MR. MEREWETHER—at 10 o'clock.

SCAB IN SHEEP—at 11 o'clock.

RAILWAY GUAGE—at 11 o'clock.

MARRIAGES BILL—at 12 o'clock.

*Thursday, 13th October.*

GEELONG MAILS—at 10 o'clock.

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

PUBLIC WORKS—at 11 o'clock.

NEW CONSTITUTION—at 11 o'clock.

*Friday, 14th October.*

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,

*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 24.

WEDNESDAY, 12TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—  
 Concluding Return to Address adopted on the 7th September, 1853, on the motion of Mr. Strachan.  
 Ordered to be printed.
3. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the resolutions of the Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—  
 No. 16.—Mr. Brees,—adopted on the 27th September, 1853, on the motion of Mr. Strachan,  
 and that His Excellency had, in reply to such Address, been pleased to state that this correspondence should be laid on the Table of the Council.  
 No. 17.—Roads and Bridges,—adopted on the 29th September, 1853, on the motion of Mr. Strachan,  
 and that His Excellency had, in reply to such Address, been pleased to state that he would cause the sum of £150,000, from the proposed vote for Roads and Bridges, to be placed at the disposal of the Central Road Board, to be expended as desired by the Council.  
 No. 18.—Correspondence.—Bank of Victoria,—adopted on the 4th October, 1853, on the motion of Mr. Miller,  
 and that His Excellency had, in reply to such Address, been pleased to state that this correspondence would be laid upon the Table.  
 No. 19.—Convicts Prevention Act.—Lieutenant Governor's Despatch.—Adopted on the 5th October, 1853, on the motion of Mr. O'Shanassy,  
 and that His Excellency had, in reply to such Address, been pleased to state that the desired papers should be given.
4. PETITION.—Mr. Goodman presented a Petition from certain Landed Proprietors, Bankers, Merchants, Traders, Householders, and others, interested in the welfare of this Colony, praying this Council to take such immediate steps in regard to Mail Communication with Great Britain as to the Council might seem best.  
 Petition received.
5. LICENSING SYSTEM.—Mr. Langlands moved, pursuant to Notice, That the Petition presented by him 11th October, from the Citizens of Melbourne, be printed.  
 Question—put and passed.
6. MR. E. H. HARGREAVES.—The letter from His Excellency the Governor General and the accompanying letter from Mr. Hargreaves, laid upon the Council Table by the Colonial Secretary on the 6th September last, having been read by the Clerk, Mr. Greeves moved, pursuant to Notice, *That* a Select Committee be now appointed to consider the propriety of requesting His Excellency the Lieutenant Governor to take such steps as may enable the Council to mark in a substantial manner their high appreciation of the services rendered by Mr. E. H. Hargreaves to this Colony, by the discovery of Gold Fields in the Continent of Australia; and also what other persons are entitled to reward for the discovery of the Victorian Gold Fields, and to take evidence, and that the Committee do consist of Mr. Wm. Nicholson, Mr. M. Nicholson, Mr. Strachan, Mr. Hodgson, the Auditor General, Mr. Graham, and the Mover.  
 Debate ensued.  
 Mr. Myles moved as an amendment, that all the words after the word "That" be omitted, with a view to insert the following, "a Committee be selected by Ballot, to consist of nine Members, be appointed to enquire into the claims of Messrs. Esmonds and Hiscocks, whether they are entitled to be considered the first discoverers of workable Gold Fields in Victoria, and therefore entitled to a reward from the Government.  
 "Also to take into consideration the claim for a grant from the Revenue of Victoria preferred by Mr. E. H. Hargreaves for his alleged first discovery of Gold in Australia, to take evidence and report, in order that this Council may be in a position to recommend a testimonial of gratitude to him or them for the incalculable advantages resulting to Victoria from the discovery of Gold."  
 Debate ensued.  
 Amendment by leave withdrawn.  
 Original motion put and passed.
7. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Mr. Smith moved, pursuant to notice, for leave to bring in a Bill to regulate the tenure of Office by the Aldermen of Additional Wards in the City of Melbourne.  
 Question—put and passed.  
 Ordered that the Mover and Seconder do prepare and bring in the Bill.

Mr. Smith presented a Bill for regulating the Tenure of Office by the Aldermen of Additional Wards in the City of Melbourne.

Bill intituled, "*A Bill to regulate the Tenure of Office by the Aldermen of Additional Wards in the City of Melbourne,*" brought up, read a first time, ordered to be read a second time, Tuesday, 18th October, and to be printed.

8. STEAM COMMUNICATION WITH GREAT BRITAIN.—Mr. Goodman moved, pursuant to notice, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854 the sum of £50,000, for the purpose of assisting in carrying out Steam Communication with Great Britain for the ensuing twelve months.

That of this sum £3000 per month be given to the Peninsular and Oriental Steam Navigation Company, provided they carry out a monthly communication and perform the voyage in 67 days.

That £4000 be given to the said Company for every bi-monthly mail, arriving within 67 days, until the monthly mail arrangements are carried out.

That the balance of the £50,000 shall be held for the purpose of giving a premium of £1000 to any other steamer or sailing vessel bringing a regular mail and arriving within 67 days.

Question—put and passed.

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

The Chairman having reported that it was the opinion of the Committee that £3000 per month be paid from the Public Revenue to any and every company which shall engage to carry during the whole year from 1st March, 1854, to 1st March, 1855, a regular monthly Mail from England to Melbourne within sixty-five days for the first six months, and sixty days for the last six months, to be reckoned from the time of their departure from England to the time of their arrival in Hobson's Bay.

That such sum of £3000 be paid only for those months in which the voyage may have been successfully performed within the time specified. The Council adopted such Report.

9. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Snodgrass, Mr. O'Shanassy, and Dr. Thomson, postponed the Motions standing in their names, Nos. 6, 7, and 8, respectively, on the Notice Paper of to-day until to-morrow.

10. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Greeves, the following Order of the Day was postponed until to-morrow.

"Convicts Prevention Act Amendment Bill"—"Address to the Queen."—To be further considered in Committee.

Council adjourned at 25 minutes past 7 o'clock, until 3 o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 13TH OCTOBER.

*General Business* :—

NOTICE OF MOTION :—

1. CAPT. DANE: To ask the Colonial Secretary when it is likely the nine Bills mentioned in His Excellency's Address to this House, on its opening, this Session, will be placed upon the Table for our consideration.
2. MR. RUTLEDGE: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this House as soon as convenient, returns shewing :—
  - (1.) The quantity of spirits taken out of bond from 1st June to the 31st August last, specifying that for each month in Melbourne and Geelong respectively; also, a similar return from each of the outports.
  - (2.) The quantity of spirits in bond, in each of the Ports of Melbourne and Geelong, on the 1st day of September last, with the name of each person paying duty, the amount paid, and the quantity upon which duty has been paid, from the above last mentioned date to the 15th instant inclusive, and a similar Return from each of the outports of the Colony.
3. MR. O'SHANASSY: To move, That the Petition presented by him on the 10th October, from the Baptist Denomination at Melbourne, be printed.
4. MR. MARK NICHOLSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid on the table of this House, copies of all correspondence that has passed between the Government and the claimants to the discovery of Gold in Victoria.
5. CAPT. DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid upon the Table of this House, Returns shewing the amount of house-rent paid by each civil servant of the Colony, for the months of July, August, September, and October, of this year. The amount to be inserted monthly, and the Return to shew those gentlemen occupying free quarters, and also such as have houses of their own.
6. MR. SNODGRASS: To move, That an Address be presented to His Excellency the Lieutenant Governor, stating that the existence of a large Police Force in the Colony of Victoria without any systematic regulations or instructions for their general conduct and guidance, as admitted by the Honorable the Colonial Secretary in this Council, is a subject of deep

anxiety to this Council, as calculated to encourage a wasteful expenditure, and to engender a want of confidence in the Police on the part of the public, and is a great cause of the dissatisfaction that the Police themselves evince, from the uncertainty attending the performance of their duty; and praying that His Excellency will be pleased at once to cause such a Code of Regulations and Instructions, to be prepared by a competent Board of responsible officers, to be submitted for the approval of this Council, and having received the sanction of this House, to be printed and placed in the hands of every Member of the said Force, as will tend in a great measure to ensure their efficiency, and to place the Police Force of this Colony on such a systematic and economical footing as was suggested by the Report of the Police Committee of last Session.

7. MR. O'SHANASSY: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid before this Council—
- (1.) An annual return from the period of the establishment of the Supreme Court in this Colony to the present time, of the number of persons of both sexes charged with offences against the laws, with the nature of the offences, distinguishing those found guilty from those discharged, and the relative proportion of persons convicted or discharged who arrived free, held conditional pardons, or became free by servitude.
  - (2.) An Annual Return of the Number of Persons who, in the opinion of the proper authorities, held conditional pardons, or became free by servitude, but gave false descriptions of their condition.
  - (3.) A Return of the number of Persons, with the nature of the charges, prosecuted under the provisions of the "Convicts Prevention Act," distinguishing the number found guilty from those discharged.
8. DR. THOMSON: To move for leave to bring in a Bill to incorporate a Company to be called "The Ovens Mining Company."

ORDERS OF THE DAY:—

1. SIR W. F. DENISON.—Consideration of Address to.
2. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—To be further considered in Committee.

FRIDAY, 14TH OCTOBER.

NOTICES OF MOTION:—

1. DR. THOMSON: To move for a Return of the number of Causes in each of the County Courts of the Colony since their formation, shewing the number of Courts held, the number of Plaints entered at each Court, and for what sums: the number of cases brought to trial or otherwise disposed of, and the amount recovered.
2. DR. THOMSON: To move for a Return of all Prisoners tried at each Court of General Sessions for the Colony of Victoria, showing the result of such Committals and Trials to the present time.
3. MR. FAWKNER: To move for a Return of all Members holding Seats in the Legislative Council, who have been appointed by this Government to any Situation of honor or of profit, commencing from the date of the first Election in 1851, up to 30th September last.
  - (1.) An Alphabetical List, with the Name and Address of each Member.
  - (2.) Distinguishing whether Representative Member, or appointed by virtue of Office, or Nominee.
  - (3.) Whether appointment is only honorary, or jointly honorary and pecuniary, or simply pecuniary; and if profitable or pecuniary, the amount of salaries and appendages, if any.
  - (4.) Date of each appointment, and of each, if any, resignation.
  - (5.) If appointment was made before or after the appointee was made a member of this House.
  - (6.) Distinguishing such holders of honorary or pecuniary profitable appointments as are tenants of the Crown, or holders of depasturing licenses.

TUESDAY, 18TH OCTOBER.

NOTICES OF MOTION:—

1. CAPT. DANF, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
And *contingent* on its being read a first time.  
To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.
2. MR. LANGLANDS: To move, That a Select Committee be appointed to take evidence, and report on the subject matter of the Petition presented by him on the 11th October inst., and that the Committee do consist of Dr. Greeves, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, Mr. Parker, Dr. Aldcorn, and the Mover.
3. MR. JAMES THOMSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause the following Returns to be laid before this Council—
  - (1.) A Return of all the High Roads proceeding from Melbourne and Geelong, shewing their measured or estimated length, and their general condition; and also the extent and locality of the portions of each Road requiring repair, and the estimated cost of such repair.
  - (2.) A Return of the Towns and Townships on the line of each Road, shewing the condition of the portion of the Road passing through each Town and Township; the amount that has been expended in making and repairing such portions of Road, and the estimated annual cost of keeping such portions in repair.

- (3.) A Return shewing the Rivers and Creeks intersecting the several lines of High Road, distinguishing Rivers and Creeks over which Bridges have at any time been constructed, from Rivers and Creeks crossed by Fords, with a statement of the present condition of each Bridge and Ford, and their approaches.
- (4.) A Return shewing the estimated expense of constructing Bridges (where none at present exist) over the Rivers and Creeks intersecting the several lines of High Road.
- ORDER OF THE DAY :—
1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Second reading.

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WEDNESDAY, 19TH OCTOBER.

*Government Business :—*

ORDERS OF THE DAY :

1. CUSTOMS BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business :—*

NOTICE OF MOTION :—

1. MR. W. NICHOLSON: To move, That the Bill intituled, “ *A Bill to incorporate a Company to be called ‘ The Equitable Land and Building Company,’* ” be read a first time.
- Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A’Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

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THURSDAY, 20TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. J. MURPHY: To move, That a Bill intituled “ *A Bill to incorporate a Company to be called ‘ The Melbourne, St. Kilda, and Brighton Railway Company,’* ” be read a first time.
- Contingent*—On the Bill being read a first time, to move, That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

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FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled “ *A Bill to incorporate a Company to be called ‘ The North Melbourne Railway Company,’* ” be read a first time.
- Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move— That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O’Shanassy, Mr. Smith, and the Mover.

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THURSDAY, 27TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. LANGLANDS: To move, That the Bill intituled “ *The Ship Canal and Dock Company’s Bill,* ” be read a first time.
- Contingent*,—On the Bill being read a first time, Mr. Langlands, to move,— That the Bill be referred to a Select Committee, to consist of The Surveyor General, The Collector of Customs, Dr. Greeves, Mr. O’Shanassy, Mr. Hodgson, Mr. Murphy, Mr. Knight, Mr. Russell, and the Mover.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Thursday, 13th October.*

GEELONG MAILS—at 10 o’clock.

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

PUBLIC WORKS—at 11 o’clock.

NEW CONSTITUTION—at 11 o’clock.

*Friday, 14th October.*

GOLD FIELDS—at 11 o’clock.

LIGHTHOUSES—at 12 o’clock.

*Saturday, 15th October.*

APPOINTMENT OF MR. MEREWETHER—at 11 o’clock.

*Wednesday, 19th October.*

SCAB IN SHEEP—at 11 o’clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 25.

THURSDAY, 13TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Parker presented a Petition from certain Inhabitants of the Colony of Victoria, praying this Council, taking the statements set forth in the Petition into consideration, would enact the "Maine Law" relating to "intoxicating drinks."  
Petition received.  
Mr. Greeves presented a Petition from certain Inhabitants of the Colony of Victoria, praying this Council to enact a Law similar to that which is now in operation in the several States of North America—Maine, Massachusetts, Winsconsin, Michigan, New Jersey, &c., and all but enacted by the Legislative Council of the Canadas, relating to the use of wines, spirits, and alcoholic beverages.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council :—
  1. Supreme Court, Additional Rules.—Copy of Additional Rules and Regulations of the Supreme Court of the Colony of Victoria.  
Ordered to be printed.
  2. The Blue Book, for the year 1852.
4. SPIRITS—DUTIES ON.—Mr. Rutledge moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this House as soon as convenient, returns shewing :—
  - (1.) The quantity of spirits taken out of bond from 1st June to the 31st August last, specifying that for each month in Melbourne and Geelong respectively; also, a similar return from each of the outports.
  - (2.) The "name of each person paying duty, the" amount paid, and the quantity upon which duty has been paid, from the 1st day of September last to the 15th instant inclusive, in the Ports of Melbourne and Geelong, and the outports respectively.
 Debate ensued.  
Mr. Greeves moved, as an amendment, the omission of the words "name of each person paying duty, the," from the second part of the above Motion.  
Debate ensued.  
Question—that the words proposed to be omitted stand part of the question—put and negatived.  
Question—that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this House as soon as convenient, returns shewing :—
  - (1.) The quantity of spirits taken out of bond from 1st June to the 31st August last, specifying that for each month in Melbourne and Geelong respectively; also a similar return from each of the outports.
  - (2.) The amount paid, and the quantity upon which duty has been paid, from the 1st September last, to the 15th instant inclusive, in the ports of Melbourne and Geelong, and the outports respectively.
 Question—put and negatived.
5. BAPTISTS.—MELBOURNE.—The Petition presented by Mr. O'Shanassy from certain Baptists of Lonsdale-street, Melbourne, on the 11th October, inst., having been read by the Clerk—  
Mr. O'Shanassy moved, pursuant to notice, that such Petition be printed.  
Question—put and passed.
6. GOLD DISCOVERY.—Mr. Mark Nicholson moved, pursuant to Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid on the table of this House, copies of all correspondence that has passed between the Government and the claimants to the discovery of Gold in Victoria.  
Question—put and passed.
7. HOUSE RENT PAID BY CIVIL SERVANTS OF GOVERNMENT.—Capt. Dane moved, pursuant to Notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid upon the Table of this House, Returns shewing "the amount of house rent paid by each civil servant of" the Colony, for the months of July, August, September, and October, of this "year." The amount to be inserted monthly, and the Return to shew those gentlemen occupying free quarters; and also such as have houses of their own.  
Debate ensued.

The Colonial Secretary moved as an amendment that there be omitted from the third line of such motion the words "the current rate of house rent paid by each civil servant of" with the view to insert in lieu thereof the words "the current rate of house rent in," and that all the words after the word "year" in the fourth line of the Motion, be omitted.

Debate ensued.

Captain Dane having, with the consent of the Council, adopted the amendment proposed by the Colonial Secretary—

Question—That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid upon the Table of this House, Returns shewing the current rate of house rent in the Colony, for the months of July, August, September, and October, of this year—put and negatived.

8. POLICE.—Mr. Snodgrass moved, pursuant to amended notice, That an Address be presented to His Excellency the Lieutenant Governor, stating that the existence of a large Police Force in the Colony of Victoria without any systematic regulations or instructions for their general conduct and guidance, as admitted by the Honorable the Colonial Secretary in this Council, is a subject of deep anxiety to this Council, as calculated to encourage a wasteful expenditure, and to engender a want of confidence in the Police on the part of the public, and is a great cause of the dissatisfaction that the Police themselves evince, from the uncertainty attending the performance of their duty; and praying that His Excellency will be pleased at once to cause such a Code of Regulations and Instructions, to be printed and placed in the hands of every Member of the said Force, as will tend in a great measure to ensure their efficiency, and to place the Police Force of this Colony on such a systematic and economical footing as was suggested by the Report of the Police Committee of last Session.

The Surveyor General moved "The previous question."

Debate ensued.

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

9. RETURNS OF OFFENDERS.—Mr. O'Shanassy moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause to be laid before this Council—

(1.) An Annual Return, from the period of the establishment of the Supreme Court in this Colony to the present time, of the Number of Persons of both sexes charged with offences against the laws, with the nature of the offences, distinguishing those found guilty from those discharged, and the relative proportion of persons convicted or discharged who arrived free, held conditional pardons, tickets-of-leave, were exiles, or became free by servitude.

(2.) An Annual Return of the Number of Persons charged with offences, who, in the opinion of the proper authorities, held conditional pardons, tickets-of-leave, were exiles, or became free by servitude, but gave false descriptions of their condition.

(3.) A Return of the Number of Persons, with the nature of the charges, prosecuted under the provisions of the "Convicts Prevention Act," distinguishing the number found guilty from those discharged.

Question—put and passed.

10. THE OVENS MINING COMPANY.—Dr. Thomson, having presented a Certificate that the sum of £25 had been paid into the hands of the Colonial Treasurer for the public uses of the Colony, moved pursuant to notice for leave to bring in a Bill, intituled "*A Bill to incorporate the Proprietors of a certain Company, called 'The Ovens Mining Company,' and for other purposes therein mentioned.*"

Question—put and passed.

Dr. Thomson, having brought up such Bill: Moved that it be now read a first time.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. Greeves, the following Orders of the Day were postponed until to-morrow.

1. Sir W. T. Denison.—Consideration of Address to.

2. Convicts Prevention Act Amendment Bill.—Address to the Queen.—To be further considered in Committee.

Council adjourned at 10 minutes past 6 o'clock, until 3 o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 14TH OCTOBER.

NOTICES OF MOTION :—

1. DR. THOMSON: To move for a Return of the number of Causes in each of the County Courts of the Colony since their formation, shewing the number of Courts held, the number of Plaints entered at each Court, and for what sums: the number of cases brought to trial or otherwise disposed of, and the amount recovered.
2. DR. THOMSON: To move for a Return of all Prisoners tried at each Court of General Sessions for the Colony of Victoria, showing the result of such Committals and Trials to the present time.

3. MR. FAWKNER: To move for a Return of all Members holding Seats in the Legislative Council, who have been appointed by this Government to any Situation of honor or of profit, commencing from the date of the first Election in 1851, up to 30th September last.
- (1.) An Alphabetical List, with the Name and Address of each Member.
  - (2.) Distinguishing whether Representative Member, or appointed by virtue of Office, or Nominee.
  - (3.) Whether appointment is only honorary, or jointly honorary and pecuniary, or simply pecuniary; and if profitable or pecuniary, the amount of salaries and appendages, if any.
  - (4.) Date of each appointment, and of each, if any, resignation.
  - (5.) If appointment was made before or after the appointee was made a member of this House.
  - (6.) Distinguishing such holders of honorary or pecuniary profitable appointments as are tenants of the Crown, or holders of depasturing licenses.
4. MR. GREEVES: To move, That the petition of Dr. Singleton and others, for the establishment of the "Maine Liquor Law," be printed.

ORDERS OF THE DAY:—

1. SIR W. T. DENISON.—Consideration of Address to.
2. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—To be further considered in Committee.

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TUESDAY, 18TH OCTOBER.

NOTICES OF MOTION:—

1. CAPT. DANE, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
And *contingent* on its being read a first time.  
To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.
2. MR. LANGLANDS: To move, That a Select Committee be appointed to take evidence, and report on the subject matter of the Petition presented by him on the 11th October inst., and on the subject of granting Licenses on the Gold Fields, and that the Committee do consist of Dr. Greeves, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, Mr. Parker, Dr. Aldcorn, and the Mover.
3. MR. JAMES THOMSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause the following Returns to be laid before this Council—
  - (1.) A Return of all the High Roads proceeding from Melbourne and Geelong, shewing their measured or estimated length, and their general condition; and also the extent and locality of the portions of each Road requiring repair, and the estimated cost of such repair.
  - (2.) A Return of the Towns and Townships on the line of each Road, shewing the condition of the portion of the Road passing through each Town and Township; the amount that has been expended in making and repairing such portions of Road, and the estimated annual cost of keeping such portions in repair.
  - (3.) A Return shewing the Rivers and Creeks intersecting the several lines of High Road, distinguishing Rivers and Creeks over which Bridges have at any time been constructed, from Rivers and Creeks crossed by Fords, with a statement of the present condition of each Bridge and Ford, and their approaches.
  - (4.) A Return shewing the estimated expense of constructing Bridges (where none at present exist) over the Rivers and Creeks intersecting the several lines of High Road.
4. MR. E. PARKER: To move, That the Petition presented by him 13th October instant, from Hester Hornbrook, Isabella Singleton, and 2097 females, on the subject of Intemperance, be printed.
5. DR. THOMSON: To move for a Return, shewing what duties have been performed by the Commissioners of Crown Lands since the first January last, to the present time, distinguishing each District separately.

ORDER OF THE DAY:—

1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Second reading.

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WEDNESDAY, 19TH OCTOBER.

*Government Business:—*

ORDERS OF THE DAY:

1. CUSTOMS BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

NOTICE OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

THURSDAY, 20TH OCTOBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. J. MURPHY : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,

That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

2. MR. STRACHAN : To move, That the petition signed by Thomas Forster and others, praying that the claim of Messrs. Esmonds and Hiscock, for the discovery of Gold in Victoria, be printed and submitted to the Select Committee now sitting to enquire into the claims of respective applicants.

FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—

That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

THURSDAY, 27TH OCTOBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. LANGLANDS : To move, That the Bill intituled "*The Ship Canal and Dock Company's Bill,*" be read a first time.

*Contingent*,—On the Bill being read a first time, Mr. Langlands, to move,—

That the Bill be referred to a Select Committee, to consist of The Surveyor General, The Collector of Customs, Dr. Greeves, Mr. O'Shanassy, Mr. Hodgson, Mr. Murphy, Mr. Knight, Mr. Russell, and the Mover.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 14th October.*

GEE LONG MAILS—at 10 o'clock.

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

GOLD FIELDS—at 11 o'clock.

LIGHTHOUSES—at 12 o'clock.

*Saturday, 15th October.*

APPOINTMENT OF MR. MEREWEATHER—at 11 o'clock.

NEW CONSTITUTION—at 1 o'clock.

*Tuesday, 18th October.*

GOLD DISCOVERY—at 11 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Wednesday, 19th October.*

SCAB IN SHEEP—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 26.

FRIDAY, 14TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—
  1. Sappers and Miners.—Copy of Despatch No. 97, from the Honorable the Secretary of State.  
Ordered to be printed.
  2. Military.—Copy of Correspondence relating to certain Colonial Allowances claimed by Lieut. Colonel Valiant, commanding Her Majesty's troops.  
Ordered to be printed.
3. COUNTY COURTS.—Dr. Thomson moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid upon the Table of this Council, a Return for each district, separately, since the formation of these Courts to the 27th instant, shewing—
  1. The number of Courts held.
  2. The number of Plaints entered at each Court, and for what sums, up to £10 or £50 respectively.
  3. Number of cases tried—defended—undefended—settled without trial—amount sued for—amount of verdicts—number of executions.  
Question—put and passed.
4. GENERAL SESSIONS.—Dr. Thomson moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid upon the Table of this Council a Return, up to 27th October instant, of all Prisoners tried at each Court of General Sessions for the Colony of Victoria, shewing the result of such Committals and Trials.  
Question—put and passed.
5. MEMBERS OF COUNCIL.—Mr. Fawkner moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid upon the Table of this Council a Return of all Members now holding, or have held Seats in the Legislative Council, who have been appointed by this Government to any Situation of honor or of profit, commencing from the date of the first Election in 1851, up to 30th September last.
  - (1.) An Alphabetical List, with the Name and Address of each Member.
  - (2.) Distinguishing whether Representative Member, or appointed by virtue of Office, or Nominee.
  - (3.) Whether appointment is only honorary, or jointly honorary and pecuniary, or simply pecuniary; and if profitable or pecuniary, the amount of salaries and appendages, if any.
  - (4.) Date of each appointment, and of each, if any, resignation.
  - (5.) If appointment was made before or after the appointee was made a member of this House.
  - (6.) Distinguishing such holders of honorary or pecuniary profitable appointments as are tenants of the Crown, or holders of depasturing licenses, and number of licenses.  
Question—put and passed.
6. MAINE LIQUOR LAW.—Mr. Greeves moved, pursuant to notice, That the petition of Dr. Singleton and others, for the establishment of the "Maine Liquor Law," be printed.  
Question—put and passed.
7. SIR W. T. DENISON.—The Draft Address to Sir W. T. Denison appended to the Report from the Select Committee, appointed to draw up the same, having been read by the Clerk—Mr. Rutledge moved, That the Address be now adopted by the Council.  
Question—put and passed.
8. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—The Order of the Day for the further consideration of this Address, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly. The Chairman having reported, that the Committee considered it advisable that the Address should be referred back to the Select Committee for further consideration, the Council adopted such Report.
9. ADDRESS TO SIR W. T. DENISON.—On the motion of Mr. Haines, on behalf of Mr. Rutledge, the Council ordered that the Address agreed to this day by the Council be signed by the Honorable the Speaker, and transmitted by him to Sir W. T. Denison.  
Council adjourned at ten minutes to four o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 18TH OCTOBER.

## NOTICES OF MOTION:—

1. MR. FAWKNER: To ask the Colonial Secretary whether it is the intention of the Government to bring in a Bill to levy an assessment upon the stock depasturing upon the Crown Lands of this Colony.
2. MR. FAWKNER: To ask the Colonial Secretary whether the Local or Sydney Government did authorise Mr. Protector Parker, or any other person, to select land in the neighbourhood of the Pyrenees or near any present Gold Fields; if so, was any land selected and appropriated as an Aboriginal Station; and what quantity and in what year was the selection and appropriation made.
3. CAPT. DANE, To move: That the "*St. Kilda Pier or Jetty Company Bill*" be read a first time.  
And *contingent* on its being read a first time.  
To move, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, and the Mover.
4. MR. LANGLANDS: To move, That a Select Committee be appointed to take evidence, and report on the subject matter of the Petition presented by him on the 11th October inst., and on the subject of granting Licenses on the Gold Fields, and that the Committee do consist of Dr. Greeves, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, Mr. Parker, Dr. Aldcorn, and the Mover.
5. MR. JAMES THOMSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause the following Returns to be laid before this Council—
  - (1.) A Return of all the High Roads proceeding from Melbourne and Geelong, shewing their measured or estimated length, and their general condition; and also the extent and locality of the portions of each Road requiring repair, and the estimated cost of such repair.
  - (2.) A Return of the Towns and Townships on the line of each Road, shewing the condition of the portion of the Road passing through each Town and Township; the amount that has been expended in making and repairing such portions of Road, and the estimated annual cost of keeping such portions in repair.
  - (3.) A Return shewing the Rivers and Creeks intersecting the several lines of High Road, distinguishing Rivers and Creeks over which Bridges have at any time been constructed, from Rivers and Creeks crossed by Fords, with a statement of the present condition of each Bridge and Ford, and their approaches.
  - (4.) A Return shewing the estimated expense of constructing Bridges (where none at present exist) over the Rivers and Creeks intersecting the several lines of High Road.
6. MR. E. PARKER: To move, That the Petition presented by him 13th October instant, from Hester Hornbrook, Isabella Singleton, and 2097 females, on the subject of Intemperance, be printed.
7. DR. THOMSON: To move for a Return, shewing what duties have been performed by the Commissioners of Crown Lands since the first January last, to the present time, distinguishing each District separately.

## ORDER OF THE DAY:—

1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Second reading.

WEDNESDAY, 19TH OCTOBER.

*Government Business:—*

## ORDERS OF THE DAY:

1. CUSTOMS BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

## NOTICE OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. F. MURPHY: To move, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates for the present year the sum of £6000, to be placed at the disposal of the Denominational School Board for the purpose of meeting certain urgent claims which the Board are unable to meet from want of funds.

THURSDAY, 20TH OCTOBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. J. THOMSON : To ask the Auditor General to state what amount of Revenue was received during the first six months of the present year arising from Postage charge, for
  - (1.) Sea borne letters and packets received inwards.
  - (2.) Sea borne letters and packets sent outwards.
  - (3.) Letters and packets transmitted to the interior of the Colony.
  - (4.) Letters and packets received from the interior of the Colony.
  - (5.) Letters and packets distributed in Melbourne and Geelong, and their vicinity.
2. MR. J. MURPHY : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move,  
 That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.
3. MR. STRACHAN : To move, That the petition signed by Thomas Forster and others, praying that the claim of Messrs. Esmonds and Hiscock, for the discovery of Gold in Victoria, be printed and submitted to the Select Committee now sitting to enquire into the claims of respective applicants.
4. MR. HODGSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct that immediate steps may be taken to preserve the old Burial Ground from desecration.

FRIDAY, 21ST OCTOBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
 That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

THURSDAY, 27TH OCTOBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. LANGLANDS : To move, That the Bill intituled "*The Ship Canal and Dock Company's Bill,*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. Langlands, to move,—  
 That the Bill be referred to a Select Committee, to consist of The Surveyor General, The Collector of Customs, Dr. Greeves, Mr. O'Shanassy, Mr. Hodgson, Mr. Murphy, Mr. Knight, Mr. Russell, and the Mover.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 15th October.*APPOINTMENT OF MR. MEREWETHER—at 11 o'clock.  
NEW CONSTITUTION—at 1 o'clock.*Monday, 17th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 18th October.*ELECTIONS AND QUALIFICATIONS—at half-past 10 o'clock.  
GOLD DISCOVERY—at 11 o'clock.  
PUBLIC WORKS—at 12 o'clock.*Wednesday, 19th October.*GEELONG MAILS—at 10 o'clock.  
ADDRESS ON CONVICTS PREVENTION ACT AMENDMENT BILL—at half-past 10 o'clock.  
SCAB IN SHEEP—at 11 o'clock.*Thursday, 20th October.*

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.

No. 27.

TUESDAY, 18TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. APPOINTMENT OF MR. MEREWETHER.—The Colonial Secretary, as Chairman of the Select Committee of this Council, appointed to enquire whether any undue influence was used to procure the promotion of Mr. John Merewether in the Public Service, brought up the Report from such Committee, and moved that it be received.  
 Question—put and passed.—Ordered to be printed, together with the proceedings of the Committee and Minutes of Evidence.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council the following Papers, viz.—  
 GOLD DISCOVERY.—Return to Address on this subject adopted on the Motion of Mr. Mark Nicholson, 13th October, 1853.  
 Ordered to be printed, and referred to the Select Committee on Claims to the Discovery of Gold in Victoria.  
 CORRESPONDENCE—BANK OF VICTORIA.—Return to Address on this subject, adopted on the motion of Mr. Miller, on the 4th October, 1853.  
 Ordered to be printed.  
 GEELONG MAILS.—Further Supplementary Return to Address on this Subject, adopted on the motion of Mr. Cole, 15th September, 1853.  
 Ordered to be printed, and referred to the Select Committee of this Council on the Geelong Mails.  
 GOLD FIELDS.—Copy of a Letter from Lieutenant Colonel Valiant to the Colonial Secretary.  
 Ordered to be printed, and referred to the Committee on the Gold Fields.  
 GOLD DIGGINGS.—Return to Address on this subject, adopted on the motion of Captain Dane, 7th September, 1853.  
 Ordered to be printed.
4. ADDRESSES.—The Speaker announced to the Council, that he had, pursuant to the Resolutions of the Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—  
 No. 20. Pension to the Widow of Captain Flinders—adopted on the 6th October, 1853, on the motion of Mr. Riddell,  
 and that His Excellency had, in reply to such Address, been pleased to state, that it gave him much pleasure to comply with the request of the Legislative Council.  
 No. 21. Gold Discovery—adopted on the 13th October, 1853, on the motion of Mr. Mark Nicholson,  
 and that His Excellency had, in reply to such Address, been pleased to state that the wishes of the Council should be complied with.  
 No. 22. Returns of Offenders—adopted on the 13th October, 1853, on the motion of Mr. O'Shanassy,  
 and that His Excellency had, in reply to such Address, been pleased to state, that he would direct the Returns, as requested by the Legislative Council, to be prepared.
5. CITY OF MELBOURNE ELECTION.—Mr. Griffith, as Chairman of "The Committee of Elections and Qualifications," reported to the Council, that in the case of the Petitions complaining of an undue return at the late Election for the City of Melbourne, referred to the Committee, the Committee had determined—  
  - (1.) That no case whatever of corruption has been made out against His Worship the Mayor of Melbourne, as Returning Officer.
  - (2.) That the charge of admitting strangers improperly to intermeddle with the voting papers after the taking of the poll, has not been proved.
  - (3.) But that the Mayor, as Returning Officer, did unlawfully reject or set aside votes which had been accepted by himself or his Deputies.
  - (4.) That, notwithstanding this, there has been a good and valid Election.
  - (5.) That they have made up the poll, and that the numbers are, for—

Murphy	...	...	...	...	763
Hodgson	...	...	...	...	495
Sargood	...	...	...	...	487
Langlands	...	...	...	...	480
Guthridge	...	...	...	...	326
Stephen	...	...	...	...	285
Allen	...	...	...	...	27

  - (6.) That the Mayor should have returned James Murphy, John Hodgson, and Frederick

James Sargood, Esquires, as duly elected to serve in the Legislative Council as Members for the City of Melbourne.

(7.) That having admitted Henry Langlands, Esq., and William Kerr, Esq., an elector, to impeach the election of Frederick James Sargood, Esq., on the grounds specified in the 62nd section of the Electoral Act, and the said F. J. Sargood to defend the same, the said H. Langlands and William Kerr have retired from further contesting the election of the said F. J. Sargood.

(8.) That the said Henry Langlands was not duly elected, and that the said Frederick James Sargood was duly elected.

and the said determinations were ordered by the Council to be printed, together with the proceedings of the Committee and Minutes of Evidence taken before the Committee.

On the motion of Mr. Griffith, the Clerk of the Council was ordered by the Council forthwith to amend the last Return for the City of Melbourne, by rasing out the name of Henry Langlands and inserting the name of Frederick James Sargood instead thereof.

The Clerk of the Council amended the Return according to such order.

6. ST KILDA PIER OR JETTY COMPANY.—Capt. Dane having presented a certificate that the sum of £25 had been paid into the hands of the Colonial Treasurer for the public uses of the Colony, moved, pursuant to Notice, That the “*St. Kilda Pier or Jetty Company Bill*” be read a first time.

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

Captain Dane then moved, pursuant to *amended contingent* notice, That the Bill be referred to a Select Committee, to consist of Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Jas. Henty, Mr. Campbell, Mr. Snodgrass, and the Mover.

Question—put and passed.

7. ROADS.—Mr. James Thomson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will cause the following Returns to be laid before this Council—

(1.) A Return of all the High Roads proceeding from Melbourne and Geelong, shewing their measured or estimated length, and their general condition; and also the extent and locality of the portions of each Road requiring repair, and the estimated cost of such repair.

(2.) A Return of the Towns and Townships on the line of each Road, shewing the condition of the portion of the Road passing through each Town and Township; the amount that has been expended in making and repairing such portions of Road, and the estimated annual cost of keeping such portions in repair.

(3.) A Return shewing the Rivers and Creeks intersecting the several lines of High Road, distinguishing Rivers and Creeks over which Bridges have at any time been constructed, from Rivers and Creeks crossed by Fords, with a statement of the present condition of each Bridge and Ford, and their approaches.

(4.) A Return shewing the estimated expense of constructing Bridges (where none at present exist) over the Rivers and Creeks intersecting the several lines of High Road.

Debate ensued.—Motion, by leave, withdrawn.

8. INTEMPERANCE.—Mr. Parker moved, pursuant to notice, That the Petition presented by him 13th October instant, from Hester Hornbrook, Isabella Singleton, and 2097 females, on the subject of Intemperance, be printed.

Question—put and passed.

9. COMMISSIONERS OF CROWN LANDS.—Dr. Thomson moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of this Council a Return, shewing what duties have been performed by the Commissioners of Crown Lands since the first January last, to the present time, distinguishing each District separately.

Question—put and passed.

10. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Mr. Smith moved that this Bill be now read a second time.

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

11. MELBOURNE ELECTION.—Frederick James Sargood, Esquire, having been introduced and having taken the Oath and delivered to the Clerk at the Table the following Declaration, took his Seat in the Council as a Member thereof for the Electoral District of the City of Melbourne.

“I, FREDERICK JAMES SARGOOD, do declare and testify that I am duly seised at law or in equity of an Estate of Freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in the parish of Prahran, in the County of Bourke, and Colony of Victoria aforesaid, of land and dwelling-houses in the occupation of Mr. Gardner and others, which estate I hold in fee simple. And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a member of the Legislative Council of the Colony of Victoria.

“FREDERICK JAMES SARGOOD.”

12. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—On the motion of Mr. Smith the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported that the Committee had agreed to the Bill without amendment, the Council ordered such report to be taken into consideration Tuesday, 25th inst.

Council adjourned at a quarter past four o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 19TH OCTOBER.

*Government Business :—*

## ORDERS OF THE DAY :

1. CUSTOMS BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business :—*

## NOTICES OF MOTION :—

1. MR. FAWKNER: To ask the Colonial Secretary, whether the Colonial Government have given to any person a right to impound any or all stock found upon the Colac Township reserve; and whether any lands are provided on which those persons who have purchased from the Crown Town or Suburban lots, at Lake Colac Township, can feed their stock.  
2ndly. How it occurred that the amounts said to have been received by the Colonial Government from the Licenses to depasture Stock on Crown Lands, was in the year 1849, 15,988*l.* 10*s.*; in the year 1850, only 9,849*l.* 3*s.*; and for the half-year of 1851, a sum of 18,526*l.* 13*s.*; as they are thus set down in a Government Return, furnished under the head of "*On the Adjustment of Accounts between New South Wales and Victoria.*"
2. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson, To move, That it be referred to a Select Committee, to consist of, Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
3. MR. F. MURPHY: To move, That this Council do resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates for the present year the sum of £6000, to be placed at the disposal of the Denominational School Board for the purpose of meeting certain urgent claims which the Board are unable to meet from want of funds.
4. MR. HAINES: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the table of this House—
  - (1.) Copies of all Correspondence between the Government and the Commissioners of Crown Lands, relative to the issuing of Pastoral Leases.
  - (2.) Copies of all Correspondence between the Government and the Commissioners of Crown Lands relative to the localities in which land should be put up to public sale.
  - (3.) Copies of all Correspondence between the Government and the Commissioners of Crown Lands relative to the selection of lands for Reserves from Leases.

THURSDAY, 20TH OCTOBER.

*General Business :—*

## NOTICES OF MOTION :—

1. MR. J. THOMSON: To ask the Auditor General to state what amount of Revenue was received during the first six months of the present year arising from Postage charge, for
  - (1.) Sea borne letters and packets received inwards.
  - (2.) Sea borne letters and packets sent outwards.
  - (3.) Letters and packets transmitted to the interior of the Colony.
  - (4.) Letters and packets received from the interior of the Colony.
  - (5.) Letters and packets distributed in Melbourne and Geelong, and their vicinity.
2. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move,  
That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.
3. MR. STRACHAN: To move, That the petition signed by Thomas Forster and others, praying that the claim of Messrs. Esmonds and Hiscock, for the discovery of Gold in Victoria, be printed and submitted to the Select Committee now sitting to enquire into the claims of respective applicants.
4. MR. HODGSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct that immediate steps may be taken to preserve the old Burial Ground from desecration.
5. MR. COLE: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid on the Table of this Council—
  - (1.) The correspondence, notes, and references, relative to the selection of the Special Survey at Port Fairy, by Mr. J. Atkinson, as also respecting the islands and land in the neighbourhood, selected by him.
  - (2.) A return of the public buildings and works at Belfast.
  - (3.) A return of the land held by the government in that township and its neighbourhood for public purposes, and how acquired.

- (4.) A map of Port Fairy, showing the survey, townships, and harbor.
6. MR. GOODMAN: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid on the table of this Council copies of all correspondence relating to the placing a vessel of war on this Station for the protection of the coasts.

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FRIDAY, 21ST OCTOBER.

NOTICES OF MOTION:—

1. MR. J. THOMSON: To ask the Colonial Secretary, if it is the intention of the Government to initiate any measure to render Vaccination compulsory?
2. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
3. MR. PARKER: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the table of this House, the following Returns:—
  - (1.) A Return of the sums expended for the benefit of the aboriginal population of the Colony, in each successive year from the 1st of April, 1850, to the 30th September in the current year, specifying the gross amount paid for salaries, and the amount paid for provisions, clothing, and other expenses, for each separate establishment maintained by the Government; and also any sums that may have been paid in support of any Missionary or school institutions not directly under the control of the Government.
  - (2.) Copies of any reports that may have been forwarded by the officers in charge of such aboriginal establishments and missionary institutions, for the same period.
  - (3.) Returns of the average number of aborigines dwelling on such establishments for each month respectively, from the 1st January, 1852, to the 30th September, 1853, as far as the same can be ascertained.
  - (4.) Returns of the number of aboriginal children and young persons attending school, or receiving regular instruction at the above named establishments, for the same period.
  - (5.) Return of any reserves of land now maintained for the benefit of the Aborigines.
4. DR. THOMSON: To move, That the Ovens Mining Company's Bill be referred for the consideration and report of a Select Committee, to consist of Mr. Greeves, Mr. Hodgson, The Auditor General, Mr. Knight, Mr. Myles, Mr. Graham and the Mover.

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TUESDAY, 25TH OCTOBER.

ORDER OF THE DAY:—

1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Adoption of Report.

CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

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MEETINGS

OF

SELECT COMMITTEES.

*Wednesday, 19th October.*

GEELONG MAILS—at 10 o'clock.

ADDRESS ON CONVICTS PREVENTION ACT AMENDMENT BILL—at half-past 10 o'clock.

SCAB IN SHEEP—at 11 o'clock.

GOLD FIELDS—at 11 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Thursday, 20th October.*

LIGHTHOUSES—at 12 o'clock.

RAILWAY GUAGE—at 1 o'clock.

J. F. PALMER,

*Speaker.*

VICTORIA  
—  
VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**

No. 28.

WEDNESDAY, 19TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Cowie presented a Petition from the Mayor, Aldermen, and Councillors of the Town of Geelong, praying the Council would take the matter set forth in the Petition into serious consideration, and would see the necessity of recommending that a moiety of the proceeds of Crown Lands sold within the limits of the respective Corporations at present existing in the Colony, or that may be hereafter established, be granted to them for expenditure on Public Works.  
Petition received.
3. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Auditor General, the following Orders of the Day were postponed until Wednesday, 26th October instant :—
  1. Customs Bill.—Second reading.
  2. Estimates for 1854, and Supplementary Estimates for 1853.—To be further considered in Committee.
4. POSTPONEMENT OF NOTICE OF MOTION.—Mr. William Nicholson postponed the Motion standing No. 2 on the Notice Paper of to-day, until Wednesday, 2nd November, next.
5. SUSPENSION OF STANDING ORDER.—On the Motion of Mr. Parker, the Council ordered the suspension of Standing Order No. 45.
6. PETITION.—Mr. Parker presented a Petition from certain Members of the Wesleyan Educational Committee resident in Melbourne, praying that any Supplementary Grant for the purpose of Education, which might be made by the Council to the Denominational School Board, might be appropriated in accordance with the necessities of each claim that might be made, irrespective of the Census.  
Petition received.
7. SUSPENSION OF STANDING ORDER.—Mr. Parker then moved that the Standing Order of this Council, No. 56, be suspended.  
Debate ensued.  
Motion, by leave, withdrawn.
8. DENOMINATIONAL SCHOOL BOARD.—Mr. Francis Murphy moved, pursuant to notice, that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole to consider the propriety of moving an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates for the present year the sum of £6000, to be placed at the disposal of the Denominational School Board for the purpose of meeting certain urgent claims which the Board are unable to meet from want of funds.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for the present year the sum of £10,000 to be placed at the disposal of the Denominational School Board, for the purpose of meeting certain urgent claims which the Board are unable to meet from want of funds; the sum of £10,000 to be divided among the different Denominations according to their numbers on the Census. The Council adopted such report.
9. CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—Lieutenant Colonel Anderson, as Chairman of the Committee appointed to prepare an Address to Her Most Gracious Majesty the Queen, on this subject, brought up the draft Address, and moved that it be received.  
Question—put and passed. Address ordered to be printed.  
On the motion of Lieutenant Colonel Anderson the draft Address was read by the Clerk.  
Mr. F. Murphy then moved that the draft Address be taken into consideration by a Committee of the whole Council, Thursday, 20th October, 1853.  
Question—put and passed.

10. **CORRESPONDENCE BETWEEN GOVERNMENT AND COMMISSIONERS OF CROWN LANDS.**—  
Mr. Haines moved, pursuant to *amended* Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the Table of this Council, copies of all Correspondence which has taken place between the Government and the Commissioners of Crown Lands, subsequent to the date of the Orders in Council, relating to the issue of Leases to the Occupants of Crown Lands.

1st.—Relative to the issue of Pastoral Leases.

2nd.—Relative to the Localities in which Land should be put up to Public Sale.

3rd.—Relative to the Selection of Lands for Reserves from Leases.

Question—put and passed.

Council adjourned at a quarter past six o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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THURSDAY, 20TH OCTOBER.

*General Business* :—

NOTICES OF MOTION :—

1. **MR. J. THOMSON** : To ask the Auditor General to state what amount of Revenue was received during the first six months of the present year arising from Postage charge, for
  - (1.) Sea borne letters and packets received inwards.
  - (2.) Sea borne letters and packets sent outwards.
  - (3.) Letters and packets transmitted to the interior of the Colony.
  - (4.) Letters and packets received from the interior of the Colony.
  - (5.) Letters and packets distributed in Melbourne and Geelong, and their vicinity.
2. **MR. HAINES** : To ask the Colonial Secretary whether any instructions have been given to the Commissioners of Crown Lands to sanction the cultivation of Lands held under license, for the purposes of sale or barter; if not, whether the Government intend to take any steps to prevent cultivation on Lands held under license, for the purposes of sale or barter?
3. **MR. J. MURPHY** : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move,  
That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.
4. **MR. STRACHAN** : To move, That the petition signed by Thomas Forster and others, praying that the claim of Messrs. Esmonds and Hiscock, for the discovery of Gold in Victoria, be printed and submitted to the Select Committee now sitting to enquire into the claims of respective applicants.
5. **MR. HODGSON** : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct that immediate steps may be taken to preserve the old Burial Ground from desecration.
6. **MR. COLE** : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid on the Table of this Council—
  - (1.) The correspondence, notes, and references, relative to the selection of the Special Survey at Port Fairy, by Mr. J. Atkinson, as also respecting the islands and land in the neighbourhood, selected by him.
  - (2.) A return of the public buildings and works at Belfast.
  - (3.) A return of the land held by the government in that township and its neighbourhood for public purposes, and how acquired.
  - (4.) A map of Port Fairy, showing the survey, townships, and harbor.
7. **MR. GOODMAN** : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid on the table of this Council copies of all correspondence relating to the placing a vessel of war on this Station for the protection of the coasts.
8. **MR. PARKER** : To move (1.) That a Select Committee be appointed to take evidence, and report on the subject matter of the Petitions presented to the House by Mr. Langlands on the 11th October instant, and by the Mover, on the 13th instant; and also on the alarming increase and destructive effects of Intemperance in this Colony generally; and on the best mode of restraining the progress of such intemperance by Legislative enactments or otherwise.
  - (2.) That it be an instruction to such Committee to present its report with as little delay as possible.
  - (3.) That such Committee consist of Mr. Greeves, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, the Chairman of General Sessions, Mr. Sargood, and the Mover.
9. **MR. COWIE** : To move; That the petition from the Corporation of Geelong, on the subject of the Crown Lands sold within the limits of Corporate Towns, be printed.

10. **MR. CAMPBELL** : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that his Excellency will cause to be laid upon the table of this House, a Return of the Quantity of Land sold, situated within the Reserves in the intermediate districts, shewing the areal extent ;—that which was sold under the pre-emptive right ;—that which was sold at auction,—that for which no offer was received,—and that which was purchased by selection at the upset price.

**ORDER OF THE DAY :**

1. **CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—**To be considered in Committee.

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**FRIDAY, 21ST OCTOBER.**

**NOTICES OF MOTION :—**

1. **MR. J. THOMSON** : To ask the Colonial Secretary, if it is the intention of the Government to initiate any measure to render Vaccination compulsory?
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2. **MR. WILLIAM NICHOLSON** : To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time. *Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
3. **MR. PARKER** : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the table of this House, the following Returns :—
- (1.) A Return of the sums expended for the benefit of the aboriginal population of the Colony, in each successive year from the 1st of April, 1850, to the 30th September in the current year, specifying the gross amount paid for salaries, and the amount paid for provisions, clothing, and other expenses, for each separate establishment maintained by the Government ; and also any sums that may have been paid in support of any Missionary or school institutions not directly under the control of the Government.
  - (2.) Copies of any reports that may have been forwarded by the officers in charge of such aboriginal establishments and missionary institutions, for the same period.
  - (3.) Returns of the average number of aborigines dwelling on such establishments for each month respectively, from the 1st January, 1852, to the 30th September, 1853, as far as the same can be ascertained.
  - (4.) Returns of the number of aboriginal children and young persons attending school, or receiving regular instruction at the above named establishments, for the same period.
  - (5.) Return of any reserves of land now maintained for the benefit of the Aborigines.
4. **DR. THOMSON** : To move, That the Ovens Mining Company's Bill be referred for the consideration and report of a Select Committee, to consist of Mr. Greeves, Mr. Hodgson, The Auditor General, Mr. Knight, Mr. Myles, Mr. Graham and the Mover.
5. **MR. O'BRIEN** ; To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
*Contingent*—on the adoption of the above Address—  
**MR. O'BRIEN** to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.

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**TUESDAY, 25TH OCTOBER.**

**NOTICE OF MOTION :—**

1. **MR. FAWKNER** : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.

**ORDER OF THE DAY :—**

1. **CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—**Adoption of Report.

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**WEDNESDAY, 26TH OCTOBER.**

*Government Business :—*

**ORDERS OF THE DAY :—**

1. **CUSTOMS BILL.—**Second reading.
2. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—**To be further considered in Committee.

WEDNESDAY, 2ND NOVEMBER.

*General Business:—*

NOTICE OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

## CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 20th October.*

GEE LONG MAILS—at 10 o'clock.

GOLD FIELDS—at 11 o'clock.

LIGHTHOUSES—at 12 o'clock.

RAILWAY GAUGE—at 1 o'clock.

PUBLIC WORKS—at 1 o'clock.

*Friday, 21st October.*

NEW CONSTITUTION—at 11 o'clock.

J. F. PALMER,

*Speaker.*

## VICTORIA

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 29.

THURSDAY, 20TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table—  
The First General Report of the Government Botanist on the Vegetation of the Colony, dated September, 1853.  
Ordered to be printed.
3. PETITION.—Mr. Greeves presented a Petition from Walter Woodward, Thomas Brown and others, residing in Geelong, formerly forming a party of Gold Diggers at Ballarat, and commonly known at the time as “Connor’s Party,” praying an investigation of their claim as discoverers of Gold in Victoria.  
Petition received.
4. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—  
GOVERNMENT HOUSE—  
C. J. LA TROBE, *Message No. 27.*  
*Lieutenant Governor.*  
Referring to the proposed erection of a Government House for the Lieutenant Governor of this Colony, the Lieutenant Governor thinks it proper to draw the attention of the Legislative Council to the expediency of making some arrangement for the temporary accommodation of his Successor on his arrival.  
*Government Offices,*  
*Melbourne, 20th October, 1853.*  
Ordered to be printed.
- FEMALE IMMIGRATION—  
C. J. LA TROBE, *Message No. 28.*  
*Lieutenant Governor.*  
The Lieutenant Governor transmits the accompanying application from the Agents in Victoria for the Committee for introducing Female Immigration from England, of which Society the Right Honorable Sidney Herbert, M.P., is Chairman, praying that a portion of the Public Funds appropriated for Emigration purposes might be made available in carrying out the objects of the Society.  
2. The expediency of complying with this request, or otherwise, is a question which the Lieutenant Governor considers it his duty to refer for the opinion of the Legislative Council.  
*Government Offices,*  
*Melbourne, 20th October, 1853.*  
Ordered to be printed.
5. SCAB IN SHEEP PREVENTION ACT.—Mr. Goodman, as Chairman of the Select Committee of this Council appointed to consider and report on the operation of the Act for preventing the extension of the disease called Scab in Sheep, brought up the Report from such Committee, and moved that it be received.  
Report ordered to be printed, together with Proceedings of the Committee and Minutes of Evidence.  
Question—put and passed.
6. POSTPONEMENT OF NOTICE OF MOTION.—Mr. James Murphy postponed the Motion standing in his name, No. 3 on the Notice Paper of to-day, until Tuesday, 1st November next.
7. DISCOVERY OF GOLD.—Mr. Strachan moved pursuant to notice, That the petition signed by Thomas Forster and others, praying that the claim of Messrs. Esmonds and Hiscock, for the discovery of Gold in Victoria, be printed and submitted to the Select Committee now sitting to enquire into the claims of respective applicants.  
Question—put and passed.
8. CEMETERY, MELBOURNE.—Mr. Hodgson moved pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct that immediate steps may be taken to preserve the old Burial Ground from desecration.  
Question—put and passed.

9. **SPECIAL SURVEY AT PORT FAIRY.**—Mr. Cole moved pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid on the Table of this Council—
- (1.) The correspondence, notes, and references, relative to the selection of the Special Survey at Port Fairy, by Mr. J. Atkinson, as also respecting the islands and land in the neighbourhood, selected by him.
  - (2.) A return of the public buildings and works at Belfast.
  - (3.) A return of the land held by the government in that township and its neighbourhood for public purposes, and how acquired.
  - (4.) A map of Port Fairy, showing the survey, townships, and harbor.
- Question—put and passed.
10. **NAVAL PROTECTION.**—Mr. Goodman moved pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid on the Table of this Council copies of all Despatches relating to the placing a vessel of war on this Station for the protection of the coasts.
- Question—put and passed.
11. **INTEMPERANCE.**—Mr. Parker moved, pursuant to *amended* notice—
- (1.) That a Select Committee be appointed to take evidence, and report on the subject matter of the Petitions presented to the House by Mr. Langlands on the 11th October instant, and by Mr. Greeves and the Mover on the 13th instant; and also on the alarming increase and destructive effects of Intemperance in this Colony generally; and on the best mode of restraining the progress of such intemperance by Legislative enactments or otherwise.
  - (2.) That it be an instruction to such Committee to present its report with as little delay as possible.
  - (3.) That such Committee consist of Mr. Burnley, Mr. Wilkinson, Mr. Griffith, Mr. J. T. Smith, the Chairman of General Sessions, Mr. Sargood, and the Mover.
- Question—put and passed.
12. **PROCEEDS FROM SALE OF CROWN LANDS WITHIN LIMITS OF CORPORATE TOWNS.**—Mr. Cowie moved, pursuant to notice, That the petition from the Corporation of Geelong, on the subject of the Crown Lands sold within the limits of Corporate Towns, be printed.
- Question—put and passed.
13. **SALE OF CROWN LANDS.**—Mr. Campbell moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that his Excellency will cause to be laid upon the table of this House, a Return of the Quantity of Land sold, situated within the Reserves in the intermediate districts, shewing the areal extent;—that which was sold under the pre-emptive right;—that which was sold at auction,—that for which no offer was received,—and that which was purchased by selection at the upset price.
- Question—put and passed.
14. **CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.**—The Order of the Day for considering the Draft Address to Her Majesty the Queen on this subject in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.
- The Chairman having reported that the Committee had agreed to the Address with amendments, the Council ordered the same to be taken into consideration on Friday, 21st instant. Address as amended to be printed.
- Council adjourned at twenty minutes past six o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 21ST OCTOBER.

NOTICES OF MOTION:—

1. **MR. J. THOMSON:** To ask the Colonial Secretary, if it is the intention of the Government to initiate any measure to render Vaccination compulsory?
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2. **MR. WILLIAM NICHOLSON:** To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.
- Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—
- That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
3. **MR. PARKER:** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the table of this House, the following Returns:—
- (1.) A Return of the sums expended for the benefit of the aboriginal population of the Colony, in each successive year from the 1st of April, 1850, to the 30th September in the

current year, specifying the gross amount paid for salaries, and the amount paid for provisions, clothing, and other expenses, for each separate establishment maintained by the Government; and also any sums that may have been paid in support of any Missionary or school institutions not directly under the control of the Government.

- (2.) Copies of any reports that may have been forwarded by the officers in charge of such aboriginal establishments and missionary institutions, for the same period.
  - (3.) Returns of the average number of aborigines dwelling on such establishments for each month respectively, from the 1st January, 1852, to the 30th September, 1853, as far as the same can be ascertained.
  - (4.) Returns of the number of aboriginal children and young persons attending school, or receiving regular instruction at the above named establishments, for the same period.
  - (5.) Return of any reserves of land now maintained for the benefit of the Aborigines.
4. **DR. THOMSON:** To move, That the Ovens Mining Company's Bill be referred for the consideration and report of a Select Committee, to consist of Mr. Greeves, Mr. Hodgson, The Auditor General, Mr. Knight, Mr. Myles, Mr. Graham and the Mover.
5. **MR. O'BRIEN;** To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.
- Contingent*—on the adoption of the above Address—  
**MR. O'BRIEN** to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.
6. **MR. GREEVES:** To move, That the Petition of Walter Woodward and others presented by him on the 20th October, be printed, and referred to the Gold Discovery Committee.
7. **THE COLONIAL SECRETARY:** To move, That a Select Committee be appointed to consider what steps should be taken to secure a suitable residence for the future Governor of Victoria, and that such Committee do consist of the Surveyor General, Mr. W. Nicholson, Mr. Goodman, Mr. Sargood, and the Mover.

**ORDER OF THE DAY:—**

1. **CONVICTS PREVENTION ACT AMENDMENT BILL.—ADDRESS TO THE QUEEN.—**Consideration of Report.

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**TUESDAY, 25TH OCTOBER.**

**NOTICE OF MOTION:—**

1. **MR. FAWKNER:** To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.

**ORDER OF THE DAY:—**

1. **CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—**Adoption of Report.

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**WEDNESDAY, 26TH OCTOBER.**

*Government Business:—*

**ORDERS OF THE DAY:—**

1. **CUSTOMS BILL—**Second reading.
2. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—**To be further considered in Committee.

*General Business:—*

**NOTICE OF MOTION:—**

1. **MR. STRACHAN:** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the Table of this House, a Return of Wheat, Barley, Oats, Maize, Grain, Rice, Biscuits, Malt, Flour, Oatmeal, Butter, and Salt Provisions, imported into the Colony, giving the Port of Shipment.

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**TUESDAY, 1ST NOVEMBER.**

**NOTICE OF MOTION:—**

1. **MR. J. MURPHY:** To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,  
 That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

WEDNESDAY, 2ND NOVEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 21st October.*

NEW CONSTITUTION—at 11 o'clock.

*Wednesday, 26th October.*

GEELONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 30.

FRIDAY, 21<sup>ST</sup> OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. CHAIRMAN OF COMMITTEES.—The Speaker having announced that he had received a letter from P. Snodgrass, Esq., Chairman of Committees of the whole Council, intimating the death of his father, the late Colonel Kenneth Snodgrass, and requesting the Council to excuse his attendance for a few days, the Council acquiesced in such request.
3. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the Resolutions of the Council presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—
  - No. 23. County Courts—Adopted on the 14th October, 1853, on the motion of Dr. Thomson, and that His Excellency had, in reply to such Address, been pleased to state that he would cause these Returns to be prepared.
  - No. 24. General Sessions—adopted on the 14th October, 1853, on the motion of Dr. Thomson, and that His Excellency had, in reply to such Address, been pleased to state, that the Return as requested should be laid on the Council Table.
  - No. 25. Members of Council—adopted on the 14th October, 1853, on the motion of Mr. Fawcner, and that His Excellency had, in reply to such Address, been pleased to state that orders should be given for the preparation of this Return for the satisfaction of the Council.
  - No. 26. Commissioners of Crown Lands—adopted on the 18th October, 1853, on the motion of Dr. Thomson, and that His Excellency had, in reply to such Address, been pleased to state that he would cause the Return to be prepared.
4. COUNCIL RECORDS.—SUBPENA.—The Speaker reported to the Council, That a Subpœna had been served upon the Clerk of the Council, requiring him to attend the Criminal Sittings of the Supreme Court, at Geelong, on Thursday, the 27th day of October instant, then and there to produce to the Court and Jury, on the trial of an Information to be preferred against Robert Warrell, John Wall, John Johnson, Joseph Lucas, and Thomas Hill, for a misdemeanour, a certain Writ issued by the Honorable the Speaker of the Legislative Council for the election, in May last, of a Member to serve in the said Council, for the united towns of Belfast and Warrnambool; and also to produce to the said Court and Jury certain Voting Papers purporting to be the Records of the Votes respectively, of George Hulm and Joseph Lucas, both of Belfast, at the said Election, which Writ and voting papers are now in the custody of the said Clerk as an Officer of this Council.
5. POSTPONEMENT OF NOTICE OF MOTION.—Mr. William Nicholson postponed the Motion standing in his name, No. 2, on the Notice Paper of to-day, until Friday, the 4th day of November, next.
6. ABORIGINES.—Mr. Parker moved, pursuant to *amended* Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying him to cause to be laid upon the table of this House, the following Returns :—
  - (1.) A Return of the sums expended for the benefit of the aboriginal population of the Colony, in each successive year from the 1st of January, 1850, to the 30th September in the current year, specifying the gross amount paid for salaries, and the amount paid for provisions, clothing, and other expenses, for each separate establishment maintained by the Government; and also any sums that may have been paid in support of any Missionary or school institutions not directly under the control of the Government.
  - (2.) Copies of any reports that may have been forwarded by the officers in charge of such aboriginal establishments and missionary institutions, for the same period.
  - (3.) Returns of the average number of aborigines dwelling on such establishments for each month respectively, from the 1st January, 1852, to the 30th September, 1853, as far as the same can be ascertained.

- (4.) Returns of the number of aboriginal children and young persons attending school, or receiving regular instruction at the above named establishments, for the same period.
- (5.) Return of any reserves of land now maintained for the benefit of the Aborigines.  
Question—put and passed.
7. OVENS MINING COMPANY'S BILL.—Dr. Thomson moved, pursuant to *amended* Notice, That the Ovens Mining Company's Bill be referred for the consideration and report of a Select Committee, to consist of Mr. Greeves, Mr. Hodgson, The Chief Commissioner of the Gold Fields, Mr. Knight, Mr. Myles, Mr. Graham and the Mover.  
Question—put and passed.
8. POSTPONEMENT OF NOTICE OF MOTION.—Mr. O'Brien postponed the Motion standing in his name No. 5 on the Notice Paper of to-day, until Friday, the 28th October, instant.
9. DISCOVERY OF GOLD.—Mr. Greeves moved pursuant to notice, That the Petition of Walter Woodward and others presented by him on the 20th October, be printed, and referred to the Gold Discovery Committee.  
Question—put and passed.
10. TEMPORARY RESIDENCE FOR LIEUTENANT GOVERNOR.—The Colonial Secretary moved pursuant to *amended* notice, That a Select Committee be appointed to consider what steps should be taken to secure a suitable temporary residence for the future Governor of Victoria, and that such Committee do consist of the Surveyor General, Mr. W. Nicholson, Mr. Goodman, Mr. Sargood, Mr. Greeves, Mr. Splatt, Mr. Miller, and the Mover.  
Question—put and passed.
11. CONVICTS PREVENTION ACT AMENDMENT BILL.—The Order of the day for the consideration of the Report from the Committee of the whole upon the Address to Her Majesty the Queen, having been read,  
The Colonial Secretary moved, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole, for the purpose of reconsidering the draft Address to the Queen, and that Francis Murphy, Esq., be Chairman of the Committee.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported that the Committee had agreed to the following Address:—

*To Her Most Gracious Majesty the Queen.*

MOST GRACIOUS SOVEREIGN,

We, your Majesty's faithful subjects, the Members of the Legislative Council of Victoria, in Council assembled, desire to renew to your Majesty the assurance of our sincere and hearty loyalty to your Majesty's throne and person, and of our deep attachment to the institutions of the Empire.

(2.) We desire to approach your Majesty, in order to express the alarm with which we have heard that your Majesty's Ministers have advised your Majesty to withhold the Royal Sanction from an Act, which we passed during our last Session, for the purpose of restraining the influx into this Colony from the neighbouring Colony of Van Diemen's Land, of Felons, whether under cover of Conditional Pardons or otherwise; and we are anxious also to set forth the reasons which have now induced us to enact a similar measure.

(3.) We would represent to your Majesty, that the mode of exercising your Royal Prerogative of Mercy by granting Pardons, conditioned that the holders of them do not return to the United Kingdom of Great Britain and Ireland, has worked a great practical wrong and injustice to this Colony; and that the attraction of our Gold Fields has the effect of bringing over to this country the whole or the great bulk of the holders of those Pardons, and of concentrating on this small community the accumulated depravity of a great empire.

(4.) We find that the number of persons who came to this Colony from Van Diemen's Land during the past year amounted to 17,748; and that of 370 persons received during that year into the penal establishments of this Colony, 275, or 74 per cent., had been previously convicted. We also find that the gravity of offences committed is quite as conspicuous as the frequency of crime—a gravity which has, in some instances, exceeded the utmost idea of brutal ferocity. It would appear that of 471 convictions in the Supreme Court of Victoria, in 1852, 368, or 78 per cent., were for felony, and that this amount has been greatly exceeded in the half year ending the 30th June, 1853, during which time the number of convictions was 321, of which number 304, or nearly 95 per cent., were for felony.

(5.) The effect of such a system on our interior polity, is such as might have been anticipated. The public expenditure for 1854, on account of the administration of justice, police, and penal establishments, is estimated at upwards of one million sterling; and it is a startling fact, that an expenditure in the same ratio to population would absorb twice the entire revenue of the United Kingdom. But we look upon the burthen thus imposed upon us as trifling, when compared with the great amount of moral and social evil which the system entails.

(6.) When such is the magnitude of the evil with which we have to cope, it will not appear strange to your Majesty that we should endeavour to stop every opening by which this flood of crime may be let in upon us; and it is with this view that we have, in the Act alluded to, endeavoured to restrain the admission into this Colony of the holders of Conditional Pardons. We would submit to your Majesty that there is nothing favourably to distinguish this class from their fellow-convicts: for it is impossible to judge of an offender's moral reformation when he is exposed to little or no temptation, when he is under constant surveillance, and when he knows that the exercise of self-control for a short time will restore him to freedom, and will enable him to transfer himself to new scenes, where, finding abundance of fitting associates from the same quarter with himself, he may renew with them his former relations, and perpetrate fresh villainies under more favourable circumstances.

(7.) We would represent to your Majesty that the system under which Conditional Pardons are granted, places us, with respect to the recruiting of the dangerous classes of our society, completely at the mercy of the Governments of Penal Settlements in our vicinity, and that the necessity of the strictest vigilance on our part is evinced by facts which have recently come to our knowledge, from which it appears that doubly and trebly convicted felons have been brought to the Colony of Van Diemen's Land, from Norfolk Island,—a locality, the very name of which, to those acquainted with its history, suggests associations of crime and horror too painful to dwell upon; and we learn that the order for the transport of the whole of the prison population of that Settlement is only suspended in deference to the energetic remonstrance of the Legislature of the Colony. Of those thus landed, ninety-eight are said already to have received indulgences as pass-holders, and we cannot contemplate without the deepest feelings of apprehension the probability of many of such men obtaining Conditional Pardons, and making this Colony the theatre of future crime, unless their course be arrested by some Legislative enactment.

(8.) We further represent to your Majesty, that under the Providence of Almighty God to us has been entrusted the authority to make laws for the peace, welfare, and good government of this portion of your Majesty's dominions, and we believe it to be our duty to lay before your Majesty our solemn and deliberate conviction that the unrestrained admission of transported felons, under whatever designation, is dangerous to the peace, injurious to the welfare, and incompatible with the good government of this Colony.

(9.) Such are the views with which we have agreed to a measure, intituled, "*An Act to amend the Law relating to Offenders illegally at Large,*" similar to that which was passed during our last Session, and which we are informed by a Despatch from the Principal Secretary of State for the Colonies, your Majesty has been advised to disallow.

(10.) We would humbly assure your Majesty that we have acted sincerely in this matter, not from any motives of opposition or disaffection to your Majesty's Government and authority, but in the honest discharge of the high trust reposed in us. We have no desire to infringe your Royal Prerogative; which we believe that your Majesty holds for the benefit of your subjects, and that to convert it into an instrument of injustice, would be alike foreign from its design, and alien to your Majesty's gracious intentions. To suppose that any such perversion would meet with your Majesty's approbation, when the facts have been fully laid before your Majesty, would be inconsistent with the belief which we entertain of your Majesty's benign disposition towards your Australian subjects, and with that loyalty which we sincerely profess.

(11.) We beg to submit to your Majesty, that the Legislative Councils of the neighbouring Colonies of New South Wales and South Australia, although, from the greater remoteness of Van Diemen's Land, suffering in a much less degree than ourselves from the evils of this system, have heretofore arrived at the same conclusion, and have passed measures similar in effect to that now under consideration. And we would beg of your Majesty not to permit the unanimity on this subject, of three Colonies, so differently circumstanced, to be urged as a reason for disallowing our claim, instead of forming, as we respectfully submit that it should, a strong argument in its favor.

(12.) We therefore beseech your Majesty graciously to consider our dutiful and loyal prayer, and by sanctioning with your Royal assent, the measure which we have now passed, remove from us the evils and the stain of convictism, and establish contentment and happiness in the hearts of your Majesty's loyal subjects.

Mr. Greaves moved that the above address be adopted by the Council.

Question—put and passed. The Council ordered that the Address be signed by the Speaker, and by him presented to His Excellency the Lieutenant Governor, with a request that His Excellency will procure the same to be laid before Her Most Gracious Majesty.

12. SUSPENSION OF STANDING ORDER.—The Colonial Secretary moved the suspension of Standing Order No. 17, to enable him to give Notice of Motion for Tuesday next.

Question—put and passed.

Council adjourned at twenty minutes past four o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 25TH OCTOBER.

## NOTICES OF MOTION :—

1. MR. FAWKNER: To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.
2. THE ATTORNEY GENERAL: To move, That one of the Clerks of this House be instructed to attend in compliance with the writ of subpoena served on the Clerk of the Legislative Council on the 21st day of October instant, and to produce the documents therein referred to.
3. THE COLONIAL SECRETARY: To call the attention of the House to paragraph 23 of His Excellency's opening Address, and to Message, No. 28, and to move that this House resolve itself into a Committee of the whole for the purpose of considering the same.
4. THE COLONIAL SECRETARY: To move, that during the absence of Peter Snodgrass, Esquire, Francis Murphy, Esquire, be requested to act as Chairman of Committees of the whole Council.

## ORDER OF THE DAY :—

1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Adoption of Report.

WEDNESDAY, 26TH OCTOBER.

*Government Business :—*

## ORDERS OF THE DAY :—

1. CUSTOMS BILL—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business :—*

## NOTICE OF MOTION :—

1. MR. STRACHAN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the Table of this House, a Return of Wheat, Barley, Oats, Maize, Grain, Rice, Biscuits, Malt, Flour, Oatmeal, Butter, and Salt Provisions, imported into the Colony, giving the Port of Shipment.

FRIDAY, 28TH OCTOBER.

## NOTICES OF MOTION :—

1. DR. THOMSON: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this House a return of the number of Prisoners (if any) whose sentences have been remitted or commuted before the expiration of such sentences, distinguishing the period remitted in each case.
2. MR. O'BRIEN; To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.

*Contingent*—on the adoption of the above Address—

- MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.

TUESDAY, 1ST NOVEMBER.

## NOTICE OF MOTION :—

1. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,

- That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.

WEDNESDAY, 2ND NOVEMBER.

*General Business :—*

## NOTICES OF MOTION :—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.

2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
- (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
3. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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FRIDAY, 4TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time. *Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

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CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

- MR. GRIFFITH : To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

MEETINGS  
OF  
SELECT COMMITTEES.

*Tuesday, 25th October.*

NEW CONSTITUTION—at 11 o'clock.  
PUBLIC WORKS—at 12 o'clock.

*Wednesday, 26th October.*

GEELONG MAILS—at 10 o'clock.  
LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 31.

TUESDAY, 25TH OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Fawcner presented a Petition from certain Inhabitants of Back Creek, in the County of Talbot, respecting the Sale of Crown Lands, upon which Petitioners had erected houses of refreshment.  
Petition received.  
Mr. Snodgrass presented a Petition from William Snow Clifton, and others, respecting the Scab Bill, now before the Council.  
Petition received.  
Mr. Hodgson presented a Petition from James Regan, Gold Digger, praying the Council would be pleased to take the statements, set forth in the Petition relating to the discovery of Gold in Victoria, into consideration, and grant him such relief as should seem meet.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council,  
Correspondence relating to the Gauge of Railways.  
Ordered to be printed.
4. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Fawcner postponed the Motion standing in his name, No. 1 on the Notice Paper of to-day, until Friday, the 28th October instant.
5. COUNCIL RECORDS.—SUBPŒNA.—The Attorney General moved pursuant to notice, That one of the Clerks of this House be instructed to attend in compliance with the writ of subpœna served on the Clerk of the Legislative Council on the 21st day of October instant, and to produce the documents therein referred to.  
Question—put and passed.
6. FEMALE IMMIGRATION.—On the motion of the Colonial Secretary, paragraph No. 23 of His Excellency's Opening Address, and His Excellency's Message, No. 28, were read by the Clerk.  
The Colonial Secretary then moved, that the consideration of the above paragraph and Message be made an Order of the Day for Tuesday, 1st November next.
7. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—On the motion of Mr. Smith, the Council adopted the Report from the Committee of the whole upon this Bill.  
Bill to be read a third time, Wednesday, 26th October instant.  
Council adjourned at ten minutes to four o'clock, until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 26TH OCTOBER.

*Government Business* :—

ORDERS OF THE DAY :—

1. CUSTOMS BILL—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business* :—

NOTICE OF MOTION :—

1. MR. STRACHAN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the Table of this House, a Return of Wheat, Barley, Oats, Maize, Grain, Rice, Biscuits, Malt, Flour, Oatmeal, Butter, and Salt Provisions, imported into the Colony, giving the Port of Shipment.

ORDER OF THE DAY :—

1. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—Third reading.

THURSDAY, 27TH OCTOBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. HODGSON : To move, That the Petition of James Regan be printed and referred to the Gold Discovery Committee now sitting.
2. MR. SNODGRASS : To move, That the Petition of William Snow Clifton and others, presented to the Council, be printed.
3. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council—
  - (1.) A Return of the number of Letters conveyed by direct ship mails to Geelong by vessels bound to Melbourne, from the date of the Proclamation, 22nd July, to this time.
  - (2.) A Return of the number of Letters conveyed by direct ship mails to Melbourne, for the same period.

FRIDAY, 28TH OCTOBER.

NOTICES OF MOTION :—

1. MR. DANE : To ask the Colonial Secretary, How many Prisoners there are under sentence at each of the Stockades around Melbourne; also, how many in each of the Hulks in Hobson's Bay on this day.
2. DR. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this House a return of the number of Prisoners (if any) whose sentences have been remitted or commuted before the expiration of such sentences, distinguishing the period remitted in each case.
3. MR. O'BRIEN : To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.

*Contingent*—on the adoption of the above Address—

MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.

4. MR. FAWKNER : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.

TUESDAY, 1ST NOVEMBER.

NOTICE OF MOTION :—

1. MR. J. MURPHY : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.

*Contingent*—On the Bill being read a first time, to move,

That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr Cole, Dr. Thomson, Mr. Goodman, and the Mover.

ORDER OF THE DAY :

1. PARAGRAPH NO. 23, OF HIS EXCELLENCY'S SPEECH ON OPENING THE COUNCIL THIS SESSION, AND HIS EXCELLENCY'S MESSAGE, NO. 28.—To be taken into consideration.

WEDNESDAY, 2ND NOVEMBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.
 

*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.

- (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
3. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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FRIDAY, 4TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time. *Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

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CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

- MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Wednesday, 26th October.*

GEELONG MAILS—at 10 o'clock.  
NEW CONSTITUTION—at 11 o'clock.  
LIGHTHOUSES—at 12 o'clock.  
INTEMPERANCE—at 12 o'clock.

*Thursday, 27th October.*

GOLD FIELDS—at 11 o'clock.  
PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 32.

WEDNESDAY, 26<sup>TH</sup> OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Miller presented a Petition from certain landed proprietors, agriculturists, and residents of the united parishes of Hawthorn, Kew, Bulleen, &c., situate on the east bank of the Yarra Yarra, praying that in the consideration of the Estimates of Expenditure for Roads and Bridges in the Colony, for 1854, the just demands of the Petitioners, as set forth in the Petition, might not be overlooked.  
Petition received.  
Mr. Miller presented a Petition from J. B. Were, Esq., styling himself Chairman of the Committee of the Melbourne Chamber of Commerce, praying that the present Tariff, so recently enacted, and found to work so satisfactorily, might not be disturbed or altered.  
Petition received.
3. GAUGE OF RAILWAYS.—Mr. Hodgson as Chairman of the Select Committee of this Council upon this subject, brought up the Report, and moved that it be received.  
Question—put and passed.—Ordered to be printed, together with the Minutes of Evidence. Report to be taken into consideration Friday, 28th October, instant.
4. CUSTOMS BILL.—The Auditor General, moved, that this Bill be “now” read a second “time.”  
Mr. Hodgson, moved, that the word “now” be omitted, and that the words “this day week” be inserted after the word “time.”  
Question—that the word “now” proposed to be omitted, stand part of the question—put and negatived.  
Question—that the words proposed to be added, be so added—put and passed.  
Question—that this Bill be read a second time this day week—put and passed.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Auditor General, moved, that the further consideration in Committee of the whole Council, of the Estimates for 1854, and Supplementary Estimates for 1853, be postponed until “to-morrow.”  
Mr. Fawkner moved that the word “to-morrow” be omitted, and that the words “on Tuesday next” be inserted instead.  
Debate ensued.  
Question—That the word proposed to be omitted stand part of the question—put.  
Council divided.

Ayes, 22.

The Colonial Secretary,  
The Attorney General,  
The Collector of Customs,  
The Surveyor General,  
Chief Commissioner of Gold Fields,  
Mr. Graham,  
Mr. Cole,  
Mr. Highett,  
Mr. Russell,  
Mr. Annand,  
Captain Dane,  
Mr. J. Thomson,  
Mr. Goodman,  
Mr. Hervey,  
Mr. Parker,  
Lieut. Col. Anderson,  
Mr. Griffith,  
Mr. F. Murphy,  
Mr. Goldsmith,  
Mr. Snodgrass,  
Mr. Rutledge,  
The Auditor General, (*Teller.*)

Noes, 24.

Mr. Campbell,  
Mr. Splatt,  
Mr. O'Brien,  
Mr. Myles,  
Mr. Stevens,  
Mr. Henty,  
Mr. J. Murphy,  
Mr. Wilkinson,  
Mr. Mollison,  
Mr. Greeves,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. Sargood,  
Mr. Haines,  
Mr. Cowie,  
Dr. Thomson,  
Mr. Knight,  
Mr. M. Nicholson,  
Mr. Smith, (*Teller.*)

Question—That the words proposed to be inserted in the place of the words omitted, be so inserted—put and passed.

Question—That the further consideration in Committee of the whole Council of the Estimates for 1854, and Supplementary Estimates for 1853, be postponed until Tuesday next—put and passed.

6. PROVISIONS.—IMPORTS OF.—Mr Strachan moved, pursuant to *amended* Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of this House, a Return of Wheat, Barley, Oats, Maize, Grain, Rice, Biscuits, Malt, Flour, Oatmeal, Butter, and Salt Provisions, imported into the Colony from 1st October, 1852, to 1st October, 1853, giving the Port of Shipment.

Question—put and passed.

7. CITY OF MELBOURNE.—ALDERMEN FOR ADDITIONAL WARDS BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported,

Mr. Smith moved that this Bill be now read a third time and *passed*.

Question—put and passed.

Mr. Smith then moved that the following be the title of the Bill,—

*“ An Act to regulate the Tenure of Office by the Aldermen of Additional Wards  
“ in the City of Melbourne.”*

Question—put and passed.

Council adjourned at twenty minutes past four o'clock, until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 27TH OCTOBER.

*General Business :—*

NOTICES OF MOTION :—

1. MR. HODGSON : To move, That the Petition of James Regan be printed and referred to the Gold Discovery Committee now sitting.
2. MR. SNODGRASS : To move, That the Petition of William Snow Clifton and others, presented to the Council, be printed.
3. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council—
  - (1.) A Return of the number of Letters conveyed by direct ship mails to Geelong by vessels bound to Melbourne, from the date of the Proclamation, 22nd July, to this time.
  - (2.) A Return of the number of Letters conveyed by direct ship mails to Melbourne, for the same period.

FRIDAY, 28TH OCTOBER.

NOTICES OF MOTION :—

1. MR. DANE : To ask the Colonial Secretary, How many Prisoners there are under sentence at each of the Stockades around Melbourne ; also, how many in each of the Hulks in Hobson's Bay on this day.
2. DR. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this House a return of the number of Prisoners (if any) whose sentences have been remitted or commuted before the expiration of such sentences, distinguishing the period remitted in each case.
3. MR. O'BRIEN : To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.

*Contingent—on the adoption of the above Address—*

- MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.
4. MR. FAWKNER : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.
  5. MR. MYLES : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council, a Return of the number of applications for Publicans' Licenses which have been made to the several Courts of Petty Sessions, from the 1st January, 1852, to the 1st October, 1853, stating the number of Licenses granted, and the number refused in each District ; also the causes of such refusals, whether on moral grounds or insufficiency of premises ; also the number of persons who have registered themselves as wholesale Wine and Spirit Dealers, and the number of persons who have been convicted of breaches of the Licensing Act, specifying in what district.

ORDER OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

TUESDAY, 1ST NOVEMBER.

NOTICES OF MOTION :—

1. MR. J. MURPHY : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move, That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.
2. MR. FAWKNER : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting that he will cause to be laid upon the Council Table, a Return of the Establishment on the Ballaarat Gold Fields, specifying the number, designation, salary, and allowances of the several officers and men employed on police or or revenue, and gold escort purpose ; with duties of each officer, and of the number of men and how stationed, and what section or division of the Gold Fields they are employed upon with the distances at which they are placed from each other, and from the Golden Point.

ORDERS OF THE DAY :

1. PARAGRAPH NO. 23, OF HIS EXCELLENCY'S SPEECH ON OPENING THE COUNCIL THIS SESSION, AND HIS EXCELLENCY'S MESSAGE, NO. 28.—To be taken into consideration.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

WEDNESDAY, 2ND NOVEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. CUSTOMS BILL—Second reading.

*General Business :—*

NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To move, That the Bill intituled, "*A Bill to incorporate a Company 'to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
  - (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.

3. Mr. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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FRIDAY, 4TH NOVEMBER.

NOTICE OF MOTION:—

1. Mr. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
 That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

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CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

- Mr. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

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## MEETINGS OF SELECT COMMITTEES.

*Thursday, 27th October.*

PUBLIC WORKS—at 12 o'clock.

*Friday, 28th October.*

GOLD FIELDS—at 11 o'clock.

OVENS MINING COMPANY'S BILL—at 12 o'clock.

MARRIAGES BILL—at 1 o'clock.

*Saturday, 29th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 1st November.*

LIGHTHOUSES—at 12 o'clock.

*Wednesday, 2nd November.*

GEELONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 33.

THURSDAY, 27<sup>TH</sup> OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. GOLD DISCOVERY.—Mr. Hodgson moved, pursuant to notice, That the Petition of James Regan be printed, and referred to the Gold Discovery Committee now sitting.  
Question—put and passed.
3. SCAB IN SHEEP.—Mr. Snodgrass moved, pursuant to notice, That the Petition of William Snow Clifton and others, presented to the Council, be printed.  
Question—put and passed.
4. SHIP MAILS.—Mr. Cole moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council—
  - (1.) A Return of the number of Letters conveyed by direct ship mails to Geelong by vessels bound to Melbourne, from the 1st April, 1853, to this time, and by what ships.
  - (2.) A Return of the number of Letters conveyed by direct ship mails to Melbourne, for the same period, and by what ships.
 Question—put and passed.
5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Report of the Immigration Agent relative to Immigrants introduced into the Colony of Victoria by the Society for Promoting Female Emigration, under the auspices of the Honorable Sidney Herbert.  
Ordered to be printed.

Council adjourned at seventeen minutes past three o'clock, until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 28<sup>TH</sup> OCTOBER.

## NOTICES OF MOTION :—

1. MR. DANE : To ask the Colonial Secretary, How many Prisoners there are under sentence at each of the Stockades around Melbourne ; also, how many in each of the Hulks in Hobson's Bay on this day.
2. DR. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this House a return of the number of Prisoners (if any) whose sentences have been remitted or commuted before the expiration of such sentences, distinguishing the period remitted in each case.
3. MR. O'BRIEN : To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
*Contingent*—on the adoption of the above Address—  
MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.
4. MR. FAWKNER : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony and of the enhanced price of Meat and Tallow, &c.

5. MR. MYLES: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council, a Return of the number of applications for Publicans' Licenses which have been made to the several Courts of Petty Sessions, from the 1st January, 1852, to the 1st October, 1853, stating the number of Licenses granted, and the number refused in each District; also the causes of such refusals, whether on moral grounds or insufficiency of premises; also the number of persons who have registered themselves as wholesale Wine and Spirit Dealers, and the number of persons who have been convicted of breaches of the Licensing Act, specifying in what district.

ORDER OF THE DAY:—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

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TUESDAY, 1ST NOVEMBER.

NOTICES OF MOTION:—

1. MR. J. MURPHY: To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move,  
 That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr Cole, Dr. Thomson, Mr. Goodman, and the Mover.
2. MR. FAWKNER: To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting that he will cause to be laid upon the Council Table, a Return of the Establishment on the Ballarat Gold Fields, specifying the number, designation, salary, and allowances of the several officers and men employed on police or or revenue, and gold escort purpose; with duties of each officer, and of the number of men and how stationed, and what section or division of the Gold Fields they are employed upon with the distances at which they are placed from each other, and from the Golden Point.

ORDERS OF THE DAY:

1. PARAGRAPH NO. 23, OF HIS EXCELLENCY'S SPEECH ON OPENING THE COUNCIL THIS SESSION, AND HIS EXCELLENCY'S MESSAGE, NO. 28.—To be taken into consideration.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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WEDNESDAY, 2ND NOVEMBER.

*Government Business:—*

ORDER OF THE DAY:—

1. CUSTOMS BILL—Second reading.

*General Business:—*

NOTICES OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
- (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.

- (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
- (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
- (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
- (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
3. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
- (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
- (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
- (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
- (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
- (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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FRIDAY, 4TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.
- Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.

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THURSDAY, 10TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill,*" be now read a first time.

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CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Friday, 28th October.*

GOLD FIELDS—at 11 o'clock.  
OVENS MINING COMPANY'S BILL—at 12 o'clock.  
MARRIAGES BILL—at 1 o'clock.  
PUBLIC WORKS—at 1 o'clock.

*Saturday, 29th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 1st November.*

LIGHTHOUSES—at 12 o'clock.

*Wednesday, 2nd November.*

GEELONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 34.

FRIDAY, 28<sup>TH</sup> OCTOBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PRISONERS—REMISSION OF SENTENCES.—Dr. Thomson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this House a return of the number of Prisoners (if any) whose sentences have been remitted or commuted before the expiration of such sentences, distinguishing the period remitted in each case.  
Question—put and passed.
3. POSTPONEMENT OF NOTICE OF MOTION.—Mr. O'Brien postponed the Motion standing in his name, No. 3, on the Notice Paper of to-day, until Friday, 4th November next.
4. ASSESSMENT ON STOCK.—Mr. Fawcner moved, pursuant to *amended* notice, That this House do now resolve itself into a committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony, and of the enhanced price of Meat and Tallow, &c.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported progress, and obtained leave to sit again Friday, 9th December next.
5. LICENSES FOR SALE OF SPIRITS.—Mr. Myles moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this Council, a Return of the number of applications for Publicans' Licenses which have been made to the several Courts of Petty Sessions, from the 1st January, 1852, to the 1st October, 1853, stating the number of Licenses granted, and the number refused in each District; also the number of persons who have registered themselves as wholesale Wine and Spirit Dealers, and the number of persons respectively who have been convicted of breaches of the Licensing Act, specifying in what district.  
Question—put and passed.
6. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Hodgson, the consideration of the following Order of the Day was postponed until Friday, the 11th November next :—  
Gauge of Railways,—Consideration of Report from Select Committee on.  
Council adjourned at twenty minutes to 10 o'clock until 3 o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 1<sup>ST</sup> NOVEMBER.

## NOTICES OF MOTION :—

1. MR. J. MURPHY : To move, That a Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne, St. Kilda, and Brighton Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, to move,  
That the Bill be referred to a Select Committee, to consist of the Surveyor General, Mr. Cole, Dr. Thomson, Mr. Goodman, and the Mover.
2. MR. FAWCNER : To move, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting that he will cause to be laid upon the Council Table, a Return of the Establishment on the Ballarat Gold Fields, specifying the number, designation, salary, and allowances of the several officers and men employed on police or or revenue, and gold escort purpose; with duties of each officer, and of the number of men and how stationed, and what section or division of the Gold Fields they are employed upon with the distances at which they are placed from each other, and from the Golden Point.

## ORDERS OF THE DAY :

1. PARAGRAPH NO. 23, OF HIS EXCELLENCY'S SPEECH ON OPENING THE COUNCIL THIS SESSION, AND HIS EXCELLENCY'S MESSAGE, NO. 28.—To be taken into consideration.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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WEDNESDAY, 2ND NOVEMBER.

*Government Business:—*

## ORDER OF THE DAY :—

1. CUSTOMS BILL—Second reading.

*General Business:—*

## NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
  - (1) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
3. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
  - (1) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6) How much land, and in what quantities, and at what prices have been sold at Peshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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FRIDAY, 4TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
2. MR. O'BRIEN: To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
*Contingent*—on the adoption of the above Address—  
MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.

THURSDAY, 10TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill,*" be now read a first time.

FRIDAY, 11TH NOVEMBER.

ORDER OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

## MEETINGS

OF

## SELECT COMMITTEES.

*Saturday, 29th October.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 1st November.*

MARRIAGES BILL—at 11 o'clock.

LIGHTHOUSES—at 12 o'clock.

*Wednesday, 2nd November.*

GEE LONG MAILS—at 10 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Thursday, 3rd November.*

GOLD DISCOVERY—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 35.

TUESDAY, 1ST NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Wm. Nicholson presented a Petition from certain residents in the Township and neighbourhood of Warringal, praying that enquiry might be made into the circumstances set forth in the Petition, so that the Petitioners might be afforded the police protection to which they considered themselves entitled, and a wasteful expenditure of the public money prevented.  
Petition received.  
Mr. Rutledge presented a Petition from Squatters, Stockholders, and others, engaged in the driving of stock to and from the market, praying the Council would pass an Act compelling Country Publicans to erect secure paddocks, capable of holding two separate lots of cattle, of at least 500 each, and to provide a sufficient number of hurdles for sheep; and that the Act should further provide that the Police Magistrate for each District be empowered to enforce the Act of Council with reference to the aforesaid particulars, and to establish a fair scale of charges for the use of the said paddocks and hurdles.  
Petition received.  
Mr. William Nicholson presented a petition from certain Freeholders and Householdors of the Township and neighbourhood of Warringal, usually called Heidelberg, praying the Council that a moiety from the Land Fund should be set apart by this Council for the making the Streets in, and Cross Roads from, the various Townships of the Colony; and that District Boards should be formed for carrying these and other local matters into effect.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council:—
  1. Botanical Report—The Report of William Swainson, Esq., F.R.S  
Ordered to be printed.
  2. Lighthouses.—Copy of Correspondence with the Government of Van Diemen's Land relative to the Lighthouse on Kent's Group  
Ordered to be printed.
  3. Geelong Mails.—Further Supplementary Return to Address on this subject, adopted on the motion of Mr. Cole, 15th September, 1853.  
Ordered to be printed, and referred to the Select Committee now sitting on the Geelong Mails.
4. MEMORIAL.—The Colonial Secretary presented a Memorial from certain members of the Scottish Australian Emigration Society, at Glasgow, praying the Council to give their Memorial favorable consideration; and that the Council would grant the Members of the Society who might not be selected by the Commissioners in Britain, free or assisted passages to Victoria, on such terms, and agreeably to such regulations, as might be appointed.  
Memorial received and ordered to be printed.
5. SIR. W. DENISON.—The Speaker announced to the Council that he had received from Sir W. Denison the following reply to the Address presented to him, in pursuance of the resolution of this Council:—  
To the Members of the Legislative Council of Victoria.  
Mr. Speaker and Gentlemen,  
I am much gratified by the receipt of your Address.  
It affords me much pleasure to have had it in my power to comply with the request made to me by the Government of Victoria.  

(Signed) W. DENISON.

*Government House, Hobart Town,  
Van Diemen's Land, 26th October, 1853.*
6. PETITION.—Mr. Francis Murphy presented a Petition from Acheson French, of Monivar, Gentleman, praying the Council would interpose its authority in reference to certain Rules recently promulgated by the Board of National Education, and moved that the Petition be received.  
On the motion of Mr. Fawkner, the Petition was read by the Clerk.  
Question—That the Petition be received—put and negatived.

7. GOLD FIELDS.—The Colonial Secretary, as Chairman of the Select Committee of this Council to which the Bill for the better management of the Gold Fields was referred, brought up the Report from such Committee, and moved that it be received.  
Question—put and passed. Ordered to be printed, together with the proceedings of the Committee, Minutes of Evidence, and Appendix.
8. GOLD FIELDS.—Mr. Fawkner moved, pursuant to *amended* notice, That this House do resolve to present an Address to His Excellency the Lieutenant Governor, requesting that he will cause to be laid upon the Council Table, a Return of the Establishment on all the Gold Fields of the Colony, specifying the number, designation, salary, and allowances of the several officers and men employed on police revenue, and gold escort purposes; with duties of each officer, and of the number of men and how stationed, and what section or division of the Gold Fields they are employed upon, with the distances at which they are placed from each other, and from the head quarters of each Gold Field respectively.  
Question—put and passed.
9. FEMALE IMMIGRATION.—The Order of the Day for the consideration of paragraph No. 23, of His Excellency the Lieutenant Governor's speech on opening the Council this Session, and His Excellency's Message, No. 28, having been read, the Colonial Secretary moved that the Speaker do now leave the Chair, and this Council resolve itself into a Committee of the whole for the consideration of such paragraph and Message.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported that the Committee had resolved that it was expedient that an Address should be presented from this Council to His Excellency the Lieutenant Governor, praying that his Excellency will be pleased to cause the sum of £300,000 to be remitted to England at proper intervals for Emigration purposes during the year 1854, and that His Excellency will be pleased to urge upon the Secretary of State the paramount importance of giving special encouragement to Female Emigration, to be selected preferably from the rural districts of the United Kingdom, and expressing the opinion of this Council that Emigrants ought to be despatched to all the various Ports of the Colony, with due regard to the demand for labor in the several districts adjacent thereto—on the motion of the Colonial Secretary, the Council adopted such Report.
10. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration in Committee of the whole Council of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.  
Council adjourned at five minutes to 8 o'clock until 3 o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 2ND NOVEMBER.

*Government Business* :—

ORDERS OF THE DAY :—

1. CUSTOMS BILL—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business* :—

NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
  - (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.

- (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
3. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.
4. MR. RUTLEDGE: To move, That the Petition presented by him from certain inhabitants of the Western District, be printed.

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FRIDAY, 4TH NOVEMBER.

NOTICES OF MOTION:—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time. *Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
2. MR. O'BRIEN: To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity. *Contingent*—on the adoption of the above Address—MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.
3. MR. MILLER: To move—
  - (1.) That in the opinion of the Council it is desirable that the System at present pursued by Government with regard to their Banking Accounts and the deposit and custody of the Public Monies should be altered.
  - (2.) That for the due control over and safety of the Public Funds, measures, similar in their nature to those proposed to be entertained by the Executive Government, subject to the sanction of this Council, as shown in the correspondence between the Manager of the Bank of Victoria and the Colonial Secretary, which was ordered to be printed on the 18th day of October last, should be adopted; and that a Local Bank, with a capital in this Colony, and the majority of its Proprietors resident therein, is entitled to preference in any arrangement that may be made by Government in carrying out these Resolutions.
  - (3.) That the correspondence with the Bank of Victoria abovenamed, and these Resolutions, be referred to the Select Committee on the Bank of Victoria Incorporation Bill.

4. MR. WILLIAM NICHOLSON: To move, That the Petition received from the inhabitants of Warringal, praying "That a moiety of the Land Fund be set apart for making streets in "townships, and parish roads," be printed and referred to the "New Constitution Committee," now sitting.

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THURSDAY, 10TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

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FRIDAY, 11TH NOVEMBER.

ORDER OF THE DAY:—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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CONTINGENT NOTICE OF MOTION.

Upon the "*Customs Bill*" being considered in Committee—

MR. GRIFFITH: To move, The insertion of a Clause making it lawful for the Lieutenant Governor, by Proclamation in the *Government Gazette*, to declare admissible free of duty (for the purpose of sheep dressing) tobacco which has been steeped in spirits of tar, or otherwise made unfit for ordinary use, in such manner and under such regulations as shall be by him from time to time prescribed.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Wednesday, 2nd November.*

GEELONG MAILS—at 10 o'clock.  
NEW CONSTITUTION—at 11 o'clock.  
PUBLIC WORKS—at 12 o'clock.

*Thursday, 3rd November.*

STANDING ORDERS—at 11 o'clock.  
GOLD DISCOVERY—at 1 o'clock.

*Friday, 4th November.*

MARRIAGES BILL—at 12 o'clock.

*Wednesday, 9th November.*

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 36.

WEDNESDAY, 2ND NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to the  
 “*City of Melbourne—Aldermen for Additional Wards’ Bill.*”
3. PETITION.—Mr. Parker presented a Petition from certain citizens of Melbourne and other inhabitants of the Colony praying this Council to bestow the most earnest consideration upon the circumstances set forth in the Petition.  
 Petition received.
4. CUSTOMS BILL.—The Order of the Day for the second reading of this Bill having been read, Mr. Hodgson moved that the consideration of this Order of the Day be postponed until this day “*six*” weeks.  
 Mr. Rutledge moved as an amendment, that the word “*six*” be omitted, and the word “*four*” inserted in lieu thereof.  
 Debate ensued.  
 Question—That the word proposed to be omitted, stand part of the question—put.  
 Council divided.

Ayes, 36.

The Colonial Secretary,  
 The Auditor General,  
 Mr. Cole,  
 The Surveyor General,  
 Chief Commissioner of Gold Fields,  
 Mr. Russell,  
 Mr. Highett,  
 Mr. Graham,  
 Mr. Knight,  
 Mr. William Nicholson,  
 Mr. Myles,  
 Mr. Sargood,  
 Mr. Burnley,  
 Dr. Thomson,  
 Captain Dane,  
 Mr. Smith,  
 Mr. Haines,  
 Mr. Stevens,  
 Mr. Jas. Murphy,  
 Mr. Miller,  
 Mr. Hervey,  
 Mr. Campbell,  
 Mr. Annand,  
 Mr. Greeves,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. Strachan,  
 Mr. O’Shanassy,  
 Mr. Parker,  
 Lieut. Col. Anderson,  
 Mr. Riddell,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 Mr. O’Brien,  
 The Chairman of General Sessions,  
 The Attorney General, (*Teller.*)

Nocs, 9.

Mr. Snodgrass,  
 Mr. Splatt,  
 Mr. Goldsmith,  
 Mr. Wilkinson,  
 Mr. Goodman,  
 Mr. M. Nicholson,  
 Mr. Mollison,  
 Mr. James Thomson,  
 Mr. Rutledge, (*Teller.*)

Question—That the consideration of this Order of the Day be postponed until this day six weeks—put and passed.

5. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the resolutions of the Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—  
 No. 27. Denominational School Board,—adopted on the 19th October, 1853, on the motion of Mr. Francis Murphy,  
 and that His Excellency had, in reply to such Address, been pleased to state that the sum in question should be placed at the disposal of the Denominational School Board, in compliance with the wish of the Council.

No. 28. Correspondence between Government and Commissioners of Crown Lands,—adopted on the 19th October, 1853, on the motion of Mr. Haines, and that His Excellency had, in reply to such Address, been pleased to state that the Correspondence in question might be laid before the Legislative Council whenever it could be furnished.

No. 29. Cemetery—Melbourne,—adopted on the 20th October, 1853, on the motion of Mr. Hodgson, and that His Excellency had, in reply to such Address, been pleased to state that he would take measures to carry the wishes of the Legislative Council into effect.

No. 30. Special Survey at Port Fairy—adopted on the 20th October, 1853, on the Motion of Mr. Cole, and that His Excellency had, in reply to such Address, been pleased to state that this correspondence, and the documents appertaining to it, are very voluminous, but he had no objection whatsoever to its being furnished for the satisfaction of the Council.

No. 31. Naval Protection—adopted on the 20th October, 1853, on the Motion of Mr. Goodman, and that His Excellency had, in reply to such Address, been pleased to state that he would cause this correspondence to be placed before the Legislative Council without delay.

No. 32. Sale of Crown Lands—adopted on the 20th October, 1853, on the Motion of Mr. Campbell, and that His Excellency had, in reply to such Address, been pleased to state that he would direct that this Return be furnished.

No. 33. Aborigines—adopted on the 21st October, 1853, on the Motion of Mr. Parker, and that His Excellency had, in reply to such Address, been pleased to state that the documents would be laid upon the Table of the Council whenever prepared.

No. 34. Imports of Provisions—adopted on the 26th October, 1853, on the motion of Mr. Strachan, and that His Excellency had, in reply to such Address, been pleased to state that the Collector of Customs would be directed to prepare the required Return.

No. 35. Ship Mails—adopted on the 27th October, 1853, on the motion of Mr. Cole, and that His Excellency had, in reply to such Address, been pleased to state that he would cause these Returns to be laid on the Council Table.

No. 36. Prisoners—Remission of Sentences—adopted on the 28th October, 1853, on the motion of Dr. Thomson, and that His Excellency had, in reply to such Address, been pleased to state that the Return should be prepared.

No. 37. Licenses for sale of Spirits—adopted on the 28th October, 1853, on the motion of Mr. Myles, and that His Excellency had, in reply to such Address, been pleased to state that these Returns should be furnished to the Legislative Council.

6. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration in Committee of the whole Council of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

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

7. POSTPONEMENT OF NOTICES OF MOTION.—Mr. William Nicholson postponed the motion standing in his name No. 1 on the Notice Paper of to-day; and Mr. Snodgrass, on behalf of Mr. Fawcner, postponed the motions standing in Mr. Fawcner's name, Nos. 2 and 3 on the Notice Paper of to-day, until Friday next.

8. STOCKYARDS AT PUBLIC HOUSES.—Mr. Rutledge moved, pursuant to notice, that the Petition presented by him from certain inhabitants of the Western District be printed.

Question—put and passed.

Council adjourned at five minutes past ten o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 3RD NOVEMBER.

*Government Business:—*

ORDER OF THE DAY:—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

NOTICES OF MOTION:—

1. MR. PARKER: To move, That the petition presented by him on the 2nd November from citizens of Melbourne and other inhabitants of this Colony, against the Establishment of licensed public houses on the diggings, and for the encouragement of the establishment of coffee houses and places of refreshment upon the Gold Fields and the approaches thereto, be printed, and referred to the Committee now sitting on the subject of Intemperance.

2. MR. MILLER: To move, That the petition presented by him to this Council from certain landed proprietors in the parishes of Hawthorn, Kew, and Bullcen, on the 26th day of October last, may be printed.

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FRIDAY, 4TH NOVEMBER.

NOTICES OF MOTION:—

1. MR. WILLIAM NICHOLSON: To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
 That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
2. MR. O'BRIEN: To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
*Contingent*—on the adoption of the above Address—  
 MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.
3. MR. MILLER: To move—  
 (1.) That in the opinion of the Council it is desirable that the System at present pursued by Government with regard to their Banking Accounts and the deposit and custody of the Public Monies should be altered.  
 (2.) That for the due control over and safety of the Public Funds, measures, similar in their nature to those proposed to be entertained by the Executive Government, subject to the sanction of this Council, as shewn in the correspondence between the Manager of the Bank of Victoria and the Colonial Secretary, which was ordered to be printed on the 18th day of October last, should be adopted; and that a Local Bank, with a capital in this Colony, and the majority of its Proprietors resident therein, is entitled to preference in any arrangement that may be made by Government in carrying out these Resolutions.  
 (3.) That the correspondence with the Bank of Victoria abovenamed, and these Resolutions, be referred to the Select Committee on the Bank of Victoria Incorporation Bill.
4. MR. WILLIAM NICHOLSON: To move, That the Petition received from the inhabitants of Warringal, praying "That a moiety of the Land Fund be set apart for making streets in "townships, and parish roads," be printed and referred to the "New Constitution Committee," now sitting.
5. MR. GRIFFITH: To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1000 for the clearing and fencing in of the Cemetery at Richmond.
6. MR. F. MURPHY: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this Council, copies of all Correspondence which has taken place between the Board of National Education and A. French, Esq., of the Grange, upon the subject of his appointment as a Local Patron of the National School at that place.
7. MR. SMITH: To move for leave to bring in a Bill to enable the Council of the City of Melbourne to borrow Money, and for further amending the Acts relating to the Corporation.
8. MR. W. NICHOLSON: To move, That the Bill intituled, "*A Bill to incorporate a Company 'to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
9. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.  
 (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.  
 (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.  
 (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.  
 (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.  
 (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.  
 (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.  
 (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.

- (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
- (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
- (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
- (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
- (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.
10. MR. FAWKNER: To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
- (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
- (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
- (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
- (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
- (6.) How much land, and in what quantities, and at what prices have been sold at Peshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

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THURSDAY, 10TH NOVEMBER.

NOTICES OF MOTION:—

1. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
2. MR. GOODMAN: To move for leave to bring in a Bill to alter and amend the existing Scab Act.

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FRIDAY, 11TH NOVEMBER.

ORDER OF THE DAY:—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*General Business:—*

ORDERS OF THE DAY:

1. CUSTOMS BILL—Second reading.

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MEETINGS  
OF  
SELECT COMMITTEES.

*Thursday, 3rd November.*

- PUBLIC WORKS—at 10 o'clock.  
 NEW CONSTITUTION—at 11 o'clock.  
 GOLD DISCOVERY—at 1 o'clock.

*Friday, 4th November.*

- MARRIAGES BILL—at 12 o'clock.  
 INTemperance.—at 12 o'clock.

*Wednesday, 9th November.*

- GEE LONG MAILS—at 10 o'clock.  
 LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 37.

THURSDAY, 3RD NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. W. Nicholson presented a Petition from the Inhabitants of Williamstown—Ship Masters and Persons engaged in Trade and Mercantile pursuits, and otherwise connected in Business therewith—praying this Council would be pleased to recommend to the Executive Government of the Colony the establishment of Bonded Stores at Williamstown.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council the following :—  
Naval Protection.—Return to Address adopted on the motion of Mr. Goodman, 20th October, 1853.  
Ordered to be printed.
4. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration in Committee of the whole Council of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again Tuesday, 8th November, instant.
5. PUBLIC HOUSES—GOLD FIELDS.—Mr. Parker moved, pursuant to notice, That the petition presented by him on the 2nd November from citizens of Melbourne and other inhabitants of this Colony, against the establishment of licensed public houses on the diggings, and for the encouragement of the establishment of coffee houses and places of refreshment upon the Gold Fields and the approaches thereto, be printed, and referred to the Committee now sitting on the subject of Intemperance.  
Question—put and passed.
6. ROADS—HAWTHORN.—Mr. Miller moved, pursuant to notice, That the petition presented by him to this Council from certain landed proprietors in the parishes of Hawthorn, Kew, and Bulleen, on the 26th day of October last, be printed.  
Question—put and passed.  
Council adjourned at ten o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 4TH NOVEMBER.

## NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON : To move, that the Bill intituled "*A Bill to incorporate a Company to be called 'The North Melbourne Railway Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. William Nicholson, to move—  
That it be referred to a Select Committee, to consist of the Auditor General, Mr. Hodgson, Mr. O'Shanassy, Mr. Smith, and the Mover.
2. MR. O'BRIEN : To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
*Contingent*—on the adoption of the above Address—  
MR. O'BRIEN to move, That an Address be presented to His Excellency, praying that he will sanction the immediate expenditure of the above named sum, in order to accomplish the object in view.

## 3. MR. MILLER : To move—

- (1.) That in the opinion of the Council it is desirable that the System at present pursued by Government with regard to their Banking Accounts and the deposit and custody of the Public Monies should be altered.
  - (2.) That for the due control over and safety of the Public Funds, measures, similar in their nature to those proposed to be entertained by the Executive Government, subject to the sanction of this Council, as shewn in the correspondence between the Manager of the Bank of Victoria and the Colonial Secretary, which was ordered to be printed on the 18th day of October last, should be adopted; and that a Local Bank, with a capital in this Colony, and the majority of its Proprietors resident therein, is entitled to preference in any arrangement that may be made by Government in carrying out these Resolutions.
  - (3.) That the correspondence with the Bank of Victoria abovenamed, and these Resolutions, be referred to the Select Committee on the Bank of Victoria Incorporation Bill.
4. MR. WILLIAM NICHOLSON : To move, That the Petition received from the inhabitants of Warringal, praying "That a moiety of the Land Fund be set apart for making streets in "townships, and parish roads," be printed and referred to the "New Constitution Committee," now sitting.
5. MR. GRIFFITH : To move, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1000 for the clearing and fencing in of the Cemetery at Richmond.
6. MR. F. MURPHY : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this Council, copies of all Correspondence which has taken place between the Board of National Education and A. French, Esq., of the Grange, upon the subject of his appointment as a Local Patron of the National School at that place.
7. MR. SMITH : To move for leave to bring in a Bill to enable the Council of the City of Melbourne to borrow Money, and for further amending the Acts relating to the Corporation.
8. MR. W. NICHOLSON : To move, That the Bill intituled, "*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*" be read a first time.  
*Contingent*—On the Bill being read a first time, Mr. W. Nicholson to move, That it be referred to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. F. Murphy, Mr. Haines, and the Mover.
9. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
- (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was "officially" given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.
  - (9.) The amount of rent or revenue that has accrued to the revenue for the use of the said station of about fifty-six miles square, at what times paid, who paid by, and into what fund it was placed.
  - (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
  - (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
  - (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.

10. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz. : 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.
11. MR. COLE : To move, that this Council do resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to allow his property, known as Jolliemont, where he now resides, to be valued by competent parties, with a view to the purchase of the same for the use of the new Governor, who is daily expected.
- Contingent*—On the Council adopting the above Address, Mr. Cole to move, That His Excellency will be pleased to place on the Estimates, or provide in some other way sufficient funds for the payment.

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TUESDAY, 8TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. WILKINSON : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid on the table of this House copies of all correspondence which may have taken place between His Excellency and the Secretary of State for the Colonies, in reference to emigrants being forwarded from Great Britain to Port Fairy.
2. MR. O'SHANASSY : To move for leave to bring in a Bill to "Legalize Partnerships with limited liability."

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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THURSDAY, 10TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
2. MR. GOODMAN : To move for leave to bring in a Bill to alter and amend the existing Scab Act.

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FRIDAY, 11TH NOVEMBER.

ORDER OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*General Business* :—

ORDERS OF THE DAY :

1. CUSTOMS BILL—Second reading.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Friday, 4th November.*

RESIDENCE FOR LIEUTENANT GOVERNOR—at 11 o'clock.

MARRIAGES BILL—at 12 o'clock.

INTEMPERANCE.—at 12 o'clock.

GOLD DISCOVERY—at half-past 1 o'clock.

*Tuesday, 8th November.*

NEW CONSTITUTION—at 11 o'clock.

*Wednesday, 9th November.*

GEE LONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

*Thursday, 10th November.*

GOLD DISCOVERY—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.

No. 38.

FRIDAY, 4TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Greeves presented a Petition from John Dunlop, praying that the under-mentioned gentlemen might be summoned on his behalf to give evidence before the Select Committee of this Council in order to substantiate his claim as one of the first discoverers of a workable Gold Field in this Colony, viz.:—Messrs. Alfred Clarke, John Donovan, John Cannon, and H. Swindells.  
 Petition received.
3. SUSPENSION OF STANDING ORDERS.—On the motion of Mr. Greeves the Council ordered that Standing Order No. 56, be suspended.  
 Mr. Greeves then moved, That the Petition presented by him this day be referred to the Gold Discovery Committee, now sitting.  
 Question—put and passed.
4. KILMORE CEMETERY.—Mr. O'Brien moved, pursuant to notice, That this Council resolve itself into a Committee of the whole for the purpose of moving an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854, the sum of £1100 for the clearing and fencing-in of the Cemetery in connection with the Township of Kilmore and its vicinity.  
 Question—put and passed.  
 Whereupon the Speaker left the chair and the Council resolved itself into a Committee of the whole accordingly.  
 The Chairman having reported that the Committee had resolved that it was expedient an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854 a sum sufficient to defray the expense of fencing Cemeteries throughout the Colony, to be "advanced" as a loan to Trustees,  
 Mr. O'Brien moved that this Resolution be now adopted by the Council.  
 Mr. Splatt moved as an amendment, that all the words after the word "advanced" be omitted from the above resolution, with a view to insert the words "subject to such conditions as to His Excellency the Lieutenant Governor, with the advice of his Executive Council, may seem fit."  
 Debate ensued.  
 Question—That the words proposed to be omitted stand part of the resolution—put and negatived.  
 Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and passed.  
 Question—That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for the year 1854 a sum sufficient to defray the expense of fencing Cemeteries throughout the Colony, to be advanced subject to such conditions as to His Excellency the Lieutenant Governor, with the advice of his Executive Council, may seem fit—put and passed.
5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council, the  
 Statistics of the Colony of Victoria for the year 1852.  
 Ordered to be printed.
6. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Miller postponed the Motion standing in his name, No. 3, on the Notice Paper of to-day, until Tuesday, 8th November, 1853.
7. ROADS AND STREETS.—Mr. William Nicholson moved, pursuant to Notice, That the Petition received from the inhabitants of Warringal, praying "That a moiety of the Land Fund "be set apart for making streets in townships and parish roads," be printed and referred to the "New Constitution Committee," now sitting.  
 Question—put and passed.
8. BOARD OF NATIONAL EDUCATION.—Mr. Francis Murphy moved, pursuant to amended Notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid upon the table of this Council, copies of all Correspondence which has taken place between the Board of National Education and A. French, Esq., of the Grange, upon the subject of his removal from office as a Local Patron of the National School at that place.

Debate ensued.  
Question—put.  
Council divided.

Ayes, 11.

Mr. O'Brien,  
Mr. O'Shanassy,  
Mr. Fawcner,  
Mr. Sargood,  
Captain Dane,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. Wilkinson,  
Mr. Haines,  
Mr. F. Murphy,  
Mr. Griffith, (*Teller.*)

Noes, 23.

Mr. Smith,  
Mr. Cole,  
Mr. Greeves,  
Mr. Hodgson,  
The Colonial Secretary,  
Mr. Annand,  
Mr. William Nicholson,  
The Auditor General,  
Mr. Parker,  
Licut. Col. Anderson,  
Mr. Myles,  
Mr. Stevens,  
Mr. Highett,  
Mr. Burnley,  
Mr. Pohlman,  
The Attorney General,  
Mr. Goldsmith,  
Mr. Mollison,  
Mr. Snodgrass,  
Mr. Splatt,  
Chief Commissioner of Gold Fields,  
Mr. Riddell,  
The Surveyor General, (*Teller.*)

9. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Mr. Smith having, pursuant to notice, moved for and obtained leave to bring in a Bill to enable the Council of the City of Melbourne to borrow money, and for further amending the Acts relating to the Corporation; Bill, intituled—“*A Bill to enable the Council of the City of Melbourne to raise a Sum or Sums of Money, not exceeding One Million Pounds in the whole, and for further amending the Acts relating to the Corporation thereof;*” presented—read a first time—Ordered to be read a second time Friday, 11th November instant, and to be printed.
10. THE EQUITABLE LAND AND BUILDING COMPANY'S BILL.—Mr. William Nicholson having produced a Certificate that the sum of £25 had been paid into the hands of the Colonial Treasurer for the public uses of the Colony, presented a Bill intituled—“*A Bill to incorporate a Company to be called 'The Equitable Land and Building Company,'*” and moved, pursuant to notice, that such Bill be now read a first time.  
Question—put and passed. Bill read a first time.  
Mr. Nicholson then moved, pursuant to *amended contingent* notice, that this Bill be referred for consideration and report to a Select Committee, to consist of Mr. A'Beckett, the Chairman of General Sessions, Mr. Francis Murphy, Mr. Haines, Mr. O'Shanassy, Mr. James Murphy, and the Mover.  
Question—put and passed.
11. ABORIGINAL PROTECTORATE ON THE LODDON.—Mr. Fawcner moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be supplied to this Council full information concerning the Station on the Loddon, formerly selected by Mr. Protector Parker, said to contain about 56 square miles.
- (1.) Was the land referred to, at that time, in the use, possession, or occupation of any one or more Squatters, with the quantity of Land taken, either from the one, or if more than one person, from each Squatter, to form the Station for the Aborigines.
  - (2.) Was any compensation given to such Squatter or Squatters, and if any, how much, when was it given, and if any award was made, who framed the award.
  - (3.) When the Protectorate was abolished, was this Run or any part thereof returned to the person or persons from whom it was taken in 1841.
  - (4.) The date on which the Protectorate of Aborigines was abolished or dispensed with in this Colony.
  - (5.) The date at which Mr. Protector Parker ceased to hold office as such protector, and the date at which he ceased to draw pay and allowances as such protector.
  - (6.) The day on which Mr. Protector Parker delivered up possession of stores, &c., &c., belonging to his office as aforesaid, and the quantities and persons to whom delivered.
  - (7.) To whom and at what date did Mr. Protector Parker deliver up the said Aboriginal Station? Was it to the original holder or holders; or, in case it was not delivered up, in whose hands and for whose benefit has it been held since the abolition of the Protectorate.
  - (8.) The opinion of His Honor the then Superintendent, if any such was “officially” given, of the capabilities or value of services or conduct of Mr. Protector Parker during any, or all the time he acted as such Protector, together with amount of pay and of allowances, and the amount of actual services performed by him for such pay and such allowances. A yearly statement of all such services.

- (9.) The amount of rent that has accrued to the revenue for the use of the said station of about fifty-six square miles, at what times paid, who paid by, and into what fund it was placed.
- (10.) The reason why this land, being in the near neighbourhood of the Diggings, was not parcelled out and put up to auction in suitable lots, for the benefit of the revenue and encouragement of an agricultural class on that part of this very rich gold country.
- (11.) If the said Run or Aboriginal Station has not been let at a fixed and suitable rent, or leased for a valuation consideration. A Return stating in what manner the Government intend to proceed with this large scope of land that is fit for use, much wanted, and would add, if sold, a large sum to the Land Fund.
- (12.) If Mr. Parker holds this said station, or any part thereof, what amount of money does he pay, or stock does he return it as capable of feeding.

Debate ensued.

Question—put and passed.

12. **POSTPONEMENT OF NOTICE OF MOTION.**—Mr. Fawkner postponed the notice of motion standing in his name No. 10 on the Notice Paper of to-day, until Tuesday, 8th November inst.

Council adjourned at twenty-four minutes past six o'clock until three o'clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 8TH NOVEMBER.

### NOTICES OF MOTION :—

1. **MR. WILKINSON :** To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid on the table of this House copies of all correspondence which may have taken place between His Excellency and the Secretary of State for the Colonies, in reference to emigrants being forwarded from Great Britain to Port Fairy.
2. **MR. O'SHANASSY :** To move for leave to bring in a Bill to Legalize Partnerships with limited liability.
3. **MR. MILLER :** To move—
  - (1.) That in the opinion of the Council it is desirable that the System at present pursued by Government with regard to their Banking Accounts and the deposit and custody of the Public Monies should be altered.
  - (2.) That for the due control over and safety of the Public Funds, measures, similar in their nature to those proposed to be entertained by the Executive Government, subject to the sanction of this Council, as shewn in the correspondence between the Manager of the Bank of Victoria and the Colonial Secretary, which was ordered to be printed on the 18th day of October last, should be adopted; and that a Local Bank, with a capital in this Colony, and the majority of its Proprietors resident therein, is entitled to preference in any arrangement that may be made by Government in carrying out these Resolutions.
  - (3.) That the correspondence with the Bank of Victoria abovenamed, and these Resolutions, be referred to the Select Committee on the Bank of Victoria Incorporation Bill.
4. **MR. FAWKNER :** To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
  - (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Roase, viz. : 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying from 9 to 640 acres," from the date of the first sale to the present time.

### ORDER OF THE DAY :—

1. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.**—To be further considered in Committee.

THURSDAY, 10TH NOVEMBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
2. MR. GOODMAN : To move for leave to bring in a Bill to alter and amend the existing Scab Act.

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FRIDAY, 11TH NOVEMBER.

ORDERS OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Tuesday, 8th November.*

NEW CONSTITUTION—at 11 o'clock.

MARRIAGES BILL—at 1 o'clock.

*Wednesday, 9th November.*

GEE LONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

PUBLIC WORKS—at 1 o'clock.

*Thursday, 10th November.*

GOLD DISCOVERY—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 39.

TUESDAY, 8TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Fawcner presented a Petition from Patrick Reid, of Hazel Glen, River Plenty, praying this Council would allow him to lay his case before a Select Committee thereof to award whether they recommend the Petitioner to receive from the Colonial Government a full compensation in money or in any other shape, or decide if he fails that he is not so entitled.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Ship Mails.—Return to Address adopted on the motion of Mr. Cole, 27th October, 1853.  
Ordered to be printed.
4. EMIGRANTS TO PORT FAIRY.—Mr. Wilkinson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid on the table of this House copies of all correspondence which may have taken place between His Excellency and the Secretary of State for the Colonies, in reference to emigrants being forwarded from Great Britain to Port Fairy.  
Question—put and passed.
5. PARTNERSHIPS LIMITED LIABILITY BILL.—Mr. O'Shanassy having, pursuant to notice, moved for and obtained leave to bring in a Bill to legalize Partnerships with limited liability.  
Bill intituled "*A Bill to legalize Partnerships with limited liability,*" presented read a first time, ordered to be read a second time on Tuesday, 22nd November, instant, and to be printed.
6. GOVERNMENT BANKING.—Mr. Miller moved, pursuant to *amended* notice, That the Correspondence which has taken place between the Colonial Secretary and the Manager of the Bank of Victoria, ordered to be printed on the 18th October last, be referred to a Select Committee, consisting of The Attorney General, The Auditor General, Mr. Hodgson, Mr. Mark Nicholson, Mr. Smith, Dr. Thomson, Mr. Winter, Mr. Graham, Mr. Hervey, and Mr. Haines, and that such Committee have power to take evidence, and do report to the Council.  
Debate ensued.  
Mr. Splatt required that the Committee be appointed by Ballot.  
Question—That the Correspondence which has taken place between the Colonial Secretary and the Manager of the Bank of Victoria, ordered to be printed on the 18th October last, be referred to a Select Committee, to consist of ten Members, and that such Committee have power to take Evidence, and do report to the Council—put

## Council divided.

Ayes, 30.  
 The Colonial Secretary,  
 The Attorney General,  
 The Auditor General,  
 The Surveyor General,  
 Mr. Goldsmith,  
 Chief Commissioner of Gold Fields,  
 Mr. Splatt,  
 Mr. Hodgson,  
 Dr. Thomson,  
 Mr. Haines,  
 Mr. M. Nicholson,  
 Mr. W. Nicholson,  
 Mr. Sargood,  
 Mr. Burnley,  
 Mr. Campbell,  
 Mr. Mollison,  
 Mr. F. Murphy,  
 Mr. Griffith,  
 The Chairman of General Sessions,  
 Lieut. Col. Anderson,  
 Mr. O'Shanassy,  
 Mr. Annand,  
 Captain Dane,  
 Mr. Goodman,  
 Mr. Henty,  
 Mr. Graham,  
 Mr. Highett,  
 Mr. Greeves,  
 Mr. Parker,  
 Mr. Miller, (*Teller.*)

Noes, 10.  
 Mr. Riddell,  
 Mr. Wilkinson,  
 Mr. Myles,  
 Mr. J. Murphy,  
 Mr. Strachan,  
 Mr. Cole,  
 Mr. J. Thomson,  
 Mr. Russell,  
 Mr. Fawkner,  
 Mr. Snodgrass, (*Teller.*)

The Council then proceeded to the Ballot, and the following Members being reported to have the greatest number of Votes, were declared by the Speaker to be the Members of such Committee, viz.:—The Auditor General, Mr. Miller, Mr. Russell, The Attorney General, Mr. Goodman, Mr. Mark Nicholson, Mr. Strachan, Mr. Graham, Mr. Highett, and Dr. Thomson.

7. MOUNT ROUSE STATION.—Mr. Fawkner moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of this Council,
- (1.) A Return of the amounts of money received for the Mount Rouse Station since the time it was put up to lease by auction.
  - (2.) To whom it has been leased, or any part of it, the quantity so leased, and amount of rent, and name of lessee.
  - (3.) If it has not been let, has any one or more persons been allowed to occupy it, or any part of it, and on what terms.
  - (4.) To what purpose were the acres put that formed the difference between the Reserve originally formed at Mount Rouse, viz.: 64,000 acres, or 100 square miles, and the reduced Reserve, in October, 1850, of a square block containing 40,960 acres, or 64 square miles.
  - (5.) If let, at what sum per year, to whom let, and how much rent has been paid yearly, and the sum total to the date of last payment.
  - (6.) How much land, and in what quantities, and at what prices have the lots been sold at Penshurst, and also in each, separately, of the parishes of Boramboram and Yalinda, said to contain "20,300 acres, varying in size from 9 to 640 acres," from the date of the first sale to the present time.

Motion by leave, withdrawn.

8. POSTPONEMENT OF ORDER OF THE DAY.—On the Motion of the Colonial Secretary, the consideration of the following Order of the Day was postponed until to-morrow:—  
 Estimates for 1854, and Supplementary Estimates for 1853.—To be further considered in Committee.

Council adjourned at twenty minutes past six o'clock until three o'clock to-morrow.

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 NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 9TH NOVEMBER.

*Government Business*:—

NOTICE OF MOTION:—

1. THE ATTORNEY GENERAL: To move for leave to withdraw the Bill for the better management of the Gold Fields in the Colony, referred to the Select Committee appointed to inquire into the state of the Gold Fields.

*Contingent*—on leave being so given—

To move, That the Council resolve itself into a Committee of the whole, for the purpose of considering the propriety of introducing a Bill for the better management of the Gold Fields in the Colony of Victoria.

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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THURSDAY, 10TH NOVEMBER.

*General Business* :—

NOTICES OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
2. MR. GOODMAN : To move for leave to bring in a Bill to alter and amend the existing Scab Act.

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FRIDAY, 11TH NOVEMBER.

NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General :—
  - (1.) What Amount has been realised by the labour of prisoners at the Melbourne Gaol from the 1st January to the 31st October, 1853, and to what department paid.
  - (2.) What amount has been realised by the labour of prisoners in Stockades and Hulks during the same interval, and to what department paid.
2. CAPTAIN DANE : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to order to be laid upon the table of this Council such correspondence as may have passed between the Government and the owner of certain premises in Little Collins-street leased to the Government, and occupied as a County Court, &c.
3. MR. O'SHANASSY : To move, That this Council resolve itself into a Committee of the whole, for the purpose of moving an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to cause to place on the Estimates for the year 1854, the sum of £50,000 to be expended on the improvement of that part of the City of Melbourne known as "*Fitz Roy Ward*," under the provisions of an Act of the Legislature to be passed for that purpose.
4. MR. SPLATT : To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.

ORDERS OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

MEETINGS  
OF  
SELECT COMMITTEES.

*Wednesday, 9th November.*

GEE LONG MAILS—at 10 o'clock.  
NEW COUNCIL CHAMBERS—at 11 o'clock.  
INTEMPERANCE.—at 11 o'clock.  
LIGHTHOUSES—at 12 o'clock.  
PUBLIC WORKS—at 1 o'clock.

*Thursday, 10th November.*

PUBLIC WORKS—at 11 o'clock.  
NEW CONSTITUTION—at 11 o'clock.  
GOLD DISCOVERY—at 1 o'clock.

*Friday, 11th November.*

STANDING ORDERS—at 11 o'clock.  
MARRIAGES BILL—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 40.

WEDNESDAY, 9TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Greeves presented a Petition from William N. Crawford, lately of the Province of Lower Canada, now of the City of Melbourne, praying the Council to take the Petitioner's case, as set forth in the Petition, into consideration, and to accord to him such relief as the Council might be pleased to devise.

Petition received.

Mr. William Nicholson presented a Petition from Thomas Embling, Member of the Royal College of Surgeons, and the Apothecaries' Hall, London, praying that the Council would consider the matter as set forth in the Petition, and take such steps as should secure to the Inhabitants of the City of Melbourne the privilege of a Bath.

Petition received.

3. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read:—

IMMIGRANTS AID SOCIETY.

C. J. LA TROBE,

*Message No. 29.**Lieutenant Governor.*

The Lieutenant Governor recommends to the consideration of the Legislative Council the accompanying Copies of Letters from the General Committee of the "Immigrants Aid Society," applying for a grant from the general revenue of the Colony.

As intimated to the applicants, His Excellency considers that he must be guided by the opinion of the Legislative Council, in proposing that the pecuniary aid sought for should be granted.

*Government Offices,**Melbourne, 9th November, 1853.*

Ordered to be printed, together with the accompanying enclosures.

THE RIGHT HON. SIR JOHN PAKINGTON.

C. J. LA TROBE,

*Message No. 30.**Lieutenant Governor.*

Adverting to the vote of thanks to the Right Hon. Sir John Pakington, then Her Majesty's Principal Secretary of State for the Colonies, passed unanimously by the Legislative Council on the 17th September, 1852, the Lieutenant Governor takes this opportunity of laying before the Council copies of Sir John Pakington's Letter of acknowledgment, and of the Reply of His Excellency thereto.

*Government Offices,**Melbourne, 9th November, 1853.*

Ordered to be printed, together with the accompanying enclosures.

EXPORT DUTY ON GOLD.

C. J. LA TROBE,

*Message No. 31.**Lieutenant Governor.*

The Lieutenant Governor transmits for the consideration of the Legislative Council, the Draft of "A Bill for granting a Duty upon the Export of Gold."

*Government Offices,**Melbourne, 9th November, 1853.*

Ordered to be printed together with the accompanying Bill.

4. GOLD FIELDS BILL.—The Attorney General moved, pursuant to notice, for leave to withdraw the "Bill for the better Management of the Gold Fields in the Colony," referred to the Select Committee appointed to enquire into the state of the Gold Fields.

Question—put and passed.—Bill withdrawn.

The Attorney General then moved, pursuant to *contingent* notice, that the Council resolve itself into a Committee of the whole for the purpose of considering the propriety of introducing "A Bill for the better Management of the Gold Fields in the Colony of Victoria."

Question—put and passed.

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

The Chairman having reported that the Committee resolved that it was expedient that leave be given to introduce "*A Bill for the better Management of the Gold Fields in the Colony of Victoria*," the Council adopted such resolution.

The Attorney General then presented "*A Bill for the better Management of the Gold Fields in the Colony of Victoria*," and moved that it be now read a first time.

Question—put and passed—Bill read a first time, ordered to be read a second time Friday, 18th November instant, and to be printed.

5. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported that a point of order had arisen in the Committee that on a division having been called for, one Member only appeared on one side, and therefore that no division ought to take place.

The Speaker ruled that unless there be more than one Member voting on one side, no division should take place—in which ruling the Council acquiesced.

On the motion of the Auditor General the Speaker left the Chair and the Council again resolved itself into a Committee of the whole for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853.

The Chairman reported progress, and obtained leave to sit again Thursday, 10th November, instant.

Council adjourned at twenty minutes to eleven o'clock, until three o'clock to-morrow.

#### NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 10TH NOVEMBER.

*Government Business* :—

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business* :—

NOTICES OF MOTION :—

1. MR. GOODMAN: To ask the Colonial Secretary why the old Sydney Road was diverted through Wangaratta from Owens-street to Murphy-street, and by whose recommendation the bridge is proposed to be erected at the latter place rather than at the old crossing place.
2. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
3. MR. GOODMAN: To move for leave to bring in a Bill to alter and amend the existing Seab Act.
4. THE AUDITOR GENERAL: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid upon the table of the Council any Correspondence with the Board of National Education respecting funds at their disposal.
5. MR. GREEVES: To move, That the Petition of W. N. Crawford, presented by him on the 9th instant, be printed.

FRIDAY, 11TH NOVEMBER.

NOTICES OF MOTION :—

1. CAPTAIN DANE: To ask the Auditor General :—
  - (1.) What Amount has been realised by the labour of prisoners at the Melbourne Gaol from the 1st January to the 31st October, 1853, and to what department paid.
  - (2.) What amount has been realised by the labour of prisoners in Stockades and Hulks during the same interval, and to what department paid.
2. CAPTAIN DANE: To ask the Auditor General how many horses there are on the strength of the following establishments :—viz., Police, Gold Escort, and Military Mounted Troopers.
3. CAPTAIN DANE: To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to order to be laid upon the table of this Council such correspondence as may have passed between the Government and the owner of certain premises in Little Collins-street leased to the Government, and occupied as a County Court, &c.

4. MR. O'SHANASSY: To move, That this Council resolve itself into a Committee of the whole, for the purpose of moving an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to cause to place on the Estimates for the year 1854, the sum of £50,000 to be expended on the improvement of that part of the City of Melbourne known as "Fitz Roy Ward," under the provisions of an Act of the Legislature to be passed for that purpose.
5. MR. SPLATT: To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.
6. MR. JAMES THOMSON: To move that an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to cause to be laid on the table of this Council a copy of the report of the Board of Officers appointed to take into consideration the application made by the Bank of Victoria to be appointed sole depository of the public Funds of the Colony, and also a copy of the evidence, documentary and otherwise, on which that report was founded.

ORDERS OF THE DAY:—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 15TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. FAWKNER: To move, (1.) That a Select Committee of this Council, to consist of seven Members, be appointed to take into consideration the Petition of Mr. Patrick Reid, of Hazle Glen, claiming compensation for the taking away of his Run at the Plenty. To call for witnesses, take evidence, and report thereon to this Council.
- (2.) That such Committee consist of Messrs. Cowie, Myles, W. Nicholson, Russell, Riddell, The Auditor General, and the Mover.

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FRIDAY, 18TH NOVEMBER.

NOTICE OF MOTION:—

1. MR. MYLES: To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.

ORDER OF THE DAY:—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.

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TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY:—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL—Second reading.
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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 10th November.*

NEW CONSTITUTION—at 11 o'clock.

PUBLIC WORKS—at 12 o'clock.

GOLD DISCOVERY—at 1 o'clock.

*Friday, 11th November.*

GOVERNOR'S TEMPORARY RESIDENCE—at 11 o'clock.

STANDING ORDERS—at 11 o'clock.

GOVERNMENT BANKING—at a quarter to 1 o'clock.

MARRIAGES BILL—at 1 o'clock.

*Tuesday, 15th November.*

INTEMPERANCE.—at 11 o'clock.

J. F. PALMER,

*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 41.

THURSDAY, 10TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—The Chief Commissioner of Gold Fields presented a Petition from John Cheyne and William Cox Curry, praying that the duty on such light Wines, the use of which would promote temperance, be removed, and that the culture of the Vine in the Colony be promoted; and also, as Sugar is largely used in the manufacture of Sugar Beer, that no duty be placed on it: and that to meet the deficiency in the revenue, caused by certain proposed enactments and alterations, this Council would cause the Agricultural Lands in the vicinity of the Gold Fields to be leased with right of purchase, or sold, that food might be provided for man and beast, that habits of temperance might, by the possession of property, be encouraged amongst the population, and an ample revenue secured to the Government.  
Petition received.  
Mr. Sargood presented a petition from the Baptist Church and Congregation meeting in the Protestant Hall, praying this Council to abolish all State Grants to Religion, and thereby escape the fearful responsibility incurred in maintaining and extending pernicious and soul destroying principles, and all other grievous consequences which unavoidably ensue from interfering with what the Eternal Lawgiver has already settled and placed beyond the province of Civil Government, and by leaving the various religious Denominations entirely to their own resources, to adopt the only course that is really honoring and serviceable to religion; removing one of the most productive causes of jealousy and dissatisfaction existing in the community and opening up a new career of peace and prosperity, goodwill and advancement in genuine morals and true piety in this important and flourishing community.  
Petition received.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Auditor General the following order of the day was postponed until after the consideration of the other business of to-day:—  
Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.
4. POSTPONEMENT OF NOTICE OF MOTION.—Mr. O'Shanassy postponed the Motion standing in his name, No. 2 on the Notice Paper of to-day, until Thursday, 17th November instant.
5. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Mr. Goodman having, pursuant to notice, moved for and obtained leave to bring in a Bill to alter the Scab in Sheep Prevention Act; Bill, intituled—“*A Bill to alter and amend an Act for preventing the extension of the Disease called Scab in Sheep*”—presented, read a first time, and ordered to be read a second time, Thursday, 24th November, instant.
6. BOARD OF NATIONAL EDUCATION.—The Auditor General moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to cause to be laid upon the table of the Council any Correspondence with the Board of National Education respecting funds at their disposal.  
Question—put and passed.
7. NOTARIES PUBLIC.—Mr. Greeves moved, pursuant to notice, That the Petition of W. N. Crawford, presented by him on the 9th instant, be printed.  
Question—put and passed.
8. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported that the Committee had agreed to the following resolution:—  
“That the expenditure of large sums of public money in order to increase the amount appropriated by the Council for any department of the Public Service without the previous concurrence of the Council, in the opinion of the Committee, is unconstitutional, and

although, under the circumstances of the case, the Committee have reluctantly agreed to a large supplementary vote for the service of the year 1853, in order to maintain inviolate the public faith, they wish to express their opinion that, for the future, when a large Additional Estimate for the Public Service is required, the Government should call the House together at as early a period as possible,"—and obtained leave to sit again to-morrow.

Mr. Goodman then moved, That the above resolution be adopted by the Council.

Question—put and passed.

Council adjourned at nine o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 11TH NOVEMBER.

### NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General :—
  - (1.) What Amount has been realised by the labour of prisoners at the Melbourne Gaol from the 1st January to the 31st October, 1853, and to what department paid ?
  - (2.) What amount has been realised by the labour of prisoners in Stockades and Hulks during the same interval, and to what department paid ?
2. CAPTAIN DANE : To ask the Auditor General how many horses there are on the strength of the following establishments :—viz., Police, Gold Escort, and Military Mounted Troopers ?
3. MR. FAWKNER : To ask the Colonial Secretary,
  - (1.) Were reserves made on the map of the Colony according to the orders of the Governor of New South Wales, when this Colony formed a part of that Government ?
  - (2.) Were any reserves measured by the Survey Department in consequence of that Government Order ?
  - (3.) Were not the reserves made in the first instance, according to those Orders, of not less than nine miles, and not more than twenty-five square miles ?
  - (4.) Were any, and if any, how many of these reserves afterwards cut down—the twenty-five square miles to nine or less square miles in extent—and the nine miles to a less quantity, and in most instances to an area of one square mile ?
  - (5.) From whom did the Orders issue to reduce the reserves above referred to ; was it from that useful body the Land Board, or from the Lieutenant Governor conveyed by a member of that Board, and thus made to appear as the act of that Board ?
  - (6.) Were any orders given to make these reserves on the poorest and most useless spots ?
  - (7.) Who were the original members of the Land Board, and what gentlemen have been since appointed to that Board ?
  - (8.) Why were these reserves reduced below the quantities fixed by the Governor in Chief, and more particularly why were they reduced into such all but useless sizes as one square mile ?
4. CAPTAIN DANE : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to order to be laid upon the table of this Council such correspondence as may have passed between the Government and the owner of certain premises in Little Collins-street leased to the Government, and occupied as a County Court, &c.
5. MR. O'SHANASSY : To move, That this Council resolve itself into a Committee of the whole, for the purpose of moving an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to cause to place on the Estimates for the year 1854, the sum of £50,000 to be expended on the improvement of that part of the City of Melbourne known as "Fitz Roy Ward," under the provisions of an Act of the Legislature to be passed for that purpose.
6. MR. SPLATT : To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.
7. MR. JAMES THOMSON : To move that an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to cause to be laid on the table of this Council a copy of the report of the Board of Officers appointed to take into consideration the application made by the Bank of Victoria to be appointed sole depository of the public Funds of the Colony, and also a copy of the evidence, documentary and otherwise, on which that report was founded.
8. THE CHIEF COMMISSIONER OF GOLD FIELDS : To move, That the Petition presented by him Thursday, 10th November, instant, from John Cheyne and W. C. Curry, be printed.

### ORDERS OF THE DAY :—

1. GAUGE OF RAILWAYS.—Consideration of Report from Select Committee on.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

TUESDAY, 15TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. FAWKNER : To move, (1.) That a Select Committee of this Council, to consist of seven Members, be appointed to take into consideration the Petition of Mr. Patrick Reid, of Hazle Glen, claiming compensation for the taking away of his Run at the Plenty. To call for witnesses, take evidence, and report thereon to this Council.
- (2.) That such Committee consist of Messrs. Cowie, Myles, W. Nicholson, Russell, Riddell, The Auditor General, and the Mover.

THURSDAY, 17TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

FRIDAY, 18TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. MYLES : To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.

ORDER OF THE DAY :—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.

TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

THURSDAY, 24TH NOVEMBER.

*General Business* :—

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 11th November.*

STANDING ORDERS—at half-past 10 o'clock.  
 GOVERNOR'S TEMPORARY RESIDENCE—at 11 o'clock.  
 NEW CONSTITUTION—at half-past 11 o'clock.  
 GOVERNMENT BANKING—at a quarter to 1 o'clock.  
 MARRIAGES BILL—at 1 o'clock.

*Tuesday, 15th November.*

INTEMPERANCE.—at 11 o'clock.

*Thursday, 17th November.*

GOLD DISCOVERY—at 11 o'clock.

*Wednesday, 23rd November.*

GEE LONG MAILS—at 10 o'clock.  
 LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 42.

FRIDAY, 11<sup>TH</sup> NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. O'Shanassy presented a Petition from Thomas Embling, householder and ratepayer of Fitzroy Ward, Melbourne, praying that this Council would postpone the second reading of the "*Bill to enable the Council of the City of Melbourne to raise a sum or sums of Money not exceeding one million pounds in the whole, and for further amending the Act relating to the Corporation thereof,*" for a short period, in order to give opportunity for a more full expression of public opinion on the matter.  
Petition received.
3. STANDING ORDERS COMMITTEE.—With leave of the Council, the Attorney General, on behalf of the Honorable the Speaker, chairman of this Committee, brought up a progress report from this Committee, and moved that it be received and read by the Clerk.  
Question—put and passed.—Report read and ordered to be printed and taken into consideration, Tuesday, 15th November, instant.
4. PETITION.—Mr. O'Shanassy presented a Petition from the Citizens of Fitz Roy Ward in the City of Melbourne, praying that the Council would be pleased to address His Excellency the Lieutenant Governor of the Colony of Victoria to take such measures as should appear expedient for the purpose of carrying out the necessary improvements, and to extend the Streets of Fitz Roy Ward, in conformity with the Plan and Schedule approved by the Right Worshipful the Mayor, Aldermen, and Councillors of the City of Melbourne.  
Petition received.
5. OVENS MINING COMPANY INCORPORATION BILL.—Dr. Thomson, as Chairman, brought up the Report from the Select Committee, to which the above Bill was referred.  
Ordered to lie upon the table.
6. LEAVE OF ABSENCE.—On the application of Dr. Thomson, leave of absence for a fortnight was granted to him.
7. COUNTY COURT, MELBOURNE.—Captain Dane moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to order to be laid upon the table of this Council such correspondence as may have passed between the Government and the owner of certain premises in Little Collins-street leased to the Government, and occupied as a County Court, &c.  
Question—put and passed.
8. FITZ ROY WARD.—IMPROVEMENTS.—Mr. O'Shanassy moved, pursuant to notice, That this Council resolve itself into a Committee of the whole, for the purpose of moving an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to cause to be placed on the Estimates for the year 1854, the sum of £50,000 to be expended on the improvement of that part of the City of Melbourne known as "Fitz Roy Ward," under the provisions of an Act of the Legislature to be passed for that purpose.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported that the Committee had agreed to the following resolution: That it is expedient an Address be presented to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to cause to be placed on the Estimates for the year 1854, a sum not exceeding £50,000 to be expended on the improvement of that part of the City of Melbourne known as "Fitz Roy Ward," under the provisions of an Act of the Legislature to be passed for that purpose.  
Mr. O'Shanassy moved, That this Council do adopt the above resolution.  
Debate ensued.  
Question—put and passed.

9. **POSTPONEMENT OF NOTICE OF MOTION.**—Mr. Splatt postponed the motion standing in his name, No. 6 on the Notice Paper of to-day, until Friday, 18th November instant.
10. **BANK OF VICTORIA.**—Mr. James Thomson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to cause to be laid on the table of this Council a copy of the Report of the Board of Officers appointed to take into consideration the application made by the Bank of Victoria to be appointed sole depository of the Public Funds of the Colony, and also a copy of the evidence, documentary and otherwise, on which that Report was founded.  
Debate ensued.  
Question—put and negatived.
11. **PUBLIC HOUSE LICENSES.**—The Chief Commissioner of Gold Fields moved, pursuant to *amended* notice, That the Petition presented by him, Thursday, 10th November, instant, from John Cheyne and W. C. Curry, be printed and referred to the Committee now sitting on Intemperance.  
Question—put and passed.
12. **GAUGE OF RAILWAYS.**—The Order of the Day for the consideration of the Report from the Select Committee on the Gauge of Railways having been read, Mr. Hodgson moved that such Report be adopted, and that an Address be presented to His Excellency the Lieutenant Governor, praying His Excellency to call the attention of the Secretary of State for the Colonies to the enactment passed by the Legislature of New South Wales for altering the gauge of Railways from five feet three inches to four feet eight inches and a half, and respectfully to request that the Royal assent may be withheld from that Act.  
Question—put and passed.
13. **POSTPONEMENT OF ORDER OF THE DAY.**—On the motion of Mr. Smith the following order of the day was postponed until Friday, 25th November instant.  
Melbourne Corporation Acts amendment Bill—Second reading.
14. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.**—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress and obtained leave to sit again Wednesday 16th November instant.  
Council adjourned at six o'clock, until three o'clock on Tuesday next.

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**NOTICES OF MOTION AND ORDERS OF THE DAY.**

TUESDAY, 15TH NOVEMBER.

**NOTICE OF MOTION :—**

1. **MR. FAWKNER :** To move, (1.) That a Select Committee of this Council, to consist of seven Members, be appointed to take into consideration the Petition of Mr. Patrick Reid, of Hazle Glen, claiming compensation for the taking away of his Run at the Plenty. To call for witnesses, take evidence, and report thereon to this Council.  
(2.) That such Committee consist of Messrs. Cowie, Myles, W. Nicholson, Russell, Riddell, The Auditor General, and the Mover.
2. **MR. GOODMAN :** To move, That the Report of the Select Committee to enquire into the working of the "*Scab in Sheep Prevention Act*," be adopted.

**ORDER OF THE DAY :—**

1. **STANDING ORDERS**—Consideration of Progress Report from Select Committee on.  
*Contingent*—That on the Order of the Day for the consideration of the Progress Report from the Standing Orders Committee being read—  
**MR. GRIFFITH :** To move, That no Member of this House, being a Shareholder or Partner in any Company or Undertaking in which there are not less than 100 *bona fide* Partners, shall be precluded from voting upon matters affecting the interests of such Company or undertaking, provided he hold no office in the same as Director or otherwise, and that the value of his shares or interest therein do not exceed £1000 sterling.

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WEDNESDAY, 16TH NOVEMBER.

*Government Business :—*

**ORDER OF THE DAY :—**

1. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.**—To be further considered in Committee.

*General Business :—*

**NOTICE OF MOTION :—**

1. **MR. COWIE :** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he would cause to be laid on the table of this House a list of all

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the informations laid under the Harbour Regulations at the Police Office, Geelong, from the first day of October ultimo to this date, distinguishing those cases upon which convictions have followed from those dismissed, and the amount of fines imposed in each case. Also a copy or copies of such Harbour Regulations as may have been issued or been in force within the harbour, (Geelong), during the same period.

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THURSDAY, 17TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

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FRIDAY, 18TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. MYLES : To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.
2. MR. SPLATT : To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.

ORDER OF THE DAY :—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.

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TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

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THURSDAY, 24TH NOVEMBER.

*General Business* :—

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

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FRIDAY, 25TH NOVEMBER.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Monday, 14th November.*

NEW CONSTITUTION—at 11 o'clock.

*Tuesday, 15th November.*

INTEMPERANCE—at 11 o'clock.

GOVERNMENT BANKING—at 11 o'clock.

MARRIAGES BILL—at 1 o'clock.

*Wednesday, 16th November.*

PUBLIC WORKS—at 11 o'clock.

*Thursday, 17th November.*

GOLD DISCOVERY—at 11 o'clock

*Friday, 18th November.*

MARRIAGES BILL—at 11 o'clock.

*Wednesday, 23rd November.*

GEE LONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 43.

TUESDAY, 15TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. TEMPORARY RESIDENCE FOR LIEUTENANT GOVERNOR.—The Colonial Secretary, as chairman of the Select Committee of this Council appointed to consider what steps should be taken to secure a suitable temporary residence for the future Governor of Victoria, brought up the Report from such Committee, and moved that it be received.  
Question—put and passed.—Ordered to be printed and taken into consideration Wednesday, 16th November instant.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor laid upon the table of the Council—  
Prisoners.—Portland—Return to Address adopted on the motion of Mr. Wilkinson, 6th September, 1853.  
Ordered to be printed.
4. PETITION.—Mr. Hodgson presented a petition from Christopher Thomas Peters, of Great Bourke-street, in the City of Melbourne, gold digger, praying that the matters contained in his Petition might be considered by the Council, and that his claim to be the first discoverer of Gold in the Colony of Victoria, might be fully investigated, or that the Council would be pleased to give the Petitioner such further or other relief as to the Council should seem meet.  
Petition received.
5. MR. PATRICK REID.—Mr. Fawkner having moved, pursuant to notice,—  
(1.) That a Select Committee of this Council, to consist of seven Members, be appointed to take into consideration the Petition of Mr. Patrick Reid, of Hazle Glen, claiming compensation for the taking away of his Run at the Plenty. To call for witnesses, take evidence, and report thereon to this Council.  
(2.) That such Committee consist of Messrs. Cowie, Myles, W. Nicholson, Russell, Riddell, The Auditor General, and the Mover.  
The Council ordered that the debate be adjourned until Friday, 18th November instant.
6. SCAB IN SHEEP.—Mr. Goodman moved, pursuant to notice, That the Report of the Select Committee to enquire into the working of the "*Scab in Sheep Prevention Act*," be adopted.  
Mr. Snodgrass moved as an amendment, that the word "adopted" be omitted, with a view to insert the words "recommitted, and that the Committee be instructed to take further evidence."  
Debate ensued.  
Motion and amendment by leave withdrawn.
7. STANDING ORDERS.—The Order of the Day for the consideration of the Progress Report from the Select Committee of this Council upon Standing Orders having been read, on the motion of the Attorney General the Progress Report was read by the Clerk.  
Mr. Griffith then moved, pursuant to *contingent* notice, That no Member of this House, being a Shareholder or Partner in any Company or Undertaking in which there are not less than "100" *bona fide* Partners, shall be precluded from voting upon matters affecting the interests of such Company or "undertaking," provided he hold no office in the same as Director or otherwise, and that the value of his Shares or interest therein do not exceed £1000 sterling.  
Mr. Splatt moved, as an amendment, That the figures "100" be omitted from the above question, with a view to insert the figures "50" in lieu thereof; and also, that all the words after the word "undertaking" be omitted from the question.  
Debate ensued.  
Question—That the figures "100," proposed to be omitted, stand part of the question—put and negatived.  
Question—That the figures "50" be inserted in the place of the figures omitted—put and negatived.  
Question—That all the words after the word "undertaking" stand part of the question—put.  
Council divided.

Ayes, 6.

The Colonial Secretary,  
The Attorney General,  
The Solicitor General,  
Mr. Griffith,  
Mr. Parker,  
The Surveyor General, (*Teller.*)

Noes, 21.

Mr. Goodman,  
Mr. Greeves,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Cole,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Annand,  
Mr. Sargood,  
Mr. O'Shanassy,  
Captain Dane,  
Mr. Highett,  
Mr. J. Thomson,  
Mr. F. Murphy,  
Mr. M. Nicholson,  
Mr. Snodgrass,  
Mr. Splatt,  
Mr. Campbell,  
Mr. Wilkinson,  
Mr. Burnley,  
Mr. Smith, (*Teller.*)

Mr. Annand then moved that the blank in the second line be filled up with the figures "60."  
Question—That the blank in the second line be filled up with the figures "60"—put.  
Council divided.

Ayes, 19.

The Colonial Secretary,  
Mr. Splatt,  
Mr. Griffith,  
Mr. F. Murphy,  
Mr. Parker,  
Mr. Greeves,  
Mr. Miller,  
Captain Dane,  
Mr. Strachan,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Highett,  
Mr. Annand,  
Mr. Cole,  
Mr. Sargood,  
Mr. William Nicholson,  
Mr. Burnley,  
Mr. Smith,  
Mr. Goodman, (*Teller.*)

Noes, 8.

The Attorney General,  
The Solicitor General,  
Mr. J. Thomson,  
Mr. Wilkinson,  
Mr. Campbell,  
Mr. Snodgrass,  
Mr. M. Nicholson,  
The Surveyor General, (*Teller.*)

Question—That no Member of this House, being a shareholder or partner in any company or undertaking in which there are not less than 60 *bona fide* partners, shall be precluded from voting upon matters affecting the interests of such company or undertaking—put and negatived.

Mr. Greeves then moved, That with reference to the question proposed by the Committee on Standing Orders, this Council resolves to adhere to the practice of the House of Commons.

Question—put.  
Council divided.

Ayes, 22.

The Colonial Secretary,  
Mr. Snodgrass,  
The Surveyor General,  
Mr. Strachan,  
Mr. Cole,  
Mr. O'Shanassy,  
Mr. Highett,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Sargood,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Smith,  
Mr. Wilkinson,  
Mr. Greeves,  
Mr. Griffith,  
Mr. Parker,  
Mr. Campbell,  
Mr. F. Murphy,  
Mr. Goodman, (*Teller.*)

Noes, 4.

Mr. Annand,  
The Attorney General,  
The Solicitor General,  
Mr. Splatt, (*Teller.*)

Council adjourned at a quarter to six o'clock, until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, 16TH NOVEMBER.

*Government Business* :—

ORDERS OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.
2. TEMPORARY RESIDENCE FOR LIEUTENANT GOVERNOR.—Consideration of Report from Select Committee.

*General Business* :—

NOTICES OF MOTION :—

1. MR. COWIE : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he would cause to be laid on the table of this House a list of all the informations laid under the Harbour Regulations at the Police Office, Geelong, from the first day of October ultimo to this date, distinguishing those cases upon which convictions have followed from those dismissed, and the amount of fines imposed in each case. Also a copy or copies of such Harbour Regulations as may have been issued or been in force within the harbour, (Geelong), during the same period.
2. MR. HODGSON : To move, That the Petition of Christopher Thomas Peters, presented by him, Tuesday, 15th instant, be referred to the Committee on the Discovery of Gold, now sitting.

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THURSDAY, 17TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

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FRIDAY, 18TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. MYLES : To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.
2. MR. SPLATT : To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.

ORDERS OF THE DAY :—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

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TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

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THURSDAY, 24TH NOVEMBER.

*General Business* :—

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

FRIDAY, 25TH NOVEMBER.

ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL—Second reading.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Wednesday, 16th November.*

PUBLIC WORKS—at 11 o'clock.

GOVERNMENT BANKING—at 11 o'clock.

*Thursday, 17th November.*

GOLD DISCOVERY—at 11 o'clock.

INTEMPERANCE—at 11 o'clock.

*Friday, 18th November.*

MARRIAGES BILL—at 11 o'clock.

*Wednesday, 23rd November*

GEELONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 44.

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 WEDNESDAY, 16TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. LEAVE OF ABSENCE.—On the motion of Mr. Miller, leave of absence for a fortnight was granted to Mr. J. P. Stevens.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Auditor General, the following Order of the Day was postponed until after the consideration of the second Order of to-day :—  
Estimates for 1854, and Supplementary Estimates for 1853.—To be further considered in Committee.
4. TEMPORARY RESIDENCE FOR THE LIEUTENANT GOVERNOR.—The Order of the Day for the consideration of the Report from the Select Committee on this subject having been read, the Colonial Secretary moved, that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration thereof.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported that the Committee had resolved that it was expedient an Address be presented to the Lieutenant Governor, praying His Excellency to cause to be placed on the Estimates for 1854, the sum of £20,000 for the purpose of providing a suitable temporary residence for the Governor of Victoria,—On the motion of the Colonial Secretary, the Council adopted the resolution.
5. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. HARBOUR REGULATIONS, GEELONG.—Mr. Cowie moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he would cause to be laid on the table of this House a list of all the informations laid under the Harbour Regulations at the Police Office, Geelong, from the first day of October ultimo to this date, distinguishing those cases upon which convictions have followed from those dismissed, and the amount of fines imposed in each case. Also a copy or copies of such Harbour Regulations as may have been issued or been in force within the harbour (Geelong), during the same period.  
Question—put and passed.
7. C. T. PETERS.—Mr. Hodgson moved, pursuant to notice, That the Petition of Christopher Thomas Peters, presented by him, Tuesday, 15th instant, be referred to the Committee on the Discovery of Gold, now sitting.  
Question—put and passed.  
Council adjourned at five minutes to ten o'clock, until three o'clock to-morrow.

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 NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 17TH NOVEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business :—*

NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To ask the Colonial Secretary—Whether any steps have been taken with regard to a Bridge over the Yarra Yarra, at Richmond?

2. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
3. MR. GREEVES: To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

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FRIDAY, 18TH NOVEMBER.

NOTICES OF MOTION:—

1. MR. MYLES: To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.
2. MR. SPLATT: To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.

ORDERS OF THE DAY:—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

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TUESDAY, 22ND NOVEMBER.

ORDER OF THE DAY:—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.

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THURSDAY, 24TH NOVEMBER.

*General Business*:—

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

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FRIDAY, 25TH NOVEMBER.

ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business*:—

ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Thursday, 17th November.*

GOLD DISCOVERY—at 11 o'clock.

INTEMPERANCE—at 11 o'clock.

ELECTIONS AND QUALIFICATIONS—at half-past 2 o'clock.

*Friday, 18th November.*

MARRIAGES BILL—at 11 o'clock.

GOVERNMENT BANKING—at 12 o'clock.

*Wednesday, 23rd November.*

GEELONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 45.

THURSDAY, 17TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Auditor General, the following Order of the Day was postponed until after the consideration of the other business for to-day :—  
     “ Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.”
3. POSTPONEMENT OF NOTICES OF MOTION.—Mr. O'Shanassy postponed the motion standing in his name, No. 2 on the Notice Paper of to-day, until Thursday, 1st December next.  
     Mr. Miller, on behalf of Mr. Greeves, postponed the motion standing in his name, No. 3 on the Notice Paper of to-day, until Tuesday, 22nd November instant.
4. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
     The Chairman reported progress, and obtained leave to sit again on Tuesday next.  
     Council adjourned at three minutes past ten until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 18TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. MYLES : To move, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.

2. MR. SPLATT: To move, That the "*Melbourne, Mount Alexander, and Murray River Railway Act Amendment Bill*," be now read a second time.
3. THE COLONIAL SECRETARY: To move, That His Excellency's Message, No. 31, relative to an Export Duty on Gold, be taken into consideration.

## ORDERS OF THE DAY:—

1. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

TUESDAY, 22ND NOVEMBER.

## NOTICES OF MOTION:—

1. MR. HODGSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for 1854 the sum of £10,000 for the erection of an Orphan Asylum in Melbourne.
2. MR. GREEVES: To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

## ORDERS OF THE DAY:—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

THURSDAY, 24TH NOVEMBER.

*General Business:—*

## ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

FRIDAY, 25TH NOVEMBER.

## ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

THURSDAY, 1ST DECEMBER.

## NOTICE OF MOTION:—

3. MR. O'SHANASSY: To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

FRIDAY, 9TH DECEMBER.

## ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. CUSTOMS BILL.—Second reading.

M E E T I N G S

O F

S E L E C T C O M M I T T E E S .

*Friday, 18th November.*

MARRIAGES BILL—at 11 o'clock.  
 GOVERNMENT BANKING—at 12 o'clock.  
 NEW CONSTITUTION—at 1 o'clock.

*Tuesday, 22nd November.*

INTEMPERANCE—at 11 o'clock.

*Wednesday, 23rd November.*

GEE LONG MAILS—at 10 o'clock.  
 LIGHTHOUSES—at 12 o'clock.  
 PUBLIC WORKS—at 12 o'clock.

*Thursday, 24th November.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 46.

FRIDAY, 18<sup>TH</sup> NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Mr. Myles moved, pursuant to notice, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the supply of water and sewerage to the Town of Geelong, and to recommend
  - (1.) That the performance of all duties relating to the carrying on of the works of sewerage and water supply to the Town of Geelong be entrusted to a Board consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
  - (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage, and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works, the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
  - (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned.

Question—put and passed.  
Whereupon the Speaker left the chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported progress, and obtained leave to sit again this day fortnight.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council the following Papers, viz. :—
  - (1.) Provisions—Imports of.—Return to Address, adopted on the motion of Mr. Strachan, 26th October, 1853.  
Ordered to be printed.
  - (2.) Statistics—Gipps' Land.—Return to Address, adopted on the motion of Mr. Cole, 16th September, 1853.  
Ordered to be printed.
  - (3.) Bank Returns.—General Abstracts, shewing the Average Amount of the Liabilities and Assets of the following Banks, viz. :—
    - Bank of Australasia, from 1st July, 1852, to 30th September, 1853.
    - Bank of New South Wales, from 1st July, 1852, to 30th September, 1853.
    - Bank of New South Wales (Victoria Branch), from 1st January, 1853, to 30th September, 1853.
    - Union Bank of Australia, from 30th June, 1852, to 30th September, 1853.
    - Bank of Victoria, from 3rd January, 1853, to 30th September, 1853.
    - London Chartered Bank of Australia, from 2nd July, 1853, to 26th September, 1853.
 Ordered to be printed.
4. MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL.—Mr. Splatt moved, pursuant to notice, That this Bill be now read a second time.  
Debate ensued.  
Mr. Greeves moved the previous question.  
Debate ensued.

Question—That this question be now put—put.  
Council divided.

Ayes, 13.

Mr. Snodgrass,  
Mr. Rutledge,  
Mr. Riddell,  
Mr. Parker,  
J. Thomson,  
The Attorney General,  
Mr. Knight,  
The Chief Commissioner of Gold  
Fields,  
Mr. Splatt,  
The Auditor General,  
The Colonial Secretary,  
Mr. Campbell,  
The Surveyor General, (*Teller.*)

Noes, 22.

Mr. Annand,  
Mr. Haines,  
Mr. Smith,  
Mr. Cole,  
Mr. O'Shanassy,  
Mr. J. Murphy,  
Mr. Miles,  
Mr. Wilkinson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Goodman,  
Mr. Annand,  
Mr. Mollison,  
Mr. Henty,  
Mr. Burnley,  
Capt. Dane,  
Mr. M. Nicholson,  
Mr. Miller,  
Mr. Cowie,  
Mr. Griffith,  
Mr. Greeves, (*Teller.*)

Notice being taken that two members who had been present when the question was put, viz., Lieutenant Colonel Anderson and Mr. Russell, had retired into and were in the Library adjacent to the Council Chamber, the Council decided that these gentlemen should be called upon to vote, whereupon they severally gave their votes with the Ayes, and the Speaker declared the numbers to be Ayes, 15, Noes, 22.

Lieutenant Colonel Anderson and Mr. Russell having declared that they were, and notice being taken that Mr. Splatt was, interested in the Melbourne, Mount Alexander, and Murray River Railway Company, the Council, after debate, ordered that the votes of Lieutenant Colonel Anderson, Mr. Russell, and Mr. Splatt, be disallowed.

5. ADJOURNMENT.—Mr. Greeves moved that the Council do now "adjourn" for one hour.

Mr. Miller moved as an amendment, that all the words after the word "adjourn" be omitted, and that the words "until Tuesday next" be inserted in their place.

Motion and amendment by leave withdrawn.

6. EXPORT DUTY ON GOLD.—The Auditor General moved, pursuant to notice given by the Colonial Secretary, That His Excellency the Lieutenant Governor's Message, No. 31, relative to an Export Duty on Gold, be taken into consideration.

Mr. Greeves then moved that the debate be "adjourned" for one hour.

Mr. Miller moved as an amendment, that all the words after the word "adjourned" be omitted, and the words "until Tuesday next" be inserted in lieu thereof.

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

Ayes, 21.

The Colonial Secretary,  
The Auditor General,  
Mr. Splatt,  
Mr. Knight,  
Chief Commissioner of Gold Fields,  
The Attorney General,  
Mr. O'Shanassy,  
Mr. Parker,  
Mr. Cole,  
Mr. James Thomson,  
Mr. Haines,  
Mr. Henty,  
Mr. Greeves,  
Mr. Snodgrass,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. F. Murphy,  
Mr. Rutledge,  
Mr. Campbell,  
Mr. M. Nicholson,  
The Surveyor General, (*Teller.*)

Noes, 11.

Mr. J. Murphy,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Burnley,  
Captain Dane,  
Mr. Cowie,  
Mr. Mollison,  
Mr. Goodman,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Miller, (*Teller.*)

Question—That the debate be adjourned for one hour—put and passed.

7. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Auditor General the consideration of the following Order of the day was postponed for one hour :—

“ Gold Fields management Bill,” (2)—Second reading.

On the motion of Mr. William Nicholson, on behalf of Mr. Fawkner, the consideration of the following Order of the day was postponed until Tuesday next :—

“ Adjourned debate upon Mr. Fawkner’s motion to take into consideration the petition of Patrick Reid.”

Council adjourned at twenty minutes past six o’clock until twenty minutes past seven o’clock.

8. Council met pursuant to adjournment.—The Speaker took the Chair.

9. ADJOURNED DEBATE—GOLD EXPORT DUTY BILL.—The Lieutenant Governor’s Message, No. 31, having been read by the Clerk, the Auditor General moved, that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of such Message.

Question—put and passed.

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

The Chairman having reported that the Committee had resolved that it was deemed expedient that the Bill for granting a Duty upon the Export of Gold be read, the Auditor General moved that the Bill for granting a Duty upon the Export of Gold be now read a first time.

Question—put

Council divided.

Ayes, 15.

The Colonial Secretary,  
Mr. F. Murphy,  
The Solicitor General,  
Chief Commissioner of Gold Fields,  
The Attorney General,  
The Surveyor General,  
Mr. Snodgrass,  
Mr. Haines,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Henty,  
Mr. Griffith,  
Mr. Rutledge,  
Mr. Mollison,  
The Auditor General, (*Teller.*)

Noes, 12.

Mr. Smith,  
Mr. Cole,  
Mr. Greeves,  
Mr. Myles,  
Mr. Splatt,  
Mr. Strachan,  
Mr. O’Shanassy,  
Mr. J. Thomson,  
Mr. Wilkinson,  
Mr. Cowie,  
Mr. Campbell,  
Mr. Hodgson, (*Teller.*)

Bill read a first time—ordered to be read a second time on Friday, 2nd December next, and to be printed.

10. ADDRESSES.—The Speaker announced that he had, pursuant to the Resolutions of this Council, presented the following Addresses to His Excellency the Lieutenant Governor :—

No. 38. Gold Fields—adopted on the 1st November, 1853, on the motion of Mr. Fawkner,

and that His Excellency had, in reply to such Address, been pleased to state that the Returns had been prepared, and should be laid on the Council table.

No. 39. Female Immigration—adopted on the 1st November, 1853, by the Council, on the Report of the Committee of the whole,

and that His Excellency had, in reply to such address, been pleased to state that he had no objection to comply with the wishes of the Council, due regard being had to the just claims of the respective districts of the Colony.

No. 40. Cemeteries—adopted on the 4th November, 1853, on the motion of Mr. O’Brien

and that His Excellency had in reply to such address been pleased to state that he could have no objection to comply with the wishes of the Council.

No. 41. Aboriginal Protectorate on the Loddon—adopted on the 4th November, 1853, on the motion of Mr. Fawkner,

and that His Excellency had, in reply to such Address, been pleased to state that any portion of correspondence or information which might be of use to the Legislative Council, was quite at its service.

No. 42. Emigrants to Port Fairy—adopted on the 8th November, 1853, on the motion of Mr. Wilkinson,

and that His Excellency had, in reply to such Address, been pleased to state that he would direct all such correspondence to be laid on the Council Table.

No. 43. Board of National Education—adopted on the 10th November, 1853, on the motion of the Auditor General,

and that His Excellency had in reply to such Address, been pleased to state, that the correspondence in question should be placed before the Legislative Council.

No. 44. County Court Melbourne—adopted on the 11th November, 1853, on the motion of Captain Dane,

and that His Excellency had in reply to such Address, been pleased to state, he would direct all such correspondence, if any, to be produced for the satisfaction of the Council.

No. 45. Fitz Roy Ward Improvements—adopted on the 11th November, 1853, on the motion of Mr. O'Shanassy, and that His Excellency had, in reply to such Address, been pleased to state that the subject would receive the attention it called for.

No. 46. Gauge for Railways—adopted on the 11th November, 1853, on the motion of Mr. Hodgson, and that His Excellency had, in reply to such Address, been pleased to state that he would comply with the wishes of the Council, and bring the subject of this Address under the attention of the Secretary of State.

No. 47. Temporary Residence for the Lieutenant Governor—adopted on the 16th November, 1853, on the motion of the Colonial Secretary, and that His Excellency had, in reply to such Address, been pleased to state he had no objection to oppose to the wishes of the Council.

No. 48. Harbour Regulations, Geelong—adopted on the 16th November, 1853, on the motion of Mr. Cowie, and that His Excellency had, in reply to such Address, been pleased to state the List should be prepared, and laid upon the Council Table.

11. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Attorney General, the following Order of the Day was postponed until Tuesday, 22nd November inst.

“Gold Fields Management Bill (2).—Second reading.”

Council adjourned at twenty minutes past ten, until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 22ND NOVEMBER.

### NOTICES OF MOTION :—

1. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for 1854 the sum of £10,000 for the erection of an Orphan Asylum in Melbourne.
2. MR. GREEVES : To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

### ORDERS OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.
3. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.
4. GOLD FIELDS MANAGEMENT BILL (2)—Second reading.

THURSDAY, 24TH NOVEMBER.

### General Business :—

### ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

FRIDAY, 25TH NOVEMBER.

### ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

THURSDAY, 1ST DECEMBER.

### General Business :—

### NOTICE OF MOTION :—

3. MR. O'SHANASSY : To move, That the Bill, entitled “*The Melbourne Ship Canal and Dock Company's Bill*,” be now read a first time.

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FRIDAY, 2ND DECEMBER.

ORDERS OF THE DAY:—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. GOLD EXPORT DUTY BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 22nd November.*

GOVERNMENT BANKING—at 10 o'clock.

INTEMPERANCE—at 11 o'clock.

NEW CONSTITUTION—at 12 o'clock.

*Wednesday, 23rd November.*

GEELONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 12 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Thursday, 24th November.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,

*Speaker.*

MEMORANDUM.—Understood that the motion for the second reading of the Bill for the Better Management of the Gold Fields, take precedence of all other business, on Tuesday, the 22nd instant.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 47.

TUESDAY, 22ND NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. THE HONORABLE J. H. N. CASSELL, ESQ.—The Speaker having informed the Council of the death of the Hon. J. H. N. Cassell, Esq., Collector of Customs of this Colony, and Member of this Council;—on the motion of the Colonial Secretary, it was ordered by the Council, *nem. con.*, that, as a mark of respect to the deceased Member, this Council do, at its rising this day, adjourn until Thursday next, at three o'clock.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—
  - (1.) Board of National Education.—Return to Address adopted on the motion of the Auditor General, 10th November, 1853.  
Ordered to be printed.
  - (2.) County Court, Melbourne.—Return to Address adopted on the motion of Captain Dane, 11th November, 1853.  
Ordered to be printed.
  - (3.) Geelong Mails.—Copy Correspondence with the Right Hon. the Secretary of State for the Colonies respecting the landing of.  
Ordered to be printed.
  - (4.) Immigrants.—Report from the Immigration Agent relative to Public Institutions for general Immigrants.  
Ordered to be printed.
  - (5.) Colonial Agent General.—Supplementary Correspondence in continuation of the Documents accompanying Message No. 17, of 5th September, 1853.  
Ordered to be printed.
4. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Hodgson postponed the Motion standing in his name, No. 1, on the Notice Paper of to-day, until Friday, 25th November instant. Mr. Greeves postponed the Motion standing in his name, No. 2, on the Notice Paper of to-day, until after the consideration of the 4th Order of to-day.
5. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. O'Shanassy, the following Order of the Day was postponed, until Tuesday, 29th November instant,—Partnerships Limited Liabilities Bill.—Second reading.  
On the motion of the Auditor General, the consideration of the following Order of the Day was postponed until after the consideration of the other business of to-day.  
“Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.”  
On the motion of Mr. William Nicholson the following Order of the day was postponed until Tuesday, 29th November instant :—  
“Adjourned debate upon Mr. Fawkner's motion to take into consideration the petition of Patrick Reid.”
6. GOLD FIELDS MANAGEMENT BILL.—The Attorney General moved that this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.—Bill read a second time.  
On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee for the consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again at eight o'clock.  
Council adjourned at seven o'clock until eight o'clock.

7. Council met pursuant to adjournment: The Speaker took the Chair.
8. GOLD FIELDS MANAGEMENT BILL.—On the motion of the Colonial Secretary, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.

The Chairman having reported that Captain Dane, one of the members for South Bourke, had made use in the Committee of the following words, [ ]].

The Colonial Secretary moved, That the words so reported were disrespectful to the House, and that Captain Dane be called upon to explain.

The Speaker having requested Captain Dane to withdraw, and that Member having retired, debate ensued.

The motion of the Colonial Secretary having, with leave of the Council, been withdrawn,—The Attorney General moved, That the words used by Captain Dane, one of the members for South Bourke, and placed on the Records, being beneath the contempt of this House, be expunged from the Records of the House.

Question—put and passed.

9. GOLD FIELDS MANAGEMENT BILL.—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Thursday, the 24th November instant.

10. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Greeves postponed the motion standing in his name No. 2 on the Notice of to-day, until Friday, 25th November instant.

11. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Auditor General the following Order of the Day was postponed until Thursday, 24th November instant:—  
“Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.”

Council adjourned at eleven o'clock until three o'clock on Thursday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 24TH NOVEMBER.

*Government Business:—*

ORDERS OF THE DAY:—

2. GOLD FIELDS MANAGEMENT BILL (2)—To be further considered in Committee.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

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FRIDAY, 25TH NOVEMBER.

NOTICES OF MOTION:—

1. MR. W. NICHOLSON: To move, That this Council do resolve itself into a Committee of the whole, for the purpose of considering the propriety of adopting an Address to be presented to His Excellency the Lieutenant Governor, praying His Excellency to place on the Estimates for 1854, a sum of £20,000, to be appropriated in building a bridge over the Yarra Yarra, at Richmond.
2. CAPTAIN DANE: To move, That a Select Committee of this Council be formed, for the purpose of enquiring into the cause of such a very large supply of Forage and Stores being accumulated at the Diggings; as well as to ascertain the probable loss arising from the transit at an improper season of the year; the high price of the articles at the time of purchase; and the consequent deterioration from long storage.  
Such Committee to consist of Mr. Annand, Mr. Campbell, Mr. Cowie, Dr. Thomson, Mr. Cole, The Auditor General, Mr. Haines, and the Mover, to take evidence and to call for papers.
3. THE AUDITOR GENERAL: To move, That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year, the sum of £10,000, in aid of the funds appropriated for the purposes of National Education.
4. MR. HODGSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for 1854 the sum of £10,000 for the erection of an Orphan Asylum in Melbourne.
5. MR. GREEVES: To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 29TH NOVEMBER.

ORDERS OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

THURSDAY, 1ST DECEMBER.

*General Business* :—

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

FRIDAY, 2ND DECEMBER.

ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. GOLD EXPORT DUTY BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 24th November.*

GOVERNMENT BANKING—at half-past 10 o'clock.  
 GOLD DISCOVERY—at 11 o'clock.  
 PUBLIC WORKS—at 12 o'clock.

*Friday, 25th November.*

NEW CONSTITUTION—at 11 o'clock.  
 LIGHTHOUSES—at 12 o'clock.

*Wednesday, 30th November.*

GEELONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 48.

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THURSDAY, 24TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. LEAVE OF ABSENCE.—The Speaker having informed the Council that he had received a Letter from Mr. Sargood requesting leave of absence from this Council for ten days—leave given.
  3. GOLD FIELDS MANAGEMENT BILL (2.)—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress and obtained leave to sit again to-morrow.
  4. POSTPONEMENT OF ORDERS OF THE DAY—On the motion of the Colonial Secretary the following Order of the Day was postponed, until Wednesday, 30th November instant :—  
“Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.”  
On the motion of Mr. Snodgrass the following Order of the Day was postponed until Tuesday, 29th November instant :—  
“Scab in Sheep Prevention Act Amendment Bill.—Second reading.”
- Council adjourned at twenty-five minutes to six o'clock until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 25TH NOVEMBER.

NOTICES OF MOTION :—

1. MR. W. NICHOLSON : To move, That this Council do resolve itself into a Committee of the whole, for the purpose of considering the propriety of adopting an Address to be presented to His Excellency the Lieutenant Governor, praying His Excellency to place on the Estimates for 1854, a sum of £20,000, to be appropriated in building a bridge over the Yarra Yarra, at Richmond.
2. CAPTAIN DANE : To move, That a Select Committee of this Council be formed, for the purpose of enquiring into the cause of such a very large supply of Forage and Stores being accumulated at the Diggings ; as well as to ascertain the probable loss arising from their transit at an improper season of the year ; the high price of the articles at the time of purchase ; and the consequent deterioration from long storage.  
Such Committee to consist of Mr. Annand, Mr. Campbell, Mr. Cowie, Dr. Thomson, Mr. Cole, The Auditor General, Mr. Haines, and the Mover, to take evidence and to call for papers.
3. THE AUDITOR GENERAL : To move, That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year, the sum of £10,000, in aid of the funds appropriated for the purposes of National Education.
4. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for 1854 the sum of £10,000 for the erection of an Orphan Asylum in Melbourne.
5. MR. GREEVES : To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. GOLD FIELDS MANAGEMENT BILL (2.)—To be further considered in Committee.

TUESDAY, 29TH NOVEMBER.

NOTICE OF MOTION :—

1. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, that he will be pleased to place on the Estimates for 1854 the sum of £500, for the purpose of erecting a Monument to the memory of the late J. H. N. Cassell, Esq., Collector of Customs of the Colony of Victoria.

ORDERS OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.
3. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

WEDNESDAY, 30TH NOVEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

THURSDAY, 1ST DECEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

FRIDAY, 2ND DECEMBER.

ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. GOLD EXPORT DUTY BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 25th November.*

NEW CONSTITUTION—at 11 o'clock.

LIGHTHOUSES—at 12 o'clock.

LIBRARY—at 1 o'clock.

*Tuesday, 29th November.*

PUBLIC WORKS—at half-past 11 o'clock.

*Wednesday, 30th November.*

GOVERNMENT BANKING—at half-past 10 o'clock.

*Thursday, 1st December.*

GEELONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

MEMORANDUM.—Understood that the further consideration in Committee of the whole Council of the Bill for the Better Management of the Gold Fields, take precedence of all other business, Friday, 25th instant.

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 49.

FRIDAY, 25TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Fawcner presented a Petition from John Worley, of Barker's Creek, Mount Alexander, praying this Council would take the statements set forth in his Petition into consideration.  
Petition received.  
Mr. O'Shanassy presented a Petition from certain Householders, Ratepayers, and Inhabitants of Fitz Roy Ward, Melbourne, praying the Council would reject the Bill now pending, to enable the City Council to borrow to the extent of one million pounds sterling, and also to increase the City Rates to 2s. in the pound on the valued rental.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—  
Emigrants to Port Fairy—Return to Address adopted on the motion of Mr. Wilkinson, 8th November, 1853.  
Ordered to be printed.
4. PETITIONS.—Mr. Miller presented a Petition from certain Inhabitants of Richmond, in the County of Bourke, praying that this Council would be pleased to take the statements set forth in the Petition into consideration and adopt such measures as might seem meet for the speedy construction of a Bridge at the foot of Church-street, Richmond, and the formation of the approaches thereto.  
Petition received.  
Mr. Miller presented a Petition from certain Inhabitants of Prahran, in the County of Bourke, praying the Council would be pleased to take the statements set forth in the Petition into consideration, and adopt such measures as might seem meet for the speedy construction of a Bridge at the foot of Chapel-street, Prahran, and the formation of the approaches thereto.  
Petition received.
5. POSTPONEMENT OF NOTICES OF MOTION.—Mr. W. Nicholson, Captain Dane, the Auditor General, Mr. Hodgson, and Mr. Greeves, postponed the Motions standing in their names, Nos. 1, 2, 3, 4, and 5, respectively, until Tuesday, 29th November instant.
6. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Hodgson the following order of the day was postponed until after the consideration of the 2nd order of to-day.  
Melbourne Corporation Acts Amendment Bill.—Second reading.
7. GOLD FIELDS MANAGEMENT BILL (2.)—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress and obtained leave to sit again after the lapse of one hour.  
The Speaker left the chair at six o'clock.  
The Speaker resumed the chair at seven o'clock.
8. GOLD FIELDS MANAGEMENT BILL (2.)—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman reported the Bill with amendments to the Council.  
On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the reconsideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration on Tuesday, 29th November instant. Bill as amended to be printed.
9. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Hodgson the following Order of the Day was postponed until Tuesday, 29th November instant:—  
Melbourne Corporation Act Amendment Bill.—Second reading.  
Council adjourned at twenty minutes to eleven o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 29TH NOVEMBER.

## NOTICES OF MOTION :—

1. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, that he will be pleased to place on the Estimates for 1854 the sum of £500, for the purpose of erecting a Monument to the memory of the late J. H. N. Cassell, Esq., Collector of Customs of the Colony of Victoria.
2. MR. W. NICHOLSON : To move, That this Council do resolve itself into a Committee of the whole, for the purpose of considering the propriety of adopting an Address to be presented to His Excellency the Lieutenant Governor, praying His Excellency to place on the Estimates for 1854, a sum of £20,000, to be appropriated in building a bridge over the Yarra Yarra, at Richmond.
3. CAPTAIN DANE : To move, That a Select Committee of this Council be formed, for the purpose of enquiring into the cause of such a very large supply of Forage and Stores being accumulated at the Diggings ; as well as to ascertain the probable loss arising from there transit at an improper season of the year ; the high price of the articles at the time of purchase ; and the consequent deterioration from long storage.  
Such Committee to consist of Mr. Annand, Mr. Campbell, Mr. Cowie, Dr. Thomson, Mr. Cole, The Auditor General, Mr. Haines, and the Mover, to take evidence and to call for papers.
4. THE AUDITOR GENERAL : To move, That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year, the sum of £10,000, in aid of the funds appropriated for the purposes of National Education.
5. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place on the Estimates for 1854 the sum of £10,000 for the erection of an Orphan Asylum in Melbourne.
6. MR. GREEVES : To move, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

## ORDERS OF THE DAY :—

1. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
2. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.
3. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
4. GOLD FIELDS MANAGEMENT BILL (2)—Adoption of Report.
5. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

WEDNESDAY, 30TH NOVEMBER.

*Government Business :—*

## ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

THURSDAY, 1ST DECEMBER.

*General Business :—*

## NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

FRIDAY, 2ND DECEMBER.

## ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. GOLD EXPORT DUTY BILL.—Second reading.

FRIDAY, 9TH DECEMBER.

## ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

ORDER OF THE DAY:

1. CUSTOMS BILL—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 29th November.*

PUBLIC WORKS—at half-past 11 o'clock.

NEW CONSTITUTION—at 12 o'clock.

*Wednesday, 30th November.*

GOVERNMENT BANKING—at half-past 10 o'clock.

*Thursday, 1st December.*

GEELONG MAILS—at 10 o'clock.

LIGHTHOUSES—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

MEMORANDUM.—Understood that the consideration of the Report from the Committee of the whole Council upon the Bill for the Better Management of the Gold Fields, take precedence of all other business, Tuesday, 29th instant.

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 50.

TUESDAY, 29<sup>TH</sup> NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION OF SEATS IN COUNCIL.—The Speaker announced that he had received communications from the Honorable the Colonial Secretary, notifying the resignation of their seats in this Council, by DR. ANDREW ALDCORN, a Non-elective Member of this Council, WILLIAM HENRY FANCOURT MITCHELL, Esq., an Official Non-elective Member of this Council, and ADOLPHUS GOLDSMITH, Esq., Member for the Counties of Ripon, Hampden, and Polworth.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—
  - (1.) County Courts.—Return to Address adopted on the motion of Dr. Thomson, 14th October, 1853.  
Ordered to be printed.
  - (2.) Harbor Regulations, Geelong.—Return to Address adopted on the motion of Mr. Cowie, 16th November, 1853.  
Ordered to be printed.
  - (3.) Gold Fields.—Return to Address adopted on the motion of Mr. Fawkner, 1st November, 1853.  
Ordered to be printed.
4. PETITION.—Mr. Hodgson presented a Petition from certain Inhabitants and Rate Payers of Fitz Roy Ward, in the City of Melbourne, praying this Council would pass into law the Melbourne Corporation Acts' Amendment Bill, now pending before the Council, with the omission of the third section thereof.  
Petition received.
5. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Fawkner, Mr. W. Nicholson, Captain Dane, the Auditor General, and Mr. Greeves, postponed the Motions standing in their names, Nos. 1, 2, 3, 4, and 6, respectively, until after the consideration of the 4th Order of to-day.
6. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. W. Nicholson the following order of the day was postponed until after the consideration of the Notices of Motion for to-day :—  
Partnerships Limited Liability Bill—Second Reading—  
and the following Orders of the Day were postponed until after the consideration of the 1st Order of to-day :—  
Adjourned debate upon Mr. Fawkner's motion to take into consideration the Petition of Patrick Reid.  
Scab in Sheep Prevention Act Amendment Bill—Second Reading.
7. GOLD FIELDS MANAGEMENT BILL (2.)—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time this day.
8. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent under the Hand of His Excellency the Lieutenant Governor and Seal of the Colony of Victoria, bearing date at Melbourne the 25th day of November, 1853, appointing CHARLES MAC MAHON, Esquire, to be a Non-elective Member of this Council.  
CHARLES MAC MAHON, Esquire, was then introduced, and having taken the oath, took his seat in the Council as Member thereof.

9. **THE LATE J. H. N. CASSELL, ESQ.**—Mr. Fawcner moved, pursuant to notice, That this House do resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, that he will be pleased to place on the Estimates for 1854 the sum of £500, for the purpose of erecting a Monument to the memory of the late J. H. N. Cassell, Esq., Collector of Customs of the Colony of Victoria.

Question—put and passed.

Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.

The Chairman having reported progress,

Mr. Fawcner moved that this Council is desirous of offering its deep feelings of condolence to the Widow of the late J. H. N. Cassell, Esq., Collector of Customs of Victoria, and of placing on record its high appreciation of her deceased Husband as a public officer.

Question—put and passed.

10. **BRIDGE OVER THE YARRA, AT RICHMOND.**—Mr. William Nicholson moved, pursuant to notice, That this Council do resolve itself into a Committee of the whole, for the purpose of considering the propriety of adopting an Address to be presented to His Excellency the Lieutenant Governor, praying His Excellency to place on the Estimates for 1854, a sum of £20,000, to be appropriated in building a bridge over the Yarra Yarra, at Richmond.

Question—put and passed.

Whereupon the Speaker left the chair and the Council resolved itself into a Committee of the whole for the consideration thereof.

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854, the sum of £20,000 to be appropriated in building a Bridge over the Yarra Yarra, at Richmond—the Council adopted such Report.

11. **FORAGE AND STORES FOR GOLD FIELDS.**—Captain Dane moved pursuant to notice, That a Select Committee of this Council be formed, for the purpose of enquiring into the cause of such a very large supply of Forage and Stores being accumulated at the Diggings ; as well as to ascertain the probable loss arising from their transit at an improper season of the year ; the high price of the articles at the time of purchase ; and the consequent deterioration from long storage.

Such Committee to consist of Mr. Annand, Mr. Campbell, Mr. Cowie, Dr. Thomson, Mr. Cole, The Auditor General, Mr. Haines, and the Mover, to take evidence and to call for papers.

Debate ensued.

Council divided.

Ayes, 6.

Mr. Myles,  
Mr. O'Brien,  
Mr. O'Shanassy,  
Mr. Haines,  
Mr. Hervey,  
Captain Dane, (*Teller.*)

Noes, 23.

The Chief Commissioner of Gold  
Fields,  
Mr. Cole,  
Mr. A'Beckett,  
Mr. Annand,  
The Colonial Secretary,  
Mr. Hodgson,  
The Auditor General,  
Mr. Miller,  
Mr. Burnley,  
The Chairman of General Sessions,  
Mr. M. Nicholson,  
The Solicitor General,  
Mr. Highett,  
Mr. J. Thomson,  
Mr. Goodman,  
Mr. Wilkinson,  
Mr. Griffith,  
Mr. Rutledge,  
Mr. Snodgrass,  
Mr. F. Murphy,  
Mr. Splatt,  
Mr. Parker,  
Mr. Smith, (*Teller.*)

12. **NATIONAL EDUCATION.**—The Auditor General moved, pursuant to notice, That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year, the sum of £10,000, in aid of the funds appropriated for the purposes of National Education.

A point of order having been raised that this question had been already decided this Session,

Debate ensued,

Whereupon Mr. Snodgrass moved, That the motion of the Auditor General is strictly in order.

Council divided.

Ayes, 18.  
 The Attorney General,  
 The Colonial Secretary,  
 Mr. Cole,  
 The Inspector of Police,  
 The Solicitor General,  
 Mr. Highett,  
 Mr. A'Beckett  
 Mr. Annand,  
 Mr. Hodgson,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Chief Commissioner of Gold Fields,  
 Mr. Snodgrass,  
 Mr. F. Murphy,  
 Mr. M. Nicholson,  
 Mr. Campbell,  
 Mr. Goodman,  
 The Auditor General, (*Teller.*)

Noes, 14.  
 Mr. Splatt,  
 Mr. Smith,  
 Mr. Rutledge,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 The Chairman of General Sessions,  
 Mr. Miller,  
 Mr. Wilkinson,  
 Mr. Burnley,  
 Mr. Haines,  
 Mr. Parker,  
 Captain Dane,  
 Mr. Griffith,  
 Mr. Greeves, (*Teller.*)

Question—That this House resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year the sum of £10,000 in aid of the funds appropriated for the purposes of National Education—put and passed.

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

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to place upon the Supplementary Estimates for the current year the sum of £10,000, in aid of the funds appropriated for the purposes of National Education—the Council adopted such Report.

13. WATER SUPPLY, MELBOURNE.—Mr. Greeves, moved, pursuant to notice, That the House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of the Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire.

Question—put and passed.

Whereupon the Speaker left the chair and the Council resolved itself into a Committee of the whole for the consideration thereof.

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, expressing the opinion of this Council that it is necessary for the safety of life and property within the City of Melbourne, to take immediate steps to provide, pending the construction of the complete works undertaken by the Water and Sewerage Commission, an adequate supply of water for the purpose of extinguishing fire—the Council adopted such Report.

14. POSTPONEMENT OF THE ORDERS OF THE DAY.—On the motion of Mr. O'Shanassy, the following Order of the Day was postponed until Friday, 2nd December instant :—  
 Partnerships Limited Liability Bill—Second reading.

On the motion of Mr. Hodgson, the following Order of the Day was postponed until Tuesday, 6th December instant :—

Adjourned Debate upon Mr. Fawkner's motion to take into consideration the Petition of Patrick Reid.

On the motion of Mr. F. Murphy, the following Order of the Day was postponed until Friday, 2nd December instant :—

Scab in Sheep Prevention Act Amendment Bill—Second reading.

On the motion of Mr. Hodgson, the following Order of the Day was postponed until Thursday, 1st December instant :—

Melbourne Corporation Acts Amendment Bill—Second reading.

15. GOLD FIELDS MANAGEMENT BILL (2)—The order of the day for the third reading of this Bill having been read, on the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Council adopted the same.

The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported.

Bill on the motion of the Attorney General, read a third time and *passed*.

The Attorney General then moved that the following be the title of the Bill :—

“ *An Act for the better management of the Gold Fields in the Colony of Victoria.* ”

Question put and passed.

16. GOLD EXPORT DUTY BILL :—On the motion of the Auditor General the following Order of the day for Friday, 2nd December, was discharged from the paper.  
Gold Export Duty Bill—Second reading.  
Council adjourned at twenty minutes past eleven o'clock until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 30TH NOVEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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THURSDAY, 1ST DECEMBER.

*General Business :—*

NOTICE OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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FRIDAY, 2ND DECEMBER.

ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
3. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

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TUESDAY, 6TH DECEMBER.

ORDER OF THE DAY :—

1. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

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FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

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MEETINGS

OF

SELECT COMMITTEES.

*Wednesday, 30th November.*

GOVERNMENT BANKING—at half-past 10 o'clock.

PUBLIC WORKS—at 11 o'clock.

INTEMPERANCE—at 12 o'clock.

*Thursday, 1st December.*

GEELONG MAILS—at 10 o'clock.

NEW CONSTITUTION—at 11 o'clock.

*Friday, 2nd December.*

LIGHTHOUSES—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

MEMORANDUM.—Understood that the consideration of the Order of the Day for the second reading of the Melbourne Corporation Acts Amendment Bill, take precedence of all other business, Thursday, 1st December inst.

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 51.

WEDNESDAY, 30TH NOVEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. O'Shanassy presented a petition from James Steel of Melbourne, praying that this House would institute enquiries into his case as set forth in his petition, and that the petitioner might be called upon to give evidence in his case.  
Petition received.  
Mr. James Thomson presented a petition from certain Stockholders of the Western District, urging upon this Council the necessity of postponing the proposed measure for amending the Scab in Sheep Prevention Act, to allow time for its further and fuller consideration.  
Petition received.  
Mr. James Thomson presented a petition from certain other Stockholders of the Western District, urging upon this Council the necessity of postponing the proposed measure for amending the Scab in Sheep Prevention Act, to allow time for its further and fuller consideration.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council :—  
Special Survey at Port Fairy—Return to Address adopted on the motion of Mr. Cole, 20th October, 1853.  
Ordered to be printed.  
Also, a Plan of the Township of Belfast, Port Fairy, and Mr. James Atkinson's Special Survey of 5,120 Acres.  
Ordered to lie upon the table.
4. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again on Thursday, 1st December next.  
Council adjourned at seven minutes past ten o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 1ST DECEMBER.

*Government Business :—*

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business :—*

NOTICES OF MOTION :—

1. MR. O'SHANASSY : To move, That the Bill, entitled "*The Melbourne Ship Canal and Dock Company's Bill*," be now read a first time.
2. MR. JAMES THOMSON : To move, That the Petition signed by G. J. Ware, and other Stockholders in the Western District, praying that the consideration of the "*Scab in Sheep Prevention Act*" be postponed, to give time for its further and fuller consideration, be printed.
3. MR. JAMES THOMSON : To move, That the Petition signed by J. Currie, and other Stockholders in the Western District, praying that the consideration of the "*Scab in Sheep Prevention Act*" be postponed, to give time for its further consideration, be printed.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

FRIDAY, 2ND DECEMBER.

NOTICE OF MOTION :—

1. MR. WILLIAM NICHOLSON : To call the attention of the Honorable the Colonial Secretary, to the following circumstances :—  
That certain lands situated at the Pentland Hills and Maddingley, were advertised for sale on the 27th May, 1853.  
That a great number of persons anxious to purchase attended the sale ; when to their great inconvenience and disappointment these lands were withdrawn.  
That a numerously signed Petition was presented to His Excellency the Lieutenant Governor, on the 10th September, 1853, praying that these lands which had been withdrawn might be sold.  
That His Excellency the Lieutenant Governor in reply to the prayer of the Petition, promised they should be sold in the following month.  
That the said lands were accordingly advertised for sale on the 20th October, and on that day a large number of persons attended intending to purchase, when out of 1616 acres advertised, only 18½ acres were offered, and 1597½ acres withdrawn from sale.  
That the cost out of pocket of a number of persons who had travelled thirty-five or forty miles to attend the sale, was upwards of £300, besides the loss of time and disappointment ; and To ask the Honorable the Colonial Secretary, why these lands have been twice withdrawn after being advertised, and whether it is the intention of the Government to sell them or not.

ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
3. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

TUESDAY, 6TH DECEMBER.

ORDER OF THE DAY :—

1. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

FRIDAY, 9TH DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 1st December.*

GEELONG MAILS—at 10 o'clock.

NEW CONSTITUTION—at 11 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Friday, 2nd December.*

LIGHTHOUSES—at 1 o'clock.

*Tuesday, 6th December.*

GOVERNMENT BANKING—at half-past 10 o'clock.

STANDING ORDERS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

MEMORANDUM.—Understood that the consideration of the Order of the Day for the second reading of the Melbourne Corporation Acts Amendment Bill, take precedence of all other business, Thursday, 1st December inst.

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 52.

THURSDAY, 1ST DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILL.—The Speaker announced that His Excellency the Lieutenant Governor had been pleased to give the Royal assent to  
“*The Gold Fields Management Bill.*” (2)
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council  
Supreme Court Rules—Rules for regulating the pleading and practice, and establishing the amount of fees, costs, and charges, to be paid in the Supreme Court of the Colony of Victoria.  
Ordered to be printed.
4. PETITION.—Mr. Greeves presented a Petition from the Master Bakers of the City of Melbourne and the suburbs thereof, praying that the law in respect to the making and sale of bread in this Colony might be assimilated to that in force in London, Launceston, Hobart Town, and other places, which by enforcing the sale of bread by weight enables the baker to make up to the consumer any deficiency that may have arisen from any of the circumstances mentioned in the Petition.  
Petition received.
5. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Auditor General the following Order of the Day was postponed until after the consideration of the 1st Order—*General business*, for to-day:  
“Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.”
6. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Mr. James Thomson moved, pursuant to notice, That the Petition signed by G. J. Ware, and other Stock-holders in the Western District, praying that the consideration of the “*Scab in Sheep Prevention Act*” be postponed, to give time for its further and fuller consideration, be printed.  
Question—put and passed.
7. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Mr. James Thomson moved, pursuant to notice, That the Petition signed by J. Currie, and other Stock-holders in the Western District, praying that the consideration of the “*Scab in Sheep Prevention Act*” be postponed, to give time for its further consideration, be printed.  
Debate ensued.  
Motion, by leave, withdrawn.
8. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Mr. Smith moved, That this Bill “be” now read a second time.  
The Colonial Secretary moved, as an amendment, That all the words after the word “be” be omitted, with a view to insert, “referred to a Select Committee, and that the Committee be instructed to inquire in what manner and to what extent local requirements should be provided for otherwise than from the general revenue, and by whom such funds should be administered.”  
And that, with leave of the Council, such Committee do consist of the following Members, viz.:—The Auditor General, The Surveyor General, Mr. Hodgson, Mr. Smith, Mr. O’Shanassy, Mr. Cowie, Dr. Thomson, The Honorable The Speaker, Mr. Mark Nicholson, Mr. Griffith, Mr. Henty, Mr. Greeves, and the Mover.  
Debate ensued.  
Mr. Smith, with leave of the Council, moved that the second reading of “*The Melbourne Corporation Acts Amendment Bill*” be postponed until Thursday, the 15th instant.  
Question—put and passed.  
The Colonial Secretary then moved, that a Select Committee be appointed to enquire in what manner, and to what extent, local requirements should be provided for otherwise than from the general Revenue, and by whom such Funds should be administered; and that the Committee be instructed to make a special Report on “*The Melbourne Corporation Acts Amendment Bill,*” now before this Council.  
And that such Committee do consist of the Auditor General, the Surveyor General, Mr. Hodgson, Mr. Smith, Mr. O’Shanassy, Mr. Cowie, Dr. Thomson, the Hon. the Speaker, Mr. Mark Nicholson, Mr. Griffith, Mr. Henty, Mr. Greeves, and the Mover.  
Debate ensued.  
Question—put and passed.

9. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow. Council adjourned at five minutes past eleven o'clock until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, 2ND DECEMBER.

NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON : To call the attention of the Honorable the Colonial Secretary, to the following circumstances :—  
That certain lands situated at the Pentland Hills and Maddingley, were advertised for sale on the 27th May, 1853.  
That a great number of persons anxious to purchase attended the sale; when to their great inconvenience and disappointment these lands were withdrawn.  
That a numerous signed Petition was presented to His Excellency the Lieutenant Governor, on the 10th September, 1853, praying that these lands which had been withdrawn might be sold.  
That His Excellency the Lieutenant Governor in reply to the prayer of the Petition, promised they should be sold in the following month.  
That the said lands were accordingly advertised for sale on the 20th October, and on that day a large number of persons attended intending to purchase, when out of 1616 acres advertised, only 18½ acres were offered, and 1597½ acres withdrawn from sale.  
That the cost out of pocket of a number of persons who had travelled thirty-five or forty miles to attend the sale, was upwards of £300, besides the loss of time and disappointment; and To ask the Honorable the Colonial Secretary, why these lands have been twice withdrawn after being advertised, and whether it is the intention of the Government to sell them or not.
2. MR. CAMPBELL : To move, That the Council meet at two o'clock, P.M., and adjourn at seven o'clock, P.M.
3. MR. GREEVES : To move for leave to bring in a Bill to amend the law with regard to the sale of Bread.

ORDERS OF THE DAY :—

1. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—Motion of Mr. Myles.—To be further considered in Committee.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—Second reading.
3. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
4. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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TUESDAY, 6TH DECEMBER.

NOTICES OF MOTION :—

1. MR. COLE : To move, (1.) That a Select Committee be appointed to consider the Harbor Regulations as they affect the shipping interest, especially with reference to the present system of Pilotage, and to recommend, if found necessary, an alteration in the system.  
(2.) That such Committee do consist of the Attorney General, the Auditor General, Mr. O'Shanassy, Mr. Strachan, Mr. Haines, Mr. Graham, Captain Dane, Mr. Rutledge, and the Mover.
2. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting he will be pleased to cause to be laid upon the table of this Council—  
(1.) A list of all vessels arriving from 1st January last to 30th November, giving their tonnage, where from, amount of Pilotage paid inwards and outwards, and amount of outside Pilotage, if any, distinguishing what ships paid Pilotage that came in without Pilots.  
(2.) A copy of all Harbor Regulations and Instructions now in force.  
(3.) A copy of all Instructions to Pilots, Harbor Masters, &c.  
(4.) A copy of Instructions to Masters of Pilot Vessels.  
(5.) Instructions to Head Pilots at Shortland's Bluff and Williamstown.  
(6.) Any correspondence with the Home Government as to the Pilotage Dues or Harbor Regulations.  
(7.) Copy of Instructions furnished by the Health Officer to the Coast Waiter at Shortland's Bluff, as per 4th paragraph of Colonial Secretary's letter of the 14th February, 1853, to the Collector of Customs.  
(8.) Copy of Instructions by Health Officer to the Boarding Officer acting as Health Officer in Hobson's Bay, with any forms that may be furnished for the signatures of Masters of ships.

## ORDER OF THE DAY:—

1. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.

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WEDNESDAY, 7TH DECEMBER.

*Government Business:—*

## NOTICES OF MOTION:—

1. THE COLONIAL SECRETARY: To move, That Message No. 19, of His Excellency the Lieutenant Governor, respecting the service of a sufficient body of Sappers and Miners, with a proper staff of Engineers, in this Colony, be taken into consideration.
2. THE COLONIAL SECRETARY: To move, That Message No. 22, of His Excellency the Lieutenant Governor, respecting the services of Pensioners from England, be taken into consideration.

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FRIDAY, 9TH DECEMBER.

## ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business:—*

## ORDER OF THE DAY:

1. CUSTOMS BILL—Second reading.

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THURSDAY, 15TH DECEMBER.

## ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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M E E T I N G S

OF

## S E L E C T C O M M I T T E E S .

*Friday, 2nd December.*

NEW CONSTITUTION—at 11 o'clock.

LIGHTHOUSES—at 1 o'clock.

*Tuesday, 6th December.*

GOVERNMENT BANKING—at half-past 10 o'clock.

STANDING ORDERS—at 11 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Thursday, 8th December.*

GEELONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 53.

FRIDAY, 2ND DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. W. Nicholson presented a Petition from certain Inhabitants of the Upper Plenty Road District, praying that the Council would recommend His Excellency the Lieutenant Governor to proclaim this important thoroughfare a main line, in accordance with the fifth section of the Road Act.
3. PAPERS.—The Surveyor General laid upon the Table of the Council :—  
Report of Survey of portion of the Southern District of the county of Polwarth, including Apollo and Mount's Bay,—accompanied by two charts.  
On the motion of the Colonial Secretary,—Report ordered to be printed.—Charts to lie on the Table.
4. TEMPORARY ADJOURNMENT OF THE HOUSE DURING THE CONSIDERATION OF THE ESTIMATES.—Mr. Campbell moved, pursuant to *amended* Notice, That the Council, during the consideration of the Estimates, meet at two o'clock.  
Debate ensued.

5. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR —The following Messages from His Excellency the Lieutenant Governor were received and read :—

## ACTS OF COUNCIL—ROYAL ASSENT.

C. J. LA TROBE.

*Message, No. 32.**Lieutenant Governor.*

The Lieutenant Governor transmits to the Legislative Council the Copy of a Despatch (No. 124), dated 30th July, 1853, addressed to His Excellency by the Right Honorable the Secretary of State for the Colonies conveying the decision of Her Majesty on several Acts of the Legislature of Victoria, passed in the Session of 1852.

*Government Offices,**Melbourne, 2nd December, 1853.*

Ordered to be printed, together with the accompanying Despatch.

## GOVERNOR'S SALARY BILL—ROYAL ASSENT.

C. J. LA TROBE,

*Message, No. 33.**Lieutenant Governor.*

The Lieutenant Governor transmits to the Legislative Council the Copy of a Despatch from the Right Honorable the Secretary of State, under date 20th June, 1853, conveying Her Majesty's assent to the "*Bill for altering and increasing the sum appropriated to the payment of the Salary of the Governor of Victoria,*" passed by the Council in the month of January last.

*Government Offices,**Melbourne, 2nd December, 1853.*

Ordered to be printed, together with the accompanying Despatch.

## TEMPORARY ADJOURNMENT OF THE COUNCIL DURING THE CONSIDERATION OF THE ESTIMATES.—The debate on this subject interrupted by the above Messages, resumed.

Motion by leave of the Council, withdrawn.

The Auditor General then moved the Suspension of Standing Order, No. 17.

Question—put and passed.

The Auditor General then moved that during the discussion of the Estimates this Council do rise at six o'clock, and meet again at seven o'clock, unless the business of the day shall have been sooner disposed of.

Question—put and passed.

6. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Miller, on behalf of Mr. Greeves, postponed the motion standing in his name, No. 2 on the paper of this day, until Tuesday next, the 6th day of December.
7. SUPPLY OF WATER AND SEWERAGE TO GEELONG.—The Order of the Day for the further consideration of Mr. Myles's motion in Committee of the whole Council, That the House resolve itself into a Committee of the whole, in order to take into consideration the matter of the Supply of Water and Sewerage to the Town of Geelong, and to recommend—

- (1.) That the performance of all duties relating to the carrying on of the works of Sewerage and Water Supply to the Town of Geelong, be entrusted to a Board, consisting of three persons, one of whom to be a practical engineer, to be appointed by His Excellency the Lieutenant Governor; and that a Bill to incorporate such Commission, and for repealing so much of the Act for the incorporation of the Town of Geelong as confers on that body the authority to perform such works, be introduced.
- (2.) That an Address be presented to His Excellency the Lieutenant Governor, requesting that he will be pleased to advance out of the Territorial Revenue a sum of money, by annual grants, commensurate with the necessity of the works as they progress, for the formation of sewerage; and that he will also cause a Bill to be introduced to authorise the advance of a sum out of the Ordinary Revenue, by annual payments, commensurate with the necessity of the works as they progress, for the formation of water works,—the latter sum to be considered as a loan, not bearing interest, to be repaid by equal instalments in a period of twenty-five years, the three first years to be excepted.
- (3.) That the question as to the eligibility of each of the several schemes recommended by the Surveyor General, or other schemes, be left to the Board of Commissioners, to be appointed as before mentioned—having been read :—
- The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
- The Chairman having reported that, in the opinion of the Committee, the consideration of the Supply of Water and Sewerage to the Town of Geelong be referred to the Select Committee now sitting upon the Administration of Local Funds,—the Council adopted such report.
8. PARTNERSHIPS LIMITED LIABILITIES BILL.—Mr. O'Shanassy moved that this Bill be now read a second time.  
Debate ensued.  
Question put and passed—Bill read a second time, and ordered to be considered in Committee Tuesday, 6th December instant.
9. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Goodman, the following Order of the Day was postponed until Friday, the 9th December inst. :—  
“ Scab in Sheep Prevention Act Amendment Bill.”—Second reading.
10. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again on Tuesday, 6th December inst.  
Council adjourned at twenty minutes past nine o'clock until three o'clock Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 6TH DECEMBER.

### NOTICES OF MOTION :—

1. MR. COLE : To move, (1.) That a Select Committee be appointed to consider the Harbor Regulations as they affect the shipping interest, especially with reference to the present system of Pilotage, and to recommend, if found necessary, an alteration in the system.  
(2.) That such Committee do consist of the Attorney General, the Auditor General, Mr. O'Shanassy, Mr. Strachan, Mr. Haines, Mr. Graham, Captain Dane, Mr. Rutledge, and the Mover.
2. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting he will be pleased to cause to be laid upon the table of this Council—
- (1.) A list of all vessels arriving from 1st January last to 30th November, giving their tonnage, where from, amount of Pilotage paid inwards and outwards, and amount of outside Pilotage, if any, distinguishing what ships paid Pilotage that came in without Pilots.
  - (2.) A copy of all Harbor Regulations and Instructions now in force.
  - (3.) A copy of all Instructions to Pilots, Harbor Masters, &c.
  - (4.) A copy of Instructions to Masters of Pilot Vessels.
  - (5.) Instructions to Head Pilots at Shortland's Bluff and Williamstown.
  - (6.) Any correspondence with the Home Government as to the Pilotage Dues or Harbor Regulations.
  - (7.) Copy of Instructions furnished by the Health Officer to the Coast Waiter at Shortland's Bluff, as per 4th paragraph of Colonial Secretary's letter of the 14th February, 1853, to the Collector of Customs.
  - (8.) Copy of Instructions by Health Officer to the Boarding Officer acting as Health Officer in Hobson's Bay, with any forms that may be furnished for the signatures of Masters of ships.

3. MR. W. NICHOLSON : To move, That the Petition received by this House, praying that the Upper Plenty Road may be proclaimed a main road, be printed.
4. MR. GREEVES : To move for leave to bring in a Bill to amend the law with regard to the sale of Bread.

## ORDERS OF THE DAY :—

1. ADJOURNED DEBATE UPON MR. FAWKNER'S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—To be considered in Committee.
3. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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WEDNESDAY, 7TH DECEMBER.

*Government Business :—*

## NOTICES OF MOTION :—

1. THE COLONIAL SECRETARY : To move, That Message No. 19, of His Excellency the Lieutenant Governor, respecting the service of a sufficient body of Sappers and Miners, with a proper staff of Engineers, in this Colony, be taken into consideration.
2. THE COLONIAL SECRETARY : To move, That Message No. 22, of His Excellency the Lieutenant Governor, respecting the services of Pensioners from England, be taken into consideration.

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FRIDAY, 9TH DECEMBER.

## ORDERS OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.
2. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

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WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

## ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

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THURSDAY, 15TH DECEMBER.

*General Business :—*

## ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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MEETINGS

OF

SELECT COMMITTEES.

*Tuesday, 6th December.*

- GOVERNMENT BANKING—at half-past 10 o'clock.  
 STANDING ORDERS—at 11 o'clock.  
 PUBLIC WORKS—at 12 o'clock.  
 LIGHTHOUSES—at 1 o'clock.

*Thursday, 8th December.*

- GEE LONG MAILS—at 10 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 54.

TUESDAY, 6TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. RESIGNATION OF SEAT.—The Speaker announced that he had received a communication from the Colonial Secretary, acquainting him that Hugh Culling Eardley Childers, Esq., had resigned his Seat as an official non-elective Member of this Council.
3. LEAVE OF ABSENCE.—The Speaker having informed the Council that he had received Letters from M. Nicholson, Esq., and J. P. Stevens, Esq., severally requesting leave of absence from this Council, Mr. Nicholson for a fortnight, and Mr. Stevens until his health be restored, the Council granted leave accordingly.
4. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent, under the Hand of His Excellency the Lieutenant Governor, and Seal of the Colony of Victoria, bearing date at Melbourne, the fifth day of December, 1853, appointing Hugh Culling Eardley Childers, as Collector of Customs, to be a non-elective Member of this Council.  
Hugh Culling Eardley Childers, Esq., was then introduced, and having taken the oath, took his Seat in the Council, as Member thereof.
5. HARBOR REGULATIONS—PILOTAGE.—Mr. Cole moved, pursuant to *amended* notice, (1.) That a Select Committee be appointed to consider the Harbor Regulations as they affect the shipping interest, especially with reference to the present system of Pilotage, and to recommend, if found necessary, an alteration in the system.  
(2.) That such Committee do consist of the Attorney General, the Collector of Customs, Mr. O'Shanassy, Mr. Strachan, Mr. Haines, Mr. Graham, Captain Dane, Mr. Rutledge, and the Mover.  
Question—put and passed.
6. PILOTAGE.—Mr. Cole moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting he will be pleased to cause to be laid upon the table of this Council—
  - (1.) A list of all vessels arriving from 1st January last to 30th November, giving their tonnage, where from, amount of Pilotage paid inwards and outwards, and amount of outside Pilotage, if any, distinguishing what ships paid Pilotage that came in without Pilots.
  - (2.) A copy of all Harbor Regulations and Instructions now in force.
  - (3.) A copy of all Instructions to Pilots, Harbor Masters, &c.
  - (4.) A copy of Instructions to Masters of Pilot Vessels.
  - (5.) Instructions to Head Pilots at Shortland's Bluff and Williamstown.
  - (6.) Any correspondence with the Home Government as to the Pilotage Dues or Harbor Regulations.
  - (7.) Copy of Instructions furnished by the Health Officer to the Coast Waiter at Shortland's Bluff, as per 4th paragraph of Colonial Secretary's letter of the 14th February, 1853, to the Collector of Customs.
  - (8.) Copy of Instructions by Health Officer to the Boarding Officer acting as Health Officer in Hobson's Bay, with any forms that may be furnished for the signatures of Masters of ships.
 Question—put and passed.
7. UPPER PLENTY ROAD.—Mr. W. Nicholson moved, pursuant to notice, That the Petition received by this House, praying that the Upper Plenty Road may be proclaimed a main road, be printed.  
The Petition having, on the motion of Mr. Francis Murphy, been read by the Clerk—  
Debate ensued  
Question—put and passed.

8. **SALE OF BREAD REGULATION ACT AMENDMENT BILL**—Mr. Greeves having, pursuant to notice, moved for, and obtained leave, to bring in a Bill to amend the law with regard to the Sale of Bread—  
 Bill, intituled “*A Bill to repeal certain Clauses of an Act of the 6th William IV., No. 1, intituled ‘An Act to regulate the making and sale of Bread, and to prevent the adulteration thereof, and of Meal and Flour;’ and to make other provision instead thereof,*” presented—read a first time, ordered to be read a second time on Tuesday, the 20th December instant, and to be printed.
9. **ADJOURNED DEBATE UPON MR. FAWKNER’S MOTION TO TAKE INTO CONSIDERATION THE PETITION OF PATRICK REID**.—The Order of the Day for the consideration of the debate upon this subject, adjourned from the 15th November last, having been read—Debate resumed.  
 Question—(1.) That a Select Committee of this Council, to consist of seven members, be appointed to take into consideration the Petition of Mr. Patrick Reid of Hazle Glen, claiming compensation for the taking away of his Run at the Plenty, to call for witnesses, take evidence, and report thereon to this Council.  
 (2.) That such Committee consist of Messrs. Cowie, Myles, W. Nicholson, Russell, Riddell, The Collector of Customs, and Mr. Fawkner—put and passed.
10. **PARTNERSHIPS’ LIMITED LIABILITIES BILL**.—The Order of the Day for the consideration of this Bill in Committee of the whole, having been read—On the motion of Mr. O’Shanassy, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
 The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Friday, 9th December instant.—Bill as amended to be printed.
11. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853**.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman reported progress, and obtained leave to sit again on Wednesday, 7th December instant.  
 Council adjourned at five minutes to ten o’clock until three o’clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 7TH DECEMBER.

*Government Business* :—

NOTICES OF MOTION :—

1. **THE COLONIAL SECRETARY**: To move, That Message No. 19, of His Excellency the Lieutenant Governor, respecting the service of a sufficient body of Sappers and Miners, with a proper staff of Engineers, in this Colony, be taken into consideration.
2. **THE COLONIAL SECRETARY**: To move, That Message No. 22, of His Excellency the Lieutenant Governor, respecting the services of Pensioners from England, be taken into consideration.

ORDER OF THE DAY :—

1. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853**.—To be further considered in Committee.

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FRIDAY, 9TH DECEMBER.

ORDERS OF THE DAY :—

1. **ASSESSMENT ON STOCK**.—To be further considered in Committee.
2. **SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL**.—Second reading.
3. **PARTNERSHIPS LIMITED LIABILITY BILL**.—Adoption of Report.

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WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. **CUSTOMS BILL**—Second reading.

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THURSDAY, 15TH DECEMBER.

*General Business* :—

ORDER OF THE DAY :—

1. **MELBOURNE CORPORATION ACTS AMENDMENT BILL**.—Second reading.

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TUESDAY, 20TH DECEMBER.

ORDER OF THE DAY :—

1. **SALE OF BREAD REGULATION ACT AMENDMENT BILL**.—Second reading.

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MEETINGS  
OF  
SELECT COMMITTEES.

*Wednesday, 7th December.*

GOVERNMENT BANKING—at half-past 10 o'clock.

*Thursday, 8th December.*

GEE LONG MAILS—at 10 o'clock.

GOLD DISCOVERY—at 11 o'clock.

NEW CONSTITUTION—at 12 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Friday, 9th December.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

INTERNATIONAL POSTAGE—at 12 o'clock.

*Thursday, 15th December.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 55.

WEDNESDAY, 7<sup>TH</sup> DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. O'Shanassy presented a Petition from David Young, inhabitant of the City of Melbourne, praying the Council to reject the Bill recently brought into this Council, wherein the Municipal Council of the City of Melbourne, seek to obtain power to to borrow any Sum or Sums not exceeding £1,000,000 sterling, upon the security of the City Rates, as also a power to increase those Rates to 2s. in the pound on the valued rental.  
Petition received.  
Mr. Mollison presented a Petition from certain inhabitants of the town of Kyneton and others resident in its vicinity, praying that the Electoral District of the United Towns of Kilmore, Kyneton, and Seymour might be severed, and that Kyneton might have a separate Representative in the Legislature.  
Petition received.
3. ELECTORAL DISTRICT OF KILMORE, &c.—Mr. Mollison, with leave of the Council, moved that the Petition presented by him this day from the Inhabitants of Kyneton, and others resident in its vicinity, be referred to the Committee now sitting on the New Constitution for this Colony.  
Question—put and passed.
4. CHAIRMAN OF COMMITTEES.—The Speaker having announced to the Council that he had received a letter from Peter Snodgrass, Esq., the Chairman of Committees of this Council, intimating that he was suffering under severe indisposition, and requesting to be excused attending his duties as Chairman of Committees for a few days, leave was given accordingly.
5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council the following Papers, viz. :—  
(1.) Agricultural Returns—Crown Lands—Return to Address adopted on the Motion of Mr. Haines, 14th September, 1853.  
Ordered to be printed.  
(2.) General Sessions—Return to address adopted on the motion of Dr. Thomson, 14th October, 1853.  
Ordered to be printed.
6. CHAIRMAN OF COMMITTEES.—The Colonial Secretary, with leave of the Council, moved, That Francis Murphy, Esq., be Chairman of Committees of this Council during the absence of Peter Snodgrass, Esq.  
Question—put and passed.
7. SAPPERS AND MINERS.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 19, having been read,—on the motion of the Colonial Secretary, the Message was read by the Clerk.  
The Colonial Secretary moved, That it is expedient a Company of Sappers and Miners should immediately be sent for from England, for the service of this Colony, and this Council pledges itself to make provision for the same.  
Question—put and passed.
8. POSTPONEMENT OF NOTICE OF MOTION.—The Colonial Secretary postponed the notice standing in his name, No. 2 on the Notice Paper of to-day, until to-morrow.
9. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again on Thursday, 8th December instant.

Council adjourned at ten o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

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 THURSDAY, 8TH DECEMBER.

*Government Business :—*

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY : To move, That Message No. 22, of His Excellency the Lieutenant Governor, respecting the services of Pensioners from England, be taken into consideration.

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.
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FRIDAY, 9TH DECEMBER.

NOTICES OF MOTION :—

1. MR. RUTLEDGE : To move for leave to bring in a Bill to extend an Act to make provision for the better administration of Justice in County Courts in the Colony of Victoria, and to amend the same.
2. MR. MYLES : To move for a Return shewing the number of Ministers of Religion receiving pay from the Government, stationed on the Gold Fields, the Denominations to which they severally belong, the places in which they are stationed, the number of public religious services they respectively conduct weekly, the places, or description of places, used for conducting such services, the number of adults who attend such services as near as may be computed, and the number of places not within a radius of three miles of such place or places, where such respective religious services are conducted, having a population of 200 adults, which have no public religious services.  
 Also, a Return shewing the number of Ministers of Religion holding the appointment of Gael Chaplains, the Denominations to which they severally belong, the Gaols, Hulks, and Stockades in which they conduct religious services, the number of prisoners and others who attend such services, the amount of pay to which each minister is entitled, the number, if any, of Gaols, Hulks, and Stockades, in which no religious services are held.  
 Also, a Return shewing the number, if any, of religious services conducted in the Lunatic Asylums, by what Religious Denomination such services, if any, are conducted, and if any religious services are conducted are they gratuitous or otherwise, if paid for the amount of stipend.  
 These Returns to embrace the period of four months, namely, from 30th June to 31st October, 1853.

ORDERS OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.
  2. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
  3. PARTNERSHIPS LIMITED LIABILITY BILL.—Adoption of Report.
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TUESDAY, 13TH DECEMBER.

NOTICE OF MOTION :—

1. MR. SPLATT : To move, That "*The Melbourne, Mount Alexander, and Murray River Railway Act amendment Bill*" be now read a second time.
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WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.
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THURSDAY, 15TH DECEMBER.

*General Business :—*

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
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TUESDAY, 20TH DECEMBER.

ORDER OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.

MEETINGS  
OF  
SELECT COMMITTEES.

*Thursday, 8th December.*

GEE LONG MAILS—at 10 o'clock.  
GOVERNMENT BANKING—at half-past 10 o'clock.  
GOLD DISCOVERY—at 11 o'clock.  
NEW CONSTITUTION—at 12 o'clock.  
PUBLIC WORKS—at 12 o'clock.

*Friday, 9th December.*

PILOTAGE—at 10 o'clock.  
ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.  
INTERNATIONAL POSTAGE—at 12 o'clock.  
LIGHTHOUSES—at 1 o'clock.

*Thursday, 15th December.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.  
No. 56.

THURSDAY, 8TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PENSIONERS.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 22, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk.  
The Colonial Secretary then moved, That it is expedient that 400 Pensioners be sent from England to this Colony, pursuant to the terms of the Despatch of the Secretary of State of 21st June, 1853.  
Debate ensued.  
Council divided.

Ayes, 22.

The Attorney General,  
The Inspector of Police,  
The Surveyor General,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Solicitor General,  
Mr. Highett,  
Mr. Russell,  
Mr. Annand,  
Mr. Miller,  
Mr. J. Thomson,  
Mr. Haines,  
Lieut. Col. Anderson,  
Mr. Knight,  
Mr. Riddell,  
Mr. Griffith,  
Mr. Splatt,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Smith,  
Mr. Cole,  
The Collector of Customs, (*Teller.*)

Noes, 14.

Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Mollison,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. Sargood,  
Mr. Myles,  
Capt. Dane,  
Mr. Cowie,  
Mr. Graham,  
Mr. J. Murphy,  
Mr. Strachan,  
Mr. Greeves, (*Teller.*)

3. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again on Tuesday, 13th December instant.  
Council adjourned at a quarter to ten o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 9TH DECEMBER.

NOTICES OF MOTION :—

1. MR. RUTLEDGE: To move for leave to bring in a Bill to extend an Act to make provision for the better administration of Justice in County Courts in the Colony of Victoria, and to amend the same.
2. MR. MYLES: To move for a Return shewing the number of Ministers of Religion receiving pay from the Government, stationed on the Gold Fields, the Denominations to which they severally belong, the places in which they are stationed, the number of public religious services they respectively conduct weekly, the places, or description of places, used for conducting such services, the number of adults who attend such services as near as may be computed, and the number of places not within a radius of three miles of such place or places, where such respective religious services are conducted, having a population of 200 adults, which have no public religious services.

Also, a Return shewing the number of Ministers of Religion holding the appointment of Gaol Chaplains, the Denominations to which they severally belong, the Gaols, Hulks, and Stockades in which they conduct religious services, the number of prisoners and others who attend such services, the amount of pay to which each minister is entitled, the number, if any, of Gaols, Hulks, and Stockades, in which no religious services are held.

Also, a Return shewing the number, if any, of religious services conducted in the Lunatic Asylums, by what Religious Denomination such services, if any, are conducted, and if any religious services are conducted are they gratuitous or otherwise, if paid for the amount of stipend.

These Returns to embrace the period of four months, namely, from 30th June to 31st October, 1853.

ORDERS OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.
2. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
3. PARTNERSHIPS LIMITED LIABILITY BILL.—Adoption of Report.

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TUESDAY, 13TH DECEMBER.

NOTICE OF MOTION :—

1. MR. SPLATT: To move, That "*The Melbourne, Mount Alexander, and Murray River Railway Act amendment Bill*" be now read a second time.

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

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WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

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THURSDAY, 15TH DECEMBER.

*General Business :—*

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 20TH DECEMBER.

ORDER OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 9th December.*

- NEW CONSTITUTION—at 10 o'clock.
- PILOTAGE—at 10 o'clock.
- ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.
- INTERNATIONAL POSTAGE—at 12 o'clock.
- LIGHTHOUSES—at 1 o'clock.

*Tuesday, 13th December.*

- PUBLIC WORKS—at 11 o'clock.

*Thursday, 15th December.*

- GEE LONG MAILS—at 10 o'clock.
- PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 57.

FRIDAY, 9TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ADDRESSES.—The Speaker announced that he had, pursuant to the resolutions of this Council, presented to His Excellency the Lieutenant Governor the following Addresses, viz.:—
  - No. 49. Bridge over the Yarra at Richmond—adopted on the 29th November, 1853, on the motion of Mr. W. Nicholson, and that His Excellency had, in reply to such Address, been pleased to state that he would take steps to carry the wishes of the Legislative Council into effect provided the Revenue of the Colony would admit of such expenditure.
  - No. 50. National Education—adopted on the 29th November, 1853, on the motion of the Auditor General, and that his Excellency had, in reply to such Address, been pleased to state that the wishes of the Legislative Council would be complied with.
  - No. 51. Water Supply, Melbourne—adopted on the 29th November, 1853, on the motion of Mr. Greeves, and that His Excellency had, in reply to such Address, been pleased to state that he would give the suggestion of the Council immediate consideration.
  - No. 52. Pilotage—adopted on the 6th December, 1853, on the motion of Mr. Cole, and that His Excellency had, in reply to such Address, been pleased to state that these Returns should be prepared for the Council.
3. NEW CONSTITUTION FOR THE COLONY.—The Colonial Secretary, as Chairman of the Select Committee of this Council, appointed to consider and report on the best form of Constitution for this Colony, brought up the Report from such Committee, together with the proceedings of the Committee, and also the draft of a Bill to establish a New Constitution, in and for the Colony of Victoria, and moved that the Report, proceedings of Committee, and draft Bill be printed.  
Question—put and passed.
4. POSTPONEMENT OF NOTICE OF MOTION.—The Chairman of General Sessions on behalf of Mr. Rutledge, postponed the Notice standing in the name of Mr. Rutledge, No. 1, on the Notice Paper of to-day, until Tuesday, 13th December instant.
5. RELIGIOUS SERVICES AT THE GOLD FIELDS, GAOLS, HULKS, AND STOCKADES.—Mr. Myles moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying His Excellency will be pleased to cause to be laid upon the Table of this Council a Return shewing the number of Ministers of Religion receiving pay from the Government, stationed on the Gold Fields, the Denominations to which they severally belong, the places in which they are stationed, the number of public religious services they respectively conduct weekly, the places, or description of places, used for conducting such services, the number of adults who attend such services as near as may be computed, and the number of places not within a radius of three miles of such place or places, where such respective religious services are conducted, having a population of 200 adults, which have no public religious services.  
Also, a Return shewing the number of Ministers of Religion holding the appointment of Gaol Chaplains, the Denominations to which they severally belong, the Gaols, Hulks, and Stockades in which they conduct religious services, the number of prisoners and others who attend such services, the amount of pay to which each minister is entitled, the number, if any, of Gaols, Hulks, and Stockades, in which no religious services are held.  
Also, a Return shewing the number, if any, of religious services conducted in the Lunatic Asylums, by what Religious Denomination such services, if any, are conducted, and if any religious services are conducted are they gratuitous or otherwise, if paid for the amount of stipend.  
These Returns to embrace the period of four months, namely, from 30th June to 31st October, 1853.  
Debate ensued.  
Question—put and passed.

6. **NEW MEMBER.**—The Speaker announced that there had been handed to him Letters Patent, under the hand of His Excellency the Lieutenant Governor, and Seal of the Colony of Victoria, bearing date at Melbourne, the 8th day of December, 1853, appointing Edward Grimes, as Auditor General, to be a non-elective Member of this Council, during his tenure of Office as Auditor General.  
Edward Grimes, Esq., was then introduced, and having taken the Oath, took his seat in the Council as Member thereof.
7. **SUSPENSION OF STANDING ORDER.**—On the motion of the Colonial Secretary, the Council ordered that Standing Order, No. 17, be suspended.
8. **ASSESSMENT ON STOCK.**—The Order of the day for the further consideration in Committee of the whole Council, of Mr. Fawkner's motion for considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House, to fix a Rate or Assessment upon all stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts; and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony, and of the enhanced price of Meat and Tallow, &c., having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again Friday, 23rd December, 1853.
9. **POSTPONEMENT OF ORDER OF THE DAY.**—On the motion of Mr. Goodman the consideration of the following Order of the Day was postponed until Friday, 16th December instant :—  
“ Scab in Sheep Prevention Act Amendment Bill.”—Second reading.
10. **PARTNERSHIPS LIMITED LIABILITY BILL.**—On the motion of Mr. O'Shanassy the Council adopted the Report from the Committee of the whole upon this Bill—amendments agreed to—Bill to be read a third time Tuesday 13th December instant.  
Council adjourned at twenty-five minutes to seven o'clock until three o'clock on Tuesday.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 13TH DECEMBER.

NOTICES OF MOTION :—

1. **MR. SPLATT:** To move, That “ *The Melbourne, Mount Alexander, and Murray River Railway Act amendment Bill* ” be now read a second time.
2. **MR. RUTLEDGE:** To move for leave to bring in a Bill to extend an Act to make provision for the better administration of Justice in County Courts in the Colony of Victoria, and to amend the same.
3. **THE COLONIAL SECRETARY:** To move, That the name of “ **THE AUDITOR GENERAL** ” be struck off from all Committees upon which he has been appointed a Member, and “ **THE COLLECTOR OF CUSTOMS** ” inserted in lieu thereof.

ORDERS OF THE DAY :—

1. **ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.**—To be further considered in Committee.
2. **PARTNERSHIPS LIMITED LIABILITY BILL.**—Third reading.

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WEDNESDAY, 14TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :

1. **CUSTOMS BILL**—Second reading.

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THURSDAY, 15TH DECEMBER.

*Government Business* :—

ORDER OF THE DAY :—

1. **THE COLONIAL SECRETARY:** To move that the Report from the Select Committee on the New Constitution for the Colony be taken into consideration.

*General Business* :—

ORDER OF THE DAY :—

1. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—Second reading.

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FRIDAY, 16TH DECEMBER.

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
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TUESDAY, 20TH DECEMBER.

ORDER OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.
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FRIDAY, 23RD DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.
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## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 13th December.*

- PILOTAGE—at 10 o'clock.
- PUBLIC WORKS—at 11 o'clock.
- LIGHTHOUSES—at 1 o'clock.

*Wednesday, 14th December.*

- ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Thursday, 15th December.*

- GEE LONG MAILS—at 10 o'clock.
- PUBLIC WORKS—at 11 o'clock.
- PATRICK REID'S PETITION—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 58.

TUESDAY, 13TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. GOVERNMENT BANKING.—Mr. Miller, as Chairman of the Select Committee of this Council to which the Correspondence between the Colonial Secretary and the Manager of the Bank of Victoria was referred, brought up the Report from the Committee and moved that it be received.  
Question—put and passed—Ordered to be printed, together with the Minutes of Evidence and Proceedings of the Committee.
3. PETITION.—Mr. James Thomson presented a Petition from certain Stockholders of the Western District, urging upon the Council the necessity of postponing the proposed measure for the amendment of the present Scab Act, to allow time for further and fuller consideration.  
Petition received.
4. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Hodgson, on behalf of Mr. Splatt, postponed the Motion standing in the name of Mr. Splatt, No. 1 on the Notice Paper of to-day, until Thursday, 15th December, 1853.  
The Colonial Secretary, on behalf of Mr. Rutledge, postponed the Motion standing in the name of Mr. Rutledge, No. 2 on the Notice Paper of to-day, until Wednesday, 14th December, 1853.
5. THE COLLECTOR OF CUSTOMS.—The Colonial Secretary moved, pursuant to notice, That the name of "THE AUDITOR GENERAL" be struck off from all Committees upon which he has been appointed a Member, and "THE COLLECTOR OF CUSTOMS" inserted in lieu thereof.  
Question—put and passed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Collector of Customs the following Order of the Day was postponed until Thursday, 15th December inst. :—  
"Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee."  
On the motion of Mr. O'Shanassy the following Order of the Day was postponed until Thursday, 15th December instant :—  
"Partnerships Limited Liability Bill"—Third reading.  
Council adjourned at twenty-five minutes past three o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 14TH DECEMBER.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. ANNAND : To ask the Colonial Secretary—Why no Officer has been appointed to the Emigration Department at Williamstown since the removal of Captain Freyer and his deputy Mr. Tattersall, by which vessels are often detained two and three days, waiting for their Clearance, the only party at Williamstown that is inclined to act in that matter being the Coxswain of one of the Police-boats.
2. MR. RUTLEDGE : To move for leave to bring in a Bill to extend an Act to make provision for the better administration of Justice in County Courts in the Colony of Victoria, and to amend the same.

THURSDAY, 15TH DECEMBER.

*Government Business:—*

ORDERS OF THE DAY:—

1. THE COLONIAL SECRETARY: To move that the Report from the Select Committee on the New Constitution for the Colony be taken into consideration.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business:—*

NOTICE OF MOTION:—

1. MR. SPLATT: To move, That "*The Melbourne, Mount Alexander, and Murray River Railway Act amendment Bill*" be now read a second time.

ORDERS OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—Third reading.

FRIDAY, 16TH DECEMBER.

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.

TUESDAY, 20TH DECEMBER.

ORDER OF THE DAY:—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.

FRIDAY, 23RD DECEMBER.

ORDER OF THE DAY:—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 14th December.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Thursday, 15th December.*

GEELONG MAILS—at 10 o'clock.

PUBLIC WORKS—at 11 o'clock.

PATRICK REID'S PETITION—at 12 o'clock.

*Friday, 16th December.*

PILOTAGE—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 59.

WEDNESDAY, 14TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. CHAIRMAN OF COMMITTEES.—The Speaker announced to the Council that he had received a letter from Peter Snodgrass, Esq., Chairman of Committees of this Council, requesting to be excused attending his duties in consequence of continued ill health.
3. PETITION.—Mr. Campbell presented a Petition from certain Occupants of Crown Lands in the District of the Loddon, praying the Council to enact a law to compel the registration of every horse in the Colony.  
Petition received.
4. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Collector of Customs the following Order of the Day was postponed until Thursday, 12th January, 1854,—  
“ Customs Bill.”—Second reading.
5. COUNTY COURTS EXTENSION BILL.—Mr. Rutledge having, pursuant to notice, moved for and obtained leave to bring in a Bill to extend the Act to make provision for the better administration of Justice in County Courts, brought up a Bill intituled “ *A Bill to extend the Act passed by the Lieutenant Governor and Legislative Council of the Colony of Victoria, intituled ‘An Act to make provision for the better administration of Justice in County Courts in the Colony of Victoria,’ and to amend the same,*” and moved that it be read a first time.  
Question—put and passed.—Bill read a first time—Ordered to be read a second time Friday, 16th December inst., and to be printed.  
Council adjourned at twenty-two minutes past three o’clock until three o’clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 15TH DECEMBER.

*Government Business* :—

## ORDERS OF THE DAY :—

1. THE COLONIAL SECRETARY : To move that the Report from the Select Committee on the New Constitution for the Colony be taken into consideration.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

*General Business* :—

## NOTICE OF MOTION :—

1. MR. SPLATT : To move, That “ *The Melbourne, Mount Alexander, and Murray River Railway Act amendment Bill*” be now read a second time.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. PARTNERSHIPS LIMITED LIABILITY BILL.—Third reading.

FRIDAY, 16TH DECEMBER.

## NOTICE OF MOTION :—

1. DR. THOMSON : To move, That “ *The Ovens Mining Company Incorporation Bill*” be now read a second time.

## ORDERS OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—Second reading.

TUESDAY, 20TH DECEMBER.

NOTICE OF MOTION :—

1. MR. GREEVES : To move, That this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to place on the Estimates for the year 1854, and every year thereafter, a sum of £2000 for a Queen's Plate, to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.

ORDER OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.

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FRIDAY, 23RD DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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THURSDAY, 12TH JANUARY, 1854.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Thursday, 15th December.*

- GEELONG MAILS—at 10 o'clock.  
 PUBLIC WORKS—at 11 o'clock.  
 PATRICK REID'S PETITION—at 12 o'clock.

*Friday, 16th December.*

- PILOTAGE—at 11 o'clock.  
 ADMINISTRATION OF LOCAL FUNDS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 60.

THURSDAY, 15TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Strachan presented a Petition from certain occupiers of Crown Lands in the Colony, praying the Council not to pass into a law the Bill that has been brought into the Council, or any other, by which sheep may be driven to market that are not perfectly free from disease, and soliciting the Council to amend the Act of last Session, so as to render the security intended to have been given by it to settlers more effectual than it is now found to be, and particularly by limiting the time beyond which notice mentioned in the third section of the Act should be given.

Petition received.

3. NEW CONSTITUTION.—The Colonial Secretary moved, pursuant to notice, that the Report from the Select Committee on the New Constitution for the Colony be taken into consideration.
4. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :

## GENERAL EDUCATION BILL.

C. J. LA TROBE,

*Message No. 34.**Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the draft of "*A Bill for General Education.*"

*Government Offices,  
Melbourne, 15th December, 1853.*

Ordered to be printed, and together with the accompanying Bill taken into consideration to-morrow.

## CEMETERIES BILL.

C. J. LA TROBE,

*Message No. 35.**Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the draft of "*A Bill for Cemeteries.*"

*Government Offices,  
Melbourne, 15th December, 1853.*

Ordered to be printed, and together with the accompanying Bill taken into consideration to-morrow.

## CENSUS BILL.

C. J. LA TROBE,

*Message No. 36.**Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the Draft of "*A Bill for taking an account of the Population.*"

*Government Offices,  
Melbourne, 15th December, 1853.*

Ordered to be printed, and together with the accompanying Bill taken into consideration to-morrow.

## POSTAGE BILL.

C. J. LA TROBE,  
*Lieutenant Governor.*

*Message No. 37.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the Draft of "*A Bill for Postage.*"

*Government Offices,  
Melbourne, 15th December, 1853.*

Ordered to be printed, and together with the accompanying Bill taken into consideration to-morrow.

## PATENTS BILL.

C. J. LA TROBE,  
*Lieutenant Governor.*

*Message No. 38.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the Draft of "*A Bill for granting Patents for Inventions.*"

*Government Offices,  
Melbourne, 15th December, 1853.*

Ordered to be printed, and together with the accompanying Bill taken into consideration to-morrow.

5. NEW CONSTITUTION.—The Debate on this subject, interrupted by the above Messages, resumed.  
Question—That the Bill to establish a New Constitution in and for the Colony of Victoria be now read a first time—put and passed.  
Bill read a first time, and ordered to be read a second time, Wednesday, 18th January, 1854.
6. POSTPONEMENT OF ORDER OF THE DAY.—On the Motion of the Collector of Customs, the following Order of the Day was postponed until Tuesday, 20th December instant :—  
Estimates for 1854, and Supplementary Estimates for 1853, to be further considered in Committee.
7. MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY ACT AMENDMENT BILL.—Mr. Splatt moved, pursuant to notice, that the Bill be "now" read a second "time."  
Debate ensued.  
Mr. Greeves moved as an amendment, that the word "now" be omitted, and that the words "this day six months" be added after the word "time."  
Debate ensued.  
Question—that the word "*now*" proposed to be omitted, stand part of the question—put.  
Council divided.

Ayes, 9.

The Colonial Secretary,  
Mr. Campbell,  
Mr. Rutledge,  
Lieut. Col. Anderson,  
Chief Commissioner of Gold Fields,  
The Surveyor General,  
Mr. J. Thomson,  
The Attorney General,  
The Collector of Customs, (*Teller.*)

Noes, 18.

Mr. Haines,  
Mr. Goodman,  
Mr. O'Brien,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Mollison,  
Mr. Greeves,  
Mr. O'Shanassy,  
Mr. Strachan,  
Dr. Thomson,  
Mr. Annand,  
Capt. Dane,  
Mr. Burnley,  
Mr. Fawkner,  
Mr. Cowie,  
Mr. J. Murphy,  
Mr. Cole,  
Mr. Smith, (*Teller.*)

- Question—That the words proposed to be added after the word "time" be so added—put and passed.  
Question—That this Bill be read a second time this day six months—put and passed.
8. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Smith, the following Order of the Day was postponed until Friday, 20th January, 1854 :—  
Melbourne Corporation Acts Amendment Bill.—Second Reading.
9. PARTNERSHIPS LIMITED LIABILITY BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of the Bill was in accordance with the Bill as reported—Bill on the motion of Mr. O'Shanassy read a third time and *passed*.  
Mr. O'Shanassy then moved that the following be the title of the Bill :—  
"*An Act to legalise Partnerships with limited liability.*"  
Question—put and passed.  
Council adjourned at twenty-three minutes to seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 16TH DECEMBER.

## NOTICES OF MOTION :—

1. DR. THOMSON : To move, That "*The Ovens Mining Company Incorporation Bill*" be now read a second time.
2. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, requesting he will lay on the Table all information relative to the privileges granted to Railway Companies, what quantity of land each has, how situated, and whether leased or granted ; what reserves are made for the accommodation of the public for going over or under the lines, and whether the Government have any control or supervision in any way in carrying out the same.

*Contingent*—On the "*Bill to alter and amend 'An Act for preventing the extension of the 'Disease called Scab in Sheep,'*" being read a second time—

- MR. STRACHAN : To move, That the Petition of Phillip Russell and others be read and taken into consideration.

## ORDERS OF THE DAY :—

1. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—Second reading.
3. GENERAL EDUCATION BILL.—Consideration of the Lieutenant Governor's Message, No. 34.
4. CEMETERIES BILL.—Consideration of the Lieutenant Governor's Message, No. 35.
5. CENSUS BILL.—Consideration of the Lieutenant Governor's Message, No. 36.
6. POSTAGE BILL.—Consideration of the Lieutenant Governor's Message, No. 37.
7. PATENTS BILL.—Consideration of the Lieutenant Governor's Message, No. 38.

TUESDAY, 20TH DECEMBER.

## NOTICE OF MOTION :—

1. MR. GREEVES : To move, That this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to place on the Estimates for the year 1854, and every year thereafter, a sum of £2000 for a Queen's Plate, to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.

## ORDERS OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.

THURSDAY, 22ND DECEMBER.

*Government Business* :—

## NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY : To move, That the Council upon its rising this day do adjourn until Tuesday, 10th January, 1854.

FRIDAY, 23RD DECEMBER.

## ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

THURSDAY, 12TH JANUARY, 1854.

*Government Business* :—

## ORDER OF THE DAY :

1. CUSTOMS BILL—Second reading.

WEDNESDAY, 18TH JANUARY, 1854.

*Government Business* :—

## ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—Second reading.

FRIDAY, 20TH JANUARY, 1854.

## ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

MEETINGS  
OF  
SELECT COMMITTEES.

*Friday, 16th December.*

GEELONG MAILS—at 10 o'clock.

PILOTAGE—at 11 o'clock.

NEW COUNCIL CHAMBERS—at 11 o'clock.

ADMINISTRATION OF LOCAL FUNDS—at 12 o'clock.

GOLD DISCOVERY—at 1 o'clock.

*Tuesday, 20th December.*

LIGHTHOUSES—at 12 o'clock.

*Friday, 13th January.*

PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

No. 61.

FRIDAY, 16TH DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.

FRIDAY, 16TH DECEMBER, 1853.—The following Message

1. Council met pursuant to adjournment.—The Speaker took the Chair.

C. J. LA TROBE,

*Message No 39.*

*Lieutenant Governor.*

The Lieutenant Governor transmits to the Legislative Council additional Estimates for the years 1853, 1854.

The greater part of the Expenditure herein set forth is proposed in accordance with the wishes expressed by the Council during the present Session.

*Government Offices,*

*Melbourne, 16th December, 1853.*

Ordered to be printed, together with the accompanying Estimates, and taken into consideration Tuesday, 20th December instant.

3. OVENS MINING COMPANY INCORPORATION BILL.—Dr. Thomson moved that this Bill be now read a second time.

Question—put and passed.

Bill read a second time, and ordered to be considered in Committee, Friday, 13th January, 1854.

4. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—

Electors of the Colony—Return to Address adopted on the motion of Mr. W. Nicholson, 16th September, 1853.

Ordered to be printed.

5. RAILWAY COMPANIES PRIVILEGES—Mr. Cole moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, requesting he will lay on the Table all information relative to the privileges granted to Railway Companies, what quantity of land each has, how situated, and whether leased or granted; what reserves are made for the accommodation of the public for going over or under the lines, and whether the Government have any control or supervision in any way in carrying out the same.

Debate ensued.

Council divided.

Ayes, 8.

The Attorney General,  
The Collector of Customs,  
Mr. Cole,  
Mr. Miller,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Griffith,  
The Chief Commissioner of Gold  
Fields, (*Teller.*)

Noes, 23.

Mr. Smith,  
The Colonial Secretary,  
Mr. Hodgson,  
The Surveyor General,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Strachan,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Mr. Burnley,  
Capt. Dane,  
Mr. J. Thomson,  
Mr. Highett,  
Mr. Sargood,  
Mr. Mollison,  
Mr. Henty,  
Mr. Goodman,  
Mr. Campbell,  
Mr. Splatt,  
Mr. Snodgrass,  
Mr. F. Murphy,  
Mr. Rutledge, (*Teller.*)

6. SCAB IN SHEEP.—Mr. Strachan moved, pursuant to 'contingent notice, That the Petition of Phillip Russell and others be read and taken into consideration.  
Question—put and passed.—Petition read.
7. SCAB IN SHEEP PREVENTION ACT AMENDMENT BILL.—Mr. Goodman moved, That this Bill be now read a second time.  
Mr. Snodgrass moved the previous question.'  
Debate ensued.  
Question—That this question be now put—put.  
Council divided.

Ayes, 16.

The Collector of Customs,  
The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Winter,  
Mr. Cole,  
Mr. Griffith,  
The Chairman of General Sessions,  
Mr. A'Beckett  
Mr. Rutledge,  
Mr. Mollison,  
Mr. Henty,  
Mr. Annand,  
The Surveyor General,  
Mr. Wilkinson,  
Mr. Miller,  
Mr. Goodman. (*Teller.*)

Noes, 18.

Mr. F. Murphy,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Fawcner,  
Mr. Strachan,  
Mr. William Nicholson,  
Mr. J. Murphy,  
Mr. Burnley,  
Captain Dane,  
Mr. Sargood,  
Mr. J. Thomson,  
Mr. Highett,  
Mr. Snodgrass,  
Mr. Splatt,  
Mr. Campbell,  
Mr. O'Brien,  
Mr. Parker,  
Mr. Smith, (*Teller.*)

8. COUNTY COURTS EXTENSION BILL.—Mr. Rutledge moved that this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.—Bill read a second time, and ordered to be considered in Committee, Friday, 20th January, 1854.
9. GENERAL EDUCATION BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 34, having been read—The Attorney General moved that the Bill accompanying this Message be now read a first time.  
Question—put and passed.  
Bill read a first time, ordered to be read a second time Thursday, 19th January, 1854, and to be printed.
10. CEMETERIES BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 35, having been read—The Attorney General moved, that the Bill accompanying this Message be now read a first time.  
Question—put and passed. Bill read a first time.—Ordered to be read a second time, Friday, 20th January, 1854, and to be printed.
11. CENSUS BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 36, having been read—The Attorney General moved, that the Bill accompanying this Message be now read a first time.  
Question—put and passed. Bill read a first time.—Ordered to be read a second time, Wednesday, 25th January, 1854, and to be printed.
12. POSTAGE BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 37, having been read—The Attorney General moved that the Bill accompanying this Message be now read a first time.  
Question—put and passed. Bill read a first time, ordered to be read a second time Thursday, 26th January, 1854, and to be printed.
13. PATENTS BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 38, having been read—The Attorney General moved that the Bill accompanying this Message be now read a first time.  
Question—put and passed. Bill read a first time, ordered to be read a second time Friday, 13th January, 1854, and to be printed.
14. SUSPENSION OF STANDING ORDER.—On the motion of the Colonial Secretary the Standing Order, No. 18, was ordered to be suspended.
15. ADJOURNMENT.—The Colonial Secretary moved that the House do, at its rising this day, adjourn until Wednesday, 21st December, at one o'clock.  
Question—put and passed.
16. PRECEDENCY OF BUSINESS.—On the motion of the Colonial Secretary the Council ordered that the business set down for discussion on Tuesday next do take precedence of all other business on Wednesday next.
- Council adjourned at seven o'clock until one o'clock on Wednesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 21ST DECEMBER.

## NOTICE OF MOTION :—

1. MR. GREEVES : To move, That this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to place on the Estimates for the year 1854, and every year thereafter, a sum of £200 for a Queen's Plate, to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.

## ORDERS OF THE DAY :—

1. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Second reading.
2. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853.—To be further considered in Committee.
3. ADDITIONAL ESTIMATES FOR 1853, 1854.—To be considered in Committee.

THURSDAY, 22ND DECEMBER.

*Government Business :—*

## NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY : To move, That the Council upon its rising this day do adjourn until Tuesday, 10th January, 1854.

FRIDAY, 23RD DECEMBER.

## ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

THURSDAY, 12TH JANUARY, 1854.

*Government Business :—*

## ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

FRIDAY, 13TH JANUARY, 1854.

## ORDERS OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.
2. PATENTS BILL.—Second reading.

WEDNESDAY, 18TH JANUARY, 1854.

*Government Business :—*

## ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—Second reading.

THURSDAY, 19TH JANUARY, 1854.

*Government Business :—*

## ORDER OF THE DAY :—

1. GENERAL EDUCATION BILL.—Second reading.

FRIDAY, 20TH JANUARY, 1854.

## ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
3. CEMETERIES BILL.—Second reading.

WEDNESDAY, 25TH JANUARY, 1854.

*Government Business :—*

## ORDER OF THE DAY :—

1. CENSUS BILL.—Second reading.

THURSDAY, 26TH JANUARY, 1854.

*Government Business :—*

## ORDER OF THE DAY :—

1. POSTAGE BILL.—Second reading.

MEETINGS  
OF  
SELECT COMMITTEES.

*Wednesday, 21st December.*

PILOTAGE—at 11 o'clock.

INTEMPERANCE—at 11 o'clock.

ADMINISTRATION OF LOCAL FUNDS—at 12 o'clock.

*Thursday, 22nd December.*

GEE LONG MAILS—at 10 o'clock.

GOLD DISCOVERY—at 11 o'clock.

*Friday, 13th January.*

PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 62.

WEDNESDAY, 21st DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. NEW MEMBER.—The Speaker announced that he had received the return to a Writ he had issued for the Election of an Elective Member of this Council, for the Electoral District of the United Counties of Ripon, Hampden, Grenville, and Polwarth, in the place of Adolphus Goldsmith, Esquire, resigned, by which it appeared that John Thompson Charlton, Esquire, had been duly elected Member to serve in the place of the said Adolphus Goldsmith for such Electoral District.  
JOHN THOMPSON CHARLTON, Esquire, was introduced, and took the oath, and having handed to the Clerk at the Table the following Declaration, took his seat as Member for the Electoral District of the United Counties of Ripon, Hampden, Grenville and Polwarth, in room of Adolphus Goldsmith, Esquire, resigned.  
“I, JOHN THOMPSON CHARLTON, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the annual value of one hundred pounds, sterling money, above all charges and incumbrances affecting the same: And further that the lands or tenements out of which such qualification arises are situate in Queen-street, (corner of Bourke-street), in the City of Melbourne: And I further declare, that I have not collusively or colourably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.  
“JNO. T. CHARLTON.”
3. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
“*The Partnerships limited Liability Bill.*”
4. ADDRESSES.—The Speaker announced that he had, pursuant to the resolutions of this Council, presented to His Excellency the Lieutenant Governor the following Addresses, viz.:  
No. 53.—Steam communication with Great Britain,—adopted on the 12th October, 1853, on the motion of Mr. Goodman,  
and that His Excellency had, in reply to such Address, been pleased to state that he should be very glad to take measures to carry the wishes of the Council into effect, provided the state of the Colonial Revenue would admit of his doing so.  
No. 54.—Religious Services at the Gold Fields, Gaols, Hulks, and Stockades,—adopted on the 9th December, 1853, on the motion of Mr. Myles,  
and that His Excellency had, in reply to such Address, been pleased to state that the Returns desired by the Council should be prepared forthwith.
5. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Message from His Excellency the Lieutenant Governor received and read:—  
GOVERNOR'S RESIDENCE.  
C. J. LA TROBE, *Message No. 40.*  
*Lieutenant Governor.*  
The Lieutenant Governor, in compliance with the Address presented to him on the 18th November last, recommends to the Legislative Council the appropriation of the sum of £20,000 for the purpose of providing a suitable Residence for the Governor of Victoria during the years 1854 and 1855.  
*Government Offices,*  
*Melbourne, 21st December, 1853.*  
Ordered to be printed and taken into consideration with the Estimates this day.
6. INTERNATIONAL POSTAGE.—Mr. Greeves, as Chairman of the Select Committee of this Council appointed to draw up an Address to Her Most Gracious Majesty upon this subject, brought up a Draft Address from such Committee, and moved that it be printed and taken into consideration to-morrow.  
Question—put and passed.
7. QUEEN'S PLATE.—Mr. Greeves moved, pursuant to notice, That this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, requesting him to place on the Estimates for the year 1854, and every year thereafter, a sum of £200 for a Queen's Plate, to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.

Question put.  
Council divided.

Ayes, 22.  
The Colonial Secretary,  
Mr. Snodgrass,  
The Auditor General,  
The Chairman of General Sessions,  
Mr. Russell,  
The Solicitor General,  
Mr. Graham,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
Mr. Hodgson,  
Mr. O'Brien,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. Cole,  
Mr. Greeves,  
Lieut. Col. Anderson,  
Mr. Riddell,  
Mr. Haines,  
Mr. Smith,  
Mr. Campbell,  
Mr. Miller,  
The Collector of Customs, (*Teller.*)

Noes, 6.  
Mr. Annand,  
Mr. Fawkner,  
Capt. Dane,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Strachan, (*Teller.*)

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

The Chairman having reported to the Council that the Committee had resolved that it was expedient an Address be presented to His Excellency the Lieutenant Governor, requesting him to place on the Estimates for the year 1854, and every year thereafter, a sum of £200 for a Queen's Plate, to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.

Mr. Greeves moved that this Report be now adopted.

Question put.

Council divided.

Ayes, 20.  
The Surveyor General,  
The Colonial Secretary,  
Mr. Snodgrass,  
The Assistant Commissioner of Police,  
The Auditor General,  
The Solicitor General,  
The Chief Commissioner of Gold Fields,  
Mr. Russell,  
Mr. William Nicholson,  
Mr. J. Thomson,  
Mr. Riddell,  
Mr. O'Brien,  
Mr. Greeves,  
Lieut. Col. Anderson,  
Mr. Haines,  
Mr. Campbell,  
Mr. Graham,  
Mr. Miller,  
Mr. Cole,  
The Collector of Customs, (*Teller.*)

Noes, 12.  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. O'Shanassy,  
Mr. Sargood,  
Captain Dane,  
Mr. Annand,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Henty,  
Mr. Myles,  
Mr. Smith, (*Teller.*)

3. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—Mr. Greeves moved that this Bill be now read a second time.

Question—put and passed—Bill read a second time, and ordered to be considered in Committee, Friday, 20th January, 1854.

4. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853, AND ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1853-1854.—The Order of the Day for the further consideration of the Estimates for 1854, and the Supplementary Estimates for 1853, and for the consideration of the Additional Estimates for 1853, 1854, in Committee of the whole having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.

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

10. SUSPENSION OF STANDING ORDER.—On the motion of the Colonial Secretary, the Council ordered that Standing Order No. 18 be suspended.
11. ADJOURNMENT.—The Colonial Secretary moved that the Council be adjourned until one o'clock to-morrow.
- Question—put and passed.
- The Council adjourned at twenty minutes past eleven until one o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 22ND DECEMBER.

*Government Business :—*

NOTICE OF MOTION :—

1. THE COLONIAL SECRETARY : To move, That the Council upon its rising this day do adjourn until Tuesday, 10th January, 1854.

ORDER OF THE DAY :—

1. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853, ADDITIONAL ESTIMATES FOR 1853, 1854.—To be further considered in Committee.

*General Business :—*

NOTICES OF MOTION :—

1. MR. JAMES THOMSON : To ask the Colonial Secretary—If the measure for supplementing the Revenue by direct taxation, which he stated some days ago the Executive Government would propose shortly after the re-assembling of this Council in January, will be a measure of general or only of partial taxation—that is, if it will affect every description of property and capital stock, lands, houses, ships, merchandize, money, &c., or only some descriptions of property and capital stock ; and if the latter, what descriptions of property and capital stock ?
2. MR. GREEVES : To move for a copy of all Correspondence between the Commissioners of Sewerage and Water Supply and the Government, relative to advances of money for the purposes of the Commission.
3. MR. COWIE : To move, That the Petition from the Corporation of Geelong, presented to this Council on the 19th October last, praying that a moiety of the proceeds of Crown Lands sold within the limits of Corporations, be referred to the Committee now sitting on the Administration of Local Funds.

ORDER OF THE DAY :—

1. INTERNATIONAL POSTAGE.—Consideration of draft Address to the Queen.

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FRIDAY, 23RD DECEMBER.

ORDER OF THE DAY :—

1. ASSESSMENT ON STOCK.—To be further considered in Committee.

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THURSDAY, 12TH JANUARY, 1854.

*Government Business :—*

ORDER OF THE DAY :

1. CUSTOMS BILL.—Second reading.

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FRIDAY, 13TH JANUARY, 1854.

ORDERS OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.
2. PATENTS BILL.—Second reading.

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WEDNESDAY, 18TH JANUARY, 1854.

*Government Business :—*

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—Second reading.

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THURSDAY, 19TH JANUARY, 1854.

*Government Business :—*

ORDER OF THE DAY :—

1. GENERAL EDUCATION BILL.—Second reading.

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FRIDAY, 20TH JANUARY, 1854.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—To be considered in Committee.

WEDNESDAY, 25TH JANUARY, 1854.

*Government Business:—*

ORDER OF THE DAY:—

1. CENSUS BILL.—Second reading.

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THURSDAY, 26TH JANUARY, 1854.

*Government Business:—*

ORDER OF THE DAY:—

1. POSTAGE BILL.—Second reading.
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## MEETINGS

OF

# SELECT COMMITTEES.

*Thursday, 22nd December.*

GEELONG MAILS—at 10 o'clock.

GOLD DISCOVERY—at 11 o'clock.

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Friday, 13th January.*

PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 63.

THURSDAY, 22<sup>ND</sup> DECEMBER, 1853.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. POSTPONEMENT OF NOTICE OF MOTION.—The Colonial Secretary postponed the Notice standing in his name, No. 1 (*Government Business*), on the Paper for to-day, until after the consideration of all the other business for to-day.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Collector of Customs the following Order of the Day was postponed until after the consideration of the 1st Order, (*General Business*), for to-day :—  
 “Estimates for 1854, Supplementary Estimates for 1853, and Additional Estimates for 1853-1854.—To be further considered in Committee.”
4. MELBOURNE SEWERAGE AND SUPPLY OF WATER.—Mr. Greeves moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to lay on the table of this Council a copy of all correspondence between the Commissioners of Sewerage and Water Supply and the Government, relative to advances of money for the purposes of the Commission.  
 Question—put and passed.
5. GEELONG PETITION.—Mr. Cowie moved, pursuant to notice, That the Petition from the Corporation of Geelong, presented to this Council on the 19th October last, praying that a moiety of the proceeds of Crown Lands sold within the limits of Corporations, be referred to the Committee now sitting on the Administration of Local Funds.  
 Question—put and passed.
6. INTERNATIONAL POSTAGE.—The Order of the day for the consideration of the draft Address to Her Majesty the Queen, on the subject of International Postage, having been read, Mr. Greeves moved, That the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole for the consideration thereof.  
 Question—put and passed.  
 Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
 The Chairman reported to the Council that the Committee had agreed to the following Address :

MOST GRACIOUS SOVEREIGN—

We, Your Majesty's dutiful and loyal subjects, the Legislative Council of the Colony of Victoria, beg leave to represent to Your Majesty the disadvantages which this Colony suffers from the present system of its external postal arrangements.

We would submit to Your Majesty that in this Colony is centred a vast traffic, not only with the Parent State and other Colonies, but also with Foreign Countries, and that the present postal system as to these exterior relations greatly limits the interchange of correspondence, checks the diffusion of information, and interferes with the transactions of commerce.

We would represent to Your Majesty that it would be highly advantageous if greater facility were given for the direct transmission of letters from one part of Your Majesty's dominions to another, as well as to and from foreign parts; and we consider that a uniform low rate of charge for the entire cost of conveying letters to their destination, especially under the system of prepayment, would greatly aid in attaining this desirable object.

Deeply impressed with the beneficial consequences of a general system of frequent, regular, and cheap postal communication between the Mother Country, the Colonies, and Foreign States, upon a direct and reciprocal plan, we desire to assure Your Majesty that we are prepared to provide, so far as this Colony is concerned, for whatever expenditure may be necessary for the purpose.

We therefore venture to express our earnest hope that Your Majesty will be pleased to direct that such immediate steps as Your Majesty may deem suitable may be taken towards the accomplishment of such arrangements—arrangements which we believe will not only prove of great utility to this, but also to Your Majesty's other Colonies; knitting together more closely the different provinces of Your Majesty's Empire, and promoting the advantages of commerce, civilization, and peace throughout the world.

Mr. Greeves then moved that the above Address be adopted by the Council.

Question—put and passed. Ordered that the Address be signed by the Speaker, and by him presented to His Excellency the Lieutenant Governor, with a request that His Excellency will procure the same to be laid before Her Most Gracious Majesty.

7. ADDRESS.—The Speaker announced that he had, pursuant to the Resolution of this Council, presented to His Excellency the Lieutenant Governor the following Address :—

Queen's Plate—adopted on the 21st December, 1853, on the motion of Mr. Greeves ; and that His Excellency had, in reply to such Address, been pleased to state that the request of the Council would be complied with.

8. ESTIMATES FOR 1854, AND SUPPLEMENTARY ESTIMATES FOR 1853, AND ADDITIONAL SUPPLEMENTARY ESTIMATES FOR 1853—1854.—The Order of the Day for the further consideration of the Estimates for 1854, and Supplementary Estimates for 1853, and Additional Supplementary Estimates for 1853—1854, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.

9. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read.

FIRE ENGINES.—

C. J. LA TROBE,  
*Lieutenant Governor.*

*Message, No. 41.*

The Lieutenant Governor recommends to the Legislative Council the special appropriation of £3000 for the purchase of six Fire Engines during the year 1854.

*Government Offices,  
Melbourne, December 22nd, 1853.*

Ordered to be printed, and taken into consideration with the Estimates this day.

QUEEN'S PLATE.—

C. J. LA TROBE,  
*Lieutenant Governor.*

*Message, No. 42.*

The Lieutenant Governor recommends to the Legislative Council the appropriation of £200 for a Queen's Plate, to be run for at the Melbourne Races during the year 1854, under such regulations as His Excellency may direct.

*Government Offices,  
Melbourne, December 22nd, 1853.*

Ordered to be printed, and taken into consideration with the Estimates this day.

10. ESTIMATES.—The above Messages from His Excellency the Lieutenant Governor having been read, the Speaker again left the Chair, and the Council resolved itself into a Committee of the whole for further consideration of the Estimates for 1854, Supplementary Estimates for 1853, and Additional Estimates for 1853, 1854, and for the consideration of His Excellency the Lieutenant Governor's Messages Nos. 41 and 42.

The Chairman reported that the Committee had agreed to the resolutions hereafter set forth upon the Supplementary Estimate for the year 1853, the Estimates of Expenditure for the year 1854, the Additional Estimates for 1853-1854, and His Excellency the Lieutenant Governor's Messages, Nos. 40, 41, and 42, that is to say :—

1. *Estimates of Expenditure and Additions thereto for the year 1854.*

(1.) Resolved—That a sum not exceeding £4012 be appropriated to defray the salaries, allowances, and contingencies of His Excellency the Lieutenant Governor's Department for the year 1854.

(2.) Resolved—That a sum not exceeding £12,047 be appropriated to defray the salaries, allowances, and contingencies of the Legislative Council Department for the year 1854.

(3.) Resolved—That a sum not exceeding £17,015 be appropriated to defray the salaries, allowances, and contingencies of the Colonial Secretary's Department for the year 1854, in addition to the amount appropriated by the Act 13 and 14 Vic., c. 59, Schedule B, part 2.

(4.) Resolved—That a sum not exceeding £16,982 10s. be appropriated to defray the salaries, allowances, and contingencies of the Colonial Treasurer's Department for the year 1854, in addition to the amount appropriated by the Act 13 and 14 Vic., c. 59, Schedule B, part 2.

(5.) Resolved—That a sum not exceeding £15,400 be appropriated to defray the salaries, allowances, and contingencies of the Auditor General's Department for the year 1854, in addition to the amount appropriated by the Act 13 and 14 Vic., c. 59, Schedule B, part 2.

(6.) Resolved—That a sum not exceeding £1170 be appropriated to defray the salaries, allowances, and contingencies of the Executive Council Department for the year 1854, in addition to the amount appropriated by the Act 13 and 14 Vic., c. 59, Schedule B, part 2.

(7.) Resolved—That a sum not exceeding £73,425 be appropriated towards defraying the salaries, allowances, and contingencies of the Department for the Administration of Justice for the year 1854, in addition to the amount appropriated by the Act 13 and 14 Vic. c. 59, Schedule B, part 1.

(8.) Resolved—That a sum not exceeding £98,836 5s. be appropriated to defray the salaries, allowances, and contingencies of the Customs Department for the year 1854; being

- £77,804 15s. for the Customs Department, Melbourne and Williamstown; £450 for the Customs Department, St. Kilda; £12,220 10s. for the Customs Department, Geelong; £2,459 for the Customs Department, Portland; £2,434 for the Customs Department, Belfast; £1,734 for the Customs Department, Port Albert; £1,734 for the Customs Department, Warrnambool.
- (9.) Resolved—That a sum not exceeding £93,130 be appropriated to defray the salaries, allowances, and contingencies of the Department of the Commissioners for the Gold Fields for the year 1854; being £9,050 for the Establishment of the Chief Commissioner, and £84,080 for the Establishments at the Gold Fields.
- (10.) Resolved—That a sum not exceeding £150,109 12s. 6d. be appropriated to defray the salaries, allowances, and contingencies of the Post Office Department for the year 1854; being £51,806 for the Postmaster General's Department, Melbourne; £700 for the Postmaster's Department, Williamstown; £619 for the Postmaster's Department, Sandridge; £5,648 for the Postmaster's Department, Geelong; £400 for the Postmaster's Department, Portland; £400 for the Postmaster's Department, Belfast; £1,217 17s. 6d. for the Postmaster's Department, Castlemaine; £1,217 17s. 6d. for the Postmaster's Department, Sandhurst; £763 2s. 6d. for the Postmaster's Department, Beechworth; £763 2s. 6d. for the Postmaster's Department, Ballarat; £763 2s. 6d. for the Postmaster's Department, Heathcote; £726 for the Postmaster's Department, Waranga; £726 for the Postmaster's Department, Fryer's Creek; £726 for the Postmaster's Department, Moliagal; £587 10s. for the Postmaster's Department, Warrnambool; £446 for the Postmaster's Department, Wangaratta; £5,100 for various other Country Post Offices; and £77,500 for the conveyance of all inland Mails, and landing and shipping foreign Mails, and for the conveyance of Mails by sea.
- (11.) Resolved—That a sum not exceeding £106,034 2s. 6d. be appropriated to defray the salaries, allowances, and contingencies, of the Department of Ports and Harbors for the year 1854, being £11,627 5s. for the Port and Harbor Master's Department, Williamstown; £7,277 for the Harbor Master's Department, Melbourne; £4,891 for the Harbor Master's Department, Geelong; £2,139 for the Harbor Master's Department, Portland; £2,139 for the Harbor Master's Department, Port Albert; £2,139 for the Harbor Master's Department, Belfast; £55,896 10s. for the Pilots, Port Phillip Bay, and Pilotage; £7,557 for Light Houses and Light Vessels; £8,386 10s. for the Government Screw Steamer; £905 for the "Apollo" Water Tank and Fire Engine; and £3,076 17s. 6d. for the "Empire" inside Light House and Buoy Tender.
- (12.) Resolved—That a sum not exceeding £738,557 15s. be appropriated to defray the salaries, allowances, and contingencies of the Police Establishments for the year 1854; being £10,375 for the Establishment of the Chief Commissioner of Police; £17,500 for the Detective Police; £646,408 17s. 6d. for the General Police Force Establishment; £21,908 17s. 6d. for the Water Police Establishment, Melbourne; £3,766 17s. 6d. for the Water Police Establishment, Geelong; £35,478 17s. 6d. for Gold Escort Service; and £3,119 5s. for the Establishment of Inspectors under the Slaughtering Act.
- (13.) Resolved—That a sum not exceeding £48,059 7s. 6d. be appropriated to defray the salaries, allowances, and contingencies for the Petty Sessions Establishments for the year 1854; being £4035 for the Petty Sessions Establishment, Melbourne; £2575 for the Petty Sessions Establishment, County of Bourke; £940 for the Petty Sessions Establishment, Williamstown; £2685 for the Petty Sessions Establishment, Geelong and County of Grant; £1625 for the Petty Sessions Establishment, Portland; £1400 for the Petty Sessions Establishment, Belfast; £1400 for the Petty Sessions Establishment, Alberton; £1337 10s. for the Petty Sessions Establishment, Kilmore; £1337 10s. for the Petty Sessions Establishment, Kyneton; £1337 10s. for the Petty Sessions Establishment Swan Hill; £1337 10s. for the Petty Sessions Establishment, Wangaratta; £437 10s. for the Petty Sessions Establishment, Harrow; £437 10s. for the Petty Sessions Establishment, Barrow's Inn; £1337 10s. for the Petty Sessions Establishment, Lexton; £437 10s. for the Petty Sessions Establishment, Horsham; £1187 10s. for the Petty Sessions Establishment, Benalla; £1187 for the Petty Sessions Establishment, Gisborne; £1187 10s. for the Petty Sessions Establishment, The Grange; £1187 10s. for the Petty Sessions Establishment, Sale; £437 10s. for the Petty Sessions Establishment, Colac; £437 10s. for the Petty Sessions Establishment, The Leigh; £437 10s. for the Petty Sessions Establishment, Bacchus Marsh; £437 10s. for the Petty Sessions Establishment, Chepstow; £437 10s. for the Petty Sessions Establishment, McKay's Inn; £437 10s. for the Petty Sessions Establishment, Hexham; £437 10s. for the Petty Sessions Establishment, Seymour; £437 10s. for the Petty Sessions Establishment, Heidelberg; £437 10s. for the Petty Sessions Establishment, Carisbrook; £437 10s. for the Petty Sessions Establishment, Buninyong; £1337 10s. for the Petty Sessions Establishment, Maiden's Punt; £1337 10s. for the Petty Sessions Establishment, Warrnambool; £437 for the Petty Sessions Establishment, Elephant's Bridge; £437 for the Petty Sessions Establishment, Brighton; £2036 5s. for the Petty Sessions Establishment, Castlemaine; £1758 17s. 6d. for the Petty Sessions Establishment, Ballarat; £1758 17s. 6d. for the Petty Sessions Establishment, Beechworth; £1758 17s. 6d. for the Petty Sessions Establishment, Sandhurst; £1353 2s. 6d. for the Petty Sessions Establishment, Wedderburn; £1353 2s. 6d. for the Petty Sessions Establishment, Heathcote; £1353 2s. 6d. for the Petty Sessions Establishment, Hepburn; and £1353 2s. 6d. for the Petty Sessions Establishment, Daisy Hill.

- (14.) Resolved—That a sum not exceeding £52,163 10s. be appropriated to defray the salaries, allowances, and contingencies of Gaol Establishments for the year 1854; being £26,651 17s. 6d. for the Gaol Establishments, Melbourne; £7,177 10s. for the Gaol Establishment, Geelong; £3272 10s. for the Gaol Establishment, Portland; £1636 5s. for the Gaol Establishment, Belfast; £1636 5s. for the Gaol Establishment, Kilmore; £4655 17s. 6d. for the Gaol Establishment, Castlemaine; £2377 15s. for the Gaol Establishment, Sandhurst; £2377 15s. for the Gaol Establishment, Heathcote; and £2377 15s. for the Gaol Establishment, Beechworth.
- (15.) Resolved—That a sum not exceeding £159,355 10s. be appropriated to defray the salaries, allowances, and contingencies for the Penal Establishments for the year 1854; being £5099 10s. for the establishment of the Inspector of Penal Establishments; and £154,256 for the establishments at the Stockades and Hulks.
- (16.) Resolved—That a sum not exceeding £8696 10s. be appropriated to defray the salaries and contingencies of the Coroners' Establishments for the year 1854.
- (17.) Resolved—That a sum not exceeding £111,232 1s. 7d. be appropriated to defray the charge for the Military and Naval Establishments for the year 1854; being £53,332 11s. 8d. for the pay, allowances, and contingencies of Four Companies of the Line; £11,133 18s. 5d. for the pay, allowances, and contingencies of Royal Engineers and Sappers and Miners; £26,745 for the pay, allowances, and contingencies of the Enrolled Pensioners from Van Diemen's Land; £6900 for the pay, allowances, and contingencies of One Company of the 99th Regiment; £5000 for the passage of the head quarters of the 99th Regiment and of the Pensioners to Van Diemen's Land; £2432 12s. 11d. for the Colonial allowances to the Guard and Commissariat; and £5687 18s. 7d. for the Colonial allowance to the officers and men of H.M. Ship *Electra*.
- (18.) Resolved—That a sum not exceeding £1,411,201 be appropriated towards defraying the charge for Public Works of the said Colony, for the year 1854; being £26,601 for the salaries, allowances, and contingencies of the Department of the Central Road Board; £35,300 for the salaries, allowances, and contingencies of the Department of The Chief Commissioner of Public Works; £800,000 for Roads, Bridges, and other Works (exclusive of buildings) as hereafter set forth, viz.:—£450,000 for the construction and repairs of Roads and Bridges, under the superintendence of the Central Road Board; £50,000 for the construction and repairs of Roads and Bridges in the Agricultural Districts; £25,000 Grant to the Corporation of Melbourne for Public Works in the City; £50,000 for opening the Streets in Fitzroy Ward; £10,000 Grant to the Corporation of Geelong for Public Works in the Town; £15,000 for opening the Streets in the suburbs of Geelong; £20,000 for erecting a Bridge over the River Yarra Yarra, between Richmond and Prahran; £10,000 for the formation of temporary Bridges, and repairs of Roads at the Gold Fields; £25,000 towards improving the navigation of the River Yarra; £50,000 for extending the Wharves and improving the approaches to the same, in Melbourne; £10,000 for dredging the Yarra at the Wharf; £30,000 for extending the Jetties and improving the approaches to the same, at Geelong; £17,000 towards removing the Bar at Point Henry; £10,000 for extending the Jetty at Sandridge; £4000 towards improving the Harbor at Portland; £3000 towards improving the Harbor at Belfast; £1000 towards improving the Harbor at Warrnambool; £1000 towards improving the Harbor at Welshpool; £6000 for the purchase of Ships for the general service of the Government; £3000 for Buoys, Beacons, and Moorings; and £10,000 for other Public Works; and £503,800 for Public Buildings, as hereafter set forth, viz.:—£60,000 towards the erection of a Government House, Melbourne; £80,000 towards the erection of a House of Legislature, Melbourne; £10,000 towards the erection of new Government Offices, Melbourne; £12,000 for erecting a new County Court, Melbourne; £4300 for erecting a Harbor Master's Office, and Quarters for the Water Bailiff, and Berthing Officers, Melbourne; £1500 for erecting a Vaccine Hospital, Melbourne; £3000 for erecting a Gaol Infirmary, Melbourne; £2000 for completing the Morgue and Coroner's Office, Melbourne; £75,000 towards the extension of the Gaol, Melbourne; £4000 for additional Buildings at the Lunatic Asylum, near Melbourne; £9000 for additional Buildings at the Military Barracks, Melbourne; £10,000 for additional Buildings at the Police Barracks, Melbourne; £10,000 for additions, alterations, and repairs to Public Buildings and Offices, Melbourne generally; £20,000 for additions to the Custom House, Melbourne; £15,000 for Police Barracks, Richmond; £5000 for completing the Quarry Stockade, near Melbourne; £20,000 for extending the Gaol, Geelong; £20,000 towards erecting new Public Offices and a Court House, Geelong; £12,000 for erecting a Post Office, Geelong; £3000 for additional Buildings at the Barracks, Geelong; £7000 for additional Police Barracks, Geelong; £1000 for additional Pilot's Quarters, Geelong; £1500 for completing Cottages at the Public Gardens, Geelong; £400 for erecting a Flagstaff, Geelong; £3000 for erecting Quarters for the Harbor Pilots, Williamstown; £2500 for erecting an Observatory, Williamstown; £1800 for Building Carpenter's Shops and Forges at the Marine Yard, Williamstown; £500 for additions to the Custom House, Portland; £5000 for additions to the Gaol, Portland; £2000 for erecting a Post Office, Portland; £3000 for Police Buildings, Portland; £2000 for erecting a Post Office, Belfast; £5000 towards completing the Gaol, Belfast; £20,000 towards erecting a Wall for General Penitentiary; £6000 for erecting additional Buildings at Penal Establishments; £6000 for erecting a Gaol, Castlemaine, in addition to the amount of £3000 voted for Kyneton in the year 1853; £10,000 for erecting a Gaol, Kilmore; £10,000 for erecting Commissariat Stores;

- £1000 for erecting Offices for the Deputy Sheriff, Castlemaine; £4500 for building Offices for the Harbor Masters, at the Out Ports; £2800 for repairs to Lighthouses; £3000 for fitting up additional Hulk and repairs to Hulks, and £30,000 for erecting Police Barracks, Watchhouses, and Offices in the undermentioned Districts, that is to say—£4000, Castlemaine; £3000, Ballarat; £2000, Carlsruhe; £1000, Gipps' Land; £5000, Maiden's Punt; £6000, McIvor; £5000, the Ovens; and £4000 for the Wimmera; and £11,500 for Vessels and Public Works (Marine), being £7000 for the purchase of an Iron Steam Dredge, &c., in excess of the amount provided in the Estimates for 1853; and £4500 for the purchase of a Screw Steamer, in excess of the amount provided in the Estimates for 1852 and 1853; and £27,000 for Rents, being £7000 for the Rents of Public Offices, and £20,000 to provide a Residence for His Excellency the Lieutenant Governor; and £7000 for Furniture and repairs to Furniture for Public Departments.
- (19.) Resolved—That a sum not exceeding £94,743 5s. be appropriated to defray the charge for Stores and Transport for the year 1854, being £32,443 5s. for the salaries, allowances, and contingencies of the Civil Commissariat Department; £2,300 for the salaries, allowances, and contingencies of the Barrack Master's Department; and £60,000 for the Transport Service.
- (20.) Resolved—That a sum not exceeding £140,000 be appropriated to defray the charge for Education for the year 1854; being £130,000 for Public Schools on the understanding that existing Schools be maintained, and existing undertakings carried out, but that each new case should be brought by either of the existing Boards under the notice of the Executive Government, and that, if in consonance with the regulations of the Board, it should be subject to the approval of the Executive Council, and £10,000 towards building an University, Melbourne.
- (21.) Resolved—That a sum not exceeding £24,462 10s. be appropriated to defray the charge of the Medical Establishments for the year 1854; being £13,055 10s. for the salaries, allowances, and contingencies of the department of the Colonial Surgeon; £9,234 for the salaries, allowances, and contingencies of the Lunatic Asylum Establishment; and £2,173 for the salaries, allowances, and contingencies of the Health Officer's Establishment.
- (22.) Resolved—That a sum not exceeding £7,660 be appropriated to defray the charges for Ecclesiastical Services for the year 1854; being £5,400 for the stipends for twelve clergymen at the Gold Fields; and £2,260 for stipends for clergy at the Gaol and Penal Establishments of the Colony.
- (23.) Resolved—That a sum not exceeding £34,076 10s. be appropriated towards defraying the charges for the Scientific Establishments for the year 1854; being £3,772 10s. for the salaries, allowances, and contingencies of the Establishment of the Botanic Gardens, Melbourne; £1,500 for the salaries and contingencies of the Public Gardens, Geelong; £500 towards the formation of a Botanic Garden, Portland; £2,000 towards the establishment of a Museum of Economic Geology; £2,000 towards the establishment of a Museum of Natural History; £10,716 10s. for the salaries, allowances, and contingencies of the Electric Telegraph Department; £13,587 for the salaries, allowances, and contingencies of the Assay Office.
- (24.) Resolved—That a sum not exceeding £44,711 be appropriated to defray the charge for Miscellaneous Departments for the year 1854; being £755 for the salaries and allowances to the Inspector and Members of the Navigation Board; £12,136 for the salaries, allowances, and contingencies of the Registrar General's Department; £25,960 for the salaries, allowances, and contingencies of the Government Printer's Department; £3950 for the salaries, allowances, and contingencies of the Inspectors under the Scab Act; £673 15s. for the salaries and contingencies of the Establishment of the Powder Magazine, Melbourne; £673 15s. for the salaries and contingencies of the Establishment of the Powder Magazine, Geelong; and £562 10s. for the salary, allowance, and contingencies of the Establishment of the Tender Board.
- (25.) Resolved—That a sum not exceeding £46,600, be appropriated towards defraying the charge for Grants in aid of Charitable and Useful Institutions for the year 1854; being £2500 towards the maintenance of the Benevolent Asylum, Melbourne, on condition of £1000 being raised by private subscription; £12,500 for the Hospital, Melbourne, being £2500 towards the maintenance of the Institution, on condition of £1000 being raised by private subscription, and £10,000 towards enlarging the building on the same condition; £13,000 towards a Public Library, Melbourne,—being £3000 for the purchase of books, and £10,000 towards the erection of the building; £5150 towards the Mechanics' Institution, Melbourne,—being £5000 towards the extension of the building, and £150 towards the maintenance of the Institution; £2000 towards the erection of a building for a Mechanics' Institution, Geelong, on condition of £1000 being raised by private subscription; £300 in aid of the award of prizes by the Industrial Society, Melbourne; £7000 for the Benevolent Asylum and Hospital, Geelong,—being £5000 towards the extension of the building, on condition of £500 being raised by private subscription, and £2000 towards the maintenance of the Institution, on condition of £800 being raised by private subscription; £650 for the Benevolent Asylum, Belfast,—being £500 towards the erection of the building on condition of an equal amount being raised by private subscription, and £150 towards the maintenance of the Institution on the same condition; £1500 for the Hospital, Kyneton,—being £1000 towards the erection

of a building, on condition of an equal amount being raised by private subscription, and £500 towards the maintenance of the Institution, on the same condition; and £2000 towards the erection of Hospitals at the Gold Fields, on condition of an equal amount being raised by private subscription.

(26.) Resolved—that a sum not exceeding £57,188 be appropriated to defray the charge for Miscellaneous Services and Requirements for the year 1854; being £1000 for a reward for the discovery of an available Coal Field; £5000 to meet the expenses of taking a Census of the Colony; £1000 for preparing the Electoral Lists; £10,000 for the formation of Public Cemeteries; £5000 for fencing Lands reserved for public recreation; £100 for Newspapers for record and for transmission to the Secretary of State; £200 for Maps and Acts of Council for the Public Departments; £100 for the erection of Public Pounds; £88 gratuity to William Buckley; £300 for a reward for the discovery of a new line of Road to Gipps' Land; £200 allowance to the Colonial Agent General in England; £1000 for Postage for Government Departments; £30,000 for the encouragement of regular Postal Communication with England, in accordance with the terms of the resolution adopted by the Council on the 12th October, 1853; £200 for a Queen's Plate, to be run for at the Melbourne Races; and £3000 for the purchase of six Fire Engines.

(27.) Resolved—That a sum not exceeding £1,353 6s. 5d. be appropriated to defray the charge for payments conjointly with other Governments, that is to say, £1,053 6s. 5d. being one-half of the cost of the Lighting Apparatus and Lantern for the Lighthouse on Gabo Island; £400 one-half of the probable expense of maintaining the Light conjointly with the Government of New South Wales; and £300 being one-third of the estimated cost of maintaining the Light on Kent's Group, conjointly with the Governments of Van Diemen's Land and New South Wales.

(2). *Supplementary Estimate for the year 1853.*

(1.) Resolved—That a sum not exceeding £244 be appropriated to defray the supplementary charge of His Excellency the Lieutenant Governor's Department for the year 1853.

(2.) Resolved—That a sum not exceeding £730 be appropriated to defray the supplementary charge of the Legislative Council Department for the year 1853.

(3.) Resolved—That a sum not exceeding £200 be appropriated to defray the supplementary charge of the Colonial Secretary's Department for the year 1853.

(4.) Resolved—That a sum not exceeding £1,502 10s. be appropriated to defray the supplementary charge for the Colonial Treasurer's Department for the year 1853.

(5.) Resolved—That a sum not exceeding £1,246 10s. 4d. be appropriated to defray the supplementary charge of the Auditor General's Department for the year 1853.

(6.) Resolved—That a sum not exceeding £1,435 10s. 3d. be appropriated to defray the supplementary charge for the Department of the Administration of Justice for the year 1853.

(7.) Resolved—That a sum not exceeding £479 3s. 4d. be appropriated to defray the supplementary charge for the Courts of General Sessions and County Courts for the year 1853.

(8.) Resolved—That a sum not exceeding £8,931 18s. 2d. be appropriated to defray the supplementary charge for the Customs' Department for the year 1853.

(9.) Resolved—That a sum not exceeding £11,081 6s. 3d. be appropriated to defray the supplementary charge for the Post Office Department for the year 1853.

(10.) Resolved—That a sum not exceeding £11,702 8s. 7d. be appropriated to defray the supplementary charge for the Department of the Commissioners of the Gold Fields for the year 1853.

(11.) Resolved—That a sum not exceeding £1,858 3s. 10d. be appropriated to defray the supplementary charge of the Harbor Master's Department, Williamstown, for the year 1853.

(12.) Resolved—That a sum not exceeding £1,383 18s. be appropriated to defray the supplementary charge of the Harbor Master's Department, Melbourne, for the year 1853.

(13.) Resolved—That a sum not exceeding £868 2s. be appropriated to defray the supplementary charge of the Harbor Master's Department, Geelong, for the year 1853.

(14.) Resolved—That a sum not exceeding £302 be appropriated to defray the supplementary charge of the Harbor Master's Department, Portland, for the year 1853.

(15.) Resolved—That a sum not exceeding £362 be appropriated to defray the supplementary charge of the Harbor Master's Department, Port Albert, for the year 1853.

(16.) Resolved—That a sum not exceeding £317 be appropriated to defray the supplementary charge of the Harbor Master's Department, Belfast, for the year 1853.

(17.) Resolved—That a sum not exceeding £4,256 5s. 4d. be appropriated to defray the supplementary charge of the Pilots' Department for the year 1853.

(18.) Resolved—That a sum not exceeding £291 8s. be appropriated to defray the supplementary charge of the Lighthouses Establishments for the year 1853.

(19.) Resolved—That a sum not exceeding £230 4s. be appropriated to defray the supplementary charge of the Signal Stations Establishments for the year 1853.

(20.) Resolved—That a sum not exceeding £248,321 15s. be appropriated to defray the supplementary charge of the General Police Force Department for the year 1853.

(21.) Resolved—That a sum not exceeding £1,000 be appropriated to defray the supplementary charge of the Inspectors under the Slaughtering Act for the year 1853.

- (22.) Resolved—That a sum not exceeding £416 13s. 4d. be appropriated to defray the supplementary charge of the Water Police Establishments for the year 1853.
- (23.) Resolved—That a sum not exceeding £3,518 16s. 8d. be appropriated to defray the supplementary charge of the Petty Sessions Department for the year 1853.
- (24.) Resolved—That a sum not exceeding £2,850 be appropriated to defray the supplementary charge of the Melbourne Gaol Establishment for the year 1853.
- (25.) Resolved—That a sum not exceeding £571 17s. 4d. be appropriated to defray the supplementary charge of the Geelong Gaol Establishment for the year 1853.
- (26.) Resolved—That a sum not exceeding £775 be appropriated to defray the supplementary charge of the Castlemaine Gaol Establishment for the year 1853.
- (27.) Resolved—That a sum not exceeding £25,702 12s. be appropriated to defray the supplementary charge of the Department of Penal Establishments for the year 1853.
- (28.) Resolved—That a sum not exceeding £728 10s. be appropriated to defray the supplementary charge of the Coroner's Department for the year 1853.
- (29.) Resolved—That a sum not exceeding £15,268 18s. 10d. be appropriated to defray the supplementary charge of the four Companies of the 40th Regiment, for the year 1853.
- (30.) Resolved—That a sum not exceeding £550 be appropriated to defray the supplementary charge of the Guard and Commissariat Establishments for the year 1853.
- (31.) Resolved—That a sum not exceeding £27,731 be appropriated to defray the supplementary charge for the additional Military Force of the Colony for the year 1853.
- (32.) Resolved—That a sum not exceeding £2279 10s. 10d. be appropriated to defray the supplementary charge for Royal Engineers in the Colony for the year 1853.
- (33.) Resolved—That a sum not exceeding £3995 be appropriated to defray the supplementary charge of Her Majesty's Ship *Electra* for the year 1853.
- (34.) Resolved—That a sum not exceeding £11,750 17s. 9d. be appropriated to defray the supplementary charge of the Central Road Board Establishment for the year 1853.
- (35.) Resolved—That a sum not exceeding £311,600 be appropriated to defray the supplementary charge for Public Works for the year 1853.
- (36.) Resolved—That a sum not exceeding £20,413 be appropriated to defray the supplementary charge for the Vessels and Public Works Marine for the year 1853.
- (37.) Resolved—That a sum not exceeding £748 4s. 10d. be appropriated to defray the supplementary charge of the Colonial Architect's Department for the year 1853.
- (38.) Resolved—That a sum not exceeding £213,727 10s. be appropriated to defray the supplementary charge for Buildings for the year 1853.
- (39.) Resolved—That a sum not exceeding £3000 be appropriated to defray the supplementary charge for Furniture for Public Offices for the year 1853.
- (40.) Resolved—That a sum not exceeding £10,630 14s. 8d. be appropriated to defray the supplementary charge of the Civil Commissariat Department for the year 1853.
- (41.) Resolved—That a sum not exceeding £283 3s. 4d. be appropriated to defray the supplementary charge of the Colonial Storekeeper's Department for the year 1853.
- (42.) Resolved—That a sum not exceeding £267 15s. be appropriated to defray the supplementary charge of the Survey Board for the year 1853.
- (43.) Resolved—That a sum not exceeding £20,000 be appropriated to defray the supplementary charge of the Transport Service for the year 1853.
- (44.) Resolved—That a sum not exceeding £20,000 be appropriated for Education in the Colony for the year 1853.
- (45.) Resolved—That a sum not exceeding £2871 18s. 5d., be appropriated to defray the supplementary charge of the Colonial Surgeon's Department for the year 1853.
- (46.) Resolved—That a sum not exceeding £362 be appropriated to defray the supplementary charge of the Establishment of the Lunatic Asylum for the year 1853.
- (47.) Resolved—That a sum not exceeding £1739 15s. be appropriated to defray the supplementary charge of the Botanic Garden Establishment for the year 1853.
- (48.) Resolved—That a sum not exceeding £2649 8s. 11d. be appropriated to defray the supplementary charge of the Assay Office for the year 1853.
- (49.) Resolved—That a sum not exceeding £1408 18s. 6d. be appropriated to defray the supplementary charges of the Inspectors under the Scab Act for the year 1853.
- (50.) Resolved—That a sum not exceeding £1,735 be appropriated to defray the supplementary charge of the Registrar General's Department for the year 1853.
- (51.) Resolved—That a sum not exceeding £7,461 10s. be appropriated to defray the supplementary charge of the Government Printing Department for the year 1853.
- (52.) Resolved—That a sum not exceeding £3,000 be appropriated to defray the supplementary charge of the Grant in Aid of Charitable Institutions for the year 1853.
- (53.) Resolved—That a sum not exceeding £2,700 be appropriated to defray the supplementary charge of the Ecclesiastical Establishments for the year 1853.
- (54.) Resolved—That a sum not exceeding £6,039 4s. 6d. be appropriated to defray the supplementary charge for Miscellaneous Services and Expenses for the year 1853.
- (55.) Resolved—That a sum not exceeding £39,395 be appropriated to defray the supplementary charge for Allowances for House Rent to the heads of departments, superior officers, clerks, and bailiffs, from the 1st of July, 1853.

The Collector of Customs moved that these Resolutions be now agreed to.

Question—put and passed.

9. LIGHTHOUSES.—The Collector of Customs, as Chairman of the Select Committee of this Council, appointed to enquire whether any steps should be taken towards the improvement

of the lighting of the Coast of this Colony, brought up the Report from the Committee, and moved that it be received and printed, together with the Minutes of Evidence.

Question—put and passed.

10. ADJOURNMENT OF COUNCIL.—The Colonial Secretary moved, pursuant to *amended* notice, That the Council, upon its rising this day, do adjourn until Tuesday, 17th January, 1854.  
Question—put and passed.

11. SUSPENSION OF STANDING ORDER.—On the motion of the Colonial Secretary, the Council ordered that Standing Order, No. 18, be suspended.

12. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Collector of Customs the following Order, standing for consideration on Thursday, 12th January, 1854, was postponed until Tuesday, 17th January, 1854 :—  
“ Customs Bill.”—Second reading.”

On the motion of the Colonial Secretary the following Orders, standing for consideration on Friday, 13th January, 1854, were postponed until Thursday, 19th January, 1854 :—

“ Ovens Mining Company Incorporation Bill.”—To be considered in Committee.  
“ Patents Bill.”—Second reading.

Council adjourned at a quarter-past five o'clock until Tuesday, 17th January, 1854, at three o'clock.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 17TH JANUARY, 1854.

ORDER OF THE DAY :—

1. CUSTOMS BILL.—Second reading.

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WEDNESDAY, 18TH JANUARY, 1854.

*Government Business* :—

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—Second reading.

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THURSDAY, 19TH JANUARY, 1854.

*Government Business* :—

ORDERS OF THE DAY :—

1. GENERAL EDUCATION BILL.—Second reading.  
2. PATENTS BILL.—Second reading.

*General Business* :—

NOTICE OF MOTION :—

CAPTAIN DANE : To move for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby ; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.

ORDER OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.

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FRIDAY, 20TH JANUARY, 1854.

ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.  
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.  
3. CEMETERIES BILL.—Second reading.  
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—To be considered in Committee.

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WEDNESDAY, 25TH JANUARY, 1854.

*Government Business* :—

ORDER OF THE DAY :—

1. CENSUS BILL.—Second reading.

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THURSDAY, 26TH JANUARY, 1854.

*Government Business* :—

ORDER OF THE DAY :—

1. POSTAGE BILL.—Second reading.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 64.

TUESDAY, 17<sup>TH</sup> JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. O'Shanassy presented a Petition from David Ogilvy, President, and Frederic Morris Preston Brookfield, one of the honorary Secretaries of the Victoria Law Society, praying that the whole question of the new Rules for regulating the proceedings of the Supreme Court of the Colony of Victoria in its several jurisdictions, and the Schedule thereto, laid upon the table of the Council by the Honorable the Colonial Secretary, might be taken into consideration by the Council, and that the Petitioners might be at liberty to be heard by counsel thereon, or that the same might be referred to a Special Committee of the Council; and further that the Council do, if necessary, before one month should elapse after the same were laid before the Council, present an Address to His Excellency the Lieutenant Governor of this Colony asking the disallowance of such Rules, either altogether or provisionally; or that the Council would be pleased to give the Petitioners such further or other relief as to the Council should seem meet.  
Petition received.
3. RESIGNATION OF SEAT.—The Speaker announced that he had received communication from the Colonial Secretary informing him that James Croke, Esq., had resigned his seat as an official non-elective Member of this Council, and that Robert Molesworth, Esq., had been appointed as an official non-elective member in his stead.
4. PETITION.—Mr. Sargood presented a Petition from the Rev. Andrew Ross, Moderator of the United Presbyterian Synod of Victoria, and John Browning, Synod Clerk, praying the Council to abolish all State Grants to Religion.  
Petition received.
5. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council the following Papers, viz. :—
  - (1.) Savings' Banks.—Rules and Regulations.  
Ordered to be printed.
  - (2.) Licenses for Sale of Spirits.—Return to Address adopted on the motion of Mr. Myles, 28th October, 1853.  
Ordered to be printed.
  - (3.) Sale of Crown Lands.—Return to Address adopted on the motion of Mr. Campbell, 28th October, 1853.  
Ordered to be printed.
  - (4.) Coal Fields.—Report from the Mineralogical Surveyor on the Coal Field near Cape Patterson.  
Ordered to be printed.
  - (5.) Immigration.—Despatch and Report on the subject of Immigration.  
Ordered to be printed.
6. NEW MEMBER.—The Speaker announced that there had been handed to him Letters Patent, under the hand of His Excellency the Lieutenant Governor and Seal of the Colony of Victoria, bearing date at Melbourne, the 17th day of January, 1854, appointing Robert Molesworth, Esq., as Acting Solicitor General, to be a Non-elective Member of the Council, until Her Majesty's pleasure be known.  
Robert Molesworth, Esq., was then introduced, and having taken the Oath, took his Seat in the Council as Member thereof.
7. ESTIMATES.—On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration of the Estimates for 1854, Supplementary Estimates for 1853, and His Excellency the Lieutenant Governor's Messages Nos. 39, 40, 41, and 42.  
The Chairman reported that the Committee had gone through the various items in the Supplementary Estimates for the year 1853, and the Estimates of Expenditure for the year 1854, and the additions proposed thereto by His Excellency the Lieutenant Governor's Messages Nos. 39, 40, 41, and 42,—and brought up the following Resolutions, in addition to those reported to the Council 22nd December, 1853 :—  
Resolved—That a sum not exceeding £800 be appropriated to defray salaries and allowances, for Deputy Sheriffs, and for allowances to jurors attending Courts of General Sessions at Belfast, Ballarat, Kilmore, and The Grange.

Resolved—That a sum not exceeding £74,225 be appropriated to defray the salaries, allowances, and contingencies of the Department for the Administration of Justice for the year 1854, in addition to the amount appropriated by the Act 13 & 14 Vic., c. 59, schedule B, part 1.

Resolved—That a sum not exceeding £2377 15s. be appropriated to defray the salaries, allowances, and contingencies of the Gaol Establishment at Ballaarat, in lieu of the Gaol Establishment at Heathcote.

Resolved—That a sum not exceeding £523,800 be appropriated to defray the charge for Public Buildings for the year 1854.

Resolved—That a sum not exceeding £1,431,201 be appropriated to defray the charge for Public Works for the year 1854.

Resolved—That a sum not exceeding £11,154 10s. be appropriated to defray the charge for the Electric Telegraph for the year 1854.

Resolved—That a sum not exceeding £34,514 10s. be appropriated to defray the charges for the Scientific Establishments for the year 1854.

S. CUSTOMS BILL.—The Colonial Secretary moved that this Bill be now read a second time.

Debate ensued.

Question—put.

Council divided.

Ayes, 16.

Mr. Splatt,  
Mr. Winter,  
Chief Commissioner of Gold Fields,  
The Auditor General,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Wilkinson,  
Mr. M. Nicholson,  
Mr. Mollison,  
Mr. Highett,  
The Acting Solicitor General,  
The Collector of Customs,  
The Colonial Secretary,  
The Attorney General,  
Mr. Snodgrass,  
The Surveyor General, (*Teller.*)

Noes, 15.

Mr. Cole,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Sargood,  
Capt. Dane,  
Mr. Charlton,  
Mr. J. Murphy,  
Mr. Henty,  
Mr. J. Thomson,  
Mr. Haines,  
Mr. O'Brien,  
Mr. Miller, (*Teller.*)

Bill read a second time—ordered to be considered in Committee, Thursday, 19th instant.  
Council adjourned at half-past six o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 18TH JANUARY, 1854.

*Government Business* :—

NOTICE OF MOTION :—

1. THE COLLECTOR OF CUSTOMS : To move for leave to bring in a Bill for applying certain sums arising from the revenue receivable in Victoria to the service thereof for the year 1854, and for further appropriating the said revenue.

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—Second reading.

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THURSDAY, 19TH JANUARY.

*Government Business* :—

ORDERS OF THE DAY :—

1. GENERAL EDUCATION BILL.—Second reading.
2. PATENTS BILL.—Second reading.
3. CUSTOMS BILL.—To be considered in Committee.

*General Business* :—

NOTICE OF MOTION :—

CAPTAIN DANE : To move for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.

ORDER OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.

FRIDAY, 20TH JANUARY.

## NOTICE OF MOTION :—

1. DR. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of the House—
  - (1.) Copy of Contract between the Government and Messrs. Holdsworth and Frith, for additions to the Geelong Gaol.
  - (2.) Copy of Contract with Edward Davison.
  - (3.) Copy of Contract with Messrs. Mathews and Westcote for building Powder Magazine, Geelong.
  - (4.) Copies of all Correspondence between the Clerk of Works at Geelong, and the Heads of his Department, with reference to these Contracts.
  - (5.) Copies of all Certificates signed by the Clerk of Works, Geelong, for Instalments due on any of these Works, also when these separate Contracts were finished and certified.
  - (6.) The number of times these parties applied to the Clerk of Works to have their Accounts settled, with the Answers to such applications.
  - (7.) The number of times these parties applied personally in Melbourne to Mr. Balmain, Mr. Pasley, the Audit Office, and the Treasury, for Payment of their Accounts, after getting from the proper Officer certificates that these Contracts had been completed in a proper manner.
  - (8.) The Date of Warrant forwarded to Geelong for the Payment of these Accounts.
  - (9.) The Reasons for refusal to Pay after receipt of such Warrant.
  - (10.) Date of actual Payment.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—To be considered in Committee.

TUESDAY, 24TH JANUARY.

## NOTICE OF MOTION :—

1. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.

WEDNESDAY, 25TH JANUARY.

*Government Business :—*

## ORDER OF THE DAY :—

1. CENSUS BILL.—Second reading.

THURSDAY, 26TH JANUARY.

*Government Business :—*

## ORDER OF THE DAY :—

1. POSTAGE BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 18th January.*

GEELONG MAILS—at 11 o'clock.

*Thursday, 19th January.*

BANK OF VICTORIA—at 10 o'clock.

*Friday, 20th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 65.

WEDNESDAY, 18TH JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. O'Shanassy presented a Petition from certain Merchants residing in the City of Melbourne, and certain Captains of Vessels trading to and from the Colony of Victoria, praying the Council would be pleased to pass a Bill repealing the Law now in force, and introduce into the Council a Bill throwing open Pilotage to public competition, and that a Board be appointed for the management and regulation of the Pilotage Department, and for the selection of suitable Men as Pilots, such Board to be composed of Merchants and nautical men elected and chosen by the Chamber of Commerce lately established in the said City of Melbourne.  
Petition received.  
Mr. Greeves presented a Petition from certain Members of a Society called the Manchester Unity of the Independent Order of Odd Fellows, praying that an Act might be passed by the Council to extend to the Petitioners, and other similar Societies established in this Colony, the benefit and protection of the Law.  
Petition received.  
Mr. O'Shanassy presented a Petition from certain Merchants, Traders, Farmers, Solicitors, and others, residing in the County of Villiers, praying the Council would pass a Bill giving power to the County Court to adjudicate in all cases to the amount of £200.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council—  
Copy letter of the Postmaster General to the Honorable the Colonial Secretary, forwarding an Estimate for an Establishment at Shortland's Bluff for landing and shipping the Geelong Mails.  
Ordered to be printed.
4. APPROPRIATION BILL.—The Collector of Customs having moved for and obtained leave to bring in a Bill for appropriating the Revenue of the Colony to the service thereof, for the year 1854; Bill intituled—“*A Bill for applying certain Sums arising from the Revenue receivable in Victoria to the Service thereof, for the year 1854, and for further appropriating the said Revenue*”—presented—read a first time—ordered to be read a second time, Wednesday, 25th January instant, and to be printed.
5. NEW CONSTITUTION BILL.—The Colonial Secretary moved, that this Bill be now read a second time.  
Debate ensued.  
Capt. Dane moved that the debate upon the Bill be adjourned until “to-morrow.”  
Mr. Splatt moved as an amendment, that the word “to-morrow” be omitted, and that the words “this day week” be inserted in lieu thereof.  
Question—That the words proposed to be omitted stand part of the question—put and passed.  
Question—That the debate upon this Bill be adjourned until to-morrow—put and passed.  
Council adjourned at seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 19TH JANUARY.

*Government Business :—*

ORDERS OF THE DAY :—

1. GENERAL EDUCATION BILL.—Second reading.
2. PATENTS BILL.—Second reading.
3. CUSTOMS BILL.—To be considered in Committee.
4. NEW CONSTITUTION BILL.—Resumed debate on second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. HODGSON: To ask the Honorable the Colonial Secretary, if any, and what steps have been taken to erect an Orphan Asylum, in or near the City of Melbourne.
2. CAPTAIN DANE: To move for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.

3. Mr. COLE : To move, That the Council resolve itself into a Committee of the whole House, to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor expressing the opinion of this Council—
- (1.) That all sums of money voted for permanent Public Works and Buildings should be provided for, as required, by the sale of Debentures issued and guaranteed by Her Majesty's Government.
  - (2.) That as the works would give additional value to the lands on which these sums are to be expended, as well as to the Crown Lands in the neighbourhood of such expenditure, all of which still remain part of the Territorial Property of the Crown, the interest of the money raised by such Debentures should be paid out of the General Revenue, and that a Sinking Fund be formed from the Sale of Waste Lands for paying off the Debentures as they became due.
  - (3.) That such Debentures shall be paid off within a period of ten years from the issue thereof respectively.
4. Mr. SPLATT : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be made and laid upon the Table of this House—
- (1.) The Colonial Engineer's estimate, *in detail*, of the probable total cost of the Plenty scheme for supplying the City of Melbourne with Water; and also his estimate of the time it will probably take to complete the same.
  - (2.) The Colonial Engineer's estimate, *in detail*, of the probable total cost of supplying the City with Water from some convenient point of the Yarra River not lower down than Dight's Falls; and also his estimate of the time it would probably take to complete the works.
- Contingent on the above being affirmed—*
- (3.) That this Council do resolve that until above information is furnished, the Council cannot sanction the borrowing of any money for the purpose of expenditure on the Plenty scheme.
5. Mr. COLE : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the Table of this House any further correspondence relative to the landing of the Geelong Mails, more especially any respecting the ship *Neleus*, and the mails brought by that ship.

## ORDER OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.

FRIDAY, 20TH JANUARY.

## NOTICES OF MOTION :—

1. Dr. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of the House—
- (1.) Copy of Contract between the Government and Messrs. Holdsworth and Frith, for additions to the Geelong Gaol.
  - (2.) Copy of Contract with Edward Davison.
  - (3.) Copy of Contract with Messrs. Mathews and Westcote for building Powder Magazine, Geelong.
  - (4.) Copies of all Correspondence between the Clerk of Works at Geelong, and the Heads of his Department, with reference to these Contracts.
  - (5.) Copies of all Certificates signed by the Clerk of Works, Geelong, for Instalments due on any of these Works, also when these separate Contracts were finished and certified.
  - (6.) The number of times these parties applied to the Clerk of Works to have their Accounts settled, with the Answers to such applications.
  - (7.) The number of times these parties applied personally in Melbourne to Mr. Balmain, Mr. Pasley, the Audit Office, and the Treasury, for Payment of their Accounts, after getting from the proper Officer certificates that these Contracts had been completed in a proper manner.
  - (8.) The Date of Warrant forwarded to Geelong for the Payment of these Accounts.
  - (9.) The Reasons for refusal to Pay after receipt of such Warrant.
  - (10.) Date of actual Payment.
2. Mr. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the table of this House a Return shewing the number of Town Lots of one and two roods, the number of Suburban Lands and Country and Special Country Lots sold by the Crown since the 30th June, 1851, to the 31st December, 1853, specifying the highest and lowest prices obtained for such land, and the total amount realized by the sale.
3. Mr. GREEVES : On the Order of the Day for the committal of the "*Sale of Bread Regulation Act Amendment Bill*" being called on—To move, That the Order be discharged, and that the House resolve itself into a Committee of the whole for the consideration of the laws relating to the sale of Bread.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—To be considered in Committee.

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TUESDAY, 24TH JANUARY.

NOTICES OF MOTION :—

1. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.
2. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.

WEDNESDAY, 25TH JANUARY.

*Government Business :—*

ORDER OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. APPROPRIATION BILL.—Second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. HAINES : To move, for leave to bring in a Bill to restrain the careless use of fire.

THURSDAY, 26TH JANUARY.

*Government Business :—*

ORDER OF THE DAY :—

1. POSTAGE BILL.—Second reading.

FRIDAY, 27TH JANUARY.

NOTICE OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 19th January.*

BANK OF VICTORIA—at 10 o'clock.

*Friday, 20th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

INTEMPERANCE—at 11 o'clock.

*Tuesday, 24th January.*

GEELONG MAILS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 66.

THURSDAY, 19TH JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. **BANK OF VICTORIA ACT INCORPORATION BILL.**—Mr. Miller, as Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee, with a copy of the Bill as amended, annexed thereto.  
Ordered to lie on the table.
3. **PAPERS.**—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council—
  - (1.) Health Officer.—Return of Diseases most prevalent on board Ships performing Quarantine during the half year ending on the 31st December, 1852.  
Report of the Health Officer, from the 1st May, 1852, to 30th June, 1853.  
Ordered to be printed.
  - (2.) Copy of a Letter from the Postmaster General to the Honorable the Colonial Secretary.  
Copy of a Letter from the Master of the Ship *Neleus*, regarding the law which compels Vessels to stop for the purpose of Landing the Geelong Mails.  
Ordered to be printed.
4. **POSTPONEMENT OF ORDERS OF THE DAY.**—On the motion of the Attorney General, the following Orders of the Day were postponed until Thursday, 26th January inst. :—  
“General Education Bill.”—Second reading.  
“Patents Bill.”—Second reading.
5. **CUSTOMS' BILL.**—The Order of the day for the consideration of this Bill in Committee of the whole Council having been read—  
The Collector of Customs moved “*That*” the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of the Bill for granting Duties on Customs.  
Captain Dane moved, as an amendment, That all the words after the word “*that*” be omitted, with a view to insert the words “this Council do now proceed to the consideration of the next Order of the day.”  
Debate ensued.  
Question—That the words proposed to be omitted stand part of the question—put.  
Council divided.

Ayes, 25.

Mr. Greeves,  
 Mr. Campbell,  
 Mr. Goodman,  
 Mr. Splatt,  
 Mr. Winter,  
 Mr. M. Nicholson,  
 Mr. Hervey,  
 The Auditor General,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 Mr. Griffith,  
 Mr. Riddell,  
 Mr. A'Beckett  
 Mr. Wilkinson,  
 Mr. Mollison,  
 The Assistant Commissioner of  
 Police,  
 Mr. Burnley,  
 Mr. Highett,  
 The Acting Solicitor General,  
 The Attorney General,  
 Mr. Snodgrass,  
 The Chief Commissioner of Gold  
 Fields,  
 The Surveyor General,  
 The Colonial Secretary,  
 The Collector of Customs, (*Teller.*)

Noes, 18.

Mr. Cole,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Sargood,  
 Mr. Henty,  
 Mr. J. Murphy,  
 Mr. Stevens,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Smith, (*Teller.*)

Question—That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of the Bill for granting Duties on Customs—put and passed.

Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported the Bill with amendments, the Council adopted the same, and ordered the Bill to be read a third time this day.

6. POSTPONEMENT OF ORDER OF THE DAY.—On the Motion of the Colonial Secretary the consideration of the following Order of the Day was postponed until to-morrow :—  
New Constitution Bill—Resumed Debate on Second Reading.
7. POSTPONEMENT OF NOTICES OF MOTION.—Captain Dane and Mr. Cole postponed the Motions standing in their names respectively Nos. 2 and 3 on the Notice Paper of to-day, until Tuesday next.
8. SUPPLY OF WATER TO THE CITY OF MELBOURNE.—Mr. Splatt moved pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be made and laid upon the Table of this House—  
(1.) The Colonial Engineer's estimate, *in detail*, of the probable total cost of the Plenty scheme for supplying the City of Melbourne with Water; and also his estimate of the time it will probably take to complete the same.  
(2.) The Colonial Engineer's estimate, *in detail*, of the probable total cost of supplying the City with Water from some convenient point of the Yarra River not lower down than Dight's Falls; and also his estimate of the time it would probably take to complete the works.  
Question—put and passed.
9. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Cole postponed the motion standing in his name No. 5 on the Notice Paper of to-day until Tuesday next.
10. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Strachan the following Order of the Day was postponed until to-morrow :—  
"Ovens' Mining Company Incorporation Bill."—To be considered in Committee.
11. SUSPENSION OF STANDING ORDER NO. 26.—On the motion of the Collector of Customs the Council ordered the suspension of Standing Order No. 26.
12. CUSTOMS' BILL.—The Speaker having reported that the Chairman of Committees had handed to him a copy of this Bill with his certificate thereon stating that the same was in accordance with the Bill as reported,  
Bill, on the motion of the Collector of Customs, read a third time and *passed*.  
The Collector of Customs then moved that the following be the title of the Bill :—" *An Act for granting Duties of Customs in the Colony of Victoria.*"  
Question—put and passed.
13. SUSPENSION OF STANDING ORDER.—On the motion of the Collector of Customs, the Council ordered the suspension of Standing Order No. 28.  
The Council then ordered that the Collector of Customs do present the Bill for "*Granting Duties of Customs in the Colony of Victoria,*" to His Excellency the Lieutenant Governor, for Her Majesty's Assent.  
Council adjourned at twenty minutes to nine o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 20TH JANUARY.

### NOTICES OF MOTION :—

1. DR. THOMSON : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of the House—  
(1.) Copy of Contract between the Government and Messrs. Holdsworth and Frith, for additions to the Geelong Gaol.  
(2.) Copy of Contract with Edward Davison.  
(3.) Copy of Contract with Messrs. Mathews and Westcote for building Powder Magazine, Geelong.  
(4.) Copies of all Correspondence between the Clerk of Works at Geelong, and the Heads of his Department, with reference to these Contracts.  
(5.) Copies of all Certificates signed by the Clerk of Works, Geelong, for Instalments due on any of these Works, also when these separate Contracts were finished and certified.  
(6.) The number of times these parties applied to the Clerk of Works to have their Accounts settled, with the Answers to such applications.  
(7.) The number of times these parties applied personally in Melbourne to Mr. Balmain, Mr. Pasley, the Audit Office, and the Treasury, for Payment of their Accounts, after getting from the proper Officer certificates that these Contracts had been completed in a proper manner.  
(8.) The Date of Warrant forwarded to Geelong for the Payment of these Accounts.  
(9.) The Reasons for refusal to Pay after receipt of such Warrant.  
(10.) Date of actual Payment.

2. MR. FAWKNER : To move, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the table of this House a Return shewing the number of Town Lots of one and two roods, the number of Suburban Lands and Country and Special Country Lots sold by the Crown since the 30th June, 1851, to the 31st December, 1853, specifying the highest and lowest prices obtained for such land, and the total amount realized by the sale.
3. MR. GREEVES : On the Order of the Day for the committal of the "*Sale of Bread Regulation Act Amendment Bill*" being called on—To move, That the Order be discharged, and that the House resolve itself into a Committee of the whole for the consideration of the laws relating to the sale of Bread.
4. MR. MILLER : To move, That the Bill for "*Incorporating the Bank of Victoria,*" be now read a second time.

ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—To be considered in Committee.
5. NEW CONSTITUTION BILL.—Resumed debate on second reading.
6. OVENS MINING COMPANY INCORPORATION BILL.—To be considered in Committee.

TUESDAY, 24TH JANUARY.

NOTICES OF MOTION :—

1. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.
2. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.
3. CAPTAIN DANE : To move for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.
4. MR. COLE : To move, That the Council resolve itself into a Committee of the whole House, to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor expressing the opinion of this Council—
  - (1.) That all sums of money voted for permanent Public Works and Buildings should be provided for, as required, by the sale of Debentures issued and guaranteed by Her Majesty's Government.
  - (2.) That as the works would give additional value to the lands on which these sums are to be expended, as well as to the Crown Lands in the neighbourhood of such expenditure, all of which still remain part of the Territorial Property of the Crown, the interest of the money raised by such Debentures should be paid out of the General Revenue, and that a Sinking Fund be formed from the Sale of Waste Lands for paying off the Debentures as they became due.
  - (3.) That such Debentures shall be paid off within a period of ten years from the issue thereof respectively.
5. MR. COLE : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the Table of this House any further correspondence relative to the landing of the Geelong Mails, more especially any respecting the ship *Neleus*, and the mails brought by that ship.

WEDNESDAY, 25TH JANUARY.

Government Business :—

ORDER OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. APPROPRIATION BILL.—Second reading.

General Business :—

NOTICE OF MOTION :—

1. MR. HAINES : To move, for leave to bring in a Bill to restrain the careless use of fire.

THURSDAY, 26TH JANUARY.

Government Business :—

ORDER OF THE DAY :—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.

FRIDAY, 27TH JANUARY.

## NOTICE OF MOTION:—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 20th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

INTEMPERANCE—at 11 o'clock.

*Wednesday, 25th January.*

GEELONG MAILS—at 11 o'clock.

PETITION OF PATRICK REID—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 67.

FRIDAY, 20<sup>TH</sup> JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Francis Murphy presented a Petition from Edmund Croke, of Holey Plains, Gipps' Land, a squatter, praying the Council would not pass any Act fixing any special tax or assessment on live stock.  
Petition received.
3. ASSENT TO BILL.—The Collector of Customs announced that His Excellency the Lieutenant Governor had given the Royal Assent to  
" *The Customs' Bill.*"
4. CONTRACTORS FOR WORKS AT GEELONG.—Dr. Thomson moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the Table of the House—
  - (1.) Copy of Contract between the Government and Messrs. Holdsworth and Frith, for additions to the Geelong Gaol.
  - (2.) Copy of Contract with Edward Davison.
  - (3.) Copy of Contract with Messrs. Mathews and Westcote for building Powder Magazine, Geelong.
  - (4.) Copies of all Correspondence between the Clerk of Works at Geelong, and the Heads of his Department, with reference to these Contracts.
  - (5.) Copies of all Certificates signed by the Clerk of Works, Geelong, for Instalments due on any of these Works, also when these separate Contracts were finished and certified.
  - (6.) The number of times these parties applied to the Clerk of Works to have their Accounts settled, with the Answers to such applications.
  - (7.) The number of times these parties applied personally in Melbourne to Mr. Balmain, Mr. Pasley, the Audit Office, and the Treasury, for Payment of their Accounts, after getting from the proper Officer certificates that these Contracts had been completed in a proper manner.
  - (8.) The Date of Warrant forwarded to Geelong for the Payment of these Accounts.
  - (9.) The Reasons for refusal to Pay after receipt of such Warrant.
  - (10.) Date of actual Payment.
 Debate ensued.  
Motion by leave withdrawn.
5. CROWN LANDS.—Mr. Fawcner moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to cause to be laid upon the table of this House a Return shewing the number of Town Lots of one and two roods, the number of Suburban Lands and Country and Special Country Lots sold by the Crown since the 30th June, 1851, to the 31st December, 1853, specifying the highest and lowest prices obtained for such land, and the total amount realized by the sale.  
Question—put and passed.
6. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Miller postponed the motion standing in his name No. 4 on the Notice Paper of to-day until Friday, 27th January instant.
7. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. Smith the following Order of the Day was postponed until Friday, 3rd February, next.  
" Melbourne Corporation Acts Amendment Bill."—Second reading.  
On the motion of Mr. O'Shanassy the following Order of the Day was postponed until Friday, 27th January, instant.  
" County Courts Extension Bill."—To be considered in Committee.  
On the motion of the Attorney General the following Order of the Day was postponed until Friday, 27th January, instant.  
" Cemeteries Bill."—Second reading.
8. SALE OF BREAD REGULATION ACT AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read,—Mr. Greeves moved, pursuant to notice, that this Order be discharged from the paper.  
Question—put and passed. Order discharged.  
Mr. Greeves then moved, pursuant to Notice, that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of the laws relating to the sale of Bread.  
Question—put and passed.

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

The Chairman having reported that in the opinion of the Committee it is necessary the Law relating to the Sale of Bread be altered, so that it be in future sold by weight only, and that a Bill be introduced to effect that object, and further—

That it is expedient to prevent the use by bakers of sour or adulterated flour.

The Council adopted such Report.

9. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)**—Mr. Greeves having brought up a Bill for repealing certain Clauses of the Act of Council for regulating the sale of Bread, moved that the same be now read a first time.

Question—put and passed.—Bill read a first time, and ordered to be read a second time Friday, 27th January instant, and to be printed.

10. **NEW CONSTITUTION BILL**.—The Debate upon the second reading of this Bill, adjourned from Wednesday, 18th instant, resumed.

Mr. Charlton moved that the Debate upon this Bill be adjourned until Tuesday, the 24th January instant.

Question—put and passed.

11. **OVENS MINING COMPANY INCORPORATION BILL**.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of Dr. Thomson the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 24th January instant.

Council adjourned at seven o'clock, until three o'clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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TUESDAY, 24TH JANUARY.

### NOTICES OF MOTION :—

1. **MR. FAWKNER** : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.
2. **MR. HODGSON** : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.
3. **CAPTAIN DANE** : To move for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.
4. **MR. COLE** : To move, That the Council resolve itself into a Committee of the whole House, to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor expressing the opinion of this Council—
  - (1.) That all sums of money voted for permanent Public Works and Buildings should be provided for, as required, by the sale of Debentures issued and guaranteed by Her Majesty's Government.
  - (2.) That as the works would give additional value to the lands on which these sums are to be expended, as well as to the Crown Lands in the neighbourhood of such expenditure, all of which still remain part of the Territorial Property of the Crown, the interest of the money raised by such Debentures should be paid out of the General Revenue, and that a Sinking Fund be formed from the Sale of Waste Lands for paying off the Debentures as they became due.
  - (3.) That such Debentures shall be paid off within a period of ten years from the issue thereof respectively.
5. **MR. COLE** : To move, That an address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the Table of this House any further correspondence relative to the landing of the Geelong Mails, more especially any respecting the ship *Neleus*, and the mails brought by that ship.
6. **MR. GRIFFITH** : To move the following Resolution, That it is expedient that, with the least possible delay, an abundant supply of water should be procured for the inhabitants of Melbourne and its Suburbs.

### ORDERS OF THE DAY :—

1. **NEW CONSTITUTION BILL**.—Resumed debate on second reading.
2. **OVENS MINING COMPANY INCORPORATION BILL**.—To be further considered in Committee.

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WEDNESDAY, 25TH JANUARY.

*Government Business :—*

ORDERS OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. APPROPRIATION BILL.—Second reading.

*General Business :—*

NOTICE OF MOTION :—

1. MR. HAINES : To move, for leave to bring in a Bill to restrain the careless use of fire.

THURSDAY, 26TH JANUARY.

*Government Business :—*

ORDERS OF THE DAY :—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.

FRIDAY, 27TH JANUARY.

NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. MR. MILLER : To move, That the Bill to Incorporate the Bank of Victoria be now read a second time.

ORDERS OF THE DAY :

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—Second reading.

FRIDAY, 3RD FEBRUARY.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 24th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

INTEMPERANCE—at 12 o'clock.

*Wednesday, 25th January.*

GEE LONG MAILS—at 11 o'clock.

PETITION OF PATRICK REID—at 12 o'clock.

GOLD DISCOVERY—at 12 o'clock

J. F. PALMER,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 68.

TUESDAY, 24<sup>TH</sup> JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Greeves presented a Petition from Joseph Taylor, of Prahran, in the Colony of Victoria, surgeon, praying the Council to take into consideration the several matters contained in the Petition, and to afford him such redress as the Council might deem right.  
Petition received.
3. PAPER.—The Colonial Secretary by command of His Excellency the Lieutenant Governor, laid upon the Table—  
Aborigines—Return to Address adopted on the motion of Mr. Parker, 21st October, 1853.  
Ordered to be printed.
4. POSTPONEMENT OF NOTICES OF MOTION.—Mr. O'Shanassy, on behalf of Mr. Fawkner, postponed the Motion standing in the name of Mr. Fawkner, No. 1, on the Notice Paper of to-day, until Friday next.  
Mr. Hodgson postponed the Motion standing in his name, No. 2, on the Notice Paper of to-day, until after the consideration of the 6th Notice for to-day.
5. PILOTS.—Captain Dane moved, pursuant to notice, for a Select Committee of this Council to enquire into the cause of the dismissal of Pilots Flood, Liddell, Archbold, and Ashby; such Committee to consist of Mr. Cole, Mr. Cowie, Mr. Greeves, the Surveyor General, and the mover, to take evidence and call for papers.

Question put.

Council divided.

Ayes, 14.

Mr. Cole,  
Mr. Miller,  
Mr. Annand,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Highett,  
Mr. O'Shanassy,  
Mr. Charlton,  
Mr. Cowie,  
Mr. Burnley,  
Mr. Smith,  
Mr. W. Nicholson,  
Mr. Henty,  
Capt. Dane, (*Teller.*)

Noes, 17.

Mr. Mollison,  
Mr. Haines,  
Mr. M. Nicholson,  
Mr. Splatt,  
Mr. Snodgrass,  
Mr. F. Murphy,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Assistant Commissioner of Police,  
The Collector of Customs,  
The Surveyor General,  
The Acting Solicitor General,  
Mr. Hodgson,  
The Colonial Secretary,  
The Auditor General,  
Mr. Winter,  
The Chief Commissioner of Gold Fields, (*Teller.*)

6. DEBENTURES.—Mr. Cole moved pursuant to notice, That the Council resolve itself into a Committee of the whole House, to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor expressing the opinion of this Council—
  - (1.) That all sums of money voted for permanent Public Works and Buildings should be provided for, as required, by the sale of Debentures issued and guaranteed by Her Majesty's Government.
  - (2.) That as the works would give additional value to the lands on which these sums are to be expended, as well as to the Crown Lands in the neighbourhood of such expenditure, all of which still remain part of the Territorial Property of the Crown, the interest of the money raised by such Debentures should be paid out of the General Revenue, and that a Sinking Fund be formed from the Sale of Waste Lands for paying off the Debentures as they became due.
  - (3.) That such Debentures shall be paid off within a period of ten years from the issue thereof respectively.
 Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported progress, and obtained leave to sit again Tuesday, 21st February next.

7. SUPPLY OF WATER TO MELBOURNE.—Mr. Griffith moved pursuant to notice, That it is expedient that, with the least possible delay, an abundant supply of water should be procured for the inhabitants of Melbourne and its Suburbs.  
Debate ensued.  
Question—put and passed.
8. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Hodgson postponed the motion standing in his name, No. 2 on the Notice Paper of to-day, until to-morrow.
9. NEW CONSTITUTION BILL.—The Order of the day for resuming the debate on the second reading of this Bill having been read, Mr. Charlton moved, That the debate be further adjourned until to-morrow.  
Question—put and negatived.  
Debate resumed.  
The Collector of Customs moved, That the debate upon this Bill be further adjourned until to-morrow.  
Question—put and passed.
10. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Dr. Thomson, the consideration of the following Order of the Day was postponed until to-morrow,—  
“Ovens Mining Company Incorporation Bill.”—To be further considered in Committee.  
Council adjourned at seven minutes past eight o'clock until three o'clock to-morrow.

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### NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 25TH JANUARY.

*Government Business* :—

ORDERS OF THE DAY :—

1. CENSUS BILL.—Second reading.
2. APPROPRIATION BILL.—Second reading.
3. NEW CONSTITUTION BILL.—Adjourned debate on second reading.

*General Business* :—

NOTICES OF MOTION :—

1. MR. HAINES : To move, for leave to bring in a Bill to restrain the careless use of fire.
2. MR. CAMPBELL : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency may be pleased to lay upon the Table of this House—Return of the number of Crown Land Commissioners and Police employed beyond the Settled Districts, shewing the expense of the same, not including those employed in the Townships in the interior nor upon the Gold Fields; nor upon the thoroughfares leading to the Gold Fields.
3. MR. O'SHANASSY : To move, That the Petition of David Ogilvy and Frederick Morris Preston Brookfield, presented to this House on the 17th January, relating to the New Rules of the Supreme Court, be printed, and taken into consideration on Thursday, January 26th, and that the Petitioners may be heard by Counsel at the Bar of the House.
4. MR. HODGSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.

ORDER OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be further considered in Committee

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THURSDAY, 26TH JANUARY.

*Government Business* :—

ORDERS OF THE DAY :—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.

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FRIDAY, 27TH JANUARY.

NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. MR. MILLER : To move, That the Bill to Incorporate the Bank of Victoria be now read a second time.

3. MR. SNODGRASS : To move for leave to bring in a Bill for preventing the extension of the disease termed Scab among Sheep.
4. MR. MOLLISON : To move, That a humble Address be presented to His Excellency the Lieutenant Governor, requesting that a copy of each of the plans for constructing piers, jetties, breakwaters, or other works for the use of shipping and for facilitating the commerce of the Port of Melbourne, together with a Report from the Colonial Engineer on the same, be laid on the table of this Council; and further requesting that His Excellency will be pleased to order that no land be at present alienated in such sites as may interfere with the construction of such works as may be best suited to form a perfect harbor and port for the various requirements of passengers, merchants, and shipowners.
5. MR. GREEVES : To move, That the Petition of Joseph Taylor, presented to the Council, Tuesday, 24th instant, be printed.
6. MR. FAWKNER : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.

ORDERS OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—Second reading.

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FRIDAY, 3RD FEBRUARY.

ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 25th January.*

GEELONG MAILS—at 11 o'clock.

PETITION OF PATRICK REID—at 12 o'clock.

*Thursday, 26th January.*

GOLD DISCOVERY—at 11 o'clock.

*Friday, 27th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 69.

WEDNESDAY, 25TH JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—
  - (1.) Extract from a letter addressed to the Honorable the Colonial Secretary by His Honor the Acting Chief Justice, dated 19th January, 1854, enclosing “a paper of certain ‘errata’ in the copy of the Rules of Court laid upon the Table of the House by the Colonial Secretary.”  
Ordered to be printed.
  - (2.) Prisoners.—Remission of Sentences.—Return to Address adopted on the motion of Dr. Thomson, 28th October, 1853.  
Ordered to be printed.
  - (3.) Health Officer.—Report of the Health Officer for the half-year ending on the 31st December, 1853.  
Ordered to be printed.
  - (4.) Report from Capt. Ross, R.E., upon the defences of Melbourne and Port Phillip, accompanied by an explanatory Chart and Sketch.  
Ordered to lie on the Table.
3. CENSUS BILL.—The Attorney General moved that this Bill be now read a second time.  
Question—put and passed.—Bill read a second time, and ordered to be considered in Committee Thursday, 26th January instant.
4. APPROPRIATION BILL.—The Auditor General moved that this Bill be now read a second time.  
Question—put and passed.—Bill read a second time.  
On the motion of the Auditor General, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman having reported the Bill with an amendment, the Council adopted the Bill as amended, and ordered the same to be read a third time Thursday, 26th January instant.
5. NEW CONSTITUTION BILL.—The debate on the second reading of this Bill resumed.  
Question—That the Bill intituled “*A Bill to establish a New Constitution in and for the Colony of Victoria,*” be now read a second time—put and passed.—Bill read a second time.  
On the motion of the Colonial Secretary the Speaker then left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
6. CARELESS USE OF FIRE RESTRICTION BILL.—Mr. Haines having moved for and obtained leave to bring in a Bill to restrain the careless use of Fire—Bill intituled “*A Bill to restrain the careless use of Fire,*” presented, read a first time, and ordered to be read a second time, Wednesday the 1st February next, and to be printed.
7. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Mark Nicholson, on behalf of Mr. Campbell, postponed the Motion standing in the name of Mr. Campbell, No. 2, General Business, on the Notice Paper of to-day, until to-morrow.
8. SUPREME COURT RULES.—Mr. O’Shanassy having moved pursuant to notice, That the Petition of David Ogilvy and Frederick Morris Preston Brookfield, presented to this House on the 17th January, relating to the New Rules of the Supreme Court, be printed, and taken into consideration on Thursday, January 26th, and that the Petitioners be heard by Counsel at the Bar of the House.  
The Attorney General moved, That the Petition be read by the Clerk.  
Question put and passed.—Petition read.  
Debate ensued.  
Question—That the Petition of David Ogilvy and Frederick Morris Preston Brookfield, presented to this House on the 17th January, relating to the New Rules of the Supreme Court, be printed, and taken into consideration on Thursday, January 26th, and that the Petitioners be heard by Counsel at the Bar of the House—put and passed.
9. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—  
Letter from the Acting Chief Justice, addressed to the Honorable the Colonial Secretary, on the Rules of the Supreme Court of the Colony of Victoria, prepared by the Judges.  
Ordered to be printed.

10. **POSTPONEMENT OF NOTICE OF MOTION.**—Mr. Greeves, on behalf of Mr. Hodgson, postponed the motion standing in the name of Mr. Hodgson, No. 4, General Business, on the Notice Paper of to-day, until Tuesday next.
11. **OVENS MINING COMPANY INCORPORATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.
- The Chairman reported progress and obtained leave to sit again Tuesday, 31st January inst. Council adjourned at half-past seven o'clock until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

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THURSDAY, 26TH JANUARY.

*Government Business* :—

**ORDERS OF THE DAY** :—

1. **POSTAGE BILL.**—Second reading.
2. **GENERAL EDUCATION BILL.**—Second reading.
3. **PATENTS BILL.**—Second reading.
4. **CENSUS BILL.**—To be considered in Committee.
5. **APPROPRIATION BILL.**—Third reading.
6. **NEW CONSTITUTION BILL.**—To be further considered in Committee.

*General Business* :—

**NOTICE OF MOTION** :—

1. **MR. CAMPBELL** : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency may be pleased to lay upon the Table of this House—Return of the number of Crown Land Commissioners and Police employed beyond the Settled Districts, shewing the expense of the same, not including those employed in the Townships in the interior nor upon the Gold Fields; nor upon the thoroughfares leading to the Gold Fields.

**ORDER OF THE DAY** :—

- 1 **CONSIDERATION OF THE PETITION OF DAVID OGILVY AND FREDERICK MORRIS PRESTON BROOKFIELD.**

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FRIDAY, 27TH JANUARY.

**NOTICES OF MOTION** :—

1. **MR. J. P. FAWKNER** : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. **MR. MILLER** : To move, That the Bill to Incorporate the Bank of Victoria be now read a second time.
3. **MR. SNODGRASS** : To move for leave to bring in a Bill for preventing the extension of the disease termed Scab among Sheep.
4. **MR. MOLLISON** : To move, That a humble Address be presented to His Excellency the Lieutenant Governor, requesting that a copy of each of the plans for constructing piers, jetties, breakwaters, or other works for the use of shipping and for facilitating the commerce of the Port of Melbourne, together with a Report from the Colonial Engineer on the same, be laid on the table of this Council; and further requesting that His Excellency will be pleased to order that no land be at present alienated in such sites as may interfere with the construction of such works as may be best suited to form a perfect harbor and port for the various requirements of passengers, merchants, and shipowners.
5. **MR. GREEVES** : To move, That the Petition of Joseph Taylor, presented to the Council, Tuesday, 24th instant, be printed.
6. **MR. FAWKNER** : To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.
7. **MR. A'BECKETT** : To move for leave to bring in a Bill to facilitate the Compulsory Sequestration of the Estates of persons in Insolvent circumstances.
8. **MR. A'BECKETT** : To move for leave to bring in a Bill to further amend the Law of Evidence.

## ORDERS OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—Second reading.

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TUESDAY, 31ST JANUARY.

## NOTICE OF MOTION:—

1. MR. HODGSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.

## ORDER OF THE DAY:—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be further considered in Committee.

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WEDNESDAY, 1ST FEBRUARY.

*General Business:—*

## ORDER OF THE DAY:—

1. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.

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FRIDAY, 3RD FEBRUARY.

## ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 21ST FEBRUARY.

## ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE further considered in Committee.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 26th January.*

GOLD DISCOVERY—at 11 o'clock.

*Friday, 27th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 1st February.*

GEELONG MAILS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 70.

THURSDAY, 26TH JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Fawkner presented a Petition from certain Inhabitants of Kyneton and of the County of Dalhousie, praying the Council would address Her Most Gracious Majesty Queen Victoria, and lay before Her Majesty the urgent necessity of declaring the whole country in the Settled Districts, and (as by the 10th section of the Act passed in the ninth and tenth year of Her present Majesty, chap. 104, power is reserved to Her Majesty to delegate to the Governor any of the powers vested in Her Majesty) that Her Majesty would repeal the Orders in Council, dated March, 1847, in order to an entire change in the present system of the management of Crown Lands in this Colony; and, lastly, that the same might be regulated by the provisions of an Act to be passed by the Governor and Legislative Council of this Colony.  
Petition received.  
Mr. William Nicholson presented a Petition from the Rev. Robert Hamilton, Moderator of the United Presbyterian Church of Victoria, and William Jarrett, Clerk to Synod, praying the Council to obliterate that clause in the New Constitution which proposes to devote £50,000 annually to the support of Public Worship, to avoid the sin and scandal of adopting a principle which is at once unscriptural, unjust and oppressive, and to abolish religious endowments altogether, which are incompatible with liberty, opposed to the enlightened progress of the Colony, and disastrous to the spirit and character of all true religion.  
Petition received.  
Mr. Hodgson presented a Petition from John Hodgson, praying that the clause in the New Constitution Bill containing the proposed grant for the endowment of religion might be expunged from the New Constitution, and the consequent abolition of all State support to religion might be passed into law.  
Petition received.  
Mr. Fawkner presented a petition from certain gold diggers and residents of Ballarat, praying that the elective franchise might be accorded to them, and that all classes of the community might be equally taxed towards the support of the Government of the Colony; that the lands might be thrown open to the diggers and others for cultivation and other purposes; and that the "Orders in Council," granting leases of Crown lands to the squatters exclusively might be rescinded.  
Petition received.
3. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Colonial Secretary, the consideration of the following Orders of the Day were postponed until after the consideration of the other business on the paper for to-day:—  
"Postage Bill."—Second reading.  
"General Education Bill."—Second reading.  
"Patents Bill."—Second reading.  
"Census Bill."—To be considered in Committee.  
"Appropriation Bill."—Third reading.  
"New Constitution Bill."—To be further considered in Committee.
4. CROWN LANDS COMMISSIONERS—POLICE.—Mr. Campbell moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency may be pleased to lay upon the Table of this House—Return of the number of Crown Land Commissioners and Police employed beyond the Settled Districts, shewing the expense of the same, and where employed, not including those employed in the Townships in the interior nor upon the Gold Fields, nor upon the thoroughfares leading to the Gold Fields.  
Question—put and passed.
5. SUPREME COURT RULES.—The Order of the Day for the consideration of the Petition of David Ogilvy and Frederick Morris Preston Brookfield having been read—  
Counsel called in and heard at the Bar of the House in support of the prayer of the Petition. Counsel having concluded his Address and retired,  
Mr. O'Shanassy moved that an Address be presented to His Excellency the Lieutenant Governor, praying His Excellency to disallow Chapter XI. of the Rules and Regulations

of the Supreme Court, laid upon the Table of this Council by the Colonial Secretary, by command of His Excellency the Lieutenant Governor, on the 1st December, 1853, and the Schedule referred to in that Chapter.

Debate ensued.

Question—put and passed.

6. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the resolutions of this Council, presented to His Excellency the Lieutenant Governor, the following Addresses, namely :—
- “Melbourne Sewerage and Supply of Water.”—adopted on the 22nd December, 1853, on the motion of Mr. Greeves, and that His Excellency had, in reply to such Address, been pleased to state that the request of the Council should be complied with.
- Supply of Water to the City of Melbourne,—adopted on the 19th January, 1854, on the motion of Mr. Splatt, and that His Excellency had in reply to such address been pleased to state he would direct that the Estimates should be prepared and laid before the Council as soon as practicable.
- Crown Lands,—adopted on the 20th January, 1854, on the motion of Mr. Fawcner, and that His Excellency had in reply to such address been pleased to state that these Returns should be prepared and submitted to the Council without delay.
7. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Attorney General, the consideration of the following Orders of the Day were postponed until Thursday, the 2nd day of February next :—
- “Postage Bill.”—Second reading.  
 “General Education Bill.”—Second reading.  
 “Patents Bill.”—Second reading.
8. CENSUS BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read, the Attorney General moved, That the Speaker do now leave the chair, and the Council resolve itself into a Committee of the whole for the consideration of this Bill.
- Question—put and passed.
- Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.
- The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration, Thursday, 2nd February next.—Bill, as amended, to be printed.
9. APPROPRIATION BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill on the motion of the Collector of Customs read a third time and *passed*.
- The Collector of Customs then moved, that the following be the title of the Bill :—
- “An Act for applying certain sums arising from the Revenue receivable in the Colony of Victoria to the service thereof, for the year One thousand eight hundred and fifty-four, and for further appropriating the said Revenue.”*
- Question—put and passed.
10. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Colonial Secretary the consideration of the following Order of the Day was postponed until Tuesday, 31st January, inst.
- “New Constitution Bill.”—To be further considered in Committee.
- Council adjourned at twenty minutes past seven o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, 27TH JANUARY.

### NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. MR. MILLER : To move, That the Bill to Incorporate the Bank of Victoria be now read a second time.
3. MR. SNODGRASS : To move for leave to bring in a Bill for preventing the extension of the disease termed Scab among Sheep.

4. MR. MOLLISON: To move, That a humble Address be presented to His Excellency the Lieutenant Governor, requesting that a copy of each of the plans for constructing piers, jetties, breakwaters, or other works for the use of shipping and for facilitating the commerce of the Port of Melbourne, together with a Report from the Colonial Engineer on the same, be laid on the table of this Council; and further requesting that His Excellency will be pleased to order that no land be at present alienated in such sites as may interfere with the construction of such works as may be best suited to form a perfect harbor and port for the various requirements of passengers, merchants, and shipowners.
5. MR. GREEVES: To move, That the Petition of Joseph Taylor, presented to the Council, Tuesday, 24th instant, be printed.
6. MR. FAWKNER: To move, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.
7. MR. A'BECKETT: To move for leave to bring in a Bill to facilitate the Compulsory Sequestration of the Estates of persons in Insolvent circumstances.
8. MR. A'BECKETT: To move for leave to bring in a Bill to further amend the Law of Evidence.
9. MR. HODGSON: To move, That the Petition presented by him on the 25th of January, be printed.

ORDERS OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—Second reading.

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TUESDAY, 31ST JANUARY.

NOTICE OF MOTION:—

1. MR. HODGSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.

ORDERS OF THE DAY:—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be further considered in Committee
2. NEW CONSTITUTION BILL.—To be further considered in Committee.

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WEDNESDAY, 1ST FEBRUARY.

*General Business:—*

ORDER OF THE DAY:—

1. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.

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THURSDAY, 2ND FEBRUARY.

*Government Business:—*

NOTICE OF MOTION:—

1. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY:—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.
4. CENSUS BILL.—Adoption of Report.

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FRIDAY, 3RD FEBRUARY.

ORDER OF THE DAY:—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Friday, 27th January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 1st February.*

GEELONG MAILS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 71.

FRIDAY, 27<sup>TH</sup> JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council—

(1.) Melbourne Sewerage and Water Supply.—Return to Address adopted on the Motion of Mr. Greeves, 22nd December, 1853.

Ordered to be printed.

(2.) Royal Mint at Sydney.—Copy of Despatch, dated the 21st October, 1853, addressed to the Lieutenant Governor, by the Secretary of State for the Colonies, and of its Enclosures, on the establishment of Branches of the Royal Mint in the Australian Colonies.

Ordered to be printed.

3. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Fawkner postponed the motion standing in his name, No. 1, on the Notice Paper of to-day, until Tuesday, 7th February next.
4. BANK OF VICTORIA INCORPORATION BILL.—Mr. Miller moved that this Bill be now read a second time.

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

5. SCAB IN SHEEP PREVENTION BILL, (2).—Mr. Snodgrass having, pursuant to notice, moved for and obtained leave to bring in a Bill for preventing the extension of the disease termed Scab in Sheep—Bill intituled "*A Bill to prevent the extension of the disease termed Scab in Sheep*," presented—read a first time. Ordered to be read a second time Friday 3rd February next, and to be printed.
6. PIERS AND JETTIES, MELBOURNE.—Mr. Mollison moved, pursuant to amended Notice, That an humble Address be presented to His Excellency the Lieutenant Governor, requesting that a copy of each of the plans for constructing piers, jetties, breakwaters, or other works for the use of shipping and for facilitating the commerce of the Port of Melbourne, together with a Report from the Colonial Engineer, on the same, be laid on the table of this Council; and further requesting that His Excellency will be pleased to order that no land be in future alienated to public companies, in such sites as may interfere with the construction of such works as may be best suited to form a perfect harbor and port for the various requirements of passengers, merchants, and shipowners, until this House shall have had an opportunity of considering such plans.

Debate ensued.

7. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—

ACTS OF COUNCIL PASSED 1852-3.

*Message No. 43.*

C. J. LA TROBE,

*Lieutenant Governor.*

In pursuance of the provisions of the Act of Parliament, 5 and 6 Victoria, chap. 76, the Lieutenant Governor transmits the copy of a Despatch (No. 142) dated 23rd Sept., 1853, addressed to His Excellency by the Right Honorable the Secretary of State for the Colonies, conveying the decision of Her Majesty on several Acts of the Legislature of Victoria passed in the Session of 1852-3.

*Government Offices,*

*Melbourne, 25th January, 1854.*

Ordered to be printed together with the accompanying Despatch.

REGISTRATION ACT.

*Message No. 44.*

C. J. LA TROBE,

*Lieutenant Governor.*

Pursuant to the Act of Parliament, 5 and 6 Victoria, chap. 76, sec. 33, the Lieutenant Governor communicates to the Legislative Council that His Excellency has received a Despatch from the Right Honorable the Secretary of State for the Colonies (No. 157) dated 24th October, 1853, announcing that the Act of Council, No. 26, of the 18th January, 1853, intituled "*An Act for registering Births, Deaths, and Marriages in the Colony of Victoria*," has been laid before Her Majesty in Council, and that Her Majesty has been pleased to confirm and allow the same.

*Government Offices,*

*Melbourne, 24th January, 1854.*

Ordered to be printed.

## ELECTIVE FRANCHISE EXTENSION BILL.

C. J. LA TROBE,  
Lieutenant Governor.

Message No. 45.

In pursuance of the provisions of the Statute 5th and 6th Vic., No. 76, the Lieutenant Governor transmits to the Legislative Council, for its consideration, the Draft of "*A Bill to Extend the Elective Franchise.*"

Government Offices,  
Melbourne, 27th January, 1854.

Ordered to be printed, together with the accompanying Bill, and taken into consideration Tuesday, 31st January.

8. PIERS AND JETTIES—MELBOURNE.—The debate on this subject, interrupted by the above Messages resumed.

Question—That an humble Address be presented to His Excellency the Lieutenant Governor, requesting that a copy of each of the plans for constructing piers, jetties, breakwaters, or other works for the use of shipping and for facilitating the commerce of the Port of Melbourne, together with a Report from the Colonial Engineer on the same, be laid on the table of this Council; and further requesting that His Excellency will be pleased to order that no land be in future alienated to Public Companies, in such sites as may interfere with the construction of such works as may be best suited to form a perfect harbor and port for the various requirements of passengers, merchants, and shipowners, until this House shall have had an opportunity of considering such plans—put and passed.

9. DEFENCES OF THE COLONY.—Mr. Fawcner moved, pursuant to Notice, That this House do resolve itself into a Committee of the whole in order to prepare an Address to His Excellency the Lieutenant Governor, to put upon the Supplementary Estimates a sum of money sufficient to provide the necessary weapons, artillery, men, and munitions of war, that may be thought requisite to safely defend this Province from aggression, and to take all the necessary steps that this important interest may require.

Question—put and passed.

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

The Chairman having reported that in the opinion of this Committee it is expedient a Select Committee of the House be appointed, to take into immediate consideration the probable manner in which the Colony might be attacked by an Enemy, and to devise the best means of meeting such a calamity;—the Council adopted such resolution.

Captain Dane then moved, that the following be the Members of such Committee, viz. :—The Colonial Secretary, the Attorney General, the Surveyor General, the Acting Chief Commissioner of Police, Lieutenant Colonel Anderson, Mr. William Nicholson, Mr. O'Shanassy, Mr. Miller, Mr. Strachan, and the Mover, and that the Committee have power to take evidence, and to call for papers, and to report to the House.—The Committee to sit with closed doors.

Question—put and passed.

10. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Mr. A'Beckett having, pursuant to notice, moved for and obtained leave to bring in a Bill to facilitate the compulsory sequestration of the estates of persons in insolvent circumstances—Bill intitled "*A Bill to facilitate the compulsory sequestration of the estates of persons in insolvent circumstances,*" presented—read a first time. Ordered to be read a second time on Friday, 10th February next, and to be printed.

11. LAW OF EVIDENCE AMENDMENT BILL.—Mr. A'Beckett having, pursuant to notice, moved for and obtained leave to bring in a Bill to further amend the Law of Evidence—Bill intitled "*A Bill to further amend the Law of Evidence,*" presented—read a first time. Ordered to be read a second time on Friday, 10th February next, and to be printed.

12. STATE SUPPORT TO RELIGION.—Mr. Hodgson moved pursuant to amended Notice, That the Petition presented by him on the 26th January instant, be printed, and that it be taken into consideration in connection with the 60th clause of the New Constitution Bill, when in Committee of the whole Council.

Question—put and passed.

13. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. O'Shanassy, the consideration of the following Order of the Day was postponed until Friday, 3rd February next :—

" *County Courts Extension Bill*"—to be considered in Committee.

And on the motion of the Attorney General, the consideration of the following Order of the Day was postponed until Friday, 3rd February next :

" *Cemeteries Bill*"—second reading.

14. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—Mr. Greeves moved that this Bill be now read a second time.

Question—put and passed.—Bill read a second time and ordered to be considered in Committee, Friday, 3rd February next.

Council adjourned at half past six o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

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TUESDAY, 31ST JANUARY.

## NOTICE OF MOTION :—

MR. HODGSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.

## ORDERS OF THE DAY :—

1. OVENS MINING COMPANY INCORPORATION BILL.—To be further considered in Committee.
2. NEW CONSTITUTION BILL.—To be further considered in Committee.
3. ELECTIVE FRANCHISE EXTENSION BILL.—Consideration of the Lieutenant Governor's Message, No. 45.

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WEDNESDAY, 1ST FEBRUARY.

*General Business :—*

## ORDER OF THE DAY :—

1. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.

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THURSDAY, 2ND FEBRUARY.

*Government Business :—*

## NOTICE OF MOTION :—

1. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

## ORDERS OF THE DAY :—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.
4. CENSUS BILL.—Adoption of Report.

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FRIDAY, 3RD FEBRUARY.

## NOTICE OF MOTION :—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
3. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
4. CEMETERIES BILL.—Second reading.
5. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.

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TUESDAY, 7TH FEBRUARY.

## NOTICE OF MOTION :—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

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FRIDAY, 10TH FEBRUARY.

## ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.

TUESDAY, 21ST FEBRUARY.

- ORDER OF THE DAY:—  
1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
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MEETINGS  
OF  
SELECT COMMITTEES.

*Tuesday, 31st January.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 1st February.*

GEE LONG MAILS—at 11 o'clock.

INTEMPERANCE—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 72.

TUESDAY, 31st JANUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—
  - (1.) Pilotage.—Return to Address adopted on the motion of Mr. Cole, 6th December, 1853.  
Ordered to be printed.
  - (2.) Pilotage and Harbor Regulations.—Correspondence between the Port and Harbor Master and the Colonial Secretary; and the Collector of Customs and the Colonial Secretary, relative to alterations in the Pilot system.  
Ordered to be printed.
3. PETITIONS.—Mr. Fawcner presented a Petition from John Downes Owens and James Egan Wall, styling themselves Delegates from the Miners and Residents on the Bendigo Gold Fields, praying to be permitted to be heard at the Bar of the Council at an early opportunity, during the consideration and passing of the New Constitution Bill.  
Petition received.  
Mr. Sargood presented a Petition from the Primitive Methodist Church, assembling in La Trobe-street, Melbourne, praying the Council would expunge out of the New Constitution Bill the clause authorising the appropriation of £50,000 of public money annually for the endowment of certain religious denominations.  
Petition received.
4. IMMIGRANTS' AID SOCIETY.—Mr. Hodgson moved, pursuant to Notice, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854, the sum of £5000, as a first instalment in aid of the funds of the Immigrants' Aid Society.  
Question—put and passed.  
Whereupon the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman reported that the Committee did not consider it advisable to present an Address for the purpose referred to it.
5. OVENS MINING COMPANY INCORPORATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration, Friday, 10th February next.
6. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
7. ELECTIVE FRANCHISE EXTENSION BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 45, having been read—on the motion of the Colonial Secretary the Message was read by the Clerk.  
The Colonial Secretary then moved that the Bill accompanying the above Message, intituled "*A Bill to extend the Elective Franchise*," be now read a first time.  
Question—put and passed.—Bill read a first time and ordered to be read a second time Tuesday, 7th February instant, and to be printed.  
Council adjourned at ten minutes past seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, 1ST FEBRUARY.

*Government Business :—*

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

NOTICE OF MOTION :—

1. MR. FAWKNER : To move, That the Petition of John Downes Owens and James Egan Wall, presented by him Tuesday, 31st January, be now taken into consideration.

ORDER OF THE DAY :—

1. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.
- 

THURSDAY, 2ND FEBRUARY.

*Government Business :—*

NOTICE OF MOTION :—

1. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY :—

1. POSTAGE BILL.—Second reading.
  2. GENERAL EDUCATION BILL.—Second reading.
  3. PATENTS BILL.—Second reading.
  4. CENSUS BILL.—Adoption of Report.
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FRIDAY, 3RD FEBRUARY.

MOTION OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
  2. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
  3. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
  4. CEMETERIES BILL.—Second reading.
  5. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
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TUESDAY, 7TH FEBRUARY.

NOTICE OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

ORDER OF THE DAY :—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
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FRIDAY, 10TH FEBRUARY.

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.

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TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 1st February.*

GEE LONG MAILS—at 11 o'clock.

INTEMPERANCE—at 12 o'clock.

DEFENCES OF THE COLONY—at 12 o'clock.

*Thursday, 2nd February.*

GOLD DISCOVERY—at 11 o'clock.

*Tuesday, 7th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 73.

WEDNESDAY, 1ST FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
*“ The Appropriation Bill.”*
3. ADDRESSES.—The Speaker announced that he had, pursuant to the resolutions of this Council, presented to His Excellency the Lieutenant Governor the following Addresses, viz. :
  - No. 59.—Crown Lands Commissioners—Police,—adopted on the 26th January, 1854, on the motion of Mr. Campbell,  
 and that His Excellency had, in reply to such Address, been pleased to state that he would direct this return should be laid before the Council when prepared.
  - No. 60.—Supreme Court Rules,—adopted on the 26th January, 1854, on the motion of Mr. O’Shanassy,  
 and that His Excellency had, in reply to such Address, been pleased to state that he regretted, while in ordinary cases of a similar character he should certainly consider it his duty to comply with its wishes, he must, in this instance, decline disallowing the 11th Chapter of the Rules and Regulations, and the Schedule referred to. The scale of Court fees chargeable before these Rules were passed having been wholly repealed by them, such disallowance of the particular Rule in question would prevent any collection of Court fees whatsoever. He should, however, at once refer the point to their Honors the Judges. When their report was received, he would submit it to the Council in order to obtain a further expression of its wishes, with a view of providing that a rule might be framed to carry them into effect.
  - No. 61.—Piers and Jetties—Melbourne,—adopted on the 27th January, 1854, on the motion of Mr. Mollison,  
 and that His Excellency had, in reply to such Address, been pleased to state that the papers requested by the Council should be prepared and laid before it ; and due regard would be had to the expressed wishes of the Council in taking applications for the alienation of public lands to public companies or individuals into consideration.
4. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Colonial Secretary the consideration of the following Order of the Day was postponed until after the notice of motion on the paper for to-day.  
*“ New Constitution Bill.”*—To be further considered in Committee.
5. PETITION OF JOHN DOWNES OWENS AND JAMES EGAN WALL.—The Petition of John Downes Owens and James Egan Wall, presented by Mr. Fawkner, Tuesday, 31st January, having been read by the Clerk,  
 Mr. Fawkner moved, pursuant to *amended* notice, that John Downes Owens and James Egan Wall, be heard by Counsel at the Bar of the House on Thursday next, respecting the representation of the Digging Community under the New Constitution Bill.

Debate ensued.

Question put—Council divided.

Ayes, 13.  
 Mr. O'Shanassy,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. Myles,  
 Mr. A'Beckett,  
 Mr. Fawcner,  
 Captain Dane,  
 Mr. Charlton,  
 Mr. Cowie,  
 Mr. Burnley,  
 Mr. Greeves,  
 Mr. Hervey,  
 Mr. Strachan, (*Teller.*)

Noes, 28.  
 The Colonial Secretary,  
 The Attorney General,  
 Mr. Griffith,  
 Mr. Winter,  
 The Auditor General,  
 Mr. Haines,  
 Mr. Snodgrass,  
 Mr. Splatt,  
 Mr. Rutledge,  
 Mr. M. Nicholson,  
 Mr. Mollison,  
 Mr. J. Thomson,  
 Mr. Highett,  
 Mr. Henty,  
 Mr. Parker,  
 The Assistant Commissioner of Police,  
 Mr. Russell,  
 Lieut. Col. Anderson,  
 Mr. J. Murphy,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 The Collector of Customs,  
 The Surveyor General,  
 Mr. Graham,  
 Mr. Cole,  
 Mr. Smith,  
 Mr. Sargood,  
 The Chairman of General Sessions,  
 (*Teller.*)

6. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read,—the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.

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

7. SUSPENSION OF STANDING ORDER.—On the motion of Mr. Greeves the Council ordered that the Standing Order, No. 17, be suspended.

Mr. Greeves then moved, That the Council do meet for despatch of business at two o'clock, on Thursday and Friday next.

Question—put and passed.

8. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Haines the consideration of the following Order of the Day was postponed until Friday, 3rd February instant:—

“*Careless use of fire restriction Bill.*”—Second reading.

Council adjourned at half-past seven o'clock, until two o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 2ND FEBRUARY.

*Government Business:—*

NOTICE OF MOTION:—

1. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY:—

1. POSTAGE BILL.—Second reading.
2. GENERAL EDUCATION BILL.—Second reading.
3. PATENTS BILL.—Second reading.
4. CENSUS BILL.—Adoption of Report.
5. NEW CONSTITUTION BILL.—To be further considered in Committee.

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FRIDAY, 3RD FEBRUARY.

NOTICE OF MOTION:—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
3. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
4. CEMETERIES BILL.—Second reading.
5. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
6. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.

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TUESDAY, 7TH FEBRUARY.

## NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General
  - (1.) The number of Gold Diggers' Licenses issued for the month of December, 1853, distinguishing the number taken for the month, quarter, half-year, and year.
  - (2.) The total amount received for Diggers' Licenses in December, 1853.
  - (3.) The total amount received for Storekeepers' Licenses for December, 1853.
  - (4.) The same information for the month of January, 1854.
  
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

## ORDER OF THE DAY :—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.

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FRIDAY, 10TH FEBRUARY.

## ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.

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TUESDAY, 21ST FEBRUARY.

## ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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MEMORANDUM.—Understood that the consideration of the New Constitution Bill in Committee of the whole Council, take precedence of all other business, Thursday, 2nd and Friday, 3rd February instant.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 2nd February.*

GOLD DISCOVERY—at 11 o'clock.

DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 3rd February.*

PETITION OF PATRICK REID—at 11 o'clock.

*Tuesday, 7th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 8th February*

GEELONG MAILS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 74.

THURSDAY, 2<sup>ND</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. POSTPONEMENT OF NOTICE OF MOTION.—The Colonial Secretary, on behalf of the Collector of Customs, postponed the Motion standing in the name of the Collector of Customs on the Notice Paper of to-day until Tuesday, 7th February instant.
  3. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Attorney General, the consideration of the following Orders of the Day was postponed until Tuesday, 7th February instant.
    - “ *Postage Bill.* ”—Second reading.
    - “ *General Education Bill.* ”—Second reading.
    - “ *Patents Bill.* ”—Second reading.
    - “ *Census Bill.* ”—Adoption of Report.
  4. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read,—the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.
- The Chairman reported progress, and obtained leave to sit again to-morrow.  
Council adjourned at five minutes to seven o'clock, until two o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 3<sup>RD</sup> FEBRUARY.

NOTICE OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY :—

1. NEW CONSTITUTION BILL.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
4. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
5. CEMETERIES BILL.—Second reading.
6. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
7. CARELESS USE OF FIRE RESTRICTION BILL.—Second reading.

TUESDAY, 7<sup>TH</sup> FEBRUARY.

NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General
  - (1.) The number of Gold Diggers' Licenses issued for the month of December, 1853, distinguishing the number taken for the month, quarter, half-year, and year.
  - (2.) The total amount received for Diggers' Licenses in December, 1853.
  - (3.) The total amount received for Storekeepers' Licenses for December, 1853.
  - (4.) The same information for the month of January, 1854.
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

3. MR. HAINES: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this House, Copies of all Correspondence between the two Boards of Education and the Government on the subject of the formation of a Normal School.
4. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY:—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
2. POSTAGE BILL.—Second reading.
3. GENERAL EDUCATION BILL.—Second reading.
4. PATENTS BILL.—Second reading.
5. CENSUS BILL.—Adoption of Report.

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FRIDAY, 10TH FEBRUARY.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.

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TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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MEMORANDUM.—Understood that the consideration of the New Constitution Bill in Committee of the whole Council, take precedence of all other business, Friday, 3rd February instant.

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M E E T I N G S

OF

S E L E C T C O M M I T T E E S .

*Thursday, 2nd February.*

GOLD DISCOVERY—at 11 o'clock.  
DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 3rd February.*

PETITION OF PATRICK REID—at 11 o'clock.  
DEFENCES OF THE COLONY—at 11 o'clock.

*Tuesday, 7th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 8th February*

GEE LONG MAILS—at 11 o'clock.

J. F. PALMER,  
*Speaker*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 75.

FRIDAY, 3RD FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—The following Petitions against the grant for religious purposes, proposed to be made by the New Constitution Bill, were presented by—
  - (1.) Mr. Fawkner, from certain persons styling themselves the Congregation stately worshipping in the Wesleyan Methodist Association Chapel, Albert-street, Collingwood, under the pastoral charge of the Rev. Joseph Townend, and others, inhabitants of Collingwood and surrounding neighbourhood.
  - (2.) Mr. Sargood, from certain members of the congregation assembling in the Independent Chapel, Prahran.
  - (3.) Mr. Sargood, from certain members of a religious community known as the "Congregational" or "Independent" Denomination, assembling in Lonsdale-street Chapel, Melbourne.
  - (4.) Mr. Sargood, from certain persons styling themselves the Congregational Church, Oxford-street, Collingwood, under the pastorate of the Rev. W. B. Landells.
 Petitions severally received.
3. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Mark Nicholson postponed the Motion standing in his name on the Notice Paper of to-day, until Friday, 10th February, instant.
4. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported that an altercation had taken place between two Members in the Committee, viz., between Mr. Miller and Mr. O'Shanassy, and obtained leave to sit again after the Council had considered such report.
5. WORDS OF HEAT BETWEEN TWO MEMBERS.—The Colonial Secretary then moved, That these gentlemen be required to give assurances that they will not carry this altercation beyond the walls of the House.  
The Collector of Customs having required that the gallery be cleared, strangers were ordered to withdraw therefrom.  
Question—that Mr. Miller and Mr. O'Shanassy be required to give assurances that they will not carry the altercation reported to have taken place in the Committee beyond the walls of the House—put and passed.  
Mr. Miller and Mr. O'Shanassy having severally been heard in their places, gave the assurances required by the Council.
6. NEW CONSTITUTION BILL.—On the motion of Mr. William Nicholson the Speaker left the Chair, and the Council again resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again Tuesday, 7th February, 1854.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the remaining Orders for this Day be postponed as follows, viz. :—
  - "Melbourne Corporation Act Amendment Bill."—Second reading—until Friday, 10th February instant.
  - "Scab in Sheep Prevention Bill" (2.)—Second reading, and
  - "Careless Use of Fire Restriction Bill."—Second reading—until Tuesday, 7th February instant.
  - "County Courts Extension Bill."—To be considered in Committee.
  - "Cemeteries Bill."—Second reading.
  - "Sale of Bread Regulation Act Amendment Bill" (2.)—To be considered in Committee—until Tuesday, 14th February instant.
8. SUSPENSION OF STANDING ORDER.—On the motion of the Colonial Secretary, the Council ordered that Standing Order No. 17 be suspended.  
The Colonial Secretary then moved, That during the ensuing week the Council do meet for the despatch of business at two o'clock.  
Question—put and passed.  
Council adjourned at five minutes past seven o'clock until two o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 7TH FEBRUARY.

## NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General
  - (1.) The number of Gold Diggers' Licenses issued for the month of December, 1853, distinguishing the number taken for the month, quarter, half-year, and year.

- (2.) The total amount received for Diggers' Licenses in December, 1853.  
 (3.) The total amount received for Storekeepers' Licenses for December, 1853.  
 (4.) The same information for the month of January, 1854.
2. **MR. J. P. FAWKNER:** To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
3. **MR. HAINES:** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will cause to be laid on the table of this House, Copies of all Correspondence between the two Boards of Education and the Government on the subject of the formation of a Normal School.
4. **THE COLLECTOR OF CUSTOMS:** To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

**ORDERS OF THE DAY:—**

1. **NEW CONSTITUTION BILL.**—To be further considered in Committee.
2. **ELECTIVE FRANCHISE EXTENSION BILL.**—Adoption of Report.
3. **POSTAGE BILL.**—Second reading.
4. **GENERAL EDUCATION BILL.**—Second reading.
5. **PATENTS BILL.**—Second reading.
6. **CENSUS BILL.**—Adoption of Report.
7. **SCAB IN SHEEP PREVENTION BILL (2).**—Second reading.
8. **CARELESS USE OF FIRE RESTRICTION BILL.**—Second reading.

**FRIDAY, 10TH FEBRUARY.**

**NOTICE OF MOTION:—**

1. **MR. M. NICHOLSON:** To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

**ORDERS OF THE DAY:—**

1. **INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.**—Second reading.
2. **LAW OF EVIDENCE AMENDMENT BILL.**—Second reading.
3. **OVENS MINING COMPANY INCORPORATION BILL.**—Third reading.
4. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—Second reading.

**TUESDAY, 14TH FEBRUARY.**

**ORDERS OF THE DAY:—**

1. **COUNTY COURTS EXTENSION BILL.**—To be considered in Committee.
2. **CEMETERIES BILL.**—Second reading.
3. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).**—To be considered in Committee.

**TUESDAY, 21ST FEBRUARY.**

**ORDER OF THE DAY:—**

1. **PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.**—To be further considered in Committee.

**MEETINGS**

OF

**SELECT COMMITTEES.**

*Tuesday, 7th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

DEFENCES OF THE COLONY—at 12 o'clock.

*Wednesday, 8th February.*

GEE LONG MAILS—at 11 o'clock.

*Thursday, 9th February.*

PETITION OF PATRICK REID—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 76.

TUESDAY, 7<sup>TH</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Hodgson presented a Petition from William Jarrett, minister of the Gospel, Melbourne, praying to be heard at the Bar against the Clause in the New Constitution Bill providing for the support of Religion.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of this Council:—  
Normal School Correspondence—Copies of all correspondence between the two Boards of Education and the Government on the subject of the formation of a Normal School.  
Ordered to be printed.
4. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Fawcner and the Collector of Customs postponed the motions standing in their names, Nos. 2 and 4 respectively, on the Notice Paper of to day, until Tuesday, 14th February instant.
5. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again this day.
6. NEW CONSTITUTION BILL.—On the motion of the Colonial Secretary, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
7. SUSPENSION OF STANDING ORDER.—On the motion of Mr. Francis Murphy, the Council ordered that Standing Order No. 17 be suspended.  
Mr. F. Murphy then moved, That the Council, at its rising this day, do adjourn until three o'clock to-morrow.  
Debate ensued.  
Question—put and passed.
8. The Collector of the Customs then moved That during the discussion of the New Constitution Bill, this Council do rise at six o'clock, and meet again at seven o'clock, unless the business of the day shall have been sooner disposed of.  
Question—put and passed.
9. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of the Colonial Secretary the following Orders of the Day were postponed until Tuesday, 14th February instant:—  
“*Elective Franchise Extension Bill.*”—Adoption of Report.  
“*Postage Bill.*”—Second reading.  
“*General Education Bill.*”—Second reading.  
“*Patents Bill.*”—Second reading.  
“*Census Bill.*”—Adoption of Report.  
And on the motion of Mr. Snodgrass the consideration of the following Order of the Day was postponed until Tuesday, 14th February instant:—  
“*Scab in Sheep Prevention Bill*” (2.)—Second reading.
10. CARELESS USE OF FIRE RESTRICTION BILL.—Mr. Haines moved that this Bill be now read a second time.  
Question—put and passed—Bill read a second time.  
Mr. Haines then moved, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of this Bill.  
Question put and negatived.  
On the motion of Mr. Haines, the Council ordered that this Bill be taken into consideration in Committee of the whole Council, to-morrow.  
Council adjourned at twenty-five minutes to eleven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 8<sup>TH</sup> FEBRUARY.*Government Business* :—

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—To be further considered in Committee.

THURSDAY, 9TH FEBRUARY.

*General Business :—*

NOTICE OF MOTION :—

1. MR. HODGSON : To move, That the Petition of William Jarrett, presented by him on the 7th instant, be read and taken into consideration, and that the Petitioner may be heard at the Bar of the House.

ORDER OF THE DAY :—

1. CARELESS USE OF FIRE RESTRICTION BILL.—To be considered in Committee.

FRIDAY, 10TH FEBRUARY.

NOTICE OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.
4. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

TUESDAY, 14TH FEBRUARY.

NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
5. POSTAGE BILL.—Second reading.
6. GENERAL EDUCATION BILL.—Second reading.
7. PATENTS BILL.—Second reading.
8. CENSUS BILL.—Adoption of Report.
9. SCAB IN SHEEP PREVENTION BILL (2.)—Second reading.

TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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## MEETINGS OF SELECT COMMITTEES.

*Wednesday, 8th February.*

GEELONG MAILS—at 11 o'clock.

*Thursday, 9th February.*

PETITION OF PATRICK REID—at 11 o'clock.

DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 10th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 15th February.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 77.

**WEDNESDAY, 8TH FEBRUARY, 1854.**

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council:—
  - (1.) Map of Lady Bay, Warrnambool.

Ordered to lie on the table.

  - (2.) Commissioners of Crown Lands—Return to Address, adopted on the motion of Dr. Thomson, 18th October, 1853.

Ordered to be printed.
3. PETITIONS.—The following Petitions in opposition to the grant for religious purposes, proposed to be made by the New Constitution Bill, were presented by—
  - (1.) Mr. Hodgson, from Benjamin Bell, an Inhabitant of Collingwood.
  - (2.) Mr. Cowie, from certain members of the Independent Church and Congregation assembling in Myers-street Chapel, Geelong.

Petitions received.
4. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow.
5. CARELESS USE OF FIRE RESTRICTION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council, having been read—on the Motion of Mr. Haines, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration on Friday, 10th February, instant.

Council adjourned at five minutes past eleven o'clock until three o'clock to-morrow.

**NOTICES OF MOTION AND ORDERS OF THE DAY.**

**THURSDAY, 9TH FEBRUARY.**

*Government Business :—*

**ORDER OF THE DAY :—**

1. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

**NOTICES OF MOTION :—**

1. MR. HODGSON : To move, That the Petition of William Jarrett, presented by him on the 7th instant, be read and taken into consideration, and that the Petitioner may be heard at the Bar of the House.
2. MR. COWIE : To move, That the Petition from the Independents of Geelong against the grant of £50,000 for religious purposes be taken into consideration in connexion with the 60th clause of the New Constitution Bill.
3. MR. HODGSON : To move, That the Petition of Benjamin Bell be taken into consideration in Committee of the whole House, in connexion with the 60th clause of the New Constitution Bill.

**FRIDAY, 10TH FEBRUARY.**

**NOTICE OF MOTION :—**

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

**ORDERS OF THE DAY :—**

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.
4. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
5. CARELESS USE OF FIRE RESTRICTION BILL.—Adoption of Report.

TUESDAY, 14TH FEBRUARY.

## NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.
3. MR. GOODMAN : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of the House, a copy of the agreement of lease entered into with the Peninsular and Oriental Company for a portion of land fronting the River Yarra ;  
Also, copies of any other agreements of lease that have been entered into with any other private parties for allotting any Crown Lands on the River Yarra below the Falls, or having frontages to the Bay.

## ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
5. POSTAGE BILL.—Second reading.
6. GENERAL EDUCATION BILL.—Second reading.
7. PATENTS BILL.—Second reading.
8. CENSUS BILL.—Adoption of Report.
9. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

TUESDAY, 21ST FEBRUARY.

## ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 9th February.*

PETITION OF PATRICK REID—at 11 o'clock.

DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 10th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 15th February.*

PUBLIC WORKS—at 11 o'clock.

GEELONG MAILS—at 12 o'clock.

*Thursday, 16th February.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 78.

THURSDAY, 9TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. W. Nicholson presented a Petition from certain persons styling themselves the Church of the Independent Denomination, at Richmond, under the pastoral care of the Rev. J. B. Simper, praying the Council to withhold its sanction from the proposed grant of £50,000 annually out of the public funds of the Colony for religious purposes, so that it might not form any part of the New Constitution.  
Petition received.  
Mr. Greeves presented a Petition from Dr. A. Berndt, Dr. W. Francke, and Dr. A. Rosemann, praying the Council would favourably consider the Petition, and cause a Bill to be introduced to amend so much of the Act of Council, 8 Vict., No. 8, which defines the qualifications of a legally qualified medical practitioner, so as to authorise "The Medical Board" of this Colony to examine into foreign diplomas, and after satisfactory proof being afforded that the applicants had gone through a due and sufficient course of medical study, to allow such diplomas, and to cause the owners thereof to be enrolled as duly qualified Medical Practitioners, in accordance with the Act before cited.  
Petition received.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Colonial Secretary, the following Order of the Day was postponed until after the consideration of the Notices of Motion on the paper of to-day.  
"New Constitution Bill."—To be further considered in Committee.
4. STATE GRANT FOR RELIGION.—On the motion of Mr. Hodgson the Petition of William Jarrett, presented by him on the 7th instant, was read by the Clerk.  
Mr. Hodgson then moved, pursuant to notice, that the Petitioner be heard at the Bar of the House.  
Debate ensued.  
Motion by leave withdrawn.  
Mr. Fawcner, on behalf of Mr. Cowie, moved, pursuant to notice, That the Petition from the Independents of Geelong against the grant of £50,000 for religious purposes be taken into consideration in connexion with the 60th clause of the New Constitution Bill.  
Question—put and passed.  
Mr. Hodgson moved, pursuant to notice, That the Petition of Benjamin Bell be taken into consideration in Committee of the whole House, in connexion with the 60th clause of the New Constitution Bill.  
Question put and passed.
5. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.  
Council adjourned at twenty minutes past nine o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 10TH FEBRUARY.

## NOTICE OF MOTION:—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.
2. MR. GREEVES: To move, That the Petition of Dr. A. Berndt, Dr. W. Francke, and Dr. A. Rosemann, presented by him to this Council on the 9th instant, be printed.

## ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. OVENS MINING COMPANY INCORPORATION BILL.—Third reading.
4. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
5. CARELESS USE OF FIRE RESTRICTION BILL.—Adoption of Report.
6. NEW CONSTITUTION BILL.—To be further considered in Committee.

TUESDAY, 14TH FEBRUARY.

NOTICES OF MOTION :—

1. Mr. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.
3. Mr. GOODMAN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of the House, a copy of the agreement of lease entered into with the Peninsular and Oriental Company for a portion of land fronting the River Yarra;  
Also, copies of any other agreements of lease that have been entered into with any other private parties for allotting any Crown Lands on the River Yarra below the Falls, or having frontages to the Bay.

ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
5. POSTAGE BILL.—Second reading.
6. GENERAL EDUCATION BILL.—Second reading.
7. PATENTS BILL.—Second reading.
8. CENSUS BILL.—Adoption of Report.
9. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

TUESDAY, 21ST FEBRUARY.

ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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MEETINGS

OF

SELECT COMMITTEES.

*Friday, 10th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Tuesday, 14th February.*

DEFENCES OF THE COLONY—at 11 o'clock.

*Wednesday, 15th February.*

PUBLIC WORKS—at 11 o'clock.

GEELONG MAILS—at 12 o'clock.

*Thursday, 16th February.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 79.

FRIDAY, 10TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. PETITIONS.—The following Petitions, in opposition to the Grant for religious purposes proposed to be made by the New Constitution Bill, were presented by—
    - (1.) Dr. Thomson, from W. H. Baylie, styling himself Mayor of Geelong.
    - (2.) Mr. Annand, from certain Members of the Independent Church and Congregation, Collins-street East, Melbourne.
    - (3.) Mr. Myles, from the Independent Congregation assembling for Divine worship in the Masonic Hall, Geelong.

Petitions received.
  3. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Mark Nicholson postponed the motion standing in his name, No. 1 on the Notice paper of to-day, until Friday, 17th February instant.  
Mr. Snodgrass, on behalf of Mr. Greeves, postponed the motion standing in the name of Mr. Greeves, No. 2 on the Notice paper of to-day, until Tuesday, 14th February instant.
  4. POSTPONEMENT OF ORDERS OF THE DAY.—On the Motion of the Collector of Customs, the consideration of the following Orders of the Day was postponed until Friday, 17th February instant:—

“*Insolvents Estates Compulsory Sequestration Bill.*”—Second reading.  
“*Law of Evidence Amendment Bill.*”—Second reading.

On the motion of Mr. Hodgson, the consideration of the following Order of the Day was postponed until Tuesday, 21st February instant:—  
“*Melbourne Corporation Acts Amendment Bill.*”—Second reading.
  5. DISCHARGE OF ORDER OF THE DAY.—On the motion of Dr Thomson, the following Order of the Day was ordered to be discharged from the Paper:—  
“*Ovens Mining Company Incorporation Bill.*”—Third reading.
  6. CARELESS USE OF FIRE RESTRICTION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill, having been read—  
On the motion of Mr. Haines, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again Tuesday, 14th February instant.
  7. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again Tuesday, 14th February instant.
- Council adjourned at half-past nine o'clock until three o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 14TH FEBRUARY.

NOTICES OF MOTION:—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.
3. MR. GOODMAN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of the House, a copy of the agreement of lease entered into with the Peninsular and Oriental Company for a portion of land fronting the River Yarra;

Also, copies of any other agreements of lease that have been entered into with any other private parties for allotting any Crown Lands on the River Yarra below the Falls, or having frontages to the Bay.

4. MR. HODGSON: To move, That the Petition of William Jarrett, presented by him on the 8th instant, be taken into consideration in connexion with the 60th Clause of the New Constitution Bill.
5. MR. GREEVES: To move, That the Petition of Dr. A. Berndt, Dr. W. Francke, and Dr. A. Rosemann, presented by him to this Council on the 9th instant, be printed.

ORDERS OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
5. POSTAGE BILL.—Second reading.
6. GENERAL EDUCATION BILL.—Second reading.
7. PATENTS BILL.—Second reading.
8. CENSUS BILL.—Adoption of Report.
9. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
10. CARELESS USE OF FIRE RESTRICTION BILL.—To be further considered in Committee.
11. NEW CONSTITUTION BILL.—To be further considered in Committee.

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FRIDAY, 17TH FEBRUARY.

NOTICE OF MOTION:—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.

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TUESDAY, 21ST FEBRUARY.

ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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MEETINGS

OF

SELECT COMMITTEES.

*Tuesday, 14th February.*

DEFENCES OF THE COLONY—at 11 o'clock.

ADMINISTRATION OF LOCAL FUNDS—at 12 o'clock.

*Wednesday, 15th February.*

PUBLIC WORKS—at 11 o'clock.

GEELONG MAILS—at 12 o'clock.

*Thursday, 16th February.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 80.

TUESDAY, 14TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council :—  
 Crown Lands—Pastoral Leases.—Copy Despatch from His Excellency the Lieutenant Governor to the Right Honorable the Secretary of State, together with its Enclosures.
3. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Fawcner and the Collector of Customs postponed the motions standing in their names, Nos. 1 and 2 on the Notice Paper of to-day, until Tuesday, the 21st February instant.
4. LEASE OF WHARF LAND TO PENINSULAR AND ORIENTAL COMPANY.—Mr. Goodman moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the table of the House, a copy of the agreement of lease entered into with the Peninsular and Oriental Company for a portion of land fronting the River Yarra ;  
 Also, copies of any other agreements of lease that have been entered into with any other private parties for allotting any Crown Lands on the River Yarra below the Falls, or having frontages to the Bay ;  
 And of any applications which may have been made with other parties for similar objects, since the separation of this Colony from New South Wales ;  
 As well as a copy of the correspondence between His Excellency and the Corporation of Melbourne, at any time, on the same subject.  
 Debate ensued.  
 Question—put and passed.
5. STATE GRANT FOR RELIGION.—Mr. Hodgson moved, pursuant to notice, That the Petition of William Jarrett, presented by him on the 8th instant, be taken into consideration in connexion with the 60th Clause of the New Constitution Bill.  
 Question—put and passed.
6. PETITION OF DR. BERNDT AND OTHERS.—Mr. Greeves moved, pursuant to notice, That the Petition of Dr. A. Berndt, Dr. W. Francke, and Dr. A. Rosemann, presented by him to this Council on the 9th instant be printed.  
 Question—put and passed.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered the following Order of the Day to be postponed until Wednesday, 1st March next :—  
 “ *County Courts extension Bill.* ”—To be considered in Committee ;  
 and the following Orders of the Day to be postponed until Tuesday, 21st February instant :  
 “ *Cemeteries Bill.* ”—Second reading.  
 “ *Sale of Bread Regulation Act Amendment Bill* ” (2.)—To be considered in Committee.  
 “ *Elective Franchise Extension Bill.* ”—Second reading.  
 “ *Postage Bill.* ”—Second reading.  
 “ *General Education Bill.* ”—Second reading.  
 “ *Patents Bill.* ”—Second reading.  
 “ *Census Bill.* ”—Adoption of Report.  
 “ *Scab in Sheep Prevention Bill* ” (2.)—Second reading ;  
 and the following Order of the Day to be postponed until Wednesday, 15th February instant :  
 “ *Careless use of Fire restriction Bill.* ”—To be further considered in Committee.
8. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.  
 Council adjourned at five minutes past ten o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 15TH FEBRUARY.

*Government Business* :—

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

ORDER OF THE DAY :—

1. CARELESS USE OF FIRE RESTRICTION BILL.—To be further considered in Committee.

FRIDAY, 17TH FEBRUARY.

NOTICE OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.

TUESDAY, 21ST FEBRUARY.

NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time ; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment ; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. CENSUS BILL.—Adoption of Report.
- 10 SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

WEDNESDAY, 1ST MARCH.

*General Business :—*

ORDER OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 15th February.*

PUBLIC WORKS—at 11 o'clock.

GEELONG MAILS—at 12 o'clock.

*Thursday, 16th February.*

GOLD DISCOVERY—at 11 o'clock.

DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 17th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 81.

WEDNESDAY, 15TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.

2. PETITIONS.—Mr. Henty presented a Petition from the Rev. W. Miller, as Moderator of the Free Church Presbytery, Melbourne, praying the Council to take the statements set forth in the Petition into favorable consideration, and to make such alterations and amendments in the proposed Bill for Public Education as would secure the essential objects of personal Christianity in the teachers, and the training of the children of this rising nation in the fear of God and in the love of righteousness.

Petition received.

The following Petitions in opposition to the grant for religious purposes proposed to be made by the New Constitution Bill were presented by

(1.) Mr. Hodgson, from certain members of the Baptist Church and Congregation under the Pastorate of the Rev. W. P. Scott, assembling in Albert-street, Eastern Hill, Melbourne.

(2.) Mr. Henty, from the Rev. W. Miller, as Moderator of the Free Church Presbytery, Melbourne.

Petition received.

Mr. O'Shanassy presented a petition from James Frederick Burton, late of Adelaide, in the Province of South Australia, a barrister, attorney, solicitor and proctor of Her Majesty's Supreme Court of that Province, but now of Melbourne, in the Colony of Victoria, and an attorney, solicitor, and proctor of the Supreme Court of this Colony, praying the Council to take his case as set forth in his petition into consideration, and grant him such relief as to the Council should seem meet.

Petition received.

Mr. O'Shanassy presented a Petition from John Rowe, late of Cornwall, but now of the City of Melbourne, praying this Council would be pleased to urge His Excellency the Lieutenant Governor to grant the Lease mentioned in the Petition to the Petitioner, without further delay.

Petition received.

3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council :—

(1.) Ports of Belfast and Warrnambool.—Part return to Address, adopted on the motion of Mr. Mark Nicholson, 9th September, 1853.

Ordered to be printed.

The Surveyor General, by command of His Excellency the Lieutenant Governor, laid upon the Table of this Council :—

(2.) Crown Lands.—Return to Address, adopted on the motion of Mr. Fawcner, 20th January, 1854.

Ordered to be printed.

4. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow.

5. CARELESS USE OF FIRE RESTRICTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time on Friday, 17th February inst.

Council adjourned at eighteen to minutes to ten o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 16TH FEBRUARY.

*Government Business :—*

ORDER OF THE DAY :—

1. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

NOTICES OF MOTION :—

1. MR. HODGSON : To move, That the Petition presented by him on the 15th February instant, from certain Members of the Baptist Church and Congregation, under the Pastorate of the Rev. W. P. Scott, assembling in Albert-street, Eastern-hill, Melbourne, be taken into consideration in Committee of the whole Council, with the 60th Clause of the New Constitution Bill.
2. MR. GREEVES : To move, That the Survey of Lady Bay (plan of) be engraved or lithographed.

FRIDAY, 17TH FEBRUARY.

NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General—
  - (1.) Whether the Assay Office is yet in working order.
  - (2.) If so, when it commenced work, and the amount realised therefrom to this date.
2. CAPTAIN DANE : To ask the Auditor General, The total expenses incurred in Salaries in the Assay Office Department to the present date.
3. CAPTAIN DANE : To ask the Auditor General—
  - (1.) The amount expended in the purchase of Supplies of every sort by the Colonial Commissariat, from 10th December, 1853, to 10th February, 1854, at Melbourne.
  - (2.) The amount paid under contract or tender, for the same period.
  - (3.) The amount paid for purchases made by the Commissariat, same time and place.
4. CAPTAIN DANE : To ask the Acting Chief Commissioner of Police—
  - (1.) The number of men at present in the City Police.
  - (2.) The number of men who have signified their intention of resigning.
  - (3.) And if any number, what cause has been stated for their leaving the Force.
5. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. CARELESS USE OF FIRE RESTRICTION BILL.—Third reading.

TUESDAY, 21ST FEBRUARY.

NOTICES OF MOTION :—

1. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time ; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment ; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. CENSUS BILL.—Adoption of Report.
10. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

WEDNESDAY, 1ST MARCH.

*General Business:—*  
*ORDER OF THE DAY:—*

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.

MEETINGS  
 OF  
**SELECT COMMITTEES.**

*Thursday, 16th February.*

GOLD DISCOVERY—at 11 o'clock.  
 DEFENCES OF THE COLONY—at 11 o'clock.

*Friday, 17th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.  
 PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.  
 No. 82.

THURSDAY, 16TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Collector of Customs, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council:—  
 Return shewing the Stock of Goods in Bonded Warehouses at the Port of Melbourne on the 31st December, 1853.  
 Ordered to be printed.
3. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of the Collector of Customs, the following Order of the Day was postponed until after the consideration of the motions on the Notice Paper for to-day.  
 “*New Constitution Bill.*”—To be further considered in Committee.  
 STATE GRANT FOR RELIGIOUS PURPOSES.—Mr. Hodgson moved, pursuant to notice, that the Petition presented by him on the 15th February instant, from certain members of the Baptist Church and Congregation, under the Pastorate of the Rev. W. P. Scott, assembling in Albert-street, Eastern-hill, Melbourne, be taken into consideration in Committee of the whole Council with the 60th Clause of the New Constitution Bill.  
 Question—put and passed.
5. SURVEY OF LADY BAY.—Mr. Greeves moved, pursuant to *amended* notice, that the Survey of Lady Bay (Plan of) be engraved.  
 Question—put and passed.
6. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow.  
 Council adjourned at ten o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 17TH FEBRUARY.

NOTICES OF MOTION:—

1. CAPTAIN DANE: To ask the Auditor General—  
 (1.) Whether the Assay Office is yet in working order.  
 (2.) If so, when it commenced work, and the amount realised therefrom to this date.
2. CAPTAIN DANE: To ask the Auditor General, The total expenses incurred in Salaries in the Assay Office Department to the present date.
3. CAPTAIN DANE: To ask the Auditor General—  
 (1.) The amount expended in the purchase of Supplies of every sort by the Colonial Commissariat, from 10th December, 1853, to 10th February, 1854, at Melbourne.  
 (2.) The amount paid under contract or tender, for the same period.  
 (3.) The amount paid for purchases made by the Commissariat, same time and place.
4. CAPTAIN DANE: To ask the Acting Chief Commissioner of Police—  
 (1.) The number of men at present in the City Police.  
 (2.) The number of men who have signified their intention of resigning.  
 (3.) And if any number, what cause has been stated for their leaving the Force.
5. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. CARELESS USE OF FIRE RESTRICTION BILL.—Third reading.
4. NEW CONSTITUTION BILL.—To be further considered in Committee.

TUESDAY, 21ST FEBRUARY.

## NOTICES OF MOTION:—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
2. THE COLLECTOR OF CUSTOMS: To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

## ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. CENSUS BILL.—Adoption of Report.
- 10 SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

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 WEDNESDAY, 1ST MARCH.
*General Business:—*

## ORDER OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.

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 MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 17th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Tuesday, 21st February.*

DEFENCES OF THE COLONY—at 11 o'clock.

*Wednesday, 22nd February.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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VOTES AND PROCEEDINGS  
OF THE  
**LEGISLATIVE COUNCIL.**  
No. 83.

FRIDAY, 17<sup>TH</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Mark Nicholson postponed the motion standing in his name, No 5 on the Notice Paper for to-day, until Friday, 24<sup>th</sup> February instant.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered the following Orders of the Day to be postponed until Friday, 24<sup>th</sup> February instant :—  
“ *Insolvents Estates compulsory sequestration Bill.*”—Second reading.  
“ *Law of Evidence amendment Bill.*”—Second reading;  
and that the following Order of the Day be postponed until after the consideration of the 4<sup>th</sup> Order for to-day :—  
“ *Careless use of Fire restriction Bill.*”—Third reading.
4. NEW CONSTITUTION BILL—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again Tuesday next.
5. CARELESS USE OF FIRE RESTRICTION BILL—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Haines the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof. The Chairman having reported the Bill with a further amendment, the Council adopted the same.  
The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
Bill, on the motion of Mr. Haines, read a third time and *passed*.  
Mr. Haines then moved that the following be the title of the Bill,  
“ *An Act to restrain the careless use of Fire.*”  
Question—put and passed.

Council adjourned at five minutes to ten o'clock until three o'clock on Tuesday next.

NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 21<sup>ST</sup> FEBRUARY.

NOTICES OF MOTION :—

1. CAPTAIN DANE : To ask the Acting Chief Commissioner of Police—  
(1.) The number of men at present in the City Police.  
(2.) The number of men who have signified their intention of resigning.  
(3.) And if any number, what cause has been stated for their leaving the Force.
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
3. THE COLLECTOR OF CUSTOMS : To move, That the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony, be now taken into consideration.

ORDERS OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. CENSUS BILL.—Adoption of Report.
10. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.
11. NEW CONSTITUTION BILL.—To be further considered in Committee.

FRIDAY, 24TH FEBRUARY.

## NOTICE OF MOTION:—

1. MR. M. NICHOLSON: To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.

## ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.

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 WEDNESDAY, 1ST MARCH.
*General Business:—*

## ORDER OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
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## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 21st February.*

DEFENCES OF THE COLONY—at 11 o'clock.

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

*Wednesday, 22nd February.*

GOLD DISCOVERY—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 84.

TUESDAY, 21<sup>ST</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.  
 2. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—

DAVID LENNOX, ESQ.  
 C. J. LA TROBE,

*Message No. 46.*

*Lieutenant Governor.*

The Lieutenant Governor recommends to the Legislative Council the special appropriation of the sum of £3,000 as a gratuity to David Lennox, Esq., late Superintendent of Bridges, on his retirement from the Public Service.

The accompanying document will explain to the Council the grounds upon which this appropriation is recommended.

*Government Offices,*

*Melbourne, 9th February, 1854.*

Ordered to be printed, together with the accompanying Document, and taken into consideration, Wednesday, 22nd February instant.

GEELONG, BALLAARAT, AND NORTH WESTERN RAILWAY COMPANY.

C. J. LA TROBE,

*Message No. 47.*

*Lieutenant Governor.*

In conformity with the course laid down in the Lieutenant Governor's Message to the Legislative Council of the 20th January, 1853 (No. 60), relative to projected lines of internal communication by means of Railways, presented for the consideration of the Government, His Excellency has declined giving pledges which might involve a considerable expenditure of the Public Funds, but now submits to the Legislative Council the accompanying Letter and Prospectus of the Geelong, Ballaarat, and North Western Railway Company for their information.

*Government Offices,*

*Melbourne, 17th February, 1854.*

Ordered to be printed, together with the accompanying Letter and Prospectus.

3. PETITIONS.—Mr. Griffith presented a petition from Acheson French, praying the Council would now firmly but respectfully remonstrate with Her Majesty's Government for the restrictions on the New Constitution imposing the necessity for the endowment of religion from the public revenue, when such is manifestly at variance with the voice of the majority; and that the Council would also firmly but respectfully maintain its own right to be guided in this most important matter by the principles of equity and justice.

Petition received.

Dr. Thomson presented a Petition from the Congregational Church, Ryrie-street, Geelong, under the pastoral care of the Rev. Benjamin Cuzens, praying the Council to cancel the clause in the New Constitution Bill that proposes to appropriate the sum of £50,000 from the public treasury for the support of Religion.

Petition received.

4. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council,—

National Education.—Abstract of the Receipts and Disbursements of the Board of National Education from 1st July to 31st December, 1853.

Ordered to be printed.

5. POSTPONEMENT OF NOTICE OF MOTION.—Mr. O'Brien, on behalf of Mr. Fawcner, postponed the motion standing in the name of Mr. Fawcner, No. 2 on the Notice Paper of to-day, until Friday, 24th February instant.

6. LIGHTHOUSES.—The Collector of Customs moved, pursuant to *amended* notice, that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to take the necessary steps for carrying out the recommendations of the Report of the Select Committee of this Council upon the subject of the Lighthouses of the Colony.

Question—put and passed.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the following Orders of the Day be postponed as under :—
- “ *Public Works and Buildings.—Debentures—Resolutions as to issue of.* ”—To be further considered in Committee—until Tuesday, 7th March next.
  - “ *Melbourne Corporation Acts Amendment Bill.* ”—Second reading—until Tuesday, 28th February instant.
  - “ *Cemeteries Bill.* ”—Second reading.
  - “ *Sale of Bread Regulation Act Amendment Bill* ” (2).—To be considered in Committee.
  - “ *Elective Franchise Extension Bill.* ”—Second reading.
  - “ *Postage Bill.* ”—Second reading.
  - “ *General Education Bill.* ”—Second reading, and
  - “ *Patents Bill.* ”—Second reading—until Friday, 24th February instant.
  - “ *Census Bill.* ”—Adoption of Report—until Wednesday, 22nd February instant.
  - “ *Scab in Sheep Prevention Bill* ” (2).—Second reading—until Thursday, 23rd February instant.
8. **NEW CONSTITUTION BILL**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow. Council adjourned at seventeen minutes to five o'clock until three o'clock to-morrow.

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### NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 22ND FEBRUARY.

*Government Business :—*

**ORDERS OF THE DAY :—**

1. HIS EXCELLENCY THE LIEUTENANT GOVERNOR'S MESSAGE, No. 46—To be considered.
2. CENSUS BILL.—Adoption of Report.
3. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

**NOTICES OF MOTION :—**

1. MR. MILLER : To move, That the House resolve itself into a Committee of the whole for the consideration of the Bill to incorporate the Bank of Victoria.
2. THE ATTORNEY GENERAL : To move for leave to bring in a Bill to regulate the temporal affairs of the Synod of Victoria, and to amend the law relating thereto.

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THURSDAY, 23RD FEBRUARY.

*General Business :—*

**ORDER OF THE DAY :—**

1. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

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FRIDAY, 24TH FEBRUARY.

**NOTICES OF MOTION :—**

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time ; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment ; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

**ORDERS OF THE DAY :—**

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.

TUESDAY, 28TH FEBRUARY.

ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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WEDNESDAY, 1ST MARCH.

*General Business :—*

ORDER OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.

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TUESDAY, 7TH MARCH.

ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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## MEETINGS

OF

# SELECT COMMITTEES.

*Wednesday, 22nd February.*

GOLD DISCOVERY—at 11 o'clock.

PUBLIC WORKS—at 11 o'clock.

*Thursday, 23rd February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

LIBRARY—at a quarter before 2 o'clock.

INTEMPERANCE—at 1 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 85.

WEDNESDAY, 22<sup>ND</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. DAVID LENNOX, ESQ.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 46, having been read—on the motion of the Colonial Secretary, the Message, together with its enclosure, was read by the Clerk.  
On the motion of the Colonial Secretary, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the consideration of the above Message.  
The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying His Excellency would place upon a Supplementary Estimate for the year 1854 a sum of three thousand pounds, to be appropriated as a gratuity to Mr. David Lennox, Superintendent of Bridges, upon his retirement from public employment, after a service of upwards of twenty-one years,—the Council adopted such Report, and ordered the Address to be presented to His Excellency the Lieutenant Governor accordingly.
3. CENSUS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—on the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof.  
The Chairman reported the Bill with further amendments.  
On the motion of the Attorney General the Speaker again left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof.  
The Chairman having reported the Bill with a further amendment, the Council ordered the same to be taken into consideration Thursday, 23<sup>RD</sup> February instant.—Bill as amended to be printed.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the following Order of the Day be postponed until after the consideration of the Notices of Motion, general business, on the Notice Paper for to-day.  
“*New Constitution Bill.*”—To be further considered in Committee.
5. BANK OF VICTORIA INCORPORATION BILL.—Mr. Miller moved, pursuant to notice, that the House resolve itself into a Committee of the whole for the consideration of this Bill.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported the Bill, with amendments, the Council ordered the same to be taken into consideration Friday, 24<sup>TH</sup> February instant.
6. SYNOD OF VICTORIA REGULATION BILL.—The Attorney General having moved for and obtained leave to bring in a Bill to regulate the temporal affairs of the Synod of Victoria—Bill intitled “*A Bill to regulate the temporal affairs of the Synod of Victoria and to amend the law relating thereto,*” presented—read a first time. Ordered to be read a second time Wednesday, 1<sup>ST</sup> March next, and to be printed.
7. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.  
Council adjourned at half-past seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 23<sup>RD</sup> FEBRUARY.*Government Business* :—

ORDERS OF THE DAY :—

1. CENSUS BILL.—Adoption of Report.
2. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business* :—

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—Second reading.

FRIDAY, 24TH FEBRUARY.

## NOTICES OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time ; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment ; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

## ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. BANK OF VICTORIA INCORPORATION BILL.—Adoption of Report.

TUESDAY, 28TH FEBRUARY.

## ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

WEDNESDAY, 1ST MARCH.

*General Business :—*

## ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. SYNOD OF VICTORIA REGULATION BILL.—Second reading.

TUESDAY, 7TH MARCH.

## ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 23rd February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

INTEMPERANCE—at 1 o'clock.

LIBRARY—at a quarter before 2 o'clock.

*Friday, 24th February.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 86.

THURSDAY, 23RD FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. CENSUS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—on the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof.  
The Chairman having reported the Bill with further amendments, the Council adopted the same and ordered the Bill to be read a third time, Friday, 24th February instant.
  3. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again to-morrow.
  4. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
“ *The careless use of fire restriction Bill.*”
  5. ADDRESSES.—The Speaker announced that he had, pursuant to the resolutions of the Council, presented to His Excellency the Lieutenant Governor the following Addresses, viz. :—  
No. 62.—Lease of Wharf Land to Peninsular and Oriental Company,—adopted on the 14th February, 1854, on the motion of Mr. Goodman,  
and that His Excellency had, in reply to such Address, been pleased to state that the Papers would be furnished for the satisfaction of the Council.  
No. 63. Lighthouses—adopted on the 21st February, 1854, on the motion of the Collector of Customs,  
and that His Excellency had, in reply to such Address, been pleased to state he should be happy to comply with the wishes of the Legislative Council, provided the requisite funds are at command.  
No. 64. David Lennox, Esq.,—adopted on the 22nd February, 1854, on the motion of the Colonial Secretary,  
and that His Excellency had, in reply to such Address, been pleased to state he would comply with the wishes of the Legislative Council.
  6. SCAB IN SHEEP PREVENTION BILL (2).—Mr. Snodgrass moved that this Bill be now read a second time.  
Question—put and passed—Bill read a second time, and ordered to be considered in Committee Thursday, 2nd March, 1854.
- Council adjourned at a quarter to five o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 24TH FEBRUARY.

## NOTICES OF MOTION :—

1. MR. M. NICHOLSON : To move, That the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.
2. MR. J. P. FAWKNER : To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

## ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. LAW OF EVIDENCE AMENDMENT BILL.—Second reading.
3. CEMETERIES BILL.—Second reading.
4. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
5. ELECTIVE FRANCHISE EXTENSION BILL.—Second reading.
6. POSTAGE BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Second reading.
8. PATENTS BILL.—Second reading.
9. BANK OF VICTORIA INCORPORATION BILL.—Adoption of Report.
10. CENSUS BILL.—Third reading.
11. NEW CONSTITUTION BILL.—To be further considered in Committee.

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 TUESDAY, 28TH FEBRUARY.

## ORDER OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.

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 WEDNESDAY, 1ST MARCH.
*General Business :—*

## ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. SYNOD OF VICTORIA REGULATION BILL.—Second reading.

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 THURSDAY, 2ND MARCH.
*General Business :—*

## ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be considered in Committee.

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 TUESDAY, 7TH MARCH.

## ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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 MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 24th February.*

PUBLIC WORKS—at 11 o'clock.

*Tuesday, 28th February.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 —  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 87.

FRIDAY, 24TH FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Griffith presented a Petition from Acheson French, praying that on the re-committal, or on the third reading, of the New Constitution Bill, the Council would so modify the 30th, or any other Clause regarding "the making oath," that it should not act as a cause of confusion in society or of contention between future constituencies and the Legislature.  
 Petition received.
3. PROPERTY TAX.—Mr. M. Nicholson moved, pursuant to notice, that the Council resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this Council, That, with a view of providing for the probable deficit in the Public Revenue to meet the expenditure already sanctioned for the financial year 1854, it is expedient that the Government should introduce a Bill levying upon all property a tax equivalent to such anticipated deficiency.  
 Question—put and passed.  
 Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
 The Chairman reported that the Committee did not consider it expedient to present an Address in the terms proposed.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Friday, 3rd March next.  
*"Insolvents Estates Compulsory Sequestration Bill."*—Second reading.
5. LAW OF EVIDENCE AMENDMENT BILL.—Mr. A'Beckett moved that this Bill be now read a second time.  
 Debate ensued.  
 Question—put and passed. Bill read a second time, and ordered to be considered in Committee of the whole Council Wednesday, 1st March next.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 28th February instant.  
*"Cemeteries Bill."*—Second reading.  
*"Sale of Bread Regulation Act Amendment Bill" (2.)*—To be considered in Committee.  
*"Postage Bill."*—Second reading.  
*"General Education Bill."*—Second reading.  
*"Patents Bill."*—Second reading.
7. ELECTIVE FRANCHISE EXTENSION BILL.—The Colonial Secretary moved that this Bill be now read a second time.  
 Question—put and passed. Bill read a second time, and ordered to be considered in Committee of the whole Council, Wednesday, 1st March next.
8. BANK OF VICTORIA INCORPORATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—on the motion of Mr. Miller, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration of this Bill.  
 The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time, Tuesday, 28th February instant.
9. CENSUS BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General then moved that the following be the Title of the Bill:  
*"An Act for taking an account of the Population of the Colony of Victoria."*  
 Question—put and passed.
10. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof  
 The Chairman reported progress, and obtained leave to sit again Tuesday, 28th February instant.  
 Council adjourned at five minutes past ten o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 28TH FEBRUARY.

## ORDERS OF THE DAY :—

1. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Second reading.
2. CEMETERIES BILL.—Second reading.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—To be considered in Committee.
4. POSTAGE BILL.—Second reading.
5. GENERAL EDUCATION BILL.—Second reading.
6. PATENTS BILL.—Second reading.
9. BANK OF VICTORIA INCORPORATION BILL.—Third reading.
10. NEW CONSTITUTION BILL.—To be further considered in Committee.

WEDNESDAY, 1ST MARCH.

*General Business :—*

## ORDERS OF THE DAY :—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. SYNOD OF VICTORIA REGULATION BILL.—Second reading.
3. LAW OF EVIDENCE AMENDMENT BILL.—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—To be considered in Committee.

THURSDAY, 2ND MARCH.

*General Business :—*

## ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be considered in Committee.

FRIDAY, 3RD MARCH.

## ORDER OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.

TUESDAY, 7TH MARCH.

## ORDER OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Tuesday, 28th February.*

- ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.  
PUBLIC WORKS—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 88.

TUESDAY, 28<sup>TH</sup> FEBRUARY, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. PETITION.—Mr. O'Shanassy presented a Petition from the Attorneys, Solicitors, and Proctors of the Supreme Court of the Colony of Victoria practising in the City of Melbourne, praying the Council would be pleased to appoint a Select Committee to consider the Bill now before the Council for extending the Jurisdiction of County Courts, and to take Evidence in respect thereto; and as to the best mode of rendering the measure most effective for the benefit of the Public, and that until such Committee should have reported, further legislation thereon might be postponed.  
Petition received.
  3. ADMINISTRATION OF LOCAL FUNDS.—The Colonial Secretary brought up a Progress Report from the Select Committee of this Council, to which this subject was referred, and moved that it be received and printed, and that it be now read by the Clerk.  
Question—put and passed. Report read.
  4. PAPERS.—The Colonial Secretary by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—  
Aboriginal Protectorate on the Loddon.—Return to Address adopted on the motion of Mr. Fawkner, 4th November, 1853.  
Ordered to be printed.
  5. PETITION.—Mr. Greeves presented a Petition from certain Inhabitants and Proprietors of Sandridge and Emerald Hill, praying to have a member allotted to represent them in the new Legislature.  
Petition received.
  6. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Mr. Smith moved that this Bill be now read a second time.  
Debate ensued.  
Question—put and passed. Bill read a second time. Ordered to be considered in Committee on Friday, 3rd March next.
  7. CEMETERIES BILL.—The Attorney General moved that this Bill be now read a second time.  
Question—put and passed. Bill read a second time. Ordered to be considered in Committee after the consideration of the other Orders for to-day.
  8. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read, on the motion of Mr. Greeves the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Friday 3rd March next. Bill as amended to be printed.
  9. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed as under :  
" *Postage Bill.*"—Second reading, until Friday, 3rd March next.  
" *General Education Bill.*"—Second reading, until Wednesday, 1st March next.  
" *Patents Bill.*"—Second reading, until Thursday, 2nd March next.
  10. BANK OF VICTORIA INCORPORATION BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Miller, read a third time and *passed*.  
Mr. Miller then moved that the following be the Title of the Bill :—  
" *An Act to incorporate the Proprietors of a certain Banking Company, called 'The Bank of Victoria,' and for other purposes therein mentioned.*"  
Question—put and passed.
  11. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
  12. CEMETERIES BILL.—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman reported progress and obtained leave to sit again on Friday, 3rd March.
- Council adjourned at five minutes to seven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 1ST MARCH.

*Government Business:—*

ORDERS OF THE DAY:—

1. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
2. SYNOD OF VICTORIA REGULATION BILL.—Second reading.
3. LAW OF EVIDENCE AMENDMENT BILL.—To be considered in Committee.
4. ELECTIVE FRANCHISE EXTENSION BILL.—To be considered in Committee.
5. GENERAL EDUCATION BILL.—Second reading.
6. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business:—*

NOTICE OF MOTION:—

1. MR. O'SHANASSY: To move, That the Petition of the Attorneys, Solicitors, &c., presented on the 28th February, be printed, and taken into consideration in connection with the County Courts Extension Bill.

THURSDAY, 2ND MARCH.

*Government Business:—*

ORDER OF THE DAY:—

1. PATENTS BILL.—Second reading.

*General Business:—*

NOTICE OF MOTION:—

1. MR. SNODGRASS: To move, That during the consideration of the "*Scab in Sheep Prevention Bill*," in Committee of the whole Council, Mr. Greeves be appointed to act as the Chairman of the Committee.

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be considered in Committee.

FRIDAY, 3RD MARCH.

NOTICE OF MOTION:—

1. MR. GRIFFITH: To move, That the Speaker do leave the Chair for the purpose of moving in Committee the following resolution, That, in the opinion of the Committee, steps should be taken for securing an accurate Report of the Debates.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be considered in Committee.
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).—Adoption of Report.
4. POSTAGE BILL.—Second reading.
5. CEMETERIES BILL.—To be further considered in Committee.

TUESDAY, 7TH MARCH.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 1st March.*

PUBLIC WORKS—at 12 o'clock.

*Thursday, 2nd March.*

INTEMPERANCE—at 12 o'clock.

*Friday, 3rd March.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

No. 89.

WEDNESDAY, 1st MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILLS.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to:—  
*“ The Census Bill.”*  
*“ The Bank of Victoria incorporation Bill.”*
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council:—  
**DENOMINATIONAL SCHOOL BOARD.**  
 Certain statements of grants made by the Denominational School Board in aid of the erection of School Buildings, and  
 Of sums administered by the Board in the year 1853;  
 And a statement of attendance in Denominational Schools in 1853.  
 Ordered to be printed.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Friday next:  
*“ County Courts Extension Bill.”*—To be considered in Committee.
5. SYNOD OF VICTORIA REGULATION BILL.—The Attorney General moved that this Bill be now read a second time.  
 Debate ensued.  
 Question—put and passed.—Bill read a second time, and ordered to be considered in Committee, Friday 3rd March instant.
6. LAW OF EVIDENCE AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read,—on the motion of the Attorney General the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
 The Chairman reported the Bill with amendments.  
 On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
 The Chairman having reported the Bill with a further amendment, the Council ordered the same to be taken into consideration, Tuesday 7th March instant. Bill as amended to be printed.
7. ELECTIVE FRANCHISE EXTENSION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of the Colonial Secretary the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
 The Chairman reported the Bill with amendments.  
 On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
 The Chairman having reported the Bill with a further amendment, the Council ordered the same to be taken into consideration, Tuesday 7th March instant.
8. SUSPENSION OF STANDING ORDER.—On the motion of the Chairman of General Sessions, the Council ordered that Standing Order No. 45, be suspended.
9. PETITION.—The Chairman of General Sessions presented a Petition from certain licensed Clergy of the United Church of England and Ireland in the Diocese of Melbourne, praying the Council to make such alterations in the Bill to make provision for Public Education as should give to founders and promoters of schools, whether already in existence or to be hereafter erected, sufficient security that the intentions and principles on which they are founded should not be departed from.  
 Petition received.
10. SUSPENSION OF STANDING ORDER.—On the motion of the Chairman of General Sessions the Council ordered that Standing Order No. 17, be suspended.
11. PUBLIC EDUCATION.—The Chairman of General Sessions then moved that the Petition presented by Mr. Henty on the 15th February, last from the Free Church Presbytery of Melbourne, and the Petition presented by him this day, be read.  
 Question put and passed.  
 Petitions read by the Clerk.

12. GENERAL EDUCATION BILL.—The Attorney General moved that this Bill be now read a second time.

Debate ensued.

Mr. O'Brien moved that the further debate on this Bill be adjourned until to-morrow.

Question put.

Council divided.

Ayes, 8.  
Mr. Mollison,  
Mr. Fawcner,  
Mr. O'Brien,  
Mr. Russell,  
Mr. Snodgrass,  
Mr. Greeves,  
Mr. Smith,  
Mr. Hodgson, (*Teller.*)

Noes, 13.  
The Attorney General,  
Mr. Parker,  
Chief Commissioner of Gold Fields,  
The Surveyor General,  
Mr. O'Shanassy,  
The Colonial Secretary,  
Mr. A'Beckett,  
Mr. M. Nicholson,  
Mr. Haines,  
The Acting Solicitor General,  
Mr. Griffith,  
Mr. F. Murphy,  
The Chairman of General Sessions,  
(*Teller.*)

Debate resumed.

Question—That the Bill to make provision for Public Education be now read a second time—put.

Council divided.

Ayes, 12.  
The Attorney General,  
The Colonial Secretary,  
The Chief Commissioner of Gold Fields,  
The Chairman of General Sessions,  
Mr. Griffith,  
Mr. Hodgson,  
Mr. Russell,  
Mr. Greeves,  
Mr. A'Beckett,  
The Acting Solicitor General,  
Mr. Parker,  
The Surveyor General, (*Teller.*)

Noes, 7.  
Mr. Smith,  
Mr. Haines,  
Mr. O'Brien,  
Mr. M. Nicholson,  
Mr. Snodgrass,  
Mr. Mollison,  
Mr. O'Shanassy (*Teller.*)

Bill ordered to be considered in Committee on Tuesday, 7th March instant.

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

"*New Constitution Bill.*"—To be further considered in Committee.

14. COUNTY COURTS EXTENSION BILL.—Mr. O'Shanassy moved, pursuant to notice, that the Petition of the Attorneys, Solicitors, &c., presented on the 28th February, be printed, and taken into consideration in connection with the County Courts Extension Bill.

Question—put and passed.

Council adjourned at eleven o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 2ND MARCH.

*Government Business* :—

ORDER OF THE DAY :—

1. PATENTS BILL.—Second reading.
2. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business* :—

NOTICE OF MOTION :—

1. MR. SNODGRASS : To move, That during the consideration of the "*Scab in Sheep Prevention Bill,*" in Committee of the whole Council, Mr. Greeves be appointed to act as the Chairman of the Committee.

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be considered in Committee.

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FRIDAY, 3RD MARCH.

NOTICE OF MOTION :—

1. MR. GRIFFITH : To move, That the Speaker do leave the Chair for the purpose of moving in Committee the following resolution, That, in the opinion of the Committee, steps should be taken for securing an accurate Report of the Debates.

## ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be considered in Committee,
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—Adoption of Report.
4. POSTAGE BILL.—Second reading.
5. CEMETERIES BILL.—To be further considered in Committee
6. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
7. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.

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 TUESDAY, 7TH MARCH.

## ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. LAW OF EVIDENCE AMENDMENT BILL.—Adoption of Report.
3. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
4. GENERAL EDUCATION BILL.—To be considered in Committee.

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 WEDNESDAY, 8TH MARCH.
*General Business:—*

## NOTICE OF MOTION:—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
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## MEETINGS

OF

## SELECT COMMITTEES.

*Thursday, 2nd March.*

INTEMPERANCE—at 12 o'clock.

PUBLIC WORKS—at 12 o'clock.

*Friday, 3rd March.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

DEFENCES OF THE COLONY—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.  
 No. 90.

THURSDAY, 2ND MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. O'Shanassy presented a Petition from certain members of the Hebrew Faith resident in the City of Melbourne, praying the Council, before finally passing the New Constitution Bill, would place them upon terms of perfect religious equality with all other classes of Her Majesty's subjects in Victoria.  
 Petition received.  
 Mr. O'Shanassy presented a Petition from certain members of the Police Force, praying the Council to take into consideration the statements set forth in the Petition, and cause some inquiry to be made respecting the additional pay stopped from many members of the Police Force since the 1st day of January, 1854.  
 Petition received.
3. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until after the second Order for to-day :—  
 " *Patents Bill.*"—Second reading.
4. NEW CONSTITUTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof. The Chairman having reported the Bill, with amendments, the Council ordered the same to be taken into consideration Thursday 9th March instant.—Bill as amended to be printed.
5. PATENTS BILL.—The Attorney General moved that this Bill be now read a second time. Question—put and passed.—Bill read a second time, and ordered to be considered in Committee, Tuesday, 7th March instant.
6. CHAIRMAN OF COMMITTEES.—Mr. Snodgrass moved, pursuant to notice, that during the consideration of the "*Scab in Sheep Prevention Bill,*" in Committee of the whole Council, Mr. Greeves be appointed to act as the Chairman of the Committee.  
 Question put and passed.
7. SCAB IN SHEEP PREVENTION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council, having been read, on the motion of Mr. Snodgrass, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.  
 Council adjourned at five minutes past six o'clock until three o'clock to-morrow.

NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 3RD MARCH.

NOTICE OF MOTION :—

1. MR. GRIFFITH : To move, That the Speaker do leave the Chair for the purpose of moving in Committee the following resolution, That, in the opinion of the Committee, steps should be taken for securing an accurate Report of the Debates.
2. MR. O'SHANASSY : To move, That the Petition presented by him to this Council on the 2nd day of March instant, from the members of the Hebrew faith resident in Melbourne, be printed, and taken into consideration with the New Constitution Bill, on the recomittal thereof
3. MR. HODGSON : To move, That the Bill, intituled "*The Melbourne Ship Canal and Dock Company's Bill,*" be read a first time.  
*Contingent*—on the Bill being read a first time—Mr. Hodgson, to move, That the Bill be referred to a Select Committee, to consist of the Collector of Customs, the Surveyor General, Lieut. Colonel Anderson, Mr. Knight, Dr. Thomson, Mr. Mark Nicholson, Mr. Wilkinson, Mr. Winter, and the mover.

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—Second reading.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be considered in Committee,
3. SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)—Adoption of Report.
4. POSTAGE BILL.—Second reading.
5. CEMETERIES BILL.—To be further considered in Committee.
6. COUNTY COURTS EXTENSION BILL.—To be considered in Committee.
7. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
8. SCAB IN SHEEP PREVENTION BILL (2.)—To be further considered in Committee.

TUESDAY, 7TH MARCH.

ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. LAW OF EVIDENCE AMENDMENT BILL.—Adoption of Report.
3. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
4. GENERAL EDUCATION BILL.—To be considered in Committee.
5. PATENTS BILL.—To be considered in Committee.

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WEDNESDAY, 8TH MARCH.

*General Business:—*

NOTICE OF MOTION:—

1. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

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THURSDAY, 9TH MARCH.

*Government Business:—*

ORDER OF THE DAY:—

1. NEW CONSTITUTION BILL.—Adoption of Report.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 3rd March.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.  
DEFENCES OF THE COLONY—at 12 o'clock.

*Tuesday, 7th March.*

PUBLIC WORKS—at 11 o'clock.

*Wednesday, 8th March.*

INTEMPERANCE—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.

No. 91.

FRIDAY, 3RD MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. DEFENCES OF THE COLONY.—Capt. Dane brought up the Report from the Select Committee of the Council upon this subject, and moved that it be received, printed, and taken into consideration, Wednesday, 8th March, instant.  
Question—put and passed.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council :—  
Bank Returns.—General Abstract of the sworn Returns of the average Assets and Liabilities and of the Capital and Profits of certain Banks of the Colony, for the Quarter ending 31st December, 1853.  
Ordered to be printed.
4. GEELONG MAILS.—Mr. Cowie, as Chairman of the Select Committee of this Council upon the landing of the Geelong Mails, brought up the Report from the Committee, and moved that it be received.  
Question put and passed—Report ordered to be printed, together with the evidence.
5. REPORTS OF DEBATES.—Mr. Griffith moved, pursuant to notice, That the Speaker do leave the Chair for the purpose of moving in Committee the following resolution—That, in the opinion of the Committee, steps should be taken for securing an accurate Report of the Debates.  
Question put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman reported that the Committee were of opinion it was not necessary that any step should be taken for securing an accurate Report of the Debates.
6. STATE AID TO RELIGION.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the Petition presented by him to this Council on the 2nd day of March instant, from the members of the Hebrew faith resident in Melbourne, be printed, and taken into consideration in connection with the 60th Clause of the New Constitution Bill, on the recommittal thereof.  
Question—put and passed.
7. MELBOURNE SHIP CANAL AND DOCK COMPANY'S BILL.—Mr. Hodgson moved, pursuant to notice, that the Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne Ship Canal and Dock Company,'*" be read a first time.  
Debate ensued.  
Mr. Snodgrass moved as an amendment, That the words "this day week" be added after the word "time."  
Question—That the words "this day week" be added after the word "time"—put and negatived.  
Question—That the Bill intituled "*A Bill to incorporate a Company to be called 'The Melbourne Ship Canal and Dock Company,'*" be read a first time—put.  
Council divided.

Ayes, 15.

Mr. Campbell,  
 Mr. Goodman,  
 Mr. Griffith,  
 The Attorney General,  
 The Surveyor General,  
 Mr. Parker,  
 Mr. Charlton,  
 Mr. Annand,  
 Mr. Myles,  
 Mr. Wilkinson,  
 Mr. W. Nicholson,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 16.

The Colonial Secretary,  
 Mr. Splatt,  
 Mr. Greeves,  
 Mr. Miller,  
 Mr. A'Beckett,  
 The Chairman of General Sessions,  
 Lieut. Col. Anderson,  
 Mr. Highett,  
 Captain Dane,  
 Mr. Cowie,  
 The Acting Solicitor General,  
 Mr. Hervey,  
 The Auditor General.  
 Mr. Snodgrass,  
 Mr. Mollison,  
 Mr. Russell, (*Teller.*)

8. **INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.**—Mr. A'Beckett moved that this Bill be now read a second time.  
Question—put and passed.—Bill read a second time, and ordered to be considered in Committee of the whole Council, Friday, 10th March, 1854.
9. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—The Order of the day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of the Bill.  
The Chairman reported progress, and obtained leave to sit again, Tuesday, 7th March instant.
10. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)**—On the motion of Mr. Greeves, the Council agreed to the amendments made in this Bill by the Committee of the whole, and ordered the Bill to be read a third time Wednesday, 8th March instant.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following orders of the day be postponed as under :—  
*“ Postage Bill.”*—Second reading  
*“ Cemeteries Bill.”*—To be further considered in Committee.  
*“ County Courts Extension Bill.”*—To be considered in Committee, and  
*“ Synod of Victoria Regulation Bill.”*—To be considered in Committee—until Wednesday, 8th March instant.  
*“ Scab in Sheep Prevention Bill” (2.)*—To be further considered in Committee—until Tuesday, 7th March instant.
- Council adjourned at ten minutes to seven o'clock until three o'clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 7TH MARCH.

**ORDERS OF THE DAY :—**

1. **PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.**—To be further considered in Committee.
2. **LAW OF EVIDENCE AMENDMENT BILL.**—Adoption of Report.
3. **ELECTIVE FRANCHISE EXTENSION BILL.**—Adoption of Report.
4. **GENERAL EDUCATION BILL.**—To be considered in Committee.
5. **PATENTS BILL.**—To be considered in Committee.
6. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—To be further considered in Committee.
7. **SCAB IN SHEEP PREVENTION BILL (2).**—To be further considered in Committee.

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WEDNESDAY, 8TH MARCH.

*Government Business :—*

**ORDERS OF THE DAY :—**

1. **POSTAGE BILL.**—Second reading.
2. **CEMETERIES BILL.**—To be further considered in Committee.
3. **COUNTY COURTS EXTENSION BILL.**—To be considered in Committee.
4. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.

*General Business :—*

**NOTICE OF MOTION :—**

1. **MR. J. P. FAWKNER :** To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

**ORDERS OF THE DAY :—**

1. **REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY**—To be taken into consideration.
2. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)**—Third reading.

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THURSDAY, 9TH MARCH.

*Government Business :—*

**ORDER OF THE DAY :—**

1. **NEW CONSTITUTION BILL.**—Adoption of Report.

FRIDAY, 10TH MARCH.

ORDER OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be considered in Committee.

MEETINGS  
OF  
**SELECT COMMITTEES.**

*Tuesday, 7th March.*

PUBLIC WORKS—at 11 o'clock.

*Wednesday, 8th March.*

INTEMPERANCE—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 92.

TUESDAY, 7<sup>TH</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—The following Petitions, in opposition to the Bill to make provision for Public Education now before the Council, were presented by—
  - (1.) Mr. O'Shanassy : From the Catholics of Melbourne.
  - (2.) Mr. O'Shanassy : From the Catholics of Geelong.
  - (3.) Mr. O'Shanassy : From the Catholics of Richmond.
  - (4.) Mr. O'Shanassy : From the Very Reverend P. B. Geoghegan, Doctor in Divinity, Vicar General, and the Roman Catholics of Williamstown.

Petitions received.

Mr. Strachan presented a petition from William Bright, an inhabitant of Geelong, praying, before finally committing the New Constitution Bill, that the objections specified in the petition might be found worthy of the consideration of the Council.

Petition received.

3. PRIVILEGE.—The Speaker having announced to the Council that he had this day been served with a subpœna to attend at the Supreme Court on Wednesday, 8th March instant, to give evidence in a cause there pending, desired the direction of the Council as to what course he should pursue in consequence of such subpœna.

Whereupon the Colonial Secretary moved, That this House will indemnify the Honorable the Speaker against all legal consequences of non-attendance in obedience to the writ of subpœna, requiring him to appear at the Supreme Court on Wednesday and three following days.

Debate ensued.

Question put—Council divided.

Ayes, 17.

Mr. Greeves,  
 Mr. Cole,  
 Mr. Winter,  
 Mr. Griffith,  
 Mr. Parker,  
 Mr. Wilkinson,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Mollison,  
 Mr. Highett,  
 The Acting Chief Commissioner of  
 Police,  
 The Attorney General,  
 The Auditor General,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. Splatt,  
 The Collector of Customs, (*Teller.*)

Noes, 18.

Mr. Henty,  
 Mr. J. Murphy,  
 Mr. Snodgrass,  
 The Chairman of General Sessions,  
 Mr. O'Shanassy,  
 Mr. A'Beckett,  
 Lieut. Col. Anderson,  
 Captain Dane,  
 The Acting Solicitor General,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. Russell,  
 Mr. Burnley,  
 Dr. Thomson,  
 Mr. Strachan,  
 Mr. Fawkner,  
 Mr. Miller,  
 Mr. Hodgson, (*Teller.*)

Mr. Griffith then moved that the Council at its rising to-day do adjourn until six o'clock to-morrow.

Debate ensued.

Question—put and passed.

4. PETITION.—Mr. Cole presented a Petition from certain inhabitants of this Colony, formerly resident in Wales, praying this Council to recommend to His Excellency that Emigrant Vessels be sent direct from the Welsh Ports to the Port of Welshpool, in the Gipps' Land District, Victoria.

Petition received.

5. DEBENTURES.—The Order of the Day for the further consideration in Committee of the whole Council of the resolutions upon this subject proposed by Mr. Cole, having been read—the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 21st March instant.

6. LAW OF EVIDENCE AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill, having been read—on the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof.

The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the bill to be read a third time Thursday, 9th March instant.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Elective Franchise Extension Bill.*”—Adoption of Report—until after the consideration of the 7th Order for to-day.
- “ *General Education Bill.*”—To be considered in Committee—until Thursday, 9th March instant.
- “ *Patents Bill.*”—To be considered in Committee—until after the consideration of the other Orders for to-day.
8. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
- The Chairman reported progress and obtained leave to sit again Friday, 10th March instant.
9. **SCAB IN SHEEP PREVENTION BILL (2).**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
- The Chairman reported progress and obtained leave to sit again to-morrow.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following orders of the day be postponed until to-morrow :—
- “ *Elective Franchise Extension Bill,*” Adoption of Report.
- “ *Patents Bill,*” To be considered in Committee.
- Council adjourned at a quarter past eight o'clock until six o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 8TH MARCH.

*Government Business :—*

**ORDERS OF THE DAY :—**

1. **POSTAGE BILL.**—Second reading.
2. **CEMETERIES BILL.**—To be further considered in Committee.
3. **COUNTY COURTS EXTENSION BILL.**—To be considered in Committee.
4. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.
5. **ELECTIVE FRANCHISE EXTENSION BILL.**—Adoption of Report.
6. **PATENTS BILL.**—To be considered in Committee.

*General Business :—*

**NOTICES OF MOTION :—**

1. **MR. WILLIAM NICHOLSON:** To ask the Honorable the Colonial Secretary if the Government have in contemplation any comprehensive plan for the improvement and management of the Port and Wharves of Melbourne; also, if it is intended to submit the subject for the consideration of this House before taking any decided steps in the matter.
2. **MR. J. P. FAWKNER:** To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.
3. **MR. GREEVES:** To move for leave to bring in a Bill to extend the provisions of the Acts relating to legally qualified Medical Practitioners.
4. **MR. O'SHANASSY:** To move, That the four several Petitions from the Catholics of Melbourne, Geelong, Richmond, and Williamstown, presented by him to this Council on the 7th March against the General Education Bill now before the House, be printed.
5. **MR. STRACHAN:** To move, That the petition of William Bright be printed, and taken into consideration with the Constitution Bill when recommitted.

**ORDERS OF THE DAY :—**

- 1 **REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY**—To be taken into consideration.
2. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2).**—Third reading.
3. **SCAB IN SHEEP PREVENTION BILL (2).**—To be further considered in Committee.

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THURSDAY, 9TH MARCH.

*Government Business:—*

ORDERS OF THE DAY:—

1. NEW CONSTITUTION BILL.—Adoption of Report.
2. LAW OF EVIDENCE AMENDMENT BILL.—Third reading.
3. GENERAL EDUCATION BILL.—To be considered in Committee.

*General Business:—*

NOTICES OF MOTION:—

1. CAPTAIN DANE: To ask the Acting Commissioner of Police,
  - (1.) The number of men in the Police Force, exclusive of Melbourne, on 1st February last.
  - (2.) The number who have, during the month of February, signified their intention of resigning.
  - (3.) The number of resignations withdrawn during February on the Policeman's demands being acceded to.
  - (4.) The number of Cadets in the Force on 1st February.
2. MR. STRACHAN: To move, That His Excellency the Lieutenant Governor will cause to be laid on the Table of this House, a Return shewing the amounts of Revenue received by the Government from the Town of Geelong and County of Grant for the year 1853, with the sources from whence such amounts were respectively derived; also, a Return shewing the amount of expenditure during the same period within the Town of Geelong and County of Grant, and on what accounts, respectively.
3. MR. STRACHAN: To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid on the Table of this House, a Copy of all Correspondence between the Officers in charge at Ballarat and the Chief Commissioner of the Gold Fields, relative to the exacting the Gold Licenses on the Ballarat Diggings from the 1st November last to the present date.

FRIDAY, 10TH MARCH.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be further considered in Committee.

TUESDAY, 21ST MARCH.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 8th March.*

INTEMPERANCE—at 12 o'clock.

*Thursday, 9th March.*

DISCOVERY OF GOLD—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.  
 No. 93.

WEDNESDAY, 8TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Message from His Excellency the Lieutenant Governor received and read :—

THE LATE HONORABLE J. H. N. CASSELL.

C. J. LA TROBE,

*Message No. 48.*

*Lieutenant Governor.*

Referring to the Vote passed by the Legislative Council on the 29th November last, recording its high appreciation of the late Collector of Customs, the Honorable J. H. N. Cassell, as a public officer, the Lieutenant Governor believes that he is only acting in accordance with the general feeling of the Council in recommending to its consideration the special appropriation of the sum of £3000, being equivalent to two years' salary, to the Widow of that lamented officer.

*Government Offices,*

*Melbourne, 8th March, 1854.*

- Ordered to be printed, and taken into consideration Friday, 10th March, 1854.
3. PETITIONS.—Mr. O'Shanassy presented a Petition from the Catholics of Ballarat, praying the Council not to pass the Bill for Public Education, nor any portion or enactment thereof.

Petition received.

Mr. Strachan presented a Petition from certain Attornies and Solicitors of the Supreme Court of the Colony of Victoria practising in the Town of Geelong, praying the Council would not accord sanction and approbation to any Clauses in the Bill before the Council for extending the Jurisdiction of County Courts, giving exclusive audience to the Bar in County Courts of the Colony of Victoria.

Petition received.

4. POSTAGE BILL.—The Attorney General moved that this Bill be "*now*" read a second "*time*." Debate ensued.

Mr. Goodman, moved, that the word "*now*" be omitted, with a view to add the words "*on Tuesday next,*" after the word "*time*."

Debate ensued.

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

Question—That the words proposed to be added be so added—put and passed.

Question—That this Bill be read a second time on Tuesday next—put and passed.

5. CEMETERIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported that the Committee had gone through the Bill and had made various amendments therein.

On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration of this Bill.

The Chairman having reported the Bill, with further amendments, the Council ordered the same to be taken into consideration on Friday, 10th March instant.—Bill as amended to be printed.

6. COUNTY COURTS EXTENSION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read, on the motion of Mr. O'Shanassy the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.

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

7. PRIVILEGE.—The Colonial Secretary moved that this Council do at its rising this day adjourn until six o'clock to-morrow.

Question—put and passed.

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

*"Synod of Victoria Regulation Bill."*—To be considered in Committee.

*"Elective Franchise Extension Bill."*—Adoption of Report.

*"Patents Bill."*—To be considered in Committee.

9. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Fawcner postponed the Motion standing in his name, No. 2, General business, on the Notice Paper of to-day, until Friday, 10th March instant.

10. **MEDICAL WITNESSES ACT AMENDMENT BILL.**—Mr. Greeves having pursuant to Notice moved for and obtained leave to bring in a Bill to amend the Acts relating to Medical Witnesses,—Bill intituled, “*A Bill to extend the provisions of the Acts relating to legally qualified Medical Practitioners,*” presented,—read a first time,—ordered to be read a second time Tuesday, 14th March instant, and to be printed.
11. **GENERAL EDUCATION BILL.**—Mr. O’Shanassy moved pursuant to *amended* notice, That the four several Petitions from the Catholics of Melbourne, Geelong, Richmond, and Williamstown, presented by him to this Council on the 7th March instant, against the General Education Bill now before the House, be printed and taken into consideration in Committee of the whole Council upon such Bill.  
Question—put and passed.
12. **NEW CONSTITUTION BILL.**—Mr. Strachan moved pursuant to notice, That the petition of William Bright be printed, and taken into consideration with the Constitution Bill when recommitted.  
Question—put and passed.
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed as under :—  
“*Report of the Select Committee on the Defences of the Colony,*”—to be taken into consideration—until to-morrow.  
“*Scab in Sheep Prevention Bill,*”—to be further considered in Committee—until Friday, 10th March instant.
14. **SALE OF BREAD REGULATION ACT AMENDMENT BILL (2.)**—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported.  
Bill on the motion of Mr. Greeves, read a third time and *passed*.  
Mr. Greeves then moved, That the following be the Title of the Bill, “*An Act to repeal certain Clauses of ‘An Act to regulate the making and sale of bread, and to prevent the adulteration thereof, and of meal and flour,’ and to make other provision instead thereof.*”  
Question—put and passed.
- Council adjourned at twenty minutes to eleven o’clock until six o’clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 9TH MARCH.

*Government Business :—*

**ORDERS OF THE DAY :—**

1. **NEW CONSTITUTION BILL.**—Adoption of Report.
2. **LAW OF EVIDENCE AMENDMENT BILL.**—Third reading.
3. **GENERAL EDUCATION BILL.**—To be considered in Committee.
4. **COUNTY COURTS EXTENSION BILL.**—To be further considered in Committee.
5. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.
6. **ELECTIVE FRANCHISE EXTENSION BILL.**—Adoption of Report.
7. **PATENTS BILL.**—To be considered in Committee.

*General Business :—*

**NOTICES OF MOTION :—**

1. **CAPTAIN DANE :** To ask the Acting Commissioner of Police,
  - (1.) The number of men in the Police Force, exclusive of Melbourne, on 1st February last.
  - (2.) The number who have, during the month of February, signified their intention of resigning.
  - (3.) The number of resignations withdrawn during February on the Policeman’s demands being acceded to.
  - (4.) The number of Cadets in the Force on 1st February.
2. **DR. THOMSON :** To ask the Honorable the Colonial Secretary if it is intended to do anything more to the Jetty lately constructed at Williamstown, and carried only into four feet water, at a cost of £20,000.
  - (2.) Is it intended to do anything this season towards extending the Jetties at Geelong.
  - (3.) Is it intended to take any measures to represent this Colony at the Exhibition of all Nations, to be held at Paris, in May, 1855.
3. **MR. STRACHAN :** To move, That His Excellency the Lieutenant Governor will cause to be laid on the Table of this House, a Return shewing the amounts of Revenue received by the Government from the Town of Geelong and County of Grant for the year 1853, with the sources from whence such amounts were respectively derived ; also, a Return shewing the amount of expenditure during the same period within the Town of Geelong and County of Grant, and on what accounts, respectively.
4. **MR. STRACHAN :** To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid on the Table of this House, a Copy of all Correspondence between the Officers in charge at Ballaarat and the Chief Commissioner of the Gold Fields, relative to the exacting the Gold Licenses on the Ballaarat Diggings from the 1st November last to the present date.

5. MR. COLE: To move, That the Petition from certain Inhabitants in this Colony formerly resident in Wales, presented by him to this Council on the 7th March, be printed.

ORDER OF THE DAY:—

- 1 REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY—To be taken into consideration.

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FRIDAY, 10TH MARCH.

NOTICES OF MOTION:—

1. MR. WILLIAM NICHOLSON: To ask the Honorable the Colonial Secretary if the Government have in contemplation any comprehensive plan for the improvement and management of the Port and Wharves of Melbourne; also, if it is intended to submit the subject for the consideration of this House before taking any decided steps in the matter.
2. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be considered in Committee.  
 2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be further considered in Committee.  
 3. HIS EXCELLENCY THE LIEUTENANT GOVERNOR'S MESSAGE NO. 48.—To be considered.  
 4. CEMETERIES BILL.—Adoption of Report  
 5. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.

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TUESDAY, 14TH MARCH.

ORDERS OF THE DAY:—

1. POSTAGE BILL.—Second reading.  
 2. MEDICAL WITNESSES ACT AMENDMENT BILL.—Second reading.

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TUESDAY, 21ST MARCH.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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MEETINGS

OF

SELECT COMMITTEES.

*Thursday, 9th March.*

DISCOVERY OF GOLD—at 12 o'clock.

INTEMPERANCE—at 12 o'clock.

*Friday, 10th March.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 94.

THURSDAY, 9TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. NEW CONSTITUTION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—Mr. Fawcner moved, That the same be postponed until Tuesday, 14th March instant.  
Debate ensued.  
Question—put and passed.—Ordered that the consideration of the above Report do take precedence of all other business on Tuesday next.
3. LAW OF EVIDENCE AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
Bill, on the motion of the Attorney General, read a third time and *passed*.  
The Attorney General then moved that the following be the title of the Bill—  
“ *An Act to amend further the Law of Evidence.*”  
Question—put and passed.
4. GENERAL EDUCATION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—  
“ *County Courts Extension Bill.—To be further considered in Committee.*”  
“ *Synod of Victoria Regulation Bill.—To be considered in Committee.*”  
“ *Elective Franchise Extension Bill.—Adoption of Report.*”  
“ *Patents Bill.—To be considered in Committee.*”
6. GEELONG AND COUNTY OF GRANT—REVENUE AND EXPENDITURE.—Mr. Strachan moved, pursuant to *amended* Notice, That an Address be presented to His Excellency the Lieutenant Governor praying that he will cause to be laid on the Table of this House, a Return shewing the amounts of Revenue received by the Government from the Town of Geelong and County of Grant for the year 1853, with the sources from whence such amounts were respectively derived ; also, a Return shewing the amount of expenditure during the same period within the Town of Geelong and County of Grant, and on what accounts, respectively.  
Question—put and passed.
7. WELSH EMIGRANTS.—Mr. Cole moved, pursuant to notice, That the Petition from certain Inhabitants in this Colony formerly resident in Wales, presented by him to this Council on the 7th March, be printed.  
Question—put and passed.
8. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Wednesday, 15th March instant :—  
“ *Report of the Select Committee on the Defences of the Colony.—To be taken into consideration.*”  
Council adjourned at five minutes to eleven o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 10TH MARCH.

## NOTICES OF MOTION :—

1. MR. WILLIAM NICHOLSON : To ask the Honorable the Colonial Secretary if the Government have in contemplation any comprehensive plan for the improvement and management of the Port and Wharves of Melbourne ; also, if it is intended to submit the subject for the consideration of this House before taking any decided steps in the matter.

2. MR. J. P. FAWKNER: To move, That this Council do resolve to present an address to Her Majesty the Queen, praying her to repeal the Orders in Council, and declare the whole country to be (what it is) a Settled District, reserving to the present holders the right to use the lands now occupied by them until the end of eight years from the date of the arrival of the Orders in Council in these Colonies, subject to the arrears due for the stock their lands would have carried during that time; and to the assessment upon all stock provided for by the Orders in Council, and to the arrears of such assessment; and that the Lieutenant Governor be requested to support the address to Her Majesty to the fullest extent of his power.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—To be further considered in Committee.
3. HIS EXCELLENCY THE LIEUTENANT GOVERNOR'S MESSAGE NO. 48.—To be considered.
4. CEMETERIES BILL.—Adoption of Report
5. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.
6. GENERAL EDUCATION BILL.—To be further considered in Committee.
7. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.
8. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
9. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
10. PATENTS BILL.—To be considered in Committee.

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TUESDAY, 14TH MARCH.

ORDERS OF THE DAY:—

1. NEW CONSTITUTION BILL.—Adoption of Report.
2. POSTAGE BILL.—Second reading.
3. MEDICAL WITNESSES ACT AMENDMENT BILL.—Second reading.

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WEDNESDAY, 15TH MARCH.

*General Business:—*

ORDER OF THE DAY:—

- 1 REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY—To be taken into consideration.

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TUESDAY, 21ST MARCH.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

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MEETINGS

OF

SELECT COMMITTEES.

*Friday, 10th March.*

ADMINISTRATION OF LOCAL FUNDS—at 11 o'clock.  
DISCOVERY OF GOLD—at 2 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 95.

FRIDAY, 10TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. O'Shanassy presented a Petition from certain members of the Jewish Faith resident in Geelong, praying the Council would, before finally passing the New Constitution Bill, reconsider Clause No. 60, and acknowledge the justness of the Petitioners' claim, as set forth in their Petition, by including the members of their faith to a fair share of the Grant of public money to be applied for the support of religion.  
Petition received.
3. DISCOVERY OF GOLD.—Mr. Greeves, as Chairman of the Select Committee of this Council on this subject, brought up the Report from the Committee, and moved that it be received.  
Question—put and passed.—Ordered to be printed, together with the Evidence, and taken into consideration Tuesday, 14th March instant.
4. PAPERS.—The Surveyor General, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Ports of Belfast and Warrnambool.—Part Return to Address, adopted on the motion of Mr. Mark Nicholson, 9th September, 1853—  
accompanied with a Chart of the Port of Belfast, and moved that the Report be printed.  
Question—put and passed.  
Mr. Mark Nicholson moved, That the Chart accompanying such Report be engraved.  
Question—put and passed.
5. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council, having been read, Mr. Greeves moved that the consideration of this Order of the Day be postponed until Tuesday, 14th March instant.  
Debate ensued.  
Question—put.  
Council divided.

Ayes, 12.  
Mr. Smith,  
Mr. Campbell,  
Mr. Griffith,  
Mr. Wilkinson,  
Mr. Cole,  
Mr. Strachan,  
Mr. O'Shanassy,  
Mr. Charlton,  
Mr. Fawkner,  
Mr. O'Brien,  
Mr. Hodgson,  
Mr. Greeves, (*Teller.*)

Noes, 14.  
Mr. M. Nicholson,  
The Attorney General,  
Mr. Miller,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. Myles,  
Mr. Russell,  
Mr. Parker,  
Mr. Goodman,  
Lieut. Col. Anderson,  
Mr. J. Murphy,  
Mr. Splatt,  
Mr. Snodgrass,  
The Surveyor General, (*Teller.*)

The Attorney General then moved that the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole, for the consideration of this Bill.  
Debate ensued.

Question—put and passed.

Whereupon the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Friday, 17th March instant.

6. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the following Order of the Day—

“*Melbourne Corporation Acts Amendment Bill.*”—To be further considered in Committee—be postponed until Wednesday, 15th March instant, to take precedence of all other business on that day.

7. **THE LATE HONORABLE J. H. N. CASSELL**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message No. 48, having been read—On the motion of the Attorney General, the Message was read by the Clerk.

On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of the above Message.

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place upon the Supplementary Estimates for the current year the sum of £3000, as a special appropriation to the Widow of the lamented Collector of Customs, the late Hon. J. H. N. Cassell, the Council adopted such Report, and ordered the Address to be presented accordingly.

8. **CEMETERIES BILL**.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—on the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof.

The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time Tuesday, 14th March next.

9. **SCAB IN SHEEP PREVENTION BILL, (2.)**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported progress, and obtained leave to sit again Tuesday, 14th March instant.

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

" *General Education Bill*."—To be further considered in Committee—until Wednesday, 15th March instant.

" *County Courts Extension Bill*."—To be further considered in Committee, and

" *Synod of Victoria Regulation Bill*."—To be considered in Committee—until Thursday, 16th March instant, the last named Order to take precedence of all other business on that day, and

" *Patents Bill*."—To be considered in Committee—until Friday, 17th March instant.

11. **ELECTIVE FRANCHISE EXTENSION BILL**.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration of the Bill.

The Chairman having reported the Bill with further Amendments, the Council ordered the same to be taken into consideration Thursday, 16th March instant.

Bill as amended to be printed.

Council adjourned at eighteen minutes past ten o'clock until three o'clock on Tuesday next.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 14TH MARCH.

### NOTICE OF MOTION :—

1. **MR. WILLIAM NICHOLSON** : To ask the Honorable the Colonial Secretary if the Government have in contemplation any comprehensive plan for the improvement and management of the Port and Wharves of Melbourne ; also, if it is intended to submit the subject for the consideration of this House before taking any decided steps in the matter.

### ORDERS OF THE DAY :—

1. **NEW CONSTITUTION BILL**.—Adoption of Report.
2. **POSTAGE BILL**.—Second reading.
3. **MEDICAL WITNESSES ACT AMENDMENT BILL**.—Second reading.
4. **DISCOVERY OF GOLD**—Report from Committee to be considered.
5. **CEMETERIES BILL**.—Third reading
6. **SCAB IN SHEEP PREVENTION BILL (2)**.—To be further considered in Committee.

WEDNESDAY, 15TH MARCH.

### *General Business* :—

### ORDERS OF THE DAY :—

1. **MELBOURNE CORPORATION ACTS AMENDMENT BILL**.—To be further considered in Committee.
2. **REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY**—To be taken into consideration.
3. **GENERAL EDUCATION BILL**.—To be further considered in Committee.

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THURSDAY, 16TH MARCH.

ORDERS OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
2. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.
3. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.

FRIDAY, 17TH MARCH.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
2. PATENTS BILL.—To be considered in Committee.

TUESDAY, 21ST MARCH.

ORDER OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 15th March.*

PUBLIC WORKS—at 11 o'clock.  
LIBRARY—at 2 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 96.

TUESDAY, 14TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. O'Brien presented a Petition from the Catholics of Kilmore, praying the Council, for the reasons set forth in the Petition, not to pass the Bill for Public Education in the Colony of Victoria, nor any portion or enactment thereof.  
Petition received.
3. RESIGNATION OF SEAT.—The Speaker announced to the Council that he had received a Letter from the Colonial Secretary, informing him of the resignation by Andrew Halley Knight, Esq., of his Seat as a nominated Member of the Legislative Council.
4. NEW CONSTITUTION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—on the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of the Bill.
5. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read:—

CROWN LANDS.

C. J. LA TROBE,

*Message No. 49.**Lieutenant Governor.*

Referring to a Copy of a Despatch, addressed by the Lieutenant Governor to the Right Honorable the Secretary of State, under date the 3rd day of September, 1852, No. 111, on the subject of the Issue of Leases to the Occupants of Crown Lands for Pastoral Purposes, which, with its Enclosures, was laid upon the Council Table on the 14th ultimo, the Lieutenant Governor now places the Legislative Council in possession of the reply to the above cited Despatch, which has just come into his hands.

*Government Offices,**Melbourne, 14th March, 1854.*

Ordered to be printed, together with the accompanying Despatch.

On the motion of the Colonial Secretary the Message and the Despatch were read by the Clerk.

INDUSTRIAL EXHIBITION, PARIS.

C. J. LA TROBE,

*Message No. 50.**Lieutenant Governor.*

The Lieutenant Governor transmits for the information of the Legislative Council the copy of a circular Letter from The Right Honorable the Secretary of State, dated the 9th May, 1853, intimating that a universal Exhibition for Agricultural and Industrial Products will be held at Paris in May, 1855.

The further particulars on this subject adverted to by His Grace have not yet been received, but the Lieutenant Governor would propose that a Commission should be appointed by him to select and transmit to France such articles, the produce or manufacture of Victoria as may be thought worthy of exposition, and His Excellency would recommend to the Council that the sum of £3000 should be placed in the hands of such Commission to carry out the object in view.

*Government Offices,**Melbourne, 14th March, 1854.*

Ordered to be printed.

6. NEW CONSTITUTION BILL.—The above Messages from His Excellency the Lieutenant Governor having been received, the Speaker left the Chair, and the Council again resolved itself into a Committee of the whole for the further re-consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
7. ADDRESSES.—The Speaker announced that he had, pursuant to the resolutions of this Council, presented to His Excellency the Lieutenant Governor the following Addresses, viz:—  
No. 65. Geelong and County of Grant—Revenue and Expenditure—adopted on the 9th March, 1854, on the motion of Mr. Strachan,  
and that His Excellency had, in reply to such Address, been pleased to state that he would cause the Returns in question to be prepared and laid upon the Council Table.

No. 66. The late Honorable J. H. N. Cassell—adopted on the 10th March, 1854, on the Report of a Committee from the whole Council, and that His Excellency had, in reply to such Address, been pleased to state that it was gratifying to him to comply with the wishes of the Council.

8. **ASSENT TO BILLS.**—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
*“ The Sale of Bread regulation Act amendment Bill ”* (2).  
*“ Law of Evidence amendment Bill.”*
9. **POSTAGE BILL.**—The Attorney General moved that this Bill be now read a second time.  
 Debate ensued.  
 Question—put and passed.—Bill read a second time, and ordered to be considered in Committee Thursday, 16th March instant.
10. **MEDICAL WITNESSES ACT AMENDMENT BILL.**—Mr. Greeves moved that this Bill be now read a second time.  
 Debate ensued.  
 Question—put and passed—Bill read a second time.  
 On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The Chairman having reported the Bill with an amendment, the Council ordered that the same be taken into consideration, Friday, 17th March instant. Bill, as amended, to be printed.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed as under :—  
*“ Discovery of Gold—Report from Committee to be considered ”*—until Tuesday, 21st March instant.  
*“ Scab in Sheep Prevention Bill (2)—To be further considered in Committee ”*—until Wednesday, 22nd March instant.
12. **CEMETERIES BILL.**—The Order of the Day for the third reading of this Bill having been read—on the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
 The Chairman having reported the Bill with further amendments, the Council adopted the same.  
 The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
 Bill on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General, then moved, that the following be the Title of the Bill—  
*“ An Act for the establishment and management of Cemeteries in the Colony of Victoria.”*  
 Question—put and passed.
- Council adjourned at ten o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 15TH MARCH.

NOTICE OF MOTION :—

1. **MR. O'BRIEN :** To move, That the Petition presented by him from the Catholics of Kilmore be read, and taken into consideration in connection with the Bill for making provision for Public Education for this Colony.

*General Business :—*

ORDERS OF THE DAY :—

1. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—To be further considered in Committee.  
 2. **REPORT OF THE SELECT COMMITTEE ON THE DEFENCES OF THE COLONY**—To be taken into consideration.  
 3. **GENERAL EDUCATION BILL.**—To be further considered in Committee.  
 4. **NEW CONSTITUTION BILL.**—To be further considered in Committee.

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THURSDAY, 16TH MARCH.

*Government Business :—*

ORDERS OF THE DAY :—

1. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.  
 2. **COUNTY COURTS EXTENSION BILL.**—To be further considered in Committee.  
 3. **ELECTIVE FRANCHISE EXTENSION BILL.**—Adoption of Report.  
 4. **POSTAGE BILL.**—To be considered in Committee.

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FRIDAY, 17TH MARCH.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
2. PATENTS BILL.—To be considered in Committee.
3. MEDICAL WITNESSES ACT AMENDMENT BILL.—Adoption of Report.

TUESDAY, 21ST MARCH.

ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. DISCOVERY OF GOLD.—Report from Select Committee to be considered.

WEDNESDAY, 22ND MARCH.

*General Business:—*

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 15th March.*

PUBLIC WORKS—at 11 o'clock.  
LIBRARY—at 2 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 97.

WEDNESDAY, 15TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PUBLIC EDUCATION.—Mr. O'Brien moved, pursuant to notice, that the Petition presented by him from the Catholics of Kilmore be read and taken into consideration in connection with the Bill for making provision for Public Education for this Colony.  
Question—put and passed.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table :—
  - (1.) Public Buildings.—Return of the actual amount expended for Public Buildings, from 1st January to 31st December, 1853, inclusive, shewing also the amount voted for each Building.  
Ordered to be printed.
  - (2.) Religious Services at the Gold Fields, Gaols, Hulks, and Stockades.—Return to Address on this subject, adopted on the 9th December, 1853, on the motion of Mr. Myles.  
Ordered to be printed.
  - (3.) Police Force.—Completion of Return to Address, adopted on the 7th September, 1853, on the motion of Captain Dane.  
Ordered to be printed.
4. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.
5. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—
 

ASSESSMENT ON STOCK BILL.

C. J. LA TROBE, *Message No. 51.*  
*Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., cap. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of "*A Bill to authorise for a limited period an Assessment on Stock.*"

*Government Offices,*  
*Melbourne, 15th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration Thursday, 16th March, 1854.

PREFERABLE LIEN ON WOOL BILL.

C. J. LA TROBE, *Message No. 52.*  
*Lieutenant Governor.*

In pursuance of the provisions of the Statute 5th and 6th Victoria, cap. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of "*A Bill to give a Preferable Lien on Wool from season to season, and to make Mortgages of Stock valid without delivery.*"

*Government Offices,*  
*Melbourne, 15th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration Thursday, 16th March instant.

CUSTOMS REGULATION ACT AMENDMENT BILL.

C. J. LA TROBE, *Message No. 53.*  
*Lieutenant Governor.*

In pursuance of the provisions of the Statute 5th and 6th Victoria, cap. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council, the draft of "*A Bill to amend an Act intituled, 'An Act for the general regulation of the 'Customs in the Colony of Victoria.'*"

*Government Offices,*  
*Melbourne, 15th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration Thursday, 15th March instant.

6. MELBOURNE CORPORATION ACTS' AMENDMENT BILL.—The above Messages from His Excellency the Lieutenant Governor having been received, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.

The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration, Tuesday, 21st March, instant.—Bill as amended to be printed.

7. DEFENCES OF THE COLONY.—The Order of the Day for the consideration of the Report from the Select Committee of this Council upon this subject having been read—On the motion of Captain Dane the Speaker left the chair, and the Council resolved into a Committee of the whole for the consideration thereof.

The Speaker resumed the chair.

8. GENERAL EDUCATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Speaker left the chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress and obtained leave to sit again to-morrow.

9. NEW CONSTITUTION BILL.—The Order of the Day for the further re-consideration of this Bill in Committee of the whole Council having been read—the Speaker left Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.

The Chairman reported progress and obtained leave to sit again to-morrow. Council adjourned at eleven o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 16TH MARCH.

*Government Business:—*

ORDERS OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
2. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.
3. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
4. POSTAGE BILL.—To be considered in Committee.
5. LIEUTENANT GOVERNOR'S MESSAGE, No. 51.—To be considered.
6. LIEUTENANT GOVERNOR'S MESSAGE, No. 52.—To be considered.
7. LIEUTENANT GOVERNOR'S MESSAGE, No. 53.—To be considered.
8. GENERAL EDUCATION BILL.—To be further considered in Committee.
9. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business:—*

NOTICE OF MOTION:—

1. MR. CAMPBELL: To move, That a Select Committee, consisting of Mr. Fawcner, Mr. O'Shanassy, Mr. M. Nicholson, The Speaker, Mr. Splatt, The Colonial Secretary, and the Mover, be appointed to take into consideration the Despatch received yesterday from the Secretary of State on the claims of the occupants of Crown Lands, and that it be an instruction to such Committee to take the whole subject of the occupation of Crown Lands into consideration, and to report upon the most equitable mode of adjusting that important question.

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FRIDAY, 17TH MARCH.

ORDERS OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
2. PATENTS BILL.—To be considered in Committee.
3. MEDICAL WITNESSES ACT AMENDMENT BILL.—Adoption of Report.

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TUESDAY, 21ST MARCH.

ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. DISCOVERY OF GOLD.—Report from Select Committee to be considered.
3. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Adoption of Report.

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WEDNESDAY, 22ND MARCH.

*General Business:—*

ORDER OF THE DAY:—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 98.

THURSDAY, 16TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
  2. PETITION.—Mr. Goodman presented a Petition from certain Merchants, Traders, and others, in the City of Melbourne, praying the Council would be pleased to give the fullest support to the Bill now before the Council for the amendment of the Law in the Colony relating to the Sequestration of Insolvent Debtors Estates.  
Petition received.
  3. RESIGNATION OF SEAT.—The Speaker announced to the Council that he had received a communication from the Colonial Secretary, informing him that William Rutledge, Esq., had resigned his Seat as Member for the united Counties of Villiers and Heytesbury.
  4. PETITION.—Mr. Griffith presented a Petition from Acheson French, of Monivale, Stock-master, praying that after the Scab in Sheep Prevention Bill has been discussed and modified in Committee, such time may be allowed to elapse between its re-committal and third reading as will give an opportunity to those most interested to express their opinions thereon, through petition, to the Council.  
Petition received.
  5. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the following Orders of the Day be postponed as under :—  
    - “ *Synod of Victoria Regulation Bill—to be considered in Committee;*” and
    - “ *County Courts Extension Bill—to be further considered in Committee;*”—until Tuesday, 21st March instant.
    - “ *Elective Franchise Extension Bill—Adoption of Report;*”
    - “ *Postage Bill—to be considered in Committee;*” and
    - “ *General Education Bill—to be further considered in Committee;*”—until Wednesday, 22nd March instant.
  6. ASSESSMENT ON STOCK BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor’s Message No. 51, having been read—on the motion of the Colonial Secretary, the Message was read by the Clerk.  
The Colonial Secretary then moved that the Bill accompanying such Message, intituled, “ *A Bill to authorize for a limited period an Assessment on Stock;*” be now read a first time.  
Question—put and passed. Bill read a first time.—Ordered to be read a second time Wednesday, 22nd March instant, and to be printed.
  7. PREFERABLE LIEN ON WOOL BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor’s Message No. 52, having been read—on the motion of the Attorney General, the Message was read by the Clerk.  
The Attorney General then moved that the Bill accompanying such Message, intituled, “ *A Bill to give a preferable lien on Wool from Season to Season, and to make Mortgages of Stock valid without delivery;*” be now read a first time.  
Question—put and passed. Bill read a first time.—Ordered to be read a second time Tuesday, 21st March instant, and to be printed.
  8. CUSTOMS REGULATION ACT AMENDMENT BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor’s Message No. 53, having been read—on the motion of the Collector of Customs, the Message was read by the Clerk.  
The Collector of Customs then moved that the Bill accompanying such Message, intituled, “ *A Bill to amend an Act intituled ‘ An Act for the general regulation of the Customs ‘ in the Colony of Victoria,’*” be now read a first time.  
Question—put and passed. Bill read a first time.—Ordered to be read a second time Wednesday, 22nd March instant, and to be printed.
  9. NEW CONSTITUTION BILL.—The Order of the Day for the further re-consideration of this Bill in Committee of the whole Council having been read—the Speaker left Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.  
The Chairman reported progress and obtained leave to sit again to-morrow.
  10. POSTPONEMENT OF NOTICE OF MOTION.—Mr. Snodgrass, on behalf of Mr. Campbell, postponed the motion standing in his name on the Notice Paper of to-day until Tuesday 21st March instant.
- Council adjourned at a quarter to eleven o’clock until three o’clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 17TH MARCH.

*Government Business :—*

ORDERS OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
2. PATENTS BILL.—To be considered in Committee.
3. MEDICAL WITNESSES ACT AMENDMENT BILL.—Adoption of Report.
4. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business :—*

NOTICE OF MOTION :—

1. CAPTAIN DANE : To ask the Auditor General the number of ounces of Gold Dust assayed in the Government Office, with the amount realized therefrom, between the 1st and 15th March, inclusive.

TUESDAY, 21ST MARCH.

NOTICE OF MOTION :—

1. MR. CAMPBELL : To move, That a Select Committee, consisting of Mr. Fawkner, Mr. O'Shanassy, Mr. M. Nicholson, The Speaker, Mr. Splatt, The Colonial Secretary, and the Mover, be appointed to take into consideration the Despatch received yesterday from the Secretary of State on the claims of the occupants of Crown Lands, and that it be an instruction to such Committee to take the whole subject of the occupation of Crown Lands into consideration, and to report upon the most equitable mode of adjusting that important question.

ORDERS OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. DISCOVERY OF GOLD —Report from Select Committee to be considered.
3. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Adoption of Report.
4. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
5. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.
6. PREFERABLE LIEN ON WOOL BILL.—Second reading.

WEDNESDAY, 22ND MARCH.

*Government Business :—*

ORDERS OF THE DAY :—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
2. POSTAGE BILL.—To be considered in Committee.
3. GENERAL EDUCATION BILL.—To be further considered in Committee.
4. ASSESSMENT ON STOCK BILL.—Second reading.
5. CUSTOMS REGULATION ACT AMENDMENT BILL.—Second reading.

*General Business :—*

ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.

## MEETINGS

OF

## SELECT COMMITTEES.

*Friday, 17th March.*

PUBLIC WORKS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**

No. 99.

FRIDAY, 17<sup>TH</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PUBLIC WORKS.—Mr. Haines, as Chairman of the Select Committee of this Council on this subject, brought up the Report from the Committee and moved that it be received.  
 Question—put and passed.—Report ordered to be printed, together with the proceedings of the Committee and Minutes of Evidence.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council :—  
 Crown Lands' Commissioners.—Police.—Return to Address on this subject, adopted on the 26th January, 1854, on the motion of Mr. Campbell.  
 Ordered to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered the consideration of the following Orders of the Day to be postponed until after the consideration of the other Orders for to-day :—  
*" Insolvent Estates Compulsory Sequestration Bill."*—To be further considered in Committee.  
*" Patents Bill."*—To be considered in Committee.  
*" Medical Witnesses Act Amendment Bill."*—Adoption of Report.
5. NEW CONSTITUTION BILL.—The Order of the Day for the further re-consideration of this Bill in Committee of the whole Council having been read—The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.
6. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Message from His Excellency the Lieutenant Governor received and read :—  
 REINFORCEMENT OF TROOPS, AND TRANSFER OF THE HEAD QUARTERS OF THE AUSTRALIAN COMMAND TO VICTORIA.  
 C. J. LA TROBE, *Message No. 54.*  
*Lieutenant Governor,*  
 The Lieutenant Governor transmits, for the information of the Legislative Council, the Copy of a Despatch dated the 2nd January, 1854 (Military, No. 12.), addressed to His Excellency by The Right Honorable the Secretary of State for the Colonies, relative to a reinforcement of troops, and the transfer of the head quarters of the Australian command to Victoria.  
*Government Offices,*  
*Melbourne, 17th March, 1854.*  
 Ordered to be printed, together with the accompanying Despatch, and taken into consideration Wednesday, 22nd March instant.
7. NEW CONSTITUTION BILL.—The above Message from His Excellency the Lieutenant Governor having been received—the Speaker left Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration of this Bill.  
 The Chairman reported progress and obtained leave to sit again Tuesday, 21st March instant.
8. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the further consideration thereof.  
 The Chairman reported progress, and obtained leave to sit again Thursday, 23rd March instant.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until Thursday, 23rd March, instant :—  
*" Patents Bill."*—To be considered in Committee.  
*" Medical Witnesses Act Amendment Bill."*—Adoption of Report.
10. SUSPENSION OF STANDING ORDER.—Mr. Snodgrass moved, That Standing Order No. 17 be suspended.  
 Question put and negatived.  
 Council adjourned at five minutes past ten o'clock until three o'clock on Tuesday next.

## NOTICE OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 21ST MARCH.

## NOTICE OF MOTION :—

1. MR. CAMPBELL: To move, That a Select Committee, consisting of Mr. Fawkner, Mr. O'Shanassy, Mr. M. Nicholson, The Speaker, Mr. Splatt, The Colonial Secretary, and the Mover, be appointed to take into consideration the Despatch received yesterday from the Secretary of State on the claims of the occupants of Crown Lands, and that it be an instruction to such Committee to take the whole subject of the occupation of Crown Lands into consideration, and to report upon the most equitable mode of adjusting that important question.

## ORDERS OF THE DAY :—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. DISCOVERY OF GOLD.—Report from Select Committee to be considered.
3. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Adoption of Report.
4. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
5. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.
6. PREFERABLE LIEN ON WOOL BILL.—Second reading.
7. NEW CONSTITUTION BILL.—To be further considered in Committee.

WEDNESDAY, 22ND MARCH.

*Government Business :—*

## ORDERS OF THE DAY :—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
2. POSTAGE BILL.—To be considered in Committee.
3. GENERAL EDUCATION BILL.—To be further considered in Committee.
4. ASSESSMENT ON STOCK BILL.—Second reading.
5. CUSTOMS REGULATION ACT AMENDMENT BILL.—Second reading.
6. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be considered.

*General Business :—*

## ORDER OF THE DAY :—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.

THURSDAY, 23RD MARCH.

*Government Business :—*

## ORDERS OF THE DAY :—

1. PATENTS BILL.—To be considered in Committee.
2. MEDICAL WITNESSES ACT AMENDMENT BILL.—Adoption of Report.

*General Business :—*

## ORDER OF THE DAY :—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 100.

TUESDAY, 21ST MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Dr. Thomson presented a Petition from the Mayor, Aldermen, and Councillors of the Town of Geelong under the Corporate Seal of the said Town, praying that a clause may be introduced into the Melbourne Corporation Acts Amendment Bill, whereby the Town of Geelong may be enabled to avail itself of similar advantages to those intended to be conferred on the Corporation of Melbourne, except that the sum to be borrowed by the Corporation of Geelong do not exceed the sum of £300,000 under the Government guarantee of £15,000 per annum.  
 Petition received.
3. NEW MEMBER.—The Speaker announced that he had received the return to a Writ he had issued for the election of an Elective Member of this Council, for the Electoral District of the united Towns of Belfast and Warrnambool, in the place of FREDERICK PERKINS STEVENS, Esquire, resigned, by which it appeared that FRANCIS EDIS BEAVER, Esquire, had been duly elected Member to serve in the place of the said FREDERICK PERKINS STEVENS for such Electoral District.  
 Francis Edis Beaver, Esquire, was then introduced, and took the Oath; and having handed to the Clerk at the table the following Declaration, took his Seat as Member for the Electoral District of the united Towns of Belfast and Warrnambool, in the stead of the said Frederick Perkins Stevens.  

“I, FRANCIS EDIS BEAVER, do declare and testify that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same: And further, that the lands or tenements out of which such qualification arises are situate in Queen-street, in the City of Melbourne, in the County of Bourke, having thirty-three feet frontage to Queen-street aforesaid, by a depth of ninety-nine feet to Bond-street, of which I am possessed in fee simple. And I further declare, that I have not collusively or colorably obtained a title to or become possessed of the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

“F. E. BEAVER.”
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the following Orders of the Day be postponed as under:
  - “Public Works and Buildings—Debentures—Resolutions as to issue of—To be further considered in Committee,”—until Tuesday, 28th March instant.
  - “Discovery of Gold—Report from Select Committee to be considered,”—until Friday, 24th March instant.
  - “County Courts Extension Bill—To be further considered in Committee,”—until Tuesday, 28th March instant.
  - “Preferable Lien on Wool Bill—Second reading,”—until Wednesday, 22nd March instant.

The Attorney General moved, “That” the consideration of the following Order of the Day, Synod of Victoria Regulation Bill—to be considered in Committee, be postponed until Friday, 24th March instant; to take precedence of all other Orders on that day.

Dr. Thomson moved as an amendment, That all the words after the word “that” be omitted, with a view to insert the following words—“this House do now pass to the next Order of the Day.”

Debate ensued.

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

Question—That the consideration of the following Order of the day—“Synod of Victoria Regulation Bill—To be considered in Committee”—be postponed until Friday, 24th March instant—to take precedence of all other Orders on that day—put and passed.
5. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of Mr. Greeves the Council adopted the Bill as reported and ordered the same to be read a third time, Wednesday, 22nd March instant.
6. NEW CONSTITUTION BILL.—The Order of the day for the further re-consideration of this Bill in Committee of the whole Council having been read, The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.  
 The Chairman reported the Bill with further amendments.  
 On the motion of the Attorney General, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.  
 Council adjourned at ten minutes to six o'clock until three o'clock to-morrow.

## NOTICE OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 22ND MARCH.

*Government Business:—*

## ORDERS OF THE DAY:—

1. ELECTIVE FRANCHISE EXTENSION BILL.—Adoption of Report.
2. POSTAGE BILL.—To be considered in Committee.
3. GENERAL EDUCATION BILL.—To be further considered in Committee.
4. ASSESSMENT ON STOCK BILL.—Second reading.
5. CUSTOMS REGULATION ACT AMENDMENT BILL.—Second reading.
6. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be considered.
7. PREFERABLE LIEN ON WOOL BILL.—Second reading.
8. NEW CONSTITUTION BILL.—To be further considered in Committee.

*General Business:—*

## NOTICES OF MOTION:—

1. DR. THOMSON: To move, That the House resolve itself into a Committee of the whole, to consider the propriety of introducing a Bill to enable the Council of the Town of Geelong to raise a sum or sums of money, not exceeding Two hundred thousand pounds in the whole, and for further amending the Acts relating to the Corporation thereof.
2. MR. CAMPBELL: To move, That a Select Committee, consisting of Mr. Fawkner, Mr. O'Shanassy, Mr. M. Nicholson, The Speaker, Mr. Splatt, The Colonial Secretary, and the Mover, be appointed to take into consideration the Despatch received yesterday from the Secretary of State on the claims of the occupants of Crown Lands, and that it be an instruction to such Committee to take the whole subject of the occupation of Crown Lands into consideration, and to report upon the most equitable mode of adjusting that important question.

## ORDERS OF THE DAY:—

1. SCAB IN SHEEP PREVENTION BILL (2).—To be further considered in Committee.
2. MELBOURNE CORPORATION ACTS AMENDMENT BILL.—Third reading.

THURSDAY, 23RD MARCH.

*Government Business:—*

## ORDERS OF THE DAY:—

1. PATENTS BILL.—To be considered in Committee.
2. MEDICAL WITNESSES ACT AMENDMENT BILL.—Adoption of Report.

*General Business:—*

## ORDER OF THE DAY:—

1. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.

FRIDAY, 24TH MARCH.

## NOTICE OF MOTION:—

1. DR. THOMSON: To move, That the House resolve itself into a Committee of the whole for the purpose of taking into consideration His Excellency's Message, No 47, and thereupon to move the following resolution:—  
That with a view of affording due and equitable endowment to public enterprise, it is desirable that the Legislative Council should lay down an uniform plan of action with respect to public undertakings, and that therefore for the future the Government of the Colony be empowered to pay one-half of the preliminary expenses incurred in the survey, &c., of lines of Railway, Docks, Wharves, and other works of general public utility, and that the Government also be empowered to enter into a guarantee for the payment of a per centage on the capital expended on such undertakings as may receive the sanction of the Legislature, such per centage not to exceed five per cent. per annum, and to grant such portions of land as may be required for such railways and other works.

## ORDERS OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—To be considered in Committee.
2. DISCOVERY OF GOLD.—Report from Select Committee to be considered.

TUESDAY, 28TH MARCH.

## ORDERS OF THE DAY:—

1. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—To be further considered in Committee.
2. COUNTY COURTS EXTENSION BILL.—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 101.

WEDNESDAY, 22<sup>ND</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—The following Petitions against the General Education Bill were presented by Mr. Murphy, viz. :—
  1. From the Catholics of Castlemaine.
  2. From the Catholics of Portland.
3. ELECTIVE FRANCHISE EXTENSION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
 The Chairman having reported the Bill, with further amendments, the Council adopted the same and ordered the Bill to be read a third time to-morrow.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the other Orders for to-day :—
  - “ *Postage Bill.*—*To be considered in Committee.*”
  - “ *General Education Bill.*—*To be further considered in Committee.*”
  - “ *Assessment on Stock Bill.*—*Second reading.*”
  - “ *Customs Regulations Act Amendment Bill.*—*Second reading.*”
  - “ *Lieutenant Governor's Message, No. 54.*—*To be considered.*”
  - “ *Preferable Lien on Wool Bill.*—*Second reading.*”
5. NEW CONSTITUTION BILL.—The Order of the day for the further re-consideration of this Bill in Committee of the whole Council having been read, The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further re-consideration thereof.  
 The Chairman reported the Bill with further amendments.  
 On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the re-consideration of Clauses 17, 18, 42, 44, 54, 66, and 67; and for considering the propriety of introducing a new Clause after Clause 14; and for the purpose of making verbal amendments in Clauses 2, 3, 4, 5, 10, 12, 16, 18, 19, 42, 44, and 70.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the following Orders of the Day be postponed as under :—
  - “ *General Education Bill*—*to be further considered in Committee,*”—until Tuesday, 28th March instant.
  - “ *Postage Bill*—*to be considered in Committee;*”
  - “ *Assessment on Stock Bill*—*second reading;*”
  - “ *Customs Regulations Act Amendment Bill*—*second reading;*” and
  - “ *Lieutenant Governor's Message No. 54*—*to be considered,*”—until Thursday, 23rd March, 1854.
7. PREFERABLE LIEN ON WOOL BILL.—The Attorney General moved that this Bill be now read a second time.  
 Question—put and passed.  
 Bill read a second time, and ordered to be considered in Committee, Thursday, 23rd March, instant.
8. LOAN TO CORPORATION OF GEELONG.—Mr. Greeves, on behalf of Dr. Thomson, moved pursuant to notice, That the House resolve itself into a Committee of the whole, to consider the propriety of introducing a Bill to enable the Council of the Town of Geelong to raise a sum or sums of money, not exceeding two hundred thousand pounds in the whole, and for further amending the Acts relating to the Corporation thereof.  
 Question—put and passed.  
 Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
 The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to sanction the appropriation of the sum of £10,000 per annum, for twenty-one years, for the purpose of enabling the Corporation of Geelong to raise a Loan of £200,000, under the authority of an Act of the Legislature of the Colony; and further, that a Bill be introduced into the Council for effecting such purpose—the Council adopted such Report, and ordered the Address to be presented accordingly.

9. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered the consideration of the following Order of the Day to be postponed until Friday, 24th March instant.

*“Scab in Sheep Prevention Bill. (2)—To be further considered in Committee.”*

10. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Greeves the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman reported the Bill with further amendments.

On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Council adopted the same and ordered the Bill to be read a third time, Thursday, 23rd March instant.

Council adjourned at seven minutes past ten o'clock until three o'clock to-morrow.

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## NOTICE OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 23RD MARCH.

*Government Business:—*

**ORDERS OF THE DAY:—**

1. **PATENTS BILL.**—To be considered in Committee.
2. **ELECTIVE FRANCHISE EXTENSION BILL.**—Third reading.
3. **NEW CONSTITUTION BILL.**—To be further considered in Committee.
4. **POSTAGE BILL.**—To be considered in Committee.
5. **ASSESSMENT ON STOCK BILL.**—Second reading.
6. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.**—Second reading.
7. **LIEUTENANT GOVERNOR'S MESSAGE, No. 54.**—To be considered.
8. **PREFERABLE LIEN ON WOOL BILL.**—To be considered in Committee.

*General Business:—*

**ORDERS OF THE DAY:—**

1. **INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.**—To be further considered in Committee.
2. **MEDICAL WITNESSES ACT AMENDMENT BILL.**—Adoption of Report.
3. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—Third reading.

FRIDAY, 24TH MARCH.

**NOTICE OF MOTION:—**

1. **DR. THOMSON:** To move, That the House resolve itself into a Committee of the whole for the purpose of taking into consideration His Excellency's Message, No 47, and thereupon to move the following resolution:—

That with a view of affording due and equitable endowment to public enterprise, it is desirable that the Legislative Council should lay down an uniform plan of action with respect to public undertakings, and that therefore for the future the Government of the Colony be empowered to pay one-half of the preliminary expenses incurred in the survey, &c., of lines of Railway, Docks, Wharves, and other works of general public utility, and that the Government also be empowered to enter into a guarantee for the payment of a per centage on the capital expended on such undertakings as may receive the sanction of the Legislature, such per centage not to exceed five per cent. per annum, and to grant such portions of land as may be required for such railways and other works.

**ORDERS OF THE DAY:—**

1. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.
2. **DISCOVERY OF GOLD.**—Report from Select Committee to be considered.
3. **SCAB IN SHEEP PREVENTION BILL (2).**—To be further considered in Committee.

TUESDAY, 28TH MARCH.

**ORDERS OF THE DAY:—**

1. **PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.**—To be further considered in Committee.
2. **COUNTY COURTS EXTENSION BILL.**—To be further considered in Committee.
3. **GENERAL EDUCATION BILL.**—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 102.

THURSDAY, 23RD MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Hodgson presented a Petition from certain Freeholders and Citizens of Fitz Roy Ward, praying the Council will be pleased, when the matter comes under consideration, to take such steps as will prevent the severance of Fitz Roy Ward from the City of Melbourne.  
Petition received.  
Mr. Campbell presented a Memorial from certain Licensed Occupants of Crown Lands in the Colony of Victoria, expressing a hope that should the Council deem it expedient to levy an Assessment on Stock, that it should not be in excess of the requirements for the maintenance of Police and Commissioners beyond the Settled Districts, and that it should be appropriated as directed by Act 2 Victoria, No. 27, and 11 Victoria, No. 18; but that under the present unsettled state of the Pastoral interest in Victoria, it would be impolitic in the Council to levy any Assessment on Stock.  
Memorial received.
3. ADDRESS.—The Speaker announced that he had, pursuant to the Resolutions of this Council, presented to His Excellency the Lieutenant Governor the following Address, viz. :—  
No. 67. Loan to Corporation of Geelong—adopted on the 22nd March, 1854, on the motion of Mr. Greeves,  
and that His Excellency had, in reply to such Address, been pleased to state he had no objection to comply with the wishes of the Legislature, under the advice of his Executive Council, it being fully understood that the appropriation for the current year (£10,000) is held to be already provided for by the Appropriation Act, 17 Vic., No. 7.
4. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had given the Royal Assent to  
“*The Cemeteries Bill.*”
3. PATENTS BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman reported progress and obtained leave to sit again to-morrow.
4. ELECTIVE FRANCHISE EXTENSION BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and passed.  
The Attorney General then moved that the following be the title of the Bill :—  
“*An Act to extend the Elective Franchise.*”  
Question—put and passed.
5. NEW CONSTITUTION BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of Schedule F annexed to such Bill.  
The Chairman having reported the Schedule with amendments—On the motion of the Attorney General the Council adopted the amendments made in the Bill, and the Schedules thereto annexed, and ordered the Bill to be read a third time Friday 28th March instant.
6. POSTAGE BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman reported progress, and obtained leave to sit again, Tuesday, 28th March, inst.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed as under.  
“*Assessment on Stock Bill.—Second reading;*” and  
“*Lieutenant Governor’s Message, No. 54.—To be considered*”—until Tuesday, 28th March instant.  
“*Customs Regulations Act Amendment Bill.—Second reading.*”  
“*Preferable Lien on Wool Bill.—To be considered in Committee;*” and  
“*Insolvents’ Estates Compulsory Sequestration Bill.—To be further considered in Committee*”—until Friday, 24th March instant.

8. **MEDICAL WITNESSES' ACT AMENDMENT BILL.**—On the motion of Mr. Greeves, the Council adopted the Report from the Committee of the whole upon this Bill, and ordered the Bill to be read a third time, Tuesday, 28th March instant.
9. **MELBOURNE CORPORATION ACTS AMENDMENT BILL.**—The Order of the Day for the third reading of this Bill having been read—On the motion of Mr. Greeves the Council resolved itself into a Committee of the whole for the re-consideration thereof.
- The Chairman having reported the Bill with a further amendment, the Council adopted the same.
- The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill on the motion of Mr. Greeves read a third time and *passed*.
- Mr. Greeves then moved that the following be the title of the Bill:—
- "An Act to enable the Mayor Aldermen Councillors and Citizens of the City of Melbourne to raise a sum or sums of money not exceeding five hundred thousand pounds in the whole and for further amending the Acts relating to the Corporation thereof."*
- Question—put and passed.
- Council adjourned at ten minutes to eleven o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 24TH MARCH.

### NOTICES OF MOTION :—

1. **DR. THOMSON:** To move, That the House resolve itself into a Committee of the whole for the purpose of taking into consideration His Excellency's Message, No 47, and thereupon to move the following resolution :—  
That with a view of affording due and equitable endowment to public enterprise, it is desirable that the Legislative Council should lay down an uniform plan of action with respect to public undertakings, and that therefore for the future the Government of the Colony be empowered to pay one-half of the preliminary expenses incurred in the survey, &c., of lines of Railway, Docks, Wharves, and other works of general public utility, and that the Government also be empowered to enter into a guarantee for the payment of a per centage on the capital expended on such undertakings as may receive the sanction of the Legislature, such per centage not to exceed five per cent. per annum, and to grant such portions of land as may be required for such railways and other works.
2. **MR. HODGSON:** To move, That the Petition presented by him on the 23rd instant from the Citizens and Freeholders of Fitz Roy Ward be printed.
3. **MR. CAMPBELL:** To move, That the Petition presented by him on the 23rd instant, from certain Licensed Occupants of Crown Lands, be printed and taken into consideration with the Assessment on Stock Bill.
4. **DR. THOMSON:** To move for leave to bring in a Bill to enable the Mayor, Aldermen, Councillors, and Burgesses of the Town of Geelong to raise a sum or sums of money not exceeding £200,000 in the whole, and for further amending the Acts relating to the Corporation thereof.

### ORDERS OF THE DAY :—

1. **SYNOD OF VICTORIA REGULATION BILL.**—To be considered in Committee.
2. **DISCOVERY OF GOLD.**—Report from Select Committee to be considered.
3. **SCAB IN SHEEP PREVENTION BILL (2).**—To be further considered in Committee.
4. **PATENTS BILL.**—To be further considered in Committee.
5. **NEW CONSTITUTION BILL.**—Third reading.
6. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.**—Second reading.
7. **PREFERABLE LIEN ON WOOL BILL.**—To be considered in Committee.
8. **INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.**—To be further considered in Committee.

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TUESDAY, 28TH MARCH.

### ORDERS OF THE DAY :—

1. **PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.**—To be further considered in Committee.
2. **COUNTY COURTS EXTENSION BILL.**—To be further considered in Committee.
3. **GENERAL EDUCATION BILL.**—To be further considered in Committee.
4. **POSTAGE BILL.**—To be further considered in Committee.
5. **ASSESSMENT ON STOCK BILL.**—Second reading.
6. **LIEUTENANT GOVERNOR'S MESSAGE, No. 54.**—To be considered.
7. **MEDICAL WITNESSES ACT AMENDMENT BILL.**—Third reading.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 103.

FRIDAY, 24<sup>TH</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
*“ The Melbourne Corporation Acts Amendment Bill.”*
3. SUSPENSION OF STANDING ORDER.—On the motion of Mr. Greeves, the Council ordered that Standing Order No. 18 be suspended.
4. STEAMER “ CHUSAN.”—Mr. Greeves moved—  
 That the *Chusan* steamer, having been advertised to leave this port to-morrow, the 25th March, arrived this morning, and it is now proposed that the mails be closed at half-past five P.M. this day, and the vessel sail at nine this evening.  
 That the greatest inconvenience and injury will arise to the mercantile interests of the Colony from this hasty departure.  
 That therefore an Address be presented to His Excellency the Lieutenant Governor praying him to exercise the power in him vested to delay the departure of the *Chusan* Steamer until five o'clock, P.M., to-morrow, 25th instant; and that His Excellency be requested to call the attention of the Secretary of State to the very great loss and inconvenience which is likely to be inflicted on the commerce of this Colony on every similar occasion.  
 Question—put and passed.
5. FITZ ROY WARD.—Mr. Hodgson moved, pursuant to notice, that the Petition presented by him on the 23rd instant from the Citizens and Freeholders of Fitz Roy Ward be printed.  
 Debate ensued.  
 Question—put and negatived.
6. ASSESSMENT ON STOCK BILL.—Mr. Campbell moved pursuant to notice, that the Petition presented by him on the 23rd instant, from certain Licensed Occupants of Crown Lands, “ be printed ” and taken into consideration with the Assessment on Stock Bill.  
 Debate ensued.  
 Mr. Greeves moved, as an amendment, that the words “ be printed ” be omitted.  
 Question—That the words proposed to be omitted stand part of the question—put.  
 Council divided.

Ayes, 14.

Mr. Campbell,  
 Mr. Hervey,  
 Mr. Snodgrass,  
 Mr. Haines,  
 Mr. Griffith,  
 Lieut. Col. Anderson,  
 The Colonial Secretary,  
 The Attorney General,  
 The Surveyor General,  
 Mr. F. Murphy,  
 The Collector of Customs,  
 Mr. Highett,  
 Mr. Hodgson,  
 Mr. Splatt, (*Teller.*)

Noes, 12.

Mr. Smith,  
 Mr. Wilkinson,  
 Mr. Mollison,  
 Mr. Miller,  
 Mr. Annand,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 Mr. Fawkner,  
 Mr. Burnley,  
 Mr. Beaver,  
 Captain Dane,  
 Mr. Greeves, (*Teller.*)

Question—That the Petition presented by Mr. Campbell on the 23rd instant, from certain Licensed Occupants of Crown Lands, be printed and taken into consideration with the Assessment on Stock Bill—put.

Council divided.

Ayes, 14.

The Colonial Secretary,  
The Attorney General,  
The Surveyor General,  
Mr. F. Murphy,  
Mr. Mollison,  
Mr. Highett,  
Mr. Hodgson,  
Mr. Campbell,  
Mr. Hervey,  
Mr. Snodgrass,  
Mr. Haines,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Splatt, (*Teller.*)

Noes, 12.

Mr. Wilkinson,  
Mr. Smith,  
Mr. Miller,  
Mr. Annand,  
Mr. O'Shanassy,  
Mr. Charlton,  
Mr. Fawkner,  
Mr. Burnley,  
Mr. Beaver,  
The Collector of Customs,  
Captain Dane,  
Mr. Greeves, (*Teller.*)

7. **GEELONG CORPORATION LOAN BILL.**—Mr. Greeves, on behalf of Dr. Thomson, having, pursuant to notice, moved for and obtained leave to bring in a Bill to enable the Corporation of Geelong to raise a sum of money, and to amend the Acts relating to the Corporation of Geelong;—Bill intituled, "*A Bill to enable the Mayor, Aldermen, Councillors, and Burgesses of the Town of Geelong, to raise a Sum or Sums of Money, not exceeding £200,000 in the whole, and for further amending the Acts relating to the Corporation thereof*"—presented—read a first time—ordered to be read a second time, Tuesday, 28th March instant, and to be printed.
8. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 5th Order for to-day.  
*"Synod of Victoria Regulation Bill.—To be considered in Committee."*  
*"Discovery of Gold.—Report from Select Committee to be considered."*  
*"Scab in Sheep Prevention Bill (2).—To be further considered in Committee."*  
*"Patents Bill.—To be further considered in Committee."*
9. **NEW CONSTITUTION BILL.**—The Order of the Day for the third reading of this Bill having been read,—on the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole, for the re-consideration of this Bill. The Chairman having reported the Bill, with further amendments, the Council adopted the same.  
 The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported,—Bill, on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General then moved that the following be the title of the Bill :—  
*"An Act to establish a Constitution in and for the Colony of Victoria."*  
 Question—put and passed.
10. **SYNOD OF VICTORIA REGULATION BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read,—On the motion of the Attorney General the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the consideration thereof.  
 The Chairman having reported the Bill without any amendment, the Council ordered the Bill as reported to be printed, and taken into consideration Friday, 31st March instant.
11. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered that the consideration of the following Order the Day be postponed until Wednesday, 29th March instant.  
*"Discovery of Gold.—Report from Select Committee to be considered."*
12. **SCAB IN SHEEP PREVENTION BILL. (2.)**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman reported progress and obtained leave to sit again this day six months.
13. **PATENTS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman having reported the Bill with amendments, the Council ordered the Bill as reported to be printed, and taken into consideration, Tuesday, 28th March instant.
14. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.**—The Collector of Customs moved that this Bill be now read a second time.  
 Debate ensued.  
 Question—put and passed—Bill read a second time.  
 On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again on Wednesday, 29th March instant.

15. **PREFERABLE LIEN ON WOOL BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Council, having been read,—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the Bill as reported to be printed, and taken into consideration on Tuesday, 28th March instant.
16. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered that the consideration of the following Order of the Day be postponed until Wednesday, 29th March instant.  
“*Insolvents’ Estates Compulsory Sequestration Bill.*—To be further considered “in Committee.”  
Council adjourned at twenty-five minutes to seven o’clock until three o’clock on Tuesday next.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 28TH MARCH.

**NOTICE OF MOTION :—**

1. **DR. THOMSON :** To move, That the House resolve itself into a Committee of the whole for the purpose of taking into consideration His Excellency’s Message, No. 47, and thereupon to move the following resolution :—  
That with a view of affording due and equitable endowment to public enterprise, it is desirable that the Legislative Council should lay down an uniform plan of action with respect to public undertakings, and that therefore for the future the Government of the Colony be empowered to pay one-half of the preliminary expenses incurred in the survey, &c., of lines of Railway, Docks, Wharves, and other works of general public utility, and that the Government also be empowered to enter into a guarantee for the payment of a per centage on the capital expended on such undertakings as may receive the sanction of the Legislature, such per centage not to exceed five per cent. per annum, and to grant such portions of land as may be required for such railways and other works.

**ORDERS OF THE DAY :—**

1. **PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—**To be further considered in Committee.
2. **COUNTY COURTS EXTENSION BILL.—**To be further considered in Committee.
3. **GENERAL EDUCATION BILL.—**To be further considered in Committee.
4. **POSTAGE BILL.—**To be further considered in Committee.
5. **ASSESSMENT ON STOCK BILL.—**Second reading.
6. **LIEUTENANT GOVERNOR’S MESSAGE, No. 54.—**To be considered.
7. **MEDICAL WITNESSES ACT AMENDMENT BILL.—**Third reading.
8. **GEELONG CORPORATION LOAN BILL.—**Second reading.
9. **PATENTS BILL.—**Adoption of Report.
10. **PREFERABLE LIEN ON WOOL BILL.—**Adoption of Report.

WEDNESDAY, 29TH MARCH.

*Government Business :—*

**ORDER OF THE DAY :—**

1. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.—**To be further considered in Committee.

*General Business :—*

**ORDERS OF THE DAY :—**

1. **DISCOVERY OF GOLD.—**Report from Select Committee to be considered.
2. **INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—**To be further considered in Committee.

FRIDAY, 31ST MARCH.

**ORDER OF THE DAY :—**

1. **SYNOD OF VICTORIA REGULATION BILL.—**Adoption of Report.

J. F. PALMER,  
*Speaker.*

VICTORIA.  


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 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 104.

TUESDAY, 28TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITION.—Mr. Wm. Nicholson presented a Petition from certain Inhabitants and Landholders of East Collingwood, praying the Council to call for the Report from the Select Committee of this Council upon the Administration of Local Funds, and to take into immediate consideration the requirements of this large and daily increasing population, who, although willing to tax themselves for local improvements, are prevented for want of being legally authorized so to do.  
Petition received.
3. ADMINISTRATION OF LOCAL FUNDS.—The Colonial Secretary, as Chairman of the Select Committee of this Council to which this subject was referred, brought up the Report from the Committee, and moved that it be received.  
Question—put and passed. Ordered to be printed, together with the Minutes of Evidence.
4. ADDRESS.—The Speaker announced to the Council that he had, pursuant to the resolution of this Council, presented to His Excellency the Lieutenant Governor the following Address, viz. :—  

No. 68. Steamer *Chusan*—adopted on the 24th March, 1854, on the motion of Mr. Greeves,  
 and that His Excellency had, in reply to such Address, been pleased to state that the application of the Council had been complied with, as it was considered that in this instance the delay solicited might be sanctioned without any great risk to the general service. Had it been otherwise, His Excellency feared that it might not have been in his power to meet the wishes of the Legislature; but he would not fail to bring the subject under the notice of Her Majesty's Government.
5. ASSENT TO BILLS.—The Speaker announced to the Council that he had presented the following Bills for Her Majesty's Assent to His Excellency the Lieutenant Governor, and that His Excellency had been pleased to declare that he reserved such Bills for the signification of Her Majesty's pleasure thereon, viz. :—  

*"The Elective Franchise Extension Bill,"*  
*"The New Constitution Bill."*
6. SUSPENSION OF STANDING ORDER.—On the motion of Mr. Griffith, the Council ordered that Standing Order No. 49 be suspended.  
 Mr. Griffith presented a Petition from certain Licensed Occupiers of Crown Lands and Stockholders resident in the Portland Bay and Wimmera Districts, praying that the Scab in Sheep Act Amendment Bill (2) in its present state would not be allowed to pass into law.  
 Petition received.
7. PATRICK REID.—Mr. Fawkner, as Chairman of the Select Committee of this Council to which Patrick Reid's Petition was referred, brought up the Report from the Committee and moved that it be received.  
 Question—put and passed. Ordered to be printed, together with the Minutes of Evidence and Appendix.
8. PETITION.—Mr. Greeves presented a Petition from James Ellis, of Cremorne Gardens, Richmond, licensed Victualler, praying the Council would consider the circumstances set forth in the Petition, with the view to either so interpret or modify the present law (the Licensed Publicans' Act) as to enable the Petitioner and persons similarly situated to meet the wants and habits of the present Inhabitants of the Colony, who he believes have been for the most part accustomed to enjoy the same facilities of reasonable recreation in England, as are set forth in the Petition.  
 Petition received.
9. MESSAGES FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Messages from His Excellency the Lieutenant Governor received and read :—  
 LOAN BILL.  
 C. J. LA TROBE, *Message No. 55.*  
*Lieutenant Governor.*  
 In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council, the draft of  

*"A Bill to authorize the raising of a Loan on the Credit of the Public Revenues of Victoria."*  
*Government Offices,*  
*Mebourne, 28th March, 1854.*

 Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## OFFENDERS CONTROL ACT AMENDMENT BILL.

C. J. LA TROBE,

*Message No. 56.**Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill to amend an Act intituled 'An Act to make provision for the better control and disposal of Offenders.'"*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## ROADS ACT AMENDMENT BILL.

C. J. LA TROBE,

*Message No. 57.**Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill to amend an Act intituled 'An Act for making and improving Roads in the Colony of Victoria.'"*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## WHARFAGE BILL.

C. J. LA TROBE,

*Message No. 58.**Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill for Wharfage."*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## TONNAGE DUTY BILL.

C. J. LA TROBE,

*Message No. 59.**Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill to authorize a Tonnage Duty on Shipping."*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## HARBORS LAW AMENDMENT BILL.

C. J. LA TROBE,

*Message No. 60.**Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill to amend 'An Act to consolidate and amend the Law relating to Ports, Harbors, and Shipping, in the Colony of Victoria.'"*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## POLICE FORCE REGULATION ACT AMENDMENT BILL.

C. J. LA TROBE,

*Message No. 61.**Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic. c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill to amend an Act, intituled, 'An Act for the Regulation of the Police Force.'"*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## ELECTRIC TELEGRAPHS BILL.

C. J. LA TROBE,

*Message No. 62.**Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*"A Bill for Electric Telegraphs."*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.

C. J. LA TROBE,

Message No. 63.

*Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76. the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*" A Bill to amend an Act, intituled ' An Act to consolidate and amend the Laws relating to the Licensing of Public Houses, and to regulate the Sale of Fermented and Spirituous Liquors in New South Wales,' and also an Act intituled, ' An Act to make provision for the Sale of Fermented and Spirituous Liquors and Refreshments in certain Districts, and also to impose a Fee on the Registration of Names of Spirit Merchants.' "*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## MELBOURNE FOOTWAYS PAVEMENT BILL.

C. J. LA TROBE,

Message No. 64.

*Lieutenant Governor.*

In pursuance of the provisions of the Statute, 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*" A Bill to provide for the better Pavement of Footways of Streets within the City of Melbourne." "*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

## FITZ ROY WARD IMPROVEMENTS BILL.

C. J. LA TROBE,

Message No. 65.

*Lieutenant Governor.*

In pursuance of the provisions of the Statute 5 and 6 Vic., c. 76, the Lieutenant Governor transmits for the consideration of the Legislative Council the draft of

*" A Bill for improvements in Fitz Roy Ward, in the City of Melbourne." "*

*Government Offices,  
Melbourne, 28th March, 1854.*

Ordered to be printed, and, together with the accompanying Bill, taken into consideration to-morrow.

10. PUBLIC WORKS AND BUILDINGS.—DEBENTURES—RESOLUTIONS AS TO ISSUE OF.—On the motion of Mr. Cole the following Order of the day was discharged :—

*" Public Works and Buildings.—Debentures—Resolutions as to issue of.—To be further considered in Committee." "*

11. COUNTY COURTS EXTENSION BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration, Friday, 31st day of March instant—Bill as amended to be printed.

12. GENERAL EDUCATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

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

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

*" Postage Bill.—To be further considered in Committee." "*  
*" Assessment on Stock Bill.—Second reading." "*  
*" Lieutenant Governor's Message, No. 54.—To be considered." "*  
*" Geelong Corporation Loan Bill.—Second reading." "*  
*" Patents Bill.—Adoption of Report." "*  
*" Preferable Lien on Wool Bill.—Adoption of Report." "*

14. MEDICAL WITNESSES ACT AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Greeves read a third time and passed. Mr. Greeves then moved that the following be the Title of the Bill :—

*" An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners." "*

Question—put and passed.

Council adjourned at half-past ten o'clock until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 29TH MARCH.

*Government Business :—*

## ORDERS OF THE DAY :—

1. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—To be further considered in Committee.
2. LOAN BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 55.
3. OFFENDERS CONTROL ACT AMENDMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 56.
4. ROADS ACT AMENDMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 57.
5. WHARFAGE BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 58.
6. TONNAGE DUTY BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 59.
7. HARBORS LAW AMENDMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 60.
8. POLICE FORCE REGULATION ACT AMENDMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 61.
9. ELECTRIC TELEGRAPHS BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 62.
10. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 63.
11. MELBOURNE FOOTWAYS PAVEMENT BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 64.
12. FITZ ROY WARD IMPROVEMENTS BILL.—Consideration of His Excellency the Lieutenant Governor's Message No. 65.
13. GENERAL EDUCATION BILL.—To be further considered in Committee.
14. POSTAGE BILL.—To be further considered in Committee.
15. ASSESSMENT ON STOCK BILL.—Second reading.
16. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be considered.
17. GEELONG CORPORATION LOAN BILL.—Second reading.
18. PATENTS BILL.—Adoption of Report.
19. PREFERABLE LIEN ON WOOL BILL.—Adoption of Report.

*General Business :—*

## ORDERS OF THE DAY :—

1. DISCOVERY OF GOLD.—Report from Select Committee to be considered.
2. INSOLVENTS ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.

THURSDAY, 30TH MARCH.

*General Business :—*

## NOTICE OF MOTION :—

1. MR. FAWKNER : To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.

FRIDAY, 31ST MARCH.

## NOTICE OF MOTION :—

1. THE SURVEYOR GENERAL : To move, That the Council do now take into consideration the Resolutions of the Select Committee on the Administration of Local Funds, as reported by that Committee to the Council.

## ORDERS OF THE DAY :—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.
2. COUNTY COURTS EXTENSION BILL.—Adoption of Report.

## MEETINGS

OF

## SELECT COMMITTEES.

*Wednesday, 29th March.*

INTEMPERANCE—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE COUNCIL.  
 No. 105.

WEDNESDAY, 29<sup>TH</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council:—  
 Central Road Board.—Returns of Works and Expenditure in 1853.  
 Ordered to be printed.
3. PETITION.—Mr. Greeves presented a Petition from certain Licensed Victuallers of the City of Melbourne, praying the Council would be pleased to amend the provisions of the present Licensed Victuallers Act so as to afford such relief in the premises as to the Council might seem meet.  
 Petition received.
4. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman reported the Bill with amendments.  
 On the motion of the Collector of Customs the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration of this Bill.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.
5. LOAN BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 55, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk.  
 The Colonial Secretary then moved, That the Bill accompanying such Message, intituled, "*A Bill to authorize the raising of a Loan on the credit of the Public Revenues of Victoria,*" be now read a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time, Friday, 31st March instant, and to be printed.
6. OFFENDERS CONTROL ACT AMENDMENT BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 56, having been read—On the motion of the Colonial Secretary, the Message was read by the Clerk.  
 The Attorney General then moved, That the Bill accompanying such Message, intituled, "*A Bill to amend an Act intituled 'An Act to make provision for the better control and disposal of Offenders,'*" be now read a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.
7. ROADS ACT AMENDMENT BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 57, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk.  
 The Colonial Secretary then moved, That the Bill accompanying such Message, intituled, "*A Bill to amend an Act intituled 'An Act for making and improving Roads in the Colony of Victoria,'*" be now a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time Friday, 31st March instant, and to be printed.
8. WHARFAGE BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 58, having been read—On the motion of the Collector of Customs, the Message was read by the Clerk.  
 The Collector of Customs then moved, That the Bill accompanying such Message, intituled, "*A Bill for Wharfage,*" be now read a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.
9. TONNAGE DUTY BILL.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 59, having been read—On the motion of the Collector of Customs the Message was read by the Clerk.  
 The Collector of Customs then moved, That the Bill accompanying such Message, intituled, "*A Bill to authorize a Tonnage Duty on Shipping,*" be now read a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.
10. HARBORS LAW AMENDMENT BILL.—The Order of the day for the consideration of His Excellency the Lieutenant Governor's Message, No. 60, having been read—On the motion of the Collector of Customs the message was read by the Clerk.  
 The Collector of Customs then moved, That the Bill accompanying such Message, intituled, "*A Bill to amend 'An Act to consolidate and amend the Law relating to Ports, Harbors, and Shipping, in the Colony of Victoria,'*" be now read a first time.  
 Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.

11. **POLICE FORCE REGULATION ACT AMENDMENT BILL.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 61, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. The Attorney General then moved, That the Bill accompanying such Message, intituled, "*A Bill to amend An Act, intituled, 'An Act for the Regulation of the Police Force'*" be now read a first time. Question—put and passed—Bill read a first time—Ordered to be read a second time Friday, 31st March instant, and to be printed.
12. **ELECTRIC TELEGRAPHS BILL.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 62, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. The Colonial Secretary then moved, That the Bill accompanying such Message, intituled, "*A Bill for Electric Telegraphs,*" be now read a first time. Question—put and passed—Bill read a first time—Ordered to be read a second time Friday, 31st March instant, and to be printed.
13. **PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 63, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. The Colonial Secretary then moved, That the Bill accompanying such Message, intituled, "*A Bill to amend an Act intituled 'An Act to consolidate and amend the Laws relating to the Licensing of Public Houses, and to Regulate the Sale of Fermented and Spirituous Liquors in New South Wales,' and also an Act intituled 'An Act to make provision for the Sale of Fermented and Spirituous Liquors and Refreshments in certain Districts,' and also to impose a Fee on the Registration of Names of Spirit Merchants,*" be now read a first time. Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.
14. **MELBOURNE FOOTWAYS PAVEMENT BILL.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 64, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. The Colonial Secretary then moved, That the Bill accompanying such Message, intituled, "*A Bill to provide for the better Pavement of Footways of Streets within the City of Melbourne,*" be now read a first time. Question—put and passed—Bill read a first time—Ordered to be read a second time Tuesday, 4th April next, and to be printed.
15. **FITZ ROY WARD IMPROVEMENTS BILL.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 65, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. The Colonial Secretary then moved, That the Bill accompanying such Message, intituled "*A Bill for Improvements in Fitz Roy Ward in the City of Melbourne,*" be now read a first time. Question—put and passed—Bill read a first time—Ordered to be read a second time Wednesday, 5th April next, and to be printed.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—  
*"General Education Bill—To be further considered in Committee,"* and to take precedence of all other Orders for that day.  
*"Postage Bill—To be further considered in Committee,"*  
*"Assessment on Stock Bill—second reading,"* and  
*"Geelong Corporation Loan Bill—second reading."*
17. **REINFORCEMENT OF TROOPS AND TRANSFER OF HEAD QUARTERS OF AUSTRALIAN COMMAND TO VICTORIA.**—The Order of the Day for the consideration of His Excellency the Lieutenant Governor's Message, No. 54, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk. On the motion of the Colonial Secretary the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Message. The Chairman reported progress, and obtained leave to sit again to-morrow.
18. **PATENTS BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council on this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof. The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time to-morrow.
19. **PREFERABLE LIEN ON WOOL BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council on this Bill having been read—On the motion of the Attorney General the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the reconsideration thereof. The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time to-morrow.
- POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed as under :—  
*"Discovery of Gold, Report from Select Committee on.—To be considered"*—until to-morrow.  
*"Insolvents' Estates Compulsory Sequestration Bill.—To be further considered in Committee"*—until Tuesday, 11th April next.
- Council adjourned at twelve minutes to eleven o'clock, until three o'clock to-morrow.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

THURSDAY, 30TH MARCH.

*Government Business:—*

## ORDERS OF THE DAY:—

1. GENERAL EDUCATION BILL.—To be further considered in Committee.
2. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—To be further considered in Committee.
3. POSTAGE BILL.—To be further considered in Committee.
4. ASSESSMENT ON STOCK BILL.—Second reading.
5. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be further considered in Committee.
6. PATENTS BILL.—Third reading.
7. PREFERABLE LIEN ON WOOL BILL.—Third reading.

*General Business:—*

## NOTICE OF MOTION:—

1. MR. FAWKNER: To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.
2. MR. GREEVES: To ask leave to bring in a Bill to amend the Laws relating to Public Houses.

## ORDERS OF THE DAY:—

1. GEELONG CORPORATION LOAN BILL.—Second reading.
2. DISCOVERY OF GOLD.—Report from Select Committee—To be considered.

FRIDAY, 31ST MARCH.

## NOTICE OF MOTION:—

1. THE SURVEYOR GENERAL: To move, That the Council do now take into consideration the Resolutions of the Select Committee on the Administration of Local Funds, as reported by that Committee to the Council.

## ORDERS OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.
2. COUNTY COURTS EXTENSION BILL.—Adoption of Report.
3. LOAN BILL.—Second reading.
4. ROADS ACT AMENDMENT BILL.—Second reading.
5. POLICE FORCE REGULATION ACT AMENDMENT BILL.—Second reading.
6. ELECTRIC TELEGRAPHS BILL.—Second reading.

TUESDAY, 4TH APRIL.

## ORDERS OF THE DAY:—

1. OFFENDERS CONTROL ACT AMENDMENT BILL.—Second reading.
2. WHARFAGE BILL.—Second reading.
3. TONNAGE DUTY BILL.—Second reading.
4. HARBORS LAW AMENDMENT BILL.—Second reading.
5. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—Second reading.
6. MELBOURNE FOOTWAYS PAVEMENT BILL.—Second reading.

WEDNESDAY, 5TH APRIL.

*Government Business:—*

## ORDER OF THE DAY:—

1. FITZ ROY WARD IMPROVEMENTS BILL.—Second reading.

TUESDAY, 11TH APRIL.

## ORDER OF THE DAY:—

1. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
**LEGISLATIVE COUNCIL.**  
 No. 106.

THURSDAY, 30TH MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Greeves presented a Petition from certain Merchants, Traders, and other Inhabitants of Melbourne, promoters of the Melbourne Ship Canal and Dock Company, praying for the re-introduction of the Bill for the incorporation of the said Company, and its first reading; or a declaratory resolution of the Council, by which a body of gentlemen of respectability might be relieved from the very unfavorable imputations to which they had been subjected in the promotion of a great public object, not only deeply affecting and essential to the maintenance of the interests of the whole of the community, but of the Revenue of Victoria.  
 Petition received.  
 Mr. O'Shanassy presented the following Petitions against the Bill for Public Education now before the Council, from—  
     The Catholics of Gipps' Land.—The Catholics of Belfast.—The Catholics of Colac.—  
     The Catholics of Bendigo.  
 Petitions received.  
 Mr. Campbell presented a Petition from certain Stockholders of Victoria, praying the Council, in fixing a rate of Assessment on Stock, would not impose a rate in excess of the amount required to relieve the General Revenue from the expenditure incurred by the maintenance of the Commissioners of Crown Lands and Country Police beyond the Settled Districts.  
 Petition received.
3. GENERAL EDUCATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Tuesday, 4th April next. Bill as amended to be printed.
4. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Friday, 31st March instant.
5. POSTAGE BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
 The Chairman reported progress, and obtained leave to sit again to-morrow.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—  
     *"Assessment on Stock Bill.—Second reading;"* and  
     *"Lieutenant Governor's Message, No. 54.—To be further considered in  
     "Committee."*
7. PATENTS BILL.—The Speaker having reported that the Chairman of Committees had certified, that the fair print of this Bill was in accordance with the Bill as reported—Bill on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General then moved that the following be the Title of the Bill—  
     *"An Act to regulate Grants of Patents for Inventions in the Colony of Victoria."*  
 Question—put and passed.
8. PREFERABLE LIEN ON WOOL BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General then moved that the following be the title of the Bill :—  
     *"An Act to give a preferable Lien on Wool from season to season, and to make  
     " Mortgages of Stock valid without delivery."*  
 Question—put and passed.
9. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Fawkner and the Colonial Secretary, on behalf of Mr. Greeves postponed the Notices of Motion standing on the Motion Paper for to-day, in the names of Mr. Fawkner and Mr. Greeves respectively, until to-morrow.
10. GEELONG CORPORATION LOAN BILL.—The Surveyor General moved that this Bill be now read a second time.  
 Question—put and passed—Bill read a second time, and ordered to be considered in Committee Friday, 31st March instant.

11. **POSTPONEMENT OF ORDER OF THE DAY.**—Mr. Strachan moved, That the consideration of the following Order of the Day be postponed until Wednesday, 5th April next:—  
*“Discovery of Gold.—Report from Select Committee to be considered.”*  
 The Colonial Secretary moved as an amendment, That the words “Wednesday, 5th April next,” be omitted with a view to insert “to-morrow.”  
 Question—that the words proposed to be omitted stand part of the question—put and passed.  
 Question—That the consideration of the following Order of the Day—*“Discovery of Gold.—Report from Select Committee to be considered.”*—be postponed until Wednesday, 5th April next—put and passed.  
 Council adjourned at eleven o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

FRIDAY, 31ST MARCH.

**NOTICES OF MOTION :—**

1. **THE SURVEYOR GENERAL :** To move, That the Council do now take into consideration the Resolutions of the Select Committee on the Administration of Local Funds, as reported by that Committee to the Council.
2. **MR. FAWKNER :** To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.
3. **MR. GREEVES :** To ask leave to bring in a Bill to amend the Laws relating to Public Houses.
4. **THE COLONIAL SECRETARY :** To move, That this House should meet on Saturday and Monday next, for the despatch of business ; on the former day at Twelve o'clock, on the latter at Three o'clock.
5. **MR. A'BECKETT :** To move, That the Order of the Day, appointing Tuesday, the 11th day of April, for the further consideration in Committee of the Insolvents Estates Compulsory Sequestration Bill be discharged.  
 And—*contingent* thereon—That the Bill be an Order of the Day for further consideration in Committee on the first day of the sitting of the Council after Friday next.

**ORDERS OF THE DAY :—**

1. **SYNOD OF VICTORIA REGULATION BILL.**—Adoption of Report.
2. **COUNTY COURTS EXTENSION BILL.**—Adoption of Report.
3. **LOAN BILL.**—Second reading.
4. **ROADS ACT AMENDMENT BILL.**—Second reading.
5. **POLICE FORCE REGULATION ACT AMENDMENT BILL.**—Second reading.
6. **ELECTRIC TELEGRAPHS BILL.**—Second reading.
7. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.**—Adoption of Report.
8. **POSTAGE BILL.**—To be further considered in Committee.
9. **ASSESSMENT ON STOCK BILL.**—Second reading.
10. **LIEUTENANT GOVERNOR'S MESSAGE, No. 54.**—To be further considered in Committee.
11. **GEELONG CORPORATION LOAN BILL.**—To be considered in Committee.

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TUESDAY, 4TH APRIL.

**ORDERS OF THE DAY :—**

1. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—Second reading.
2. **WHARFAGE BILL.**—Second reading.
3. **TONNAGE DUTY BILL.**—Second reading.
4. **HARBORS LAW AMENDMENT BILL.**—Second reading.
5. **PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.**—Second reading.
6. **MELBOURNE FOOTWAYS PAVEMENT BILL.**—Second reading.
7. **GENERAL EDUCATION BILL.**—Adoption of Report.

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WEDNESDAY, 5TH APRIL.

*Government Business :—*

**ORDER OF THE DAY :—**

1. **FITZ ROY WARD IMPROVEMENTS BILL.**—Second reading.

*General Business :—*

**ORDER OF THE DAY :—**

1. **DISCOVERY OF GOLD.**—Report from Select Committee to be considered.

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TUESDAY, 11TH APRIL.

**ORDER OF THE DAY :—**

1. **INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.**—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 107.

FRIDAY, 31<sup>ST</sup> MARCH, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILLS.—The Speaker announced to the Council that his Excellency the Lieutenant Governor had been pleased to give the Royal Assent to—  
*“ The Medical Witnesses Act Amendment Bill.”*  
*“ The Patents Bill.”*
3. PETITION.—Mr. Cole presented a Petition from certain Masters of British and Foreign Ships at present lying in Hobson’s Bay, praying that, should a Harbor Trust be appointed for Melbourne, the Pilotage Service should be placed under its charge, and that other regulations should be established, as recommended in the Petition.  
 Petition received.
4. POSTPONEMENT OF NOTICES OF MOTION.—The Surveyor General and Mr. Fawcner postponed the motions standing in their names respectively, Nos. 1 and 2, on the Notice Paper of to-day, until Tuesday next.  
 Mr. Hodgson, on behalf of Mr. Greeves, postponed the motion standing in the name of Mr. Greeves on the Notice Paper of to-day, until the first day of meeting of the Council after to-day.
5. MEETING OF COUNCIL.—The Colonial Secretary moved, pursuant to notice, That this House should meet on *“ Saturday, and ”* Monday next, for the despatch of business, *“ on the former day at twelve o’clock, on the latter at three ”* o’clock.  
 Debate ensued.  
 Mr. Snodgrass moved as an amendment, That the words *“ Saturday and ”* and *“ on the former day at twelve o’clock, on the latter at three ”* be omitted, with a view to insert in lieu of the latter words, the words *“ at one.”*  
 Question—that the words proposed to be omitted stand part of the question—put and negatived.  
 Question—that the words proposed to be inserted be so inserted—put and passed.  
 Question—that this House should meet on Monday next, for the despatch of business, at one o’clock—put and passed.
6. INSOLVENTS’ ESTATES COMPULSORY SEQUESTRATION BILL.—Mr. A’Beckett moved, pursuant to amended notice, That the Order of the Day, appointing Tuesday, the 11th day of April, for the further consideration in Committee of the Insolvents’ Estates Compulsory Sequestration Bill be discharged, and that the Bill be an Order of the Day for further consideration in Committee on Monday next.  
 Question—put and passed.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Thursday, 6th April next:—  
*“ Synod of Victoria Regulation Bill.—Adoption of Report.”*
8. COUNTY COURTS EXTENSION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
 The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration Monday, 3rd April next.
9. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT GOVERNOR.—The following Message from His Excellency the Lieutenant Governor received and read:—

ROBERT HODDLE, ESQ.

C. J. LA TROBÉ,

*Lieutenant Governor.**Message No. 66.*

The Lieutenant Governor takes this opportunity of laying before the Legislature the enclosed copy of a Despatch, No. 8, of the 5th January, 1854, which he has received from the Right Honorable the Secretary of State, relative to the retirement of the late Surveyor General, Mr. Hoddle, from the public service, and the retiring allowance to be granted to him, together with other correspondence connected therewith.

*Government Offices,**Melbourne, 31st March, 1854.*

Ordered to be printed, together with the accompanying Despatch, and taken into consideration Tuesday, 4th April next.

10. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Wednesday, 5th April next :—  
*“ Loan Bill.—Second reading.”*

11. ROADS ACT AMENDMENT BILL.—Mr. F. Murphy moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Francis Murphy moved, That the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of this Bill.

Question—put.

Council divided.

Ayes, 32.

Mr. Splatt,  
 Mr. Campbell,  
 Mr. James Murphy,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 Mr. Griffith,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 The Acting Solicitor General,  
 Mr. Fawkner,  
 Mr. O'Brien,  
 Mr. Wilkinson,  
 Mr. Burnley,  
 Mr. Henty,  
 Mr. O'Shanassy,  
 Mr. Goodman,  
 Mr. Beaver,  
 Mr. W. Nicholson,  
 Mr. A'Beckett,  
 Mr. Mollison,  
 Mr. Highett,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Hodgson,  
 Mr. F. Murphy,  
 The Attorney General,  
 Mr. Haines,  
 The Chairman of General Sessions,  
 The Surveyor General,  
 Mr. Snodgrass,  
 The Colonial Secretary,  
 Mr. M. Nicholson,  
 The Collector of Customs, (*Teller.*)

Noes, 6.

Mr. Smith,  
 Mr. Cole,  
 Mr. Miller,  
 Mr. Strachan,  
 Captain Dane,  
 Mr. Annand, (*Teller.*)

Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again Tuesday, 4th April next.

12. INTemperance.—Mr. Parker, as Chairman of the Select Committee of this Council upon this subject, brought up the Report from the Committee.

Ordered to be printed, together with the Evidence and Appendix.

13. POLICE FORCE REGULATION ACT AMENDMENT BILL.—The Attorney General moved that this Bill be now read a second time.

Debate ensued.

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

On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported progress, and obtained leave to sit again on Monday, 3rd April next.

14. ELECTRIC TELEGRAPHS BILL.—The Attorney General moved that this Bill be now read a second time.

Question put and passed—Bill read a second time.

On the motion of the Attorney General the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration on Monday, 3rd April next.—Bill as amended to be printed.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Collector of Customs moved, That the consideration of the following Order of the Day—*“ Customs Regulations Act Amendment Bill.—Adoption of Report,”* be postponed until *“ Monday, 3rd ”* April next.

Debate ensued.

- Mr. Fawknor moved as an amendment, That the words "Monday, 3rd," be omitted with a view to insert "Wednesday, 5th," in lieu thereof.
- Question—that the words proposed to be omitted stand part of the question—put and negatived.
- Question—that the words proposed to be inserted in lieu of the words omitted be so inserted—put and passed.
- Question—that the consideration of the following Order of the Day—" *Customs Regulations Act Amendment Bill.—Adoption of Report,*"—be postponed until Wednesday, 5th April next—put and passed.
16. **POSTAGE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress, and obtained leave to sit again Monday, 3rd April next.
17. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered that the consideration of the following Order of the day be postponed until Monday next, and that it take precedence of all other Orders for that day :—  
*"Assessment on Stock Bill.—Second reading."*
18. **REINFORCEMENT OF TROOPS AND TRANSFER OF HEAD QUARTERS OF AUSTRALIAN COMMAND TO VICTORIA.**—The Order of the day for the further consideration of His Excellency the Lieutenant Governor's Message, No. 54, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof. The Chairman reported progress and obtained leave to sit again on Monday next.
19. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council postponed the consideration of the following Order of the Day until Monday, 3rd April next :—  
*"Geelong Corporation Loan Bill.—To be considered in Committee."*
- Council adjourned at twenty-three minutes to eleven o'clock, until one o'clock on Monday next.

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#### NOTICES OF MOTION AND ORDERS OF THE DAY.

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##### MONDAY, 3RD APRIL.

###### NOTICES OF MOTION :—

1. **MR. COLE :** To move, That the Petition presented by him, Friday, 31st March, from the Masters of Ships, be printed.
2. **MR. GREEVES :** To ask leave to bring in a Bill to amend the Laws relating to Public Houses.

###### ORDERS OF THE DAY :—

1. **ASSESSMENT ON STOCK BILL.**—Second reading.
2. **INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.**—To be further considered in Committee.
3. **COUNTY COURTS EXTENSION BILL.**—Adoption of Report.
4. **POLICE FORCE REGULATION ACT AMENDMENT BILL.**—To be further considered in Committee.
5. **ELECTRIC TELEGRAPHS BILL.**—Adoption of Report.
6. **POSTAGE BILL.**—To be further considered in Committee.
7. **LIEUTENANT GOVERNOR'S MESSAGE, NO. 54.**—To be further considered in Committee.
8. **GEELONG CORPORATION LOAN BILL.**—To be considered in Committee.

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##### TUESDAY, 4TH APRIL.

###### NOTICES OF MOTION :—

1. **CAPTAIN DANE :** To ask the Auditor General the number of ounces of Gold Dust assayed in the Government Office, with the amount realized therefrom, between the 16th and 31st March, inclusive.
2. **THE SURVEYOR GENERAL :** To move, That the Council do now take into consideration the Resolutions of the Select Committee on the Administration of Local Funds, as reported by that Committee to the Council.
3. **MR. FAWKNER :** To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.

###### ORDERS OF THE DAY :—

1. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—Second reading.
2. **WHARFAGE BILL.**—Second reading.
3. **TONNAGE DUTY BILL.**—Second reading.
4. **HARBORS LAW AMENDMENT BILL.**—Second reading.
5. **PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.**—Second reading.
6. **MELBOURNE FOOTWAYS PAVEMENT BILL.**—Second reading.
7. **GENERAL EDUCATION BILL.**—Adoption of Report.
8. **LIEUTENANT GOVERNOR'S MESSAGE No. 66.**—To be considered.
9. **ROADS ACT AMENDMENT BILL.**—To be further considered in Committee.

WEDNESDAY, 5TH APRIL.

*Government Business:—*

ORDERS OF THE DAY:—

1. FITZ ROY WARD IMPROVEMENTS BILL.—Second reading.
2. LOAN BILL.—Second reading.
3. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—Adoption of Report.

*General Business:—*

NOTICES OF MOTION:

1. MR. COLE: To move, That the House do now take into consideration the Report from the Select Committee on the Geelong Mails, with a view to the adoption of the resolutions contained in such Report.
2. MR. STRACHAN: To move, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.

ORDER OF THE DAY:—

1. DISCOVERY OF GOLD.—Report from Select Committee to be considered.

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THURSDAY, 6TH APRIL.

*Government Business:—*

ORDER OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 108.

MONDAY, 3RD APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ASSENT TO BILL.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to  
“*The Lien on Wool Bill.*”
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Members of Council—Return to Address, adopted on the 14th October, 1853, on the motion of Mr. Fawkner.

Ordered to be printed.

4. HARBOR TRUST—PILOTAGE.—Mr. Cole moved, pursuant to notice, That the petition presented by him Friday, 31st March last, from the Masters of Ships, be printed.

Question—put and passed.

5. PUBLIC HOUSE LICENSING ACT AMENDMENT BILL (2.)—Mr. Greeves having, pursuant to notice, moved for, and obtained leave to bring in a Bill to amend the Laws relating to Public Houses,—Bill intituled, “*A Bill to amend an Act, intituled, ‘An Act for ‘consolidating and amending the laws relating to the licensing of Public Houses, and for further regulating the sale and consumption of fermented and spirituous liquors in New South Wales,’*”—presented.

Mr. Greeves then moved that the Bill be now read a first time.

Question—put.

Council divided.

Ayes, 17.

The Colonial Secretary,  
Mr. Goodman,  
The Attorney General,  
The Solicitor General,  
Mr. Hodgson,  
Mr. Mollison,  
Mr. James Murphy,  
Mr. W. Nicholson,  
The Surveyor General,  
Lieut. Col. Anderson,  
Mr. Snodgrass,  
Mr. Campbell,  
Mr. Cole,  
Mr. Hervey,  
The Auditor General,  
Mr. Splatt,  
Mr. Greeves, (*Teller.*)

Noes, 4.

Mr. Fawkner,  
Captain Dane,  
Mr. Wilkinson,  
Mr. Griffith, (*Teller.*)

Bill read a first time, and ordered to be printed.

6. ASSESSMENT ON STOCK BILL.—The Colonial Secretary moved, that this Bill be “now” read a second “time.”

Mr. Splatt moved as an amendment, that the word “now” be omitted, and the words “*this day six months*” added after the word “time.”

Debate ensued.

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

Council divided.

Ayes, 26.  
 The Colonial Secretary,  
 Mr. O'Shanassy,  
 Mr. Snodgrass,  
 Mr. Wilkinson,  
 The Acting Solicitor General,  
 Mr. Greeves,  
 Mr. Fawkner,  
 Mr. W. Nicholson,  
 Mr. O'Brien,  
 Mr. Henty,  
 Mr. Beaver,  
 Mr. Burnley,  
 Mr. Jas. Murphy,  
 The Collector of Customs,  
 The Chief Commissioner of Police,  
 The Auditor General,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Winter,  
 Mr. Miller,  
 Mr. Campbell,  
 The Attorney General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Hervey,  
 Mr. Cole,  
 Mr. A'Beckett, (*Teller.*)

Noes, 8.  
 Mr. Splatt,  
 Mr. Mollison,  
 Mr. Goodman,  
 Mr. F. Murphy,  
 Mr. Highett,  
 Capt. Dane,  
 Lieut. Col. Anderson,  
 Mr. M. Nicholson, (*Teller.*)

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

On the motion of the Colonial Secretary, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the consideration of this Bill.

The Chairman reported the Bill with amendments.

On the motion of the Colonial Secretary, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the reconsideration of the said Bill.

The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration Tuesday, 4th April instant,—Bill as amended to be printed.

7. **INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

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

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

“*County Courts Extension Bill.—Adoption of Report.*”

“*Police Force Regulation Act Amendment Bill.—To be further considered in Committee.*”

“*Electric Telegraphs Bill.—Adoption of Report.*”

“*Postage Bill.—To be further considered in Committee.*”

“*Lieutenant Governor's Message, No. 54.—To be further considered in Committee.*”

“*Geelong Corporation Loan Bill.—To be considered in Committee.*”

Council adjourned at ten o'clock, until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 4TH APRIL.

NOTICES OF MOTION:—

1. **CAPTAIN DANE:** To ask the Auditor General the number of ounces of Gold Dust assayed in the Government Office, with the amount realized therefrom, between the 16th and 31st March, inclusive.
2. **THE SURVEYOR GENERAL:** To move, That the Council do now take into consideration the Resolutions of the Select Committee on the Administration of Local Funds, as reported by that Committee to the Council.
3. **MR. FAWKNER:** To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.

4. MR. GREEVES : To move, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called "*The Melbourne Ship Canal and Dock Company.*"

ORDERS OF THE DAY :—

1. OFFENDERS CONTROL ACT AMENDMENT BILL.—Second reading.
2. WHARFAGE BILL.—Second reading.
3. TONNAGE DUTY BILL.—Second reading.
4. HARBORS LAW AMENDMENT BILL.—Second reading.
5. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—Second reading.
6. MELBOURNE FOOTWAYS PAVEMENT BILL.—Second reading.
7. GENERAL EDUCATION BILL.—Adoption of Report.
8. LIEUTENANT GOVERNOR'S MESSAGE No. 66.—To be considered.
9. ROADS ACT AMENDMENT BILL.—To be further considered in Committee.
10. ASSESSMENT ON STOCK BILL.—Adoption of Report.
11. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
12. COUNTY COURTS EXTENSION BILL.—Adoption of Report.
13. POLICE FORCE REGULATION ACT AMENDMENT BILL.—To be further considered in Committee.
14. ELECTRIC TELEGRAPHS BILL.—Adoption of Report.
15. POSTAGE BILL.—To be further considered in Committee.
16. LIEUTENANT GOVERNOR'S MESSAGE, NO. 54.—To be further considered in Committee.
17. GEELONG CORPORATION LOAN BILL.—To be considered in Committee.

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WEDNESDAY, 5TH APRIL.

*Government Business :—*

ORDERS OF THE DAY :—

1. FITZ ROY WARD IMPROVEMENTS BILL.—Second reading.
2. LOAN BILL.—Second reading.
3. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—Adoption of Report.

*General Business :—*

NOTICES OF MOTION :

1. MR. COLE : To move, That the House do now take into consideration the Report from the Select Committee on the Geelong Mails, with a view to the adoption of the resolutions contained in such Report.
2. MR. STRACHAN : To move, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.

ORDER OF THE DAY :—

1. DISCOVERY OF GOLD.—Report from Select Committee to be considered.

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THURSDAY, 6TH APRIL.

*Government Business :—*

ORDER OF THE DAY :—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 109.

TUESDAY, 4TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. RETURN TO WRIT.—The Speaker announced to the Council that he had received the Return to the Writ he had issued for the election of a Member to serve in this Council for the Electoral District of the United Counties of Villiers and Heytesbury, in the place of William Rutledge, Esquire, resigned, by which it appeared that Claud Farie, Esquire, had been duly returned as Member for such Electoral District.
3. PETITIONS.—Mr. O'Shanassy presented a Petition from Charles Manton, junior, praying that the claim of himself and party, as one of the first discoverers of a workable Gold Field, might be taken into consideration with that of others.  
Petition received.
4. PAPERS.—The Colonial Secretary laid upon the Table of the Council :—  
A Rule of the Supreme Court ; and also  
A Letter from the Acting Chief Justice, addressed to the Honorable the Colonial Secretary.

Ordered to be printed.

The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council :—

Lease of Wharf Land to Peninsular and Oriental Company.—Return to Address, adopted on the motion of Mr. Goodman, on the 14th February, 1854.

Ordered to be printed.

Accounts of Savings' Banks to 30th June, 1853.

Ordered to be printed.

5. PETITIONS.—Mr. Mark Nicholson presented a Petition from certain Holders of Pasture Lands within the Colony of Victoria, praying the Council would be pleased to take the subject of the assessment upon Crown Lands for the making of Roads (referred to in the Petition), into consideration, and affix a more equitable rate of assessment, or to do otherwise in the premises as to the Council might seem meet.  
Petition received.

Mr. O'Shanassy presented a Petition from V. B. W. Richmond, M.D. and L.L.D., of Brighton, praying the Council to take into consideration his claims to the discovery of Gold in the Colony of Victoria with the other claims laid before the Council.

Petition received.

Mr. Miller presented a Petition from the Rev. William Butters and Walter Powell, praying this Council that the Bill for Public Education might, without delay, pass into law.

Petition received.

6. NEW MEMBER.—Claud Farie, Esquire, having been introduced, took the Oath, handed to the Clerk at the Table the following declaration, and took his seat as Member for the Electoral District of the United Counties of Villiers and Heytesbury :—

"I, CLAUD FARIE, do declare and testify, that I am duly seised at law or in equity of an estate of freehold for my own use and benefit in lands or tenements in the Colony of Victoria of the value of two thousand pounds, sterling money, above all charges and incumbrances affecting the same : And further that the lands or tenements out of which such qualification arises are situate on the Gardiner's Creek Road, county of South Bourke, near Prahran, and opposite the Melbourne Tannery, of which I am possessed in fee simple : And I further declare that I have not collusively or colourably obtained a title to, or become possessed of, the said lands and tenements, or any part thereof, for the purpose of qualifying or enabling me to be returned a Member of the Legislative Council of the Colony of Victoria.

"CLAUD FARIE."

7. ADMINISTRATION OF LOCAL FUNDS.—The Surveyor General moved, pursuant to *amended* notice, That the Report from the Select Committee of this Council, on the Administration of Local Funds, be now adopted by this Council.  
Debate ensued.  
Question—put and passed.
8. POSTPONEMENT OF NOTICES OF MOTION.—Mr. Fawkner postponed the Motion standing in his name, No. 3 on the Notice Paper of to-day, until Friday, 7th April instant.  
Mr. Greeves postponed the Motion standing in his name, No. 4 on the Notice Paper of to-day, until to-morrow.
9. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until to-morrow :—  
“ *Offenders control Act Amendment Bill.—Second reading.*”
10. WHARFAGE BILL.—The Collector of Customs moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.—Bill read a second time.  
On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman reported progress and obtained leave to sit again to-morrow.
11. TONNAGE DUTY BILL.—The Collector of Customs moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.—Bill read a second time.  
On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Wednesday, 5th April instant,—Bill as amended to be printed.
12. HARBORS LAW AMENDMENT BILL.—The Collector of Customs moved, That this Bill be now read a second time.  
Debate ensued.  
The Attorney General moved that the debate on this Bill be adjourned until “ *Wednesday 5th*” April instant.  
Mr. Charlton moved as an amendment, that the words “ *Wednesday, 5th,*” be omitted with a view to insert “ *Friday, 7th,*” in lieu thereof.  
Debate ensued.  
Question—that the words proposed to be omitted stand part of the question—put and passed.  
Question—that the debate on this Bill be adjourned until Wednesday, 5th April instant—put and passed.
13. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—The Colonial Secretary moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and passed—Bill read a second time, and ordered to be considered in Committee Thursday, 6th April instant.
14. MELBOURNE FOOTWAYS PAVEMENT BILL.—The Attorney General moved, That this Bill be “ *now*” read a second “ *time.*”  
Debate ensued.  
Mr. Cole moved, as an amendment, that the word “ *now*” be omitted, and that the words “ *this day six months* ” be added after the word “ *time.*”  
Debate ensued.  
Question—That the words proposed to be omitted stand part of the question—put and negatived.  
Question—That the words proposed to be added be so added—put and passed.  
Question—That this Bill be read a second time this day six months—put and passed.
15. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until to-morrow :—  
“ *General Education Bill.—Adoption of Report.*”
16. ROBERT HODDLE, ESQ.—The Order of the Day for the consideration of His Excellency the Lieutenant Governor’s Message No. 66, having been read—On the motion of the Colonial Secretary the Message was read by the Clerk.  
On the motion of the Colonial Secretary the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of the above Message.  
The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, stating that in the opinion of the Council the sum of £1000 per annum should be settled on Robert Hoddle, Esq. (late Surveyor General), for his life, and that such annuity should be charged on the Land Fund—The Council adopted the same, and ordered the Address to be presented accordingly.
17. ROADS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.

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

- “ *Assessment on Stock Bill.—Adoption of Report* ”—until to-morrow.  
 “ *Insolvents' Estates Compulsory Sequestration Bill.—To be further considered in Committee* ”—until Friday, 7th April inst.  
 “ *County Courts Extension Bill.—Adoption of Report;* ” and  
 “ *Police Force Regulation Act Amendment Bill.—To be further considered in Committee* ”—until Thursday, 6th April.  
 “ *Electric Telegraphs Bill.—Adoption of Report.* ”  
 “ *Postage Bill.—To be further considered in Committee.* ”  
 “ *Lieutenant Governor's Message, No. 54.—To be further considered in Committee;* ” and  
 “ *Geelong Corporation Loan Bill.—To be considered in Committee,* ” until to-morrow.

Council adjourned at a quarter to twelve o'clock until three o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

WEDNESDAY, 5TH APRIL.

*Government Business :—*

**NOTICE OF MOTION :—**

1. **THE COLONIAL SECRETARY :** To move, That this House having appropriated £1,353,000 for the execution of Public Works in Victoria, during the year 1854, and the Revenue estimated for that year being insufficient for this expenditure, in addition to the other payments authorised under the Appropriation Act, His Excellency be authorised, with the advice of his Executive Council, to raise any sum of money not exceeding half a million of pounds sterling for the completion of such of those Public Works as may be found necessary and practicable, due regard being had to the supply of labor in the Colony.

**ORDERS OF THE DAY :—**

1. **FITZ ROY WARD IMPROVEMENTS BILL.**—Second reading.
2. **LOAN BILL.**—Second reading.
3. **CUSTOMS REGULATIONS ACT AMENDMENT BILL.**—Adoption of Report.
4. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—Second reading.
5. **WHARFAGE BILL.**—To be further considered in Committee.
6. **TONNAGE DUTY BILL.**—Adoption of Report.
7. **HARBORS LAW AMENDMENT BILL.**—Adjourned debate on second reading.
8. **GENERAL EDUCATION BILL.**—Adoption of Report.
9. **ROADS ACT AMENDMENT BILL.**—To be further considered in Committee.
10. **ASSESSMENT ON STOCK BILL.**—Adoption of Report.
11. **ELECTRIC TELEGRAPHS BILL.**—Adoption of Report.
12. **POSTAGE BILL.**—To be further considered in Committee.
13. **LIEUTENANT GOVERNOR'S MESSAGE, No. 54.**—To be further considered in Committee.
14. **GEELONG CORPORATION LOAN BILL.**—To be considered in Committee.

*General Business :—*

**NOTICES OF MOTION :—**

1. **MR. FAWKNER :** To ask Mr. Griffith—The cost of surveying and laying out the proper line for the iron pipes to convey water to Sandridge; the cost of the pipes and the laying of them between the Yarra and Sandridge; the cost of taking up these iron pipes and of relaying them; the total cost incurred in this matter, and the quantity of water delivered at Sandridge by the aforesaid water pipes, and also an account of the benefit, if any, arising from these pipes, and for whose benefit this expense has been incurred.
2. **MR. COLE :** To move, That the House do now take into consideration the Report from the Select Committee on the Geelong Mails, with a view to the adoption of the resolutions contained in such Report.
3. **MR. STRACHAN :** To move, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.
4. **MR. M. NICHOLSON :** To move, That the Petition presented by him on the 4th instant from Charles Macknight and others, be taken into consideration with the Roads Act Amendment Bill, when the same shall next be considered in Committee of the whole Council.
5. **MR. GREEVES :** To move, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called “ *The Melbourne Ship Canal and Dock Company.* ”

**ORDER OF THE DAY :—**

1. **DISCOVERY OF GOLD.**—Report from Select Committee to be considered.

THURSDAY, 6TH APRIL.

*Government Business:—*

ORDER OF THE DAY:—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.
2. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—To be considered in Committee.
3. COUNTY COURTS EXTENSION BILL.—Adoption of Report.
4. POLICE FORCE REGULATION ACT AMENDMENT BILL.—To be further considered in Committee.

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FRIDAY, 7TH APRIL.

*General Business:—*

NOTICES OF MOTION:

1. MR. FAWKNER: To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.

ORDER OF THE DAY:—

1. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 110.

WEDNESDAY, 5TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PETITIONS.—Mr. Greeves presented a Petition from certain Inhabitants of the City of Melbourne and Colony of Victoria, praying the Council would give them leave to present a Petition to the Council for leave to bring in a Bill forthwith to incorporate a Company, to be called "*The Melbourne Ship Canal and Dock Company*," with such powers as the Council might think fit to grant to them for the purpose of bringing the largest ships to Melbourne.  
Petition received.  
Mr. Greeves presented a Petition from certain Inhabitants of the City of Melbourne and Colony of Victoria, praying the Council would give them leave to introduce a Bill into the Council to incorporate a Company, to be called "*The Melbourne Ship Canal and Dock Company*," with power to construct a Canal or other cuts or cuttings, and such other works as might be deemed most advisable for bringing ships of the largest size to Melbourne, and for otherwise improving the Port.  
Petition received.
3. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council :—  
Plans and Elevations for new Legislative Council Chambers, and for a new Government House ; together with a Letter from the Colonial Engineer on these subjects.  
Letter read by the Clerk, and ordered to be printed.
4. PETITIONS.—Mr. Greeves presented a Petition from the Butchers and Slaughtermen residing in the City of Melbourne, praying the Council to recommend to Her Majesty's Government, that the suggestion of the Petitioners, as set forth in their Petition, should be adopted, and that, in the meantime, and until a suitable place can be provided for slaughtering cattle, the Petitioners may be permitted to remain as at present, and carry on their business as heretofore.  
Petition received.  
Mr. Greeves presented a Petition from William Sydney Gibbons, praying the Council to consider his Petition, and to take such steps in connexion with it as might to the Council seem fit.  
Petition received.
5. LOAN.—The Colonial Secretary moved, pursuant to *amended* notice, That the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole for the purpose of considering the propriety of adopting the following Resolution—  
That this House having appropriated £1,353,000 for the execution of Public Works in Victoria, during the year 1854, and the Revenue estimated for that year being insufficient for this expenditure, in addition to the other payments authorised under the Appropriation Act, His Excellency be authorised, with the advice of his Executive Council, to raise any sum of money not exceeding half a million of pounds sterling for the completion of such of those Public Works as may be found necessary and practicable, due regard being had to the supply of labor in the Colony.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported that the Committee had agreed to the following Resolution—  
That this House having appropriated £1,353,000 for the execution of Public Works in Victoria, during the year 1854, and the Revenue estimated for that year being insufficient for this expenditure, in addition to the other payments authorised under the Appropriation Act, His Excellency be authorised, with the advice of his Executive Council, to raise any sum of money not exceeding half a million of pounds sterling for the completion of such of those Public Works as may be found necessary and practicable, due regard being had to the supply of labor in the Colony,—On the motion of the Colonial Secretary, the Council adopted such Resolution, and ordered an Address to be presented to His Excellency the Lieutenant Governor accordingly.
6. FITZ ROY WARD IMPROVEMENT BILL.—The Attorney General moved, That this Bill be now read a second time.  
Question—put and passed.—Bill read a second time, and ordered to be considered in Committee to-morrow.

7. **LOAN BILL.**—The Order of the Day for the second reading of this Bill having been read, the Colonial Secretary moved, That the Council do now pass to the other Orders of the Day.  
Question—put and passed.
8. **CUSTOMS' REGULATIONS ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read,—On the motion of the Collector of Customs, the Speaker left the Chair and the Council resolved itself into a Committee of the whole for the reconsideration of this Bill. The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
9. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—The Attorney General moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and passed.—Bill read a second time.  
On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
10. **WHARFAGE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council, having been read—The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman reported progress and obtained leave to sit again to-morrow.
11. **TONNAGE DUTY BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read,—On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
The Chairman having reported the Bill without amendment, the Council adopted the same, and ordered the Bill to be read a third time to-morrow.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed as under:—  
“*Harbors Law Amendment Bill.—Adjourned debate on second reading.*”  
“*General Education Bill.—Adoption of Report.*”  
“*Roads Act Amendment Bill.—To be further considered in Committee.*”  
“*Assessment on Stock Bill.—Adoption of Report.*”  
“*Electric Telegraphs Bill.—Adoption of Report.*”  
“*Postage Bill.—To be further considered in Committee,*” and  
“*Lieutenant Governor's Message, No. 54.—To be further considered in Committee,*”—until to-morrow.  
“*Geelong Corporation Loan Bill.—To be considered in Committee,*”—until Friday, 7th April instant.
13. **ROADS ACT AMENDMENT BILL.**—Mr. Snodgrass, on behalf of Mr. Mark Nicholson, moved pursuant to notice, That the Petition presented by him on the 4th instant from Charles MacKnight and others, be taken into consideration with the Roads Act Amendment Bill, when the same shall next be considered in Committee of the whole Council.  
Question—put and passed.
14. **POSTPONEMENT OF NOTICES OF MOTION.**—Mr. Cole and Mr. Haines, on behalf of Mr. Strachan, postponed the Motions standing in the names of Mr. Cole and Mr. Strachan, Nos. 2 and 3 on the Notice Paper of to-day, until to-morrow.  
Mr. Greeves postponed the motion standing in his name No. 4, on the Notice Paper of to-day until Tuesday, 11th April instant.
15. **POSTPONEMENT OF ORDER OF THE DAY.**—The Council ordered that the consideration of the following Order of the Day be postponed until Tuesday, 11th April instant.  
“*Discovery of Gold.—Report from Select Committee to be considered.*”  
Council adjourned at five minutes past eleven o'clock until three o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

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THURSDAY, 6TH APRIL.

*Government Business:—*

NOTICES OF MOTION:—

1. **MR. SNODGRASS:** To ask the Surveyor General—  
(1.) The number of acres that have been surveyed since the date of the present Surveyor General taking charge of the Survey Department, distinguishing Country from Town Lands.  
(2.) The number of acres that have been sold since the same period, making the same distinction.  
(3.) The amount expended by the Survey Department, from the same period, and the cost of survey per acre.

2. MR. FAWKNER : To ask Mr. Griffith—The cost of surveying and laying out the proper line for the iron pipes to convey water to Sandridge ; the cost of the pipes and the laying of them between the Yarra and Sandridge ; the cost of taking up these iron pipes and of relaying them ; the total cost incurred in this matter, and the quantity of water delivered at Sandridge by the aforesaid water pipes, and also an account of the benefit, if any, arising from these pipes, and for whose benefit this expense has been incurred.

ORDERS OF THE DAY :—

1. SYNOD OF VICTORIA REGULATION BILL.—Adoption of Report.
2. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—To be considered in Committee.
3. COUNTY COURTS EXTENSION BILL.—Adoption of Report.
4. POLICE FORCE REGULATION ACT AMENDMENT BILL.—To be further considered in Committee.
5. FITZ ROY WARD IMPROVEMENTS BILL.—To be considered in Committee.
6. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—Adoption of Report.
7. OFFENDERS CONTROL ACT AMENDMENT BILL.—Adoption of Report.
8. WHARFAGE BILL.—To be further considered in Committee.
9. TONNAGE DUTY BILL.—Third reading.
10. HARBORS LAW AMENDMENT BILL.—Adjourned debate on second reading.
11. GENERAL EDUCATION BILL.—Adoption of Report.
12. ROADS ACT AMENDMENT BILL.—To be further considered in Committee.
13. ASSESSMENT ON STOCK BILL.—Adoption of Report.
14. ELECTRIC TELEGRAPHS BILL.—Adoption of Report.
15. POSTAGE BILL.—To be further considered in Committee.
16. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be further considered in Committee.

*General Business :—*

NOTICES OF MOTION :—

1. MR. COLE : To move, That the House do now take into consideration the Report from the Select Committee on the Geelong Mails, with a view to the adoption of the resolutions contained in such Report.
2. MR. STRACHAN : To move, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.

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FRIDAY, 7TH APRIL.

*General Business :—*

NOTICE OF MOTION :

1. MR. FAWKNER : To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.

ORDERS OF THE DAY :—

1. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
2. GEELONG CORPORATION LOAN BILL.—To be considered in Committee.

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TUESDAY, 11TH APRIL.

NOTICE OF MOTION :—

1. MR. GREEVES : To move, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called "*The Melbourne Ship Canal and Dock Company.*"

ORDER OF THE DAY :—

1. DISCOVERY OF GOLD.—Report from Select Committee to be considered.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 111.

THURSDAY, 6TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. ST. KILDA PIER OR JETTY COMPANY'S BILL.—Captain Dane, as Chairman of the Select Committee to which the consideration of this Bill was referred, brought up the Report from the Committee.  
Ordered to lie upon the Table.
3. SUSPENSION OF STANDING ORDER.—On the motion of the Colonial Secretary the Council ordered that Standing Order No. 18 be suspended.
4. MEETING OF COUNCIL.—The Colonial Secretary moved, That the Council at its rising to-day do adjourn until one o'clock to-morrow.  
Question—put and passed.
5. PAPERS.—The Collector of Customs, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council :—  
Sufferance Wharves.—Letter from certain Owners of Lighters in Melbourne addressed to the Honorable the Collector of Customs.  
Ordered to be printed.
6. EQUITABLE LAND AND BUILDING COMPANY'S BILL.—Mr. W. Nicholson brought up the Report from the Select Committee of this Council to which the consideration of this Bill was referred.  
Ordered to lie on the Table.
7. SYNOD OF VICTORIA REGULATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time to-morrow.
8. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.
9. COUNTY COURTS EXTENSION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of the Bill.  
The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.
10. POLICE FORCE REGULATION ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.
11. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Melbourne, Mount Alexander, and Murray River Railway Company—Correspondence between the Government and above Company.  
Ordered to be printed.
12. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—  
On the motion of the Collector of Customs the Council adopted the Bill as reported.
13. CUSTOMS REGULATIONS ACT AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Collector of Customs, read a third time and *passed*.  
The Collector of Customs moved that the following be the title of the Bill :—  
“ *An Act to amend an Act intituled ‘ An Act for the general regulation of the*  
“ *‘ Customs in the Colony of Victoria.’*”  
Question—put and passed.

14. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
15. **TONNAGE DUTY BILL.**—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Collector of Customs, read a third time and *passed*.  
The Collector of Customs moved that the following be the title of the Bill,  
“ *An Act to authorize a Tonnage Duty on Shipping.*”  
Question—put and passed.
16. **ELECTRIC TELEGRAPHS BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
17. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Council ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—  
“ *Fitz Roy Ward Improvements Bill.—To be considered in Committee.*”  
“ *Wharfage Bill.—To be further considered in Committee.*”  
“ *Harbors Law Amendment Bill.—Adjourned debate on second reading.*”  
“ *General Education Bill.—Adoption of Report.*”  
“ *Roads Act Amendment Bill.—To be further considered in Committee.*”  
“ *Assessment on Stock Bill.—Adoption of Report.*”  
“ *Postage Bill.—To be further considered in Committee.*”  
“ *Lieutenant Governor's Message, No. 54.—To be further considered in Committee;*” and that the following have precedence of the other Orders of the Day :—  
“ *General Education Bill.—Adoption of Report.*”  
“ *Assessment on Stock Bill.—Adoption of Report.*”
18. **POSTPONEMENT OF NOTICES OF MOTION.**—Mr. Cole and Mr. Haines, on behalf of Mr. Strachan, postponed the Motions standing in the names of Mr. Cole and Mr. Strachan, Nos. 1 and 2 on the Notice Paper of to-day, until to-morrow.  
Council adjourned at ten minutes past eleven o'clock until one o'clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

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FRIDAY, 7TH APRIL.

### NOTICES OF MOTION :—

1. **MR. FAWKNER :** To move, That the Report from the Select Committee, to which Patrick Reid's Petition was referred, be taken into consideration.
2. **THE COLONIAL SECRETARY :** To move, The Council do meet for the despatch of business on Saturday and Monday next at one o'clock each day.
3. **MR. GREEVES, *contingent*** on the Council agreeing to meet on Saturday, the 8th day of April : To move, That the Notice of Motion in his name, for April 11, be considered on Saturday.
4. **MR. GREEVES, *contingent*** on the Council agreeing to meet on Saturday, the 8th of April : To move, That the Order of the Day to consider the Report of the Gold Discovery Committee on April 11, be altered to Saturday next.
5. **MR. COLE :** To move, That the Correspondence between Her Majesty's Government and himself, relative to the purchase of his Wharf and Premises, on the banks of the Yarra, be laid upon the Table of this Council.
6. **THE COLONIAL SECRETARY :** To move, That in the opinion of this House the Government be empowered to borrow, and that the City Council of Melbourne should be authorised to advance by way of loan, any sum not exceeding £300,000, for the purposes of introducing Water into, and providing Sewerage for, the City of Melbourne, to be expended by the Water and Sewerage Commissioners.
7. **MR. COLE :** To move, That the House do now take into consideration the Report from the Select Committee on the Geelong Mails, with a view to the adoption of the resolutions contained in such Report.
8. **MR. STRACHAN :** To move, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.

## ORDERS OF THE DAY :—

1. GENERAL EDUCATION BILL.—Adoption of Report.
2. ASSESSMENT ON STOCK BILL.—Adoption of Report.
3. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
4. GEELONG CORPORATION LOAN BILL.—To be considered in Committee.
5. SYNOD OF VICTORIA REGULATION BILL.—Third Reading.
6. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—Adoption of Report.
7. COUNTY COURTS EXTENSION BILL.—Adoption of Report.
8. POLICE FORCE REGULATION ACT AMENDMENT BILL.—Adoption of Report.
9. FITZ ROY WARD IMPROVEMENTS BILL.—To be considered in Committee.
10. OFFENDERS CONTROL ACT AMENDMENT BILL.—To be further considered in Committee.
11. WHARFAGE BILL.—To be further considered in Committee.
12. HARBORS LAW AMENDMENT BILL.—Adjourned debate on second reading.
13. ROADS ACT AMENDMENT BILL.—To be further considered in Committee.
14. ELECTRIC TELEGRAPHS BILL.—To be further considered in Committee.
15. POSTAGE BILL.—To be further considered in Committee.
16. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be further considered in Committee.

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TUESDAY, 11TH APRIL.

## NOTICE OF MOTION :—

1. MR. GREEVES: To move, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called "*The Melbourne Ship Canal and Dock Company.*"

## ORDER OF THE DAY :—

1. DISCOVERY OF GOLD.—Report from Select Committee to be considered.
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## MEETING

or

## SELECT COMMITTEES.

Friday, 7th April.

NEW COUNCIL CHAMBERS—at 11 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 112.

FRIDAY, 7<sup>TH</sup> APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. NEW COUNCIL CHAMBERS.—The Colonial Secretary, on behalf of the Honorable the Speaker, brought up the Report from the Select Committee of this Council to report what Plan they recommended for the erection of Council Chambers and Offices, and to suggest the most eligible means for carrying its execution into effect, and moved that it be received.  
Question—put and passed.—Report ordered to be printed, and taken into consideration to-morrow.
3. PAPERS.—The Surveyor General, by command of His Excellency the Lieutenant Governor, laid upon the table of the Council—  
Williamstown Water Supply.—Report as to the means of supplying Williamstown with Water.  
Ordered to be printed.
4. PATRICK REID'S PETITION.—Mr. Fawcner moved, pursuant to *amended* notice, That the Report of the Select Committee on the claim of Mr. Patrick Reid, be adopted, and that an Address be presented to His Excellency the Lieutenant Governor, in order that the same may receive due consideration.  
Question—put and passed.
5. MEETINGS OF COUNCIL.—The Colonial Secretary moved, pursuant to notice, That the Council do meet for the despatch of business on Saturday and Monday next, at one o'clock each day.  
Question—put and passed.
6. MELBOURNE SHIP CANAL AND DOCK COMPANY.—Mr. Greeves moved, pursuant to *contingent* notice, That the Notice of Motion in his name for April 11 be considered on Saturday.  
Question—put and passed.
7. DISCOVERY OF GOLD.—Mr. Greeves moved, pursuant to *contingent* notice, That the Order of the Day to consider the Report of the Gold Discovery Committee on April 11, be altered to Saturday next.  
Question—put and passed.
8. COLE'S WHARF.—Mr. Cole moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to cause to be laid upon the Table of the Council the Correspondence between Her Majesty's Government and himself relative to the purchase of his Wharf and Premises on the banks of the Yarra.  
Question—put and passed.
9. MELBOURNE WATER AND SEWERAGE.—The Colonial Secretary moved, pursuant to notice, That in the opinion of this House the Government be empowered to borrow, and that the City Council of Melbourne should be authorised to advance by way of loan, any sum not exceeding £300,000, for the purposes of introducing Water into, and providing Sewerage for, the City of Melbourne, to be expended by the Water and Sewerage Commissioners.  
Debate ensued.  
Question—put and passed.
10. GEELONG MAILS.—Mr. Cole moved, pursuant to *amended* notice, That the Report from the Select Committee of this Council, on the landing of the Geelong Mails, be now adopted by the Council.  
Debate ensued.  
Question—put.

Council divided.

Ayes, 20.

Mr. Cole,  
Mr. Winter,  
Mr. Smith,  
Mr. Griffith,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Henty,  
Mr. Miller,  
Mr. Jas. Murphy,  
Mr. Burnley,  
Mr. Greeves,  
Mr. Charlton,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. Fawkner,  
Mr. Russell,  
Mr. Annand,  
Mr. O'Shanassy,  
Mr. Mollison,  
Mr. Splatt, (*Teller.*)

Noes, 11.

The Attorney General,  
The Colonial Secretary,  
Mr. F. Murphy,  
Mr. Myles,  
The Collector of Customs,  
Mr. Snodgrass,  
The Auditor General,  
Mr. Haines,  
The Chief Commissioner of Gold  
Fields,  
Mr. Farie,  
The Surveyor General, (*Teller.*)

11. CUSTOM HOUSE, GEELONG.—Mr. Haines moved, pursuant to notice given by Mr. Strachan, That this House do form itself into a Committee of the whole to consider the desirableness of presenting a Petition to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported, That the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that he may be pleased to place upon the Supplementary Estimates of this year the sum of £10,000 for the erection of a Custom House at Geelong,—the Council adopted such Report, and ordered an Address to be presented accordingly.
12. GENERAL EDUCATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
13. ASSESSMENT ON STOCK BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported that a point of order had arisen in Committee—that a Clause proposed to be inserted in this Bill for the purpose of imposing a duty upon Stock imported into the Colony, was foreign to the purport of the Bill, and that he was directed to request the decision of the Council thereon.—The Speaker ruled that the proposed Clause was foreign to the purport of the Bill; in which ruling the Council acquiesced.  
On the motion of the Attorney General, the Speaker left the Chair, and the Council again resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council adopted the same, and ordered the Bill to be read a third time to-morrow.
14. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of this Bill.  
The Chairman reported progress, and obtained leave to sit again to-morrow.
15. GEELONG CORPORATION LOAN BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Speaker resumed the Chair.  
The point of Order being waived—On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration of the Geelong Corporation Loan Bill.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

16. **SYNOD OF VICTORIA REGULATION BILL.**—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and passed.

The Attorney General then moved that the following be the title of the Bill:—

*“An Act to regulate the Temporal Affairs of the Synod of Victoria, and to amend the Law relating thereto.”*

Question—put and passed.

17. **PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman reported the Bill with further amendments.

The Attorney General moved, That the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole for the consideration of Clause V. of this Bill. Debate ensued.

Question—put and passed.

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

The Chairman having reported the Bill with a further amendment, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

18. **COUNTY COURTS EXTENSION BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read, the Council agreed to the amendments, and ordered the Bill to be read a third time to-morrow.

19. **POLICE FORCE REGULATION ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

20. **OFFENDERS CONTROL ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with further amendments, the Council agreed to the same, and ordered the Bill to be read a third time to-morrow.

21. **WHARFAGE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Monday, 10th April instant.—Bill as amended to be printed.

22. **ELECTRIC TELEGRAPHS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported the Bill with further amendments, the Council agreed to the same, and ordered the Bill to be read a third time to-morrow.

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

*“Fitz Roy Ward Improvements Bill.—To be considered in Committee”*

*“Harbors Law Amendment Bill.—Adjourned debate on second reading.”*

*“Roads Act Amendment Bill.—To be further considered in Committee.”*

*“Postage Bill.—To be further considered in Committee.”*

*“Lieutenant Governor’s Message, No. 54.—To be further considered in Committee.”*

Council adjourned at half-past eleven o’clock until one o’clock to-morrow.

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## NOTICES OF MOTION AND ORDERS OF THE DAY.

SATURDAY, 8TH APRIL.

NOTICES OF MOTION:—

1. **MR. O’SHANASSY:** To move, That, in the opinion of this Council, it is desirable for the general interests of Victoria, that the Lieutenant Governor, with the advice of the Executive Council, be empowered to purchase, upon such terms as may be deemed equitable, all the right, title, and interest of the Shareholders in the Melbourne, Mor Alexander, and Murray River Railway Company.

2. MR. GREEVES: To move, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called "*The Melbourne Ship Canal and Dock Company.*"

ORDERS OF THE DAY:—

1. NEW COUNCIL CHAMBERS.—Report from Select Committee to be considered.
2. DISCOVERY OF GOLD.—Report from Select Committee to be considered.
3. GENERAL EDUCATION BILL.—Adoption of Report.
4. ASSESSMENT ON STOCK BILL.—Third reading.
5. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—To be further considered in Committee.
6. GEELONG CORPORATION LOAN BILL.—Adoption of Report.
7. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—Adoption of Report.
8. COUNTY COURTS EXTENSION BILL.—Third reading.
9. POLICE FORCE REGULATION ACT AMENDMENT BILL.—Adoption of Report.
10. FITZ ROY WARD IMPROVEMENTS BILL.—To be considered in Committee.
11. OFFENDERS CONTROL ACT AMENDMENT BILL.—Third reading.
12. HARBORS LAW AMENDMENT BILL.—Adjourned debate on second reading.
13. ROADS ACT AMENDMENT BILL.—To be further considered in Committee.
14. ELECTRIC TELEGRAPHS BILL.—Third reading.
15. POSTAGE BILL.—To be further considered in Committee.
16. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be further considered in Committee.

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MONDAY, 10TH APRIL.

ORDER OF THE DAY:—

1. WHARFAGE BILL.—Adoption of Report.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 113.

SATURDAY, 8TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY COMPANY.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, praying that His Excellency be empowered, with the advice of the Executive Council, to purchase, upon such terms as may be deemed equitable, all the right, title, and interest of the Shareholders in the Melbourne, Mount Alexander, and Murray River Railway Company.  
Question—put and passed.  
Whereupon the Speaker left the Chair and the Council resolved itself into a Committee of the whole accordingly.  
The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, stating that in the opinion of this Council, it is desirable for the general interests of Victoria, that the Lieutenant Governor, with the advice of the Executive Council, be empowered to purchase, upon such terms as may be deemed equitable, all the right, title, and interest of the Shareholders in the Melbourne, Mount Alexander, and Murray River Railway Company, with a view to carry out such portions of the undertaking as the Government may think expedient, the Council adopted such resolution, and ordered an Address to be presented accordingly.
3. ASSENT TO BILLS.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to—  
“*The Customs Regulations Act Amendment Bill,*”  
“*The Tonnage Duty Bill,*”  
“*The Synod of Victoria Regulation Bill.*”
4. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the Resolutions of this Council, presented to His Excellency the Lieutenant Governor, the following Addresses, viz :—  
Robert Hoddle, Esq.—adopted on the 4th April instant, on the Report of the whole Council—  
and that His Excellency had, in reply to such Address, been pleased to state he would take an early opportunity of reporting the result of the reference, which, by the Secretary of State's desire, he had made to the Legislative Council, in the terms of His Grace's Despatch of January 5, 1854.  
Loan—adopted on the 5th April, 1854, on the motion of the Colonial Secretary—  
and that His Excellency had, in reply to such Address, been pleased to state that due attention would be given to the recommendation embodied in this Address. It would be for the Lieutenant Governor, with the advice of the Executive Council, to decide to what extent and for what particular objects, advantage should be taken of the authorization to raise the sum stated, regard being had to the general state of the Colony, the practicability of carrying out any given work, and the supply of labor at command.  
Mr. Patrick Reid—adopted on the 7th April, 1854, on the motion of Mr. Fawcner—  
and that His Excellency had, in reply to such Address, been pleased to state, that the case of Mr. Patrick Reid, as set forth in the Report of the Select Committee, and Evidence thereto attached, should receive early and full consideration.  
Cole's Wharf—adopted on the 7th April, 1854, on the motion of Mr. Cole—  
and that His Excellency had, in reply to such Address, been pleased to state, that he would interpose no objection to compliance with the application of the Legislative Council.  
Custom House, Geelong—adopted on the 7th April, 1854, on the motion of Mr. Strachan—  
and that His Excellency had, in reply to such Address, been pleased to state, that record should be made of the wishes of the Council.
5. SUSPENSION OF STANDING ORDER.—The Council Ordered that Standing Order No. 17 be suspended by the Council.

6. PETITION.—The Colonial Secretary presented a Petition from certain inhabitants of McIvor on the subject of National Education.  
Petition received.
7. SUSPENSION OF STANDING ORDERS.—Mr. Greeves moved, pursuant to notice, The suspension of Standing Orders, Nos. 58, 59, and 60, and any others necessary, for the purpose of asking leave to bring in a Bill to incorporate a Company called "*The Melbourne Ship Canal and Dock Company.*"  
Debate ensued.  
Motion by leave withdrawn.
8. NEW COUNCIL CHAMBERS.—The Order of the Day for the consideration of the Report from the Select Committee of this Council to which this subject was referred having been read,—On the motion of the Colonial Secretary the Report was read by the clerk.  
The Colonial Secretary then moved, That this Report be now adopted by the Council.  
Debate ensued.  
Question—put and passed.  
Mr. Greeves then moved, That in the opinion of this Council the Legislative Council Chamber "*should*" be placed opposite the eastern extremity of Bourke-street.  
Mr. O'Shanassy moved, as an amendment, That all the words after the word "*should*" be omitted, with a view to insert in lieu thereof, "*face the extension of Bourke-street on the north.*"  
Debate ensued.  
Mr. Fawkner moved, That the further debate be adjourned until Monday next.  
Question—put and passed.
9. DISCOVERY OF GOLD.—The Order of the Day for the consideration of the Report from the Select Committee of this Council on this subject having been read—On the motion of Mr. O'Shanassy, the Council ordered that the Petitions presented on this subject since the Report was brought up be referred to the Committee of the whole.  
On the motion of Mr. Greeves, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Report.  
The Chairman having reported that a division having been demanded in Committee, it appeared from the lists of Members voting on each side handed to him by the tellers, there was not present a quorum of members, the Speaker counted the members present in the Council, and declared there were present one-third of the members exclusive of the Speaker.
10. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until Monday, 10th April instant.—  
"*General Education Bill.—Adoption of Report.*"
11. ASSESSMENT ON STOCK BILL.—The Order of the Day for the third reading of this Bill having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
The Chairman reported the Bill with further amendments—the Council adopted the same.  
The Speaker having reported, that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill on the motion of the Attorney General read a third time, and *passed*.  
The Attorney General moved, that the following be the title to the Bill—  
"*An Act to authorize for a limited period an Assessment on Stock.*"  
Question—put and passed.
12. INSOLVENTS' ESTATES COMPULSORY SEQUESTRATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Speaker resumed the Chair.
13. GEELONG CORPORATION LOAN BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of Mr. Hodgson, the Council agreed to the amendments, and ordered the Bill to be read a third time Monday, 10th April instant.
14. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration Monday, 10th April instant.—Bill as amended to be printed.
15. COUNTY COURTS EXTENSION BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
The Attorney General then moved that the following be the title of the Bill :—  
"*An Act to amend and extend an Act, intituled, 'An Act to make provision for*  
"*the better Administration of Justice in County Courts in the Colony of*  
"*Victoria.*"  
Question—put and passed.

16. POLICE FORCE REGULATION ACT AMENDMENT BILL.—On the motion of the Attorney General the Council adopted the Report from the Committee of the whole upon this Bill.—Amendments agreed to—Bill to be read a third time Monday, 10th April instant.
17. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the consideration of the following Order of the Day be postponed until after the consideration of the other Orders for to-day :—  
*“ Fitz Roy Ward Improvement Bill.—To be considered in Committee.”*
18. OFFENDERS CONTROL ACT AMENDMENT BILL.—The Order of the Day for the third reading of this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.  
 The Chairman having reported the Bill with a further amendment, the Council agreed to the same, and ordered the Bill to be read a third time Monday, 10th April instant.
19. HARBORS LAW AMENDMENT BILL.—The adjourned debate upon this Bill resumed.  
 Question—that this Bill be now read a second time—put and passed.  
 On the motion of the Collector of Customs the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
 The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration Monday, 10th April instant.—Bill as amended to be printed.
20. ELECTRIC TELEGRAPHS BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
 The Attorney General moved that the following be the title of the Bill :—  
*“ An Act for Electric Telegraphs.”*  
 Question—put and passed.
21. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until Monday, 10th April instant :—  
*“ Roads Act Amendment Bill.—To be further considered in Committee.”*  
*“ Postage Bill.—To be further considered in Committee.”*  
*“ Lieutenant Governor’s Message, No. 54.—To be further considered in Committee.”*  
*“ Fitz Roy Ward Improvements Bill.—To be considered in Committee.”*
- Council adjourned at twelve minutes past five o’clock until one o’clock on Monday next.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

MONDAY, 10TH APRIL.

NOTICES OF MOTION :—

1. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, representing that from the Report of the Chief Commissioner of Waterage and Sewerage, a supply of one ton of water per minute is now raised by the Water Works at the Falls for the supply of Sandridge, the Shipping, &c., and that it is therefore the opinion of this Council that without loss of time measures should be taken for having the water conveyed across the Yarra at the Falls by the same power, and that suitable tanks should be erected in any available situation in Flinders-street, whereby a supply of as pure water as is given to Sandridge and the Shipping would be available for the service of the City, which, at the rate of one ton per minute, would give in the twenty-four hours a supply of 360,000 gallons, or four and a half gallons per man for 80,000 people, at a very small cost to the public; and that after erecting such tanks or reservoirs, it would be expedient to have them open to the public at sixpence per load, or at such other sum as may be decided on by the Commissioners, by which means it would yield at least £13,000 a year, as at Sandridge.
2. MR. A’BECKETT : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to allow, forthwith, the Rule laid before the Council, and dated the 21st day of March last, increasing the fees to be paid to the Attorneys of the Supreme Court.
3. MR. COLE : To move, That an Address be presented to His Excellency the Lieutenant Governor, expressing the opinion of this House that provision having been made in the Tonnage Bill lately passed by the Council, that a Seaman’s Hospital should be established and supported at Williamstown, it is highly desirable that measures be immediately taken for erecting one, in which the services of the prisoners in the Hulks could be most beneficially employed.
4. MR. CHARLTON : To move, That an Address be presented to His Excellency the Lieutenant Governor, stating that, in the opinion of this Council, it is highly desirable for the welfare of this Colony, that every facility should be offered to any persons or companies who will undertake the working of any Coal Fields that may exist in the Colony, and this Council would express to His Excellency their opinion, that on application of any such persons or companies for any land supposed to contain Coal, His Excellency shall cause the same to be offered for Lease by Auction, according to the provisions for regulating the Sale of Waste Lands of the Crown in the Australasian Colonies.
5. MR. SPLATT : To move, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the Table of this House

a copy of a Written Instrument accepted from Messrs. Booth and Argyle, binding themselves to provide for the payment of a quantity of land applied for by them under the Pre-emptive Right, on their run of "St. Agnes."

**ORDERS OF THE DAY:—**

1. WHARFAGE BILL.—Adoption of Report.
2. NEW COUNCIL CHAMBERS —Adjourned debate on site for.
3. GENERAL EDUCATION BILL.—Adoption of Report.
4. GEELONG CORPORATION LOAN BILL.—Third reading.
5. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL —Adoption of Report.
6. POLICE FORCE REGULATION ACT AMENDMENT BILL.—Third reading.
7. OFFENDERS CONTROL ACT AMENDMENT BILL.—Third reading.
8. HARBORS LAW AMENDMENT BILL.—Adoption of Report.
9. ROADS ACT AMENDMENT BILL.—To be further considered in Committee.
10. POSTAGE BILL.—To be further considered in Committee.
11. LIEUTENANT GOVERNOR'S MESSAGE, No. 54.—To be further considered in Committee.
12. FITZ ROY WARD IMPROVEMENTS BILL.—To be considered in Committee.

**MEETING**  
OF  
**SELECT COMMITTEES.**

*Monday, 10th April.*

MARRIAGES BILL—at 12 o'clock.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 114.

MONDAY, 10TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. PAPERS.—The Colonial Secretary, by command of His Excellency the Lieutenant Governor, laid upon the Table of the Council—  
Cole's Wharf—Return to Address—adopted on the motion of Mr. Cole, 7th April, 1854.

Ordered to be printed.

3. PETITION.—Mr. W. Nicholson presented a Petition from certain Steamboat Proprietors, and Ship and Lighter Owners, engaged in the lightering of cargoes from Hobson's Bay to the Queen's Wharf, Melbourne, praying they might be heard by Counsel in their behalf at the Bar of the Council, on the Wharfage Bill now before the Council.

Petition received.

4. SUPPLY OF WATER TO MELBOURNE.—Mr. Cole moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, representing that from the Report of the Chief Commissioner of Waterage and Sewerage, a supply of one ton of water per minute is now raised by the Water Works at the Falls for the supply of Sandridge, the Shipping, &c., and that it is therefore the opinion of this Council that without loss of time measures should be taken for having the water conveyed across the Yarra at the Falls by the same power, and that suitable tanks should be erected in any available situation in Flinders-street, whereby a supply of as pure water as is given to Sandridge and the Shipping would be available for the service of the City, which, at the rate of one ton per minute, would give in the twenty-four hours a supply of 360,000 gallons, or four and a half gallons per man for 80,000 people, at a very small cost to the public; and that after erecting such tanks or reservoirs, it would be expedient to have them open to the public at sixpence per load, or at such other sum as may be decided on by the Commissioners, by which means it would yield at least £13,000 a year, as at Sandridge.

Dedate ensued.

Question—put.

Council divided.

Ayes, 8.

Mr. A'Beckett,  
Mr. Charlton,  
The Collector of Customs,  
Mr. F. Murphy,  
The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Smith,  
Mr. Cole, (*Teller.*)

Noes, 15.

The Colonial Secretary,  
Mr. Winter,  
Mr. Campbell,  
The Surveyor General,  
Mr. James Murphy,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
Mr. O'Brien,  
Mr. Annand,  
Mr. Henty,  
Mr. Wilkinson,  
Mr. Mollison, (*Teller.*)

5. RULE OF SUPREME COURT.—Mr. A'Beckett moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to allow, forthwith, the Rule laid before the Council, and dated the 21st day of March last, increasing the fees to be paid to the Attorneys of the Supreme Court.

Debate ensued.

Motion by leave withdrawn.

6. SEAMAN'S HOSPITAL.—Mr. Cole moved, pursuant to *amended* notice, That the Speaker do now leave the Chair and the Council resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Lieutenant Governor, expressing the opinion of this House that provision having been made in the Tonnage Bill lately passed by the Council, that a Seaman's Hospital should be established and supported at Williamstown, it is highly desirable that measures be immediately taken for erecting one, in which the services of the prisoners in the Hulks could be most beneficially employed.

Question—put and passed.

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

The Chairman having reported that the Committee considered it expedient that an Address be presented to His Excellency the Lieutenant Governor, expressing the opinion of this House that provision having been made in the Tonnage Bill lately passed by the Council, that a Seaman's Hospital should be established and supported at Williamstown, it is highly desirable that measures be immediately taken for erecting one, in which the services of the prisoners in the Hulks could be most beneficially employed, the Council adopted such Report, and ordered an Address to be presented accordingly.

7. LEASE OF COAL FIELDS.—Mr. Charlton moved, pursuant to notice, That an Address be presented to His Excellency the Lieutenant Governor, stating that, in the opinion of this Council, it is highly desirable for the welfare of this Colony, that every facility should be offered to any persons or companies who will undertake the working of any Coal Fields that may exist in the Colony, and this Council would express to His Excellency their opinion, that on application of any such persons or companies for any land supposed to contain Coal, His Excellency shall cause the same to be offered for "lease" by auction, according to the provisions for regulating the Sale of Waste Lands of the Crown in the Australasian Colonies.

The Surveyor General moved as an amendment, That the word "*lease*" be omitted from the seventh line of the above motion, and the word "*sale*" inserted in lieu thereof.

Debate ensued.

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

Question—That the word proposed to be inserted in the place of the word omitted, be so inserted—put and passed.

Question—That an Address be presented to His Excellency the Lieutenant Governor, stating that in the opinion of this Council, it is highly desirable, for the welfare of this Colony, that every facility should be offered to any persons or companies who will undertake the working of any Coal Fields that may exist in the Colony, and this Council would express to His Excellency their opinion, that on application of any such persons or companies for any land supposed to contain Coal, His Excellency shall cause the same to be offered for sale by auction, according to the provisions for regulating the sale of Waste Lands of the Crown in the Australasian Colonies—put and passed.

8. SALE OF LAND UNDER PRE-EMPTIVE RIGHT TO MESSRS. BOOTH AND ARGYLE.—Mr. Campbell moved, pursuant to notice, given by Mr. Splatt, That an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will cause to be laid upon the table of this House a copy of a written instrument accepted from Messrs. Booth and Argyle, binding themselves to provide for the payment of a quantity of land applied for by them under the pre-emptive right, on their run of "St. Agnes."

Debate ensued.

Question—put.

Council divided.

Ayes, 14.

Mr. J. Murphy,  
Mr. Snodgrass,  
Mr. Mollison,  
Mr. Farie,  
Mr. Highett,  
Mr. O'Shanassy,  
Mr. Goodman,  
Mr. F. Murphy,  
Captain Dane,  
Mr. Greeves,  
Mr. Cole,  
Mr. Burnley,  
Mr. Campbell,  
Mr. Splatt, (*Teller.*)

Noes, 15.

The Colonial Secretary,  
Mr. Annand,  
Mr. Fawcner,  
Mr. W. Nicholson,  
Mr. Beaver,  
Mr. O'Brien,  
The Surveyor General,  
Mr. Charlton,  
The Collector of Customs,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Wilkinson,  
Mr. Henty,  
The Attorney General,  
Mr. Smith, (*Teller.*)

9. WHARFAGE BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Collector of Customs the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.

The Chairman reported progress and obtained leave to sit again this day six months.

10. SUSPENSION OF STANDING ORDER.—The Council ordered that Standing Order No. 18 be suspended.
11. WHARFS PRESERVATION BILL.—The Collector of Customs having moved for and obtained leave to bring in a Bill for the preservation of Wharfs—Bill intituled "*A Bill for the protection and management of Wharfs,*" brought in, read a first time, and ordered to be read a second time to-morrow.
12. NEW COUNCIL CHAMBERS.—The adjourned debate on the proposed Site for new Council Chambers resumed.

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

Ayes, 18.

The Attorney General,  
Mr. Farie,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General,  
Mr. Splatt,  
Mr. A'Beckett,  
Mr. Griffith,  
Mr. Highett,  
Mr. Wilkinson,  
Mr. Hodgson,  
Captain Dane,  
The Surveyor General,  
Mr. Charlton,  
Mr. Greeves,  
Mr. Beaver,  
Mr. Jas. Murphy,  
Mr. F. Murphy, (*Teller.*)

Noes, 10.

Mr. Cole,  
Mr. O'Shanassy,  
Mr. Snodgrass,  
Mr. Fawcner,  
Mr. Mollison,  
The Collector of Customs,  
Mr. O'Brien,  
The Acting Chief Commissioner of  
Police,  
Mr. Burnley,  
Mr. Smith, (*Teller.*)

Question—That in the opinion of this Council the Legislative Council Chamber should be placed opposite the eastern extremity of Bourke-street—proposed.

Question—That further debate on this subject be adjourned until to-morrow—put.  
Council divided.

Ayes, 14.

Mr. Smith,  
Mr. Farie,  
The Attorney General,  
Mr. Snodgrass,  
The Chief Commissioner of Gold  
Fields,  
Mr. Mollison,  
The Colonial Secretary,  
Mr. Splatt,  
The Surveyor General,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Cole,  
The Acting Chief Commissioner of  
Police,  
Mr. A'Beckett, (*Teller.*)

Noes, 13.

Mr. Beaver,  
Mr. Hodgson,  
Mr. J. Murphy,  
The Auditor General,  
The Collector of Customs,  
Mr. Wilkinson,  
Capt. Dane,  
Mr. Highett,  
Mr. Griffith,  
Mr. Charlton,  
Mr. Burnley,  
Mr. F. Murphy,  
Mr. Greeves, (*Teller.*)

13. POSTPONEMENT OF ORDER OF THE DAY.—The Council ordered that the following Order of the Day be postponed until after the consideration of the other Orders for to-day:—

*“General Education Bill.—Adoption of Report.”*

14. GEELONG CORPORATION LOAN BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Greeves, read a third time and *passed*.

Mr. Greeves then moved that the following be the title of the Bill:—

*“An Act to enable the Mayor, Aldermen, Councillors, and Burgesses of the Town of Geelong to raise a sum or sums of money not exceeding two hundred thousand pounds in the whole, and for further amending the Acts relating to the Corporation thereof.”*

Question—put and passed.

15. PUBLIC HOUSE LICENSING ACTS AMENDMENT BILL.—On the motion of the Attorney General the Council adopted the Report from the Committee of the whole upon this Bill.—Amendments agreed to.

The Speaker having reported that the Chairman of the Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.

The Attorney General moved that the following be the title of the Bill:—

*“An Act to amend an Act intituled ‘An Act to consolidate and amend the Laws relating to the licensing of Public Houses and to regulate the sale of fermented and spirituous liquors in New South Wales,’ and also an Act intituled ‘An Act to make provision for the sale of fermented and spirituous liquors and refreshments in certain Districts,’ and to impose a Fee on the Registration of Names of Spirit Merchants.”*

Question—put and passed.

16. POLICE FORCE REGULATION ACT AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.

The Attorney General then moved that the following be the title of the Bill:—

*“An Act to amend an Act intituled ‘An Act for the regulation of the Police Force.’”*

Question—put and passed.

17. OFFENDERS CONTROUL ACT AMENDMENT BILL.—The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and passed.

The Attorney General moved that the following be the title of the Bill:—

*“An Act to amend an Act intituled ‘An Act to make provision for the better controul and disposal of Offenders.’”*

Question—put and passed.

18. HARBORS LAW AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read—On the motion of the Collector of Customs the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman having reported the Bill with further amendments, the Council agreed to the same, and ordered the Bill to be read a third time to-morrow.

19. SUSPENSION OF STANDING ORDER.—Mr. Charlton moved that Standing Order No. 17 be suspended.

Debate ensued.

Question—put and negatived.

20. ROADS ACT AMENDMENT BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Council having been read—On the motion of the Attorney General the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman reported the Bill with amendments, and obtained leave to sit again immediately.

The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.

21. POSTAGE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Council continued to sit till after twelve o'clock on Tuesday morning, 11th April, 1854. The Chairman reported progress, and obtained leave to sit again this day.

22. REINFORCEMENT OF TROOPS AND TRANSFER OF HEAD QUARTERS OF AUSTRALIAN COMMAND TO VICTORIA.—The Order of the Day for the further consideration of His Excellency the Lieutenant Governor's Message, No. 54, having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.

The Chairman having reported that the Committee had resolved that it is expedient an Address be presented to His Excellency the Lieutenant Governor, stating that this House will be prepared to make such provision as may be necessary for the maintenance and support of the Head Quarters of the Australian command at Melbourne and also to provide for the support of an additional Regiment in this Colony—The Council adopted the report, and ordered the Address to be presented accordingly.

23. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until this day:—

*“Fitz Roy Ward Improvements Bill.—To be considered in Committee.”*

*“General Education Bill.—Adoption of Report.”*

Council adjourned at half past twelve o'clock on Tuesday morning until three o'clock P.M.

## NOTICES OF MOTION AND ORDERS OF THE DAY.

TUESDAY, 11TH APRIL.

NOTICE OF MOTION:—

1. MR. W. NICHOLSON: To move, That the Petition of the Steam Boat Proprietors and Ship and Lighter Owners of Melbourne presented by him on the 10th of April be considered, and that its prayer be allowed.

ORDERS OF THE DAY:—

1. WHARFS MANAGEMENT BILL.—Second reading.
2. NEW COUNCIL CHAMBER.—Adjourned debate on proposed site for.
3. HARBORS LAW AMENDMENT BILL.—Third reading.
4. ROADS ACT AMENDMENT BILL.—Adoption of Report.
5. POSTAGE BILL.—To be further considered in Committee.
6. FITZ ROY WARD IMPROVEMENTS BILL.—To be considered in Committee.
7. GENERAL EDUCATION BILL.—Adoption of Report.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 115.

TUESDAY, 11<sup>TH</sup> APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. WHARFS BILL.—The Collector of Customs moved that this Bill be now read a second time.  
Question—put and passed.—Bill read a second time.  
On the motion of the Collector of Customs, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration of this Bill.  
The Chairman having reported the Bill without amendment, the Council adopted the same.  
The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Collector of Customs, read a third time and *passed*.  
The Collector of Customs moved that the following be the Title of the Bill :—  
“ *An Act for the Protection and Management of Wharfs.* ”  
Question—put and passed.
3. ASSENT TO BILLS.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to—  
“ *The Assessment on Stock Bill.* ”  
“ *The County Courts Extension Bill.* ”  
“ *The Electric Telegraphs Bill.* ”  
“ *The Geelong Corporation Loan Bill.* ”  
“ *The Public House Licensing Acts Amendment Bill.* ”  
“ *The Police Force Regulation Act Amendment Bill.* ”  
“ *The Offenders Controul Act Amendment Bill.* ”
4. ADDRESSES.—The Speaker announced to the Council that he had, pursuant to the Resolutions of this Council, presented the following Addresses to His Excellency the Lieutenant Governor, viz. :—  
No. 74. Melbourne, Mount Alexander, and Murray River Railway Company—adopted on the 8th April, 1854, on a Report of a Committee of the whole, and that His Excellency had, in reply to such Address, been pleased to state that the proposed purchase should receive the consideration it called for.  
No. 75. Seaman's Hospital—adopted on the 10th April, 1854, on the motion of Mr. Cole, and that His Excellency had, in reply to such Address, been pleased to state he would take measures to carry out the recommendation of the Council.  
No. 76. Sale of Coal Fields—adopted on the 10th April, 1854, on the motion of Mr. Charlton, and that His Excellency had, in reply to such Address, been pleased to state the recommendation of the Council would not be overlooked.  
No. 77. Reinforcement of Troops, and Transfer of Head Quarters of Australian Command to Victoria—adopted on the 10th April, 1854, on a Report from a Committee of the whole, and that His Excellency had, in reply to such Address, been pleased to state he would communicate the decision of the Council to Her Majesty's Government by an early opportunity.
5. NEW COUNCIL CHAMBERS.—The adjourned debate on the proposed site for New Council Chambers resumed.  
Question—That in the opinion of this Council, the Legislative Council Chambers should be placed opposite the eastern extremity of Bourke-street—put.

Council divided.

Ayes, 19.  
 The Auditor General,  
 Mr. F. Murphy,  
 Mr. Russell,  
 Mr. Hodgson,  
 Mr. Beaver,  
 Mr. Farie,  
 Mr. Annand,  
 Mr. Burnley,  
 Captain Dane,  
 Mr. Henty,  
 Mr. Miller,  
 Mr. Greeves,  
 Mr. W. Nicholson,  
 Mr. Wilkinson,  
 Mr. Highett,  
 Mr. Griffith,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Winter,  
 Mr. Charlton, (*Teller.*)

Noes, 11.  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. A'Beckett,  
 Mr. J. Murphy,  
 Mr. O'Shanassy,  
 The Collector of Customs,  
 The Acting Chief Commissioner of  
 Police,  
 The Surveyor General,  
 Mr. Snodgrass,  
 The Attorney General,  
 Mr. Smith, (*Teller.*)

6. HARBORS LAW AMENDMENT BILL.—The Order of the Day for the third reading of this Bill having been read—On the motion of the Collector of Customs the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration thereof.

The Chairman having reported the Bill with further amendments, the Council adopted the same.

The Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
 Bill, on the motion of the Collector of Customs, read a third time and *passed*.

The Collector of Customs moved that the following be the Title of the Bill—

“ *An Act to amend an Act, intituled, ‘ An Act to consolidate and amend the Law relating to Ports, Harbors, and Shipping in the Colony of Victoria.’ ”*

Question—put and passed.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Council ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the seventh Order for to-day:—

“ *Roads Act amendment Bill.—Adoption of Report.*”

“ *Postage Bill.—To be further considered in Committee.*”

“ *Fitz Roy Ward Improvements Bill.—To be considered in Committee.*”

8. GENERAL EDUCATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—The Attorney General moved that this Report be now adopted by the Council.

Mr. O'Shanassy moved that the Council do now pass to the other Orders for to-day.

Question—That the Council do now pass to the other Orders for to-day—put.

Council divided.

Ayes, 14.  
 Mr. Smith,  
 Mr. Cole,  
 Mr. Murphy,  
 Mr. Winter,  
 Mr. Greeves,  
 Mr. Snodgrass,  
 Mr. Highett,  
 Mr. Farie,  
 Mr. Mollison,  
 Captain Dane,  
 Mr. Nicholson,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Charlton, (*Teller.*)

Noes, 14.  
 Mr. Henty,  
 The Collector of Customs,  
 Mr. Murphy,  
 The Surveyor General,  
 Mr. Annand,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Miller,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Wilkinson,  
 Mr. Griffith,  
 Mr. Beaver,  
 Mr. Burnley,  
 The Attorney General, (*Teller.*)

The Tellers having declared the numbers for the “Ayes” and “Noes” to be respectively 14, or equal, the Speaker gave his vote for the Noes, and declared the question to be negatived.

Question—that the Report from the Committee of the whole Council upon this Bill be now adopted—put.

Council divided.

Ayes, 15.  
 Mr. Henty,  
 Mr. Burnley,  
 Mr. Wilkinson,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Annand,  
 Mr. Beaver,  
 The Collector of Customs,  
 Mr. F. Murphy,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. Miller,  
 The Chief Commissioner of Gold  
 Fields  
 Mr. Griffith,  
 Mr. Highett,  
 The Attorney General, (*Teller.*)

Noes, 14.  
 Mr. Cole,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. Hodgson,  
 Mr. Winter,  
 Mr. O'Shanassy,  
 Captain Dane,  
 Mr. J. Murphy,  
 Mr. Nicholson,  
 Mr. Charlton,  
 Mr. Farie,  
 Mr. Snodgrass,  
 Mr. Mollison,  
 Mr. Russell, (*Teller.*)

The Attorney General then moved that this Bill be "now" read a third "time."  
 Mr. O'Shanassy moved as an amendment, That the word "now" be omitted, and that the  
 words "this day six months" be added after the word "time."

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

Ayes, 15.  
 Mr. Burnley,  
 Mr. Henty,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Annand,  
 Mr. Beaver,  
 The Collector of Customs,  
 Mr. F. Murphy,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. Miller,  
 Chief Commissioner of GoldFields,  
 Mr. Griffith,  
 Mr. Highett,  
 Mr. Wilkinson,  
 The Attorney General, (*Teller.*)

Noes, 14.  
 Mr. Snodgrass,  
 Mr. Cole,  
 Mr. Mollison,  
 Mr. Farie,  
 Mr. Charlton,  
 Mr. Jas. Murphy,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Russell,  
 Mr. Smith,  
 Mr. Winter,  
 Mr. Greeves, (*Teller.*)

Question—That this Bill be now read a third time—put.  
 Council divided.

Ayes 16.  
 The Colonial Secretary,  
 The Auditor General,  
 Mr. Miller,  
 The Chief Commissioner of Gold  
 Fields  
 Mr. Griffith,  
 The Attorney General,  
 Mr. Highett,  
 The Surveyor General,  
 Mr. Wilkinson,  
 The Collector of Customs,  
 Mr. Beaver,  
 Mr. Annand,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Henty,  
 Mr. Burnley,  
 Mr. F. Murphy, (*Teller.*)

Noes, 14.  
 Mr. Winter,  
 Mr. Snodgrass,  
 Mr. Cole,  
 Mr. Mollison,  
 Mr. Farie,  
 Mr. Smith,  
 Mr. Russell,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. W. Nicholson,  
 Captain Dane,  
 Mr. J. Murphy,  
 Mr. Charlton,  
 Mr. Greeves, (*Teller.*)

On the motion of the Attorney General the Council ordered that further proceeding upon  
 this Bill be postponed until to-morrow.

9. ROADS ACT AMENDMENT BILL.—The Order of the day for the consideration of the Report  
 from the Committee of the whole upon this Bill having been read—On the motion of the  
 Attorney General the Speaker left the Chair, and the Council resolved itself into a Com-  
 mittee of the whole for the re-consideration of this Bill.

The Chairman having reported the Bill with further amendments, the Council adopted the  
 same and ordered the Bill to be read a third time this day.

10. **POSTAGE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the further consideration thereof.  
The Chairman reported the Bill with amendments.  
On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council ordered the same to be taken into consideration to-morrow.
11. **SUSPENSION OF STANDING ORDER.**—On the motion of the Colonial Secretary, the Council ordered that standing Order, No. 18, be suspended.
12. **HOUR OF MEETING OF COUNCIL.**—The Colonial Secretary then moved that the Council do, at its rising this day, adjourn until to-morrow at one o'clock.  
Question—put and passed.
13. **ROADS ACT AMENDMENT BILL.**—The Speaker reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
Bill on the motion of the Attorney General, read a third time and *passed*.  
The Attorney General then moved that the following be the title of the Bill—  
“*An Act to amend an Act intituled ‘An Act for making and improving Roads in the Colony of Victoria.’*”  
Question—put and passed.
14. **FITZ ROY WARD IMPROVEMENTS BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Council having been read—The Attorney General moved that the Speaker do now leave the Chair, and the Council resolve itself into a Committee of the whole for the consideration of this Bill.  
Debate ensued.  
Question—put and passed.  
Whereupon the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the consideration thereof.  
The Chairman having reported the Bill with amendments, the Council ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.  
Council adjourned at twenty-five minutes past ten o'clock until one o'clock to-morrow.

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NOTICES OF MOTION AND ORDERS OF THE DAY.

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WEDNESDAY, 12TH APRIL.

*Government Business* :—

ORDERS OF THE DAY :—

1. **GENERAL EDUCATION BILL.**—To consider passing.
2. **POSTAGE BILL.**—Adoption of Report.
3. **FITZ ROY WARD IMPROVEMENTS BILL.**—Adoption of Report.

J. F. PALMER,  
*Speaker.*

## VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

No. 116.

WEDNESDAY, 12TH APRIL, 1854.

1. Council met pursuant to adjournment.—The Speaker took the Chair.
2. GENERAL EDUCATION BILL.—The Order of the Day for the consideration of the passing of this Bill having been read, the Colonial Secretary moved that the Council do now pass on to the other Orders of the Day.  
Question—put and passed.
3. POSTAGE BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Chairman having reported the Bill with further amendments, the Council adopted the same.  
The Speaker reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
The Attorney General then moved that the following be the title of the Bill :—  
“ *An Act to amend the law relating to the Post Office.*”  
Question—put and passed.
4. FITZ ROY WARD IMPROVEMENTS BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole Council upon this Bill having been read—On the motion of the Attorney General, the Speaker left the Chair, and the Council resolved itself into a Committee of the whole for the re-consideration of this Bill.  
The Speaker reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Attorney General, read a third time and *passed*.  
The Attorney General then moved that the following be the title of the Bill—  
“ *An Act for improvements in Fitz Roy Ward in the City of Melbourne.*”  
Question—put and passed.
5. ASSENT TO BILLS.—The Speaker announced to the Council that His Excellency the Lieutenant Governor had been pleased to give the Royal Assent to the following Bills :—  
“ *The Wharfs Bill.*”  
“ *Harbors Law Amendment Bill.*”  
“ *The Roads Bill.*”  
“ *The Postage Bill.*”  
“ *The Fitz Roy Ward Improvement Bill.*”
6. BUSINESS OF THE SESSIONS.—The Speaker reported that of fifty-six Bills introduced into the Council, thirty-two had been passed and received the Royal Assent; three had been passed and reserved for the signification of Her Majesty's pleasure thereon; three had lapsed in Committee of the whole Council; six had lapsed in the Council; one negatived on the motion for first reading; five had been withdrawn; three disposed of on the question of this day six months; and upon three no proceedings had been taken after initiation—that the Council had sat for one hundred and sixteen days—that the average time of each sitting was four hours and fifty-three minutes—and that there had been thirty-two Select Committees appointed, which had held two hundred and forty-four sittings.

7. PROROGATION.—His Excellency the Lieutenant Governor having arrived at the Chamber, and having been duly announced by the Serjeant at Arms, was received by the Speaker and Members of the Council, and by them conducted to an elevated seat provided for him near the Speaker's Chair,  
His Excellency then read the following Speech:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE COUNCIL,

The Session which it becomes my duty to close by the usual form of Prorogation, must be held to have been one of no ordinary importance,—whether we consider the number, or the weight, of the public and private measures which have come under your consideration.

Many occurrences of interest to the Colony have also taken place in the interval. It is manifestly only in my power, on the present occasion, to single out a few of the most prominent subjects for brief remark.

2. In my opening Address, delivered full seven months ago, I took occasion to advert to the task, which would devolve upon this Council, of framing a Constitution Act for the future government of the Colony.

3. This duty has, in the interval, been undertaken and performed. I am fully assured of the anxiety which you have evinced, during the whole course of your protracted deliberations on this subject, to submit, for Her Majesty's approval, a measure which would not only secure to all classes of the settled population of the Colony the full exercise of just rights and privileges, and all the advantages which the complete control of the Revenue and self-management hold out,—but which would make judicious and timely provision for the future, and for those impulses, which the growth in wealth, importance, and self-dependence in a Colony so constituted, and so far removed from the Mother Country may naturally give rise to; regard being had at the same time to the firm maintenance of that close connection with the Parent State to which we cling, and which we would gladly transmit to our children.

4. While reserving this important Bill for the signification of Her Majesty's pleasure, I have, in deference to the wishes of the Council and the observance of ordinary form, taken the very first opportunity of transmitting it for the information of Her Majesty's Principal Secretary of State for the Colonies.

5. The same course has been followed in the case of the temporary enactment for the extension of the Elective Franchise. This Bill, ensuring to the occupants of the waste lands of the Crown, for whatever purpose, their full participation in the legislation of the Colony, has been passed with a view to obviate any difficulty which might arise should unforeseen delay in regard to the Constitution Act render it necessary to seek Her Majesty's assent to it. I thank the Council for enabling me to give this assurance, to the population of the Gold Fields of the Colony, of my anxiety to redeem the pledge that their just right of representation would be granted without delay.

6. This leads me at once to Acts passed, during the present Session, for the management of the Gold Fields. With regard to the temporary Act passed in September last, it will have been satisfactory to the Council to observe how completely it met the difficulty which had arisen. At the same time that it extricated the authorities from a position of no small embarrassment—its practical operation clearly demonstrated the readiness of the great mass of the population to respond to the effort made by the Government and Legislature of the Colony, to obviate any just cause of grievance,—by an immediate compliance with the law. I may call to mind that a much larger number of licenses were taken out for the three months ending November the 30th—to which the operation of this temporary Act was limited—than had been issued at any former period; and it would appear from the Returns laid before me, notwithstanding the difficulties attendant upon a change of system, that under the present Act, a larger proportion of the population of the Gold Fields had become licensed occupants, at the close of February, than even under the temporary Act which preceded it.

7. I have given my ready assent, in Her Majesty's name, to the Bills relating to the extension of the jurisdiction of the County Courts, and the amendment of the Law of Evidence. The former will provide a suitable substitute for the establishment of Circuit Courts in the small and remote townships in the interior, and both are well suited to the requirements of the Colony.

8. I believe that the mercantile body will find no reason to be dissatisfied with the liberal policy of the Act to legalise Partnerships with limited liabilities.

9. The measures taken to carry out the Census Act of the Session will, I trust, secure careful and accurate returns of the numbers of all religious denominations in the Colony, a result which appears highly desirable on various grounds.

10. Much benefit will, I doubt not, accrue to the community generally from the measure to enable the Lieutenant Governor to ensure due protection to the discoverers of new inventions in Arts and Manufactures.

11. With regard to the General Education Bill, which has been some time under your consideration, I must briefly state that I have not felt warranted in pressing a measure which, I regret to learn, whatever may be its merits, is evidently considered objectionable by so large a number of the members. The subject is, however, of far too general and too vital interest to rest here.

12. The compulsory prepayment of Postage Rates, to be enforced by the new Postage Act, will tend to simplify and lessen the expense of the proceedings in the Post Office Department. I trust the increased rates of Postage which the Council have felt justified in making, mainly on a review of the utter disproportion of Postage receipts to the expenditure incurred in the conveyance of mails, and in the necessary extension of postal communication over unformed lines of country to remote parts of the Colony, will not offer a bar to that interchange which is so much conducive to the advancement of civilization, and which it has always been the wish of my Government to promote.

13. The Pilotage has been established on a self-supporting principle, and placed on what will, I trust, prove a sound and permanent basis.

14. I feel it to be incumbent upon me to state, that it was not without a feeling of regret that I found it to be my duty to transmit home the result of the discussion in the Council upon the amended Bill for the apprehension of Offenders illegally at large; and this not, as you are well convinced, that I do not fully recognise the duty of both the Executive Government and the Legislative Council to oppose every legal obstacle to an evil of such magnitude, but because I consider that the Legislature cannot be fully justified in having assumed a position of opposition to any reconsideration and emendation of the original measure whatsoever, when apprized by the highest authority of its illegality or objectionable nature in certain points. I would that the Council had reflected, that by passing an Act to which Her Majesty's Assent would without doubt have been obtained, the Colony might more surely have been preserved in future from the evil apprehended, than by an adherence to provisions to which it is announced that Her Majesty cannot legally be advised to give her sanction.

15. The amendment of the law relating to the Police management will, I doubt not, add to the comfort as well as the discipline and efficiency of the members of that Force, and assist in promoting economy in a department in which it is so urgently called for.

16. I regret that the pressure of other business has precluded the enactment of any general measure for the solemnization of Marriage, such as was contemplated, this Session.

17. I thank the Council for the acquiescence which it has yielded to certain measures which I have considered it requisite to lay before it for the increase of the revenue. I regret, however, that it has been held advisable to reject the Bill for the levying of Wharfage Rates, which I had introduced upon the urgent representations of the commercial community. While that rejection seriously limits, for the present, the means of increasing the facilities for the commerce of the Colony, which are so earnestly called for, every exertion shall be made by the Government to prepare a comprehensive scheme for your consideration at a future day.

18. This leads me at once to the subject of the financial position of the Colony. Beyond the appropriation made by the Acts of the Session, both for expenditure referable to the past year, and prospectively considered requisite, for that upon which we have now entered—large and liberal as it most undoubtedly is,—the peculiar circumstances of the Colony, the great and rapid increase in population, in trade, and the social requirements consequent upon them—have created a necessity for the early concentration within a limited period of an immediate expenditure, which if encountered gradually and distributed over several years, under circumstances of less urgent pressure, might have been well and sufficiently met by our ordinary resources. I have mainly, at the instance and recommendation of the Council, consented to admit into the scheme of appropriation and expenditure no less a sum than £1,300,000, as devoted to works of public necessity or convenience during the present year. Had it not been for this large and extraordinary outlay, I have no doubt but that the Revenue would prove amply sufficient to meet the general expenditure.

19. It must be borne in mind that the apparent insufficiency of funds does not, in this instance, originate in any decrease in revenue, but solely in an increase of the urgent requirements of a young and rapidly growing Colony. I may congratulate the Council that, notwithstanding the enormous expenditure in which the Colony has been involved for the two years passed, in consequence of the unparalleled circumstances in which it has been placed, its financial position may be judged to be in a thoroughly healthy and vigorous state. The return of Revenue collections in the first quarter of the year, with the exception of a decrease,—the result of a change of system which had been foreseen and calculated upon in the case of certain branches—still shews a steady and rapid increase upon almost every item of which that Revenue is composed, compared with the Returns of the corresponding period of the preceding year, large as that was justly considered to be.

And even as it is, I cannot but surmise that, due regard being had to the wants of the community in general, and the scarcity of labor, it will be found inexpedient, if not impossible, to attempt the completion of the whole of the undertakings projected at the present time; and that the real excess of Expenditure, over and above the total amount of the Colonial Revenue for the year, to be provided by the extraordinary means to which the Council has given its sanction, will fall very greatly short of the sum now contemplated.

20. I would not be understood as dissuading the Executive Government from undertaking any expenditure which the present urgent wants of the Colony, and the evident signs of continued and permanent prosperity may justify. I consider the expenditure in question, lavish as it may appear, so far as it at once meets the public requirements, may be shewn to be economy in the end,—even were the pressure less than it actually is at this moment. All that promotes active and general trade; the convenience and safety of our ports; the rapidity and security of

internal communication ; the maintenance of good order ; all that gives assurance of convenience and health to the large population of the towns,—in short all that enables you to take full and prompt advantage of the tide of prosperity which, under God's favor, has set upon these shores, is for the ultimate and permanent advantage of the Colony.

With regard to the measures now projected for the Sewerage and Water supply of the towns, costly as they are, I consider them of an importance to the community, which would justify a far greater amount of risk and sacrifice, if need be, than can really be said to be incurred in the case of works which may clearly be looked upon as sooner or later remunerative, or self-supporting. Viewing the climate, the physical phenomena of the country, and the character of the mixed population crowding in upon us, I am convinced that due and timely attention to an abundant, general, and cheap water supply, and to a well-devised system of sewerage is the point upon which your character as a healthy, contented, and prosperous people will now mainly hinge. My regret is, that the attainment of these great objects has been from circumstances so long delayed.

21. The wise exercise of the powers so liberally given to the Corporations of Melbourne and Geelong, to raise funds for the improvement of their respective towns, will enable these bodies to effect what never could be done, however urgently called for, by ordinary means, and will doubtless increase their value and prosperity, as well as add to the comfort of the inhabitants.

22. I believe that I am justified in alluding to the general internal state of the Colony as highly satisfactory and prosperous. I consider that the present apparent excessive rate of imports, caused to a great extent by an imperfect knowledge of the commercial arrangements of the Colony, is in no way significant of any falling off in our mercantile prosperity ; it will, doubtless, under a system of free and accelerated intercommunication, speedily rectify itself.

23. The yield and export of gold continues very steady, and I have no reason whatsoever to question the continued productiveness of both the explored and unexplored mineral fields of the Colony. It may be satisfactory to the Council to learn, that, notwithstanding all the acknowledged impediments which have stood in the way of the wool grower since the gold discovery, the Returns of the Port of Melbourne during the present season still shew an increase instead of a decrease, under the head of that valuable export.

24. As the Council will have observed from the Returns laid upon the table during the Session, large quantities of land of every class, principally in the Settled and Intermediate Districts, have been brought into the market within the last twelve months. It will be very satisfactory to me to find that a wider development of the agricultural capabilities of the Colony will ere long be the result.

25. Similar Returns will have demonstrated the great progress made within the last twelve months in the formation of roads and bridges : and it is with some degree of pride that I claim for Victoria the first successful application of the system of Electric Telegraph communication within the southern hemisphere.

26. The Council is aware that on various occasions the attention of Her Majesty's Government has been drawn to the inadequacy of the military protection of the Colony, nevertheless I did not consider myself justified in retaining the reinforcement which was secured in September last by the temporary detachment of the Head Quarters of the 99th Regiment for the service of this Colony, when it was represented to me that the interests of the Colony of Van Diemen's Land, to which that Regiment was properly attached, were perilled by their detention here. The recent Despatches received from the Secretary of State, which have been laid before you, have apprized you that the representations made have met with full and prompt attention on the part of Her Majesty's Government ; and I have to acknowledge the ready acquiescence of the Legislative Council in the arrangement submitted to it with respect to the reinforcement of Troops and the transfer of the Head Quarters of the Australian Command to Victoria.

27. Many documents of great interest have been laid upon the Council table during the course of the Session. Among these none possess greater importance than the Despatches recently received or brought under notice relative to the occupancy of the Waste Lands of the Crown for pastoral purposes. It will I am persuaded be evident to the Council that the subject was one which would require a degree of deliberation, enquiry, and careful handling, far too serious to be undertaken amongst the press of business which has from circumstances marked the close of the Session. It is one which cannot but obtain immediate and most serious attention during the recess. The claim of the pastoral interest to every degree of consideration consistent with the general good can never be denied in a Colony which owes its first settlement and early extraordinary development to its pastoral capabilities, and to the enterprise and energy with which these have been turned to account. But time and circumstances have created public and general necessities to which all secondary considerations must give place ; and I have confidence that whatever sacrifice may be ultimately required on one part or the other to dispose of existing difficulties, they will be cheerfully met out of regard to the common weal.

28. Various Despatches laid before you relative to Immigration also possess no ordinary interest. I have not failed to have regard to the wishes of the Council on this subject, communicated to me by Address. Though some diminution of unassisted Immigration may be remarked, as compared with the previous period, very considerable additions to our population under this head continue to be made ; and it will be satisfactory to the Council to remark the unbroken stream of Government Immigration which continues to reach our

shores. It is, I believe, adjudged to be in the main now well and carefully conducted, and to be composed of classes well adapted to the wants of the Colonists. With regard to an Address which I received from the Council, I may here state that, in compliance with its wishes, £200,000 have already been remitted since the beginning of the year for the continuance of Immigration, under the direction of Her Majesty's Land and Emigration Commissioners. With respect to Female Immigration, to the desirability of which my attention was specially directed, I am happy to be in a position to assure the Council, that there is every disposition on the part of Her Majesty's Government to attend to the representations already forwarded by me on that score. I am reminded by a recent Despatch from the Secretary of State, that between the 1st January, 1853, and the 30th November last, 4668 single women had been sent to this Colony, and only 659 single men, being more than 4000 females in excess. The present large migration of male Chinese to the Colony, and the prospect held out of still further accessions, may, I consider, call for the early attention of the Legislature.

29. After the observations already offered, it may appear scarcely necessary that I should formally thank you in general terms for the ample provision which you have made for all branches of the Public Service. In the name of the servants of the Executive Government I would acknowledge the general consideration which has been shewn towards them by this Council, not only by sanctioning such further increase in the rate of salaries as appeared called for, but by the relief afforded to all classes by the House Allowance granted during the present year. I express a hope that the rapid increase of house accommodation, and the gradual equalization of supply and demand, may render such provision unnecessary at a future day.

30. When I last occupied this seat at the opening of the Session, on the 30th August last, it appeared very improbable that I should have the honor of thus closing it. The acceptance, by Her Majesty, of my resignation of the office, which I have now filled under one name or another for so long a period, had reached the Colony, and I had every reason to believe that after it had been accepted little obstacle or delay would interfere in the appointment and arrival among you of a successor. But it is a satisfaction to me to be in a position to assure the Council that the long delay which has intervened is at least attributable to no disregard of the interests of the Colony. On the contrary, I have the assurance of the Secretary of State, that this delay has been solely caused by His Grace's sense of the very serious duty which was imposed upon him, in providing for the future government of Victoria; and His Grace now expresses his conviction that the selection had fallen upon one in whose qualifications the Colony must feel that its interests have been well cared for. It is probable that Sir Charles Hotham, my successor, will arrive amongst you and enter upon his duties in a few weeks' time. The success of his administration will be a subject of just pride, and a source of sincere gratification to me.

I cannot at this time shut my eyes to the truly marvellous changes which have taken place since I set foot among you—now upwards of fourteen years ago—and of the contrast between the Settlement of Port Phillip in 1839, and the great Colony of Victoria in 1854; and I would not conceal my honest expectation of the destiny which lies before her, if true to her principles, as an offset of a great and loyal and Christian people.

To God I give all the glory for the past success and for the present prospect; and in bidding you farewell, to His providential care I would earnestly commend you.

It now only remains for me to thank you, Mr. Speaker, and the Members of the Legislative Council of every class, for the assiduity and diligence and sacrifice of much time and ease with which you have attended to the business of this very protracted Session. This I do most sincerely in Her Majesty's name; and I now declare this Council prorogued until Tuesday, the 13th of June next.

(Signed)

C. J. LA TROBE,  
*Lieutenant Governor.*

*Government Offices,  
Melbourne, 12th April, 1854.*

His Excellency then retired, and being conducted to the door by the Speaker and Members, the Council stood prorogued to Tuesday, thirteenth day of June next.

J. F. PALMER,  
*Speaker.*

## SELECT COMMITTEES

**APPOINTED DURING THE SESSION 1853-4.**

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### 1.—REPLY TO LIEUTENANT GOVERNOR'S OPENING SPEECH.

Mr. Goodman, The Colonial Secretary, Mr. O'Shanassy,	}	Appointed 30th August, 1853. Sat one day.	{	Mr. W. Nicholson, The Auditor General, Mr. J. Murphy (mover).
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### 2.—COUNCIL CLUB.

Mr. Mollison, Mr. Cole, Mr. Splatt, Mr. M. Nicholson,	}	Appointed 30th August, 1853.	{	Mr. Highett, Mr. Griffith, Mr. Rutledge (mover).
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### 3.—STANDING ORDERS.

The Speaker, The Attorney General, The Chairman of Committees, Mr. Smith,	}	Appointed 31st August, 1853. Sat four days.	{	Mr. Miller, Mr. Splatt, Mr. Griffith.
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### 4.—LIBRARY.

The Speaker, Mr. Fawkner, Mr. Greeves, The Chairman of General Sessions,	}	Appointed 31st August, 1853. Sat five days.	{	Mr. Riddell, The Surveyor General, Mr. Haines.
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### 5.—MANAGEMENT OF THE GOLD FIELDS.

Mr. Miller, Mr. O'Shanassy, The Attorney General, Mr. Greeves, Mr. Rutledge, Mr. Splatt,	}	Appointed 31st August, 1853. Sat twenty days.	{	The Auditor General, Mr. Langlands, Mr. W. Nicholson, Mr. Strachan, The Surveyor General, The Colonial Secretary (mover).
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### 6.—NEW CONSTITUTION.

The Attorney General, The Auditor General, Mr. Haines, Mr. O'Shanassy, Mr. Greeves, The Speaker,	}	Appointed 1st September, 1853. Sat twenty-eight days.	{	Mr. Miller, Mr. Goodman, Mr. W. Nicholson, Mr. Smith, Dr. Thomson, The Colonial Secretary (mover).
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### 7.—ELECTIONS AND QUALIFICATIONS.

Mr. Campbell, Mr. Griffith, Mr. Haines, Mr. Miller,	}	Appointed 2nd September, 1853. Sat eleven days.	{	Mr. Mollison, Mr. Winter, Mr. Goodman,
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8.—MELBOURNE, MOUNT ALEXANDER, AND MURRAY RIVER RAILWAY COMPANY'S BILL.

Mr. Campbell, Mr. Winter, The Surveyor General, Mr. Riddell,	}	Appointed 2nd September, 1853. Sat six days.	{	Mr. Miller, Mr. Rutledge, Mr. Splatt (mover).
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9.—PUBLIC WORKS.

Mr. Cole, Mr. Rutledge, Mr. Campbell, The Colonial Secretary, Mr. Strachan, Mr. Annand,	}	Appointed 2nd September, 1853. Sat thirty-two days.	{	Mr. Hervey, Mr. Hodgson, The Surveyor General, Captain Dane, Mr. Graham, Mr. Haines (mover).
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10.—SCAB IN SHEEP.

The Attorney General, Mr. Griffith, Mr. F. Murphy, Mr. Splatt,	}	Appointed 6th September, 1853. Sat seven days.	{	Mr. Campbell, Mr. Hervey, Mr. Mollison, Mr. Goodman (mover).
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11.—LIGHTHOUSES.

Mr. Cole, Mr. Rutledge, Mr. Henty, Mr. Strachan, Mr. Hodgson,	}	Appointed 13th September, 1853. Sat fifteen days.	{	The Surveyor General, Mr. Mark Micholson, The Collector of Customs, Mr. Graham, The Auditor General (mover).
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12.—COUNCIL CHAMBERS.

The Speaker, The Auditor General, Mr. Hodgson,	}	Appointed 13th September, 1853.	{	The Chairman of Committees, The Colonial Secretary (mover).
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13.—MARRIAGES BILL.

Mr. Griffith, Mr. Haines, Mr. Miller, Mr. J. Murphy, Mr. O'Shanassy,	}	Appointed 13th September, 1853. Sat ten days.	{	Mr. Smith, Mr. Splatt, Mr. Jas. Thomson, Mr. Wilkinson, The Attorney General (mover).
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14.—NEW COUNCIL CHAMBERS.

The Speaker, The Auditor General, Mr. Hodgson, The Chairman of Committees, Mr. Smith,	}	Appointed 14th September, 1853. Sat five days.	{	Mr. Haines, Mr. Griffith, The Surveyor General, The Attorney General, The Colonial Secretary (mover).
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15.—BANK OF VICTORIA BILL.

The Attorney General, The Auditor General, Mr. Hightt, Mr. Hodgson, Mr. Mark Nicholson,	}	Appointed 16th September, 1853. Sat four days.	{	Mr. Russell, Mr. Smith, Dr. Thomson, Mr. Winter, Mr. Miller (mover).
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16.—INTERNATIONAL POSTAGE.

The Colonial Secretary, Mr. Graham, Mr. Strachan,	}	Appointed 23rd September, 1853. Sat one day.	{	Mr. Goodman, Mr. Greeves (mover).
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17.—TROOPS FROM VAN DIEMEN'S LAND.—(ADDRESS TO SIR WILLIAM DENISON.)

The Colonial Secretary, Mr. Cole, The Surveyor General,	} Appointed 29th September, 1853. Sat two days.	{ Mr. Miller, Mr. Rutledge (mover).
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18.—GAUGE OF RAILWAYS.

Mr. Splatt, Mr. Winter, Mr. Wm. Nicholson, Dr. Thomson, The Surveyor General,	} Appointed 29th September, 1853. Sat three days.	{ The Auditor General, Mr. Greeves, Mr. Miller, Mr. Hodgson (mover).
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19.—APPOINTMENT OF MR. J. MEREWETHER.

Mr. Mollison, Mr. Goodman, Captain Dane, Mr. Rutledge,	} Appointed 4th October, 1853. Sat five days.	{ Mr. Smith, Mr. Haines, The Colonial Secretary (mover).
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20.—CONVICTS PREVENTION ACT AMENDMENT BILL.—(ADDRESS TO THE QUEEN.)

Mr. Smith, Mr. Greeves, Mr. Miller, Mr. Griffith, Mr. F. Murphy,	} Appointed 5th October, 1853. Sat two days.	{ Mr. Hodgson, Mr. Splatt, Mr. Rutledge, Lieutenant-Colonel Anderson (mover.)
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21.—GEEELONG MAILS.

Mr. Strachan, Mr. Greeves, Mr. Haines, Mr. W. Nicholson. Mr. Cowie (mover).	} Appointed 6th October, 1853. Sat seventeen days.	{ Added to Committee 11th October :— Mr. O'Shanassy, Mr. Miller, Mr. Griffith.
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22.—GOLD DISCOVERY.

Mr. Wm. Nicholson, Mr. Mark Nicholson, Mr. Strachan, Mr. Hodgson,	} Appointed 12th October, 1853. Sat eleven days.	{ The Auditor General, Mr. Graham, Mr. Greeves (mover).
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23.—ST. KILDA PIER OR JETTY COMPANY'S BILL.

Mr. Riddell, Mr. Graham, Mr. Mollison, Mr. Henty,	} Appointed 18th October, 1853. Sat one day.	{ Mr. Campbell, The Chairman of Committees, Captain Dane (mover).
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24.—INTEMPERANCE.

Mr. Burnley, Mr. Wilkinson, Mr. Griffith, Mr. Smith,	} Appointed 20th October, 1853.	{ The Chairman of General Sessions, Mr. Sargood, Mr. Parker (mover).
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25.—OVENS MINING COMPANY'S BILL.

Mr. Greeves, Mr. Hodgson, Chief Commissioner of Gold Fields, Mr. Knight,	} Appointed 21st October, 1853. Sat one day.	{ Mr. Myles, Mr. Graham, Dr. Thomson (mover).
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## 26.—TEMPORARY RESIDENCE FOR LIEUTENANT GOVERNOR.

The Surveyor General, Mr. W. Nicholson, Mr. Goodman, Mr. Sargood,	} Appointed 21st October, 1853. Sat three days.	{ Mr. Greeves, Mr. Splatt, Mr. Miller, The Colonial Secretary (mover).
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## 27.—EQUITABLE LAND AND BUILDING COMPANY'S BILL.

Mr. A'Beckett, The Chairman of General Sessions, Mr. Francis Murphy, Mr. Haines,	} Appointed 4th November, 1853. Sat one day.	{ Mr. O'Shanassy, Mr. J. Murphy, Mr. W. Nicholson (mover).
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## 28.—GOVERNMENT BANKING.

The Auditor General, Mr. Russell, The Attorney General, Mr. Goodman, Mr. M. Nicholson,	} Appointed 8th November, 1853. Sat ten days.	{ Mr. Strachan, Mr. Graham, Mr. Highett, Dr. Thomson, Mr. Miller (mover).
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## 29.—THE ADMINISTRATION OF LOCAL FUNDS.

The Auditor General, The Surveyor General, Mr. Hodgson, Mr. Smith, Mr. O'Shanassy, Mr. Cowie, Dr. Thomson,	} Appointed 1st December, 1853. Sat seventeen days.	{ The Speaker, Mr. Mark Nicholson, Mr. Griffith, Mr. Henty, Mr. Greeves, The Colonial Secretary (mover).
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## 30.—PILOTAGE.

The Attorney General, The Collector of Customs, Mr. O'Shanassy, Mr. Strachan, Mr. Haines,	} Appointed 6th December, 1853.	{ Mr. Graham, Captain Dane, Mr. Rutledge, Mr. Cole (mover).
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## 31.—MR. PATRICK REID'S PETITION.

Mr. Cowie, Mr. Myles, Mr. W. Nicholson, Mr. Russell,	} Appointed 6th December, 1853. Sat four days.	{ Mr. Riddell, The Collector of Customs, Mr. Fawcner (mover).
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## 32.—DEFENCES OF THE COLONY.

The Colonial Secretary, The Attorney General, The Surveyor General, The Acting Chief Commissioner of Police, Lieutenant-Colonel Anderson,	} Appointed 27th January, 1854. Sat seven days.	{ Mr. W. Nicholson, Mr. O'Shanassy, Mr. Miller, Mr. Strachan, Captain Dane (mover).
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VICTORIA.

## LEGISLATIVE COUNCIL.

No. 1.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**FRIDAY, 9<sup>TH</sup> SEPTEMBER.

No. 1.—*Unauthorized Mining Act Amendment Bill.*—Clause I.—It shall be lawful for the Lieutenant Governor of the said Colony in lieu of issuing any License or Authority in accordance with the regulations referred to in the said Act to issue Licenses to mine or dig for Gold for a period of three months from the First day of September One thousand eight hundred and fifty-three upon payment of a fee of \_\_\_\_\_ to be applied for the Public Service of the said Colony And every such License shall be deemed a License or Authority within the terms of the said Act Provided that any person having paid the proper sum for a License issued under the existing regulations for the said month of September shall receive credit therefor on account of any License to be issued under the Provisions hereof and payment of every such sum shall be deemed a part payment of the said sum of \_\_\_\_\_

Question proposed—That the blank occurring in the fifth line of the above clause be filled up with the words "*Forty shillings.*"—(*The Colonial Secretary.*)

Question proposed—That the blank be filled up with the words "*Thirty shilling.*"—(*Mr. Miller.*)

Question proposed—That the blank be filled up with the words "*Three pounds.*"—(*Mr. a'Beckett.*)

Question put—That the blank be filled up with the words "*Thirty shillings.*"  
Committee divided.

Ayes, 10.

Mr. Dane,  
Mr. O'Brien,  
Mr. Hodgson,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Griffith,  
Mr. Miller, (*Teller.*)

Noes, 27.

Mr. F. Murphy,  
Mr. M. Nicholson,  
Mr. Smith,  
The Attorney General,  
Mr. Cole,  
The Collector of Customs,  
Mr. Greeves,  
Mr. O'Shanassy,  
The Chairman of General Sessions,  
Mr. Annand,  
Mr. Knight,  
Mr. Highett,  
Lieut. Col. Anderson,  
The Solicitor General,  
Mr. Hervey,  
Mr. Jas. Murphy,  
Mr. a'Beckett,  
Mr. Haines,  
Mr. Graham,  
Mr. Langlands,  
Mr. Mollison,  
The Speaker,  
Mr. Splatt,  
The Colonial Secretary,  
Mr. Rutledge,  
Mr. Russell,  
The Auditor General, (*Teller.*)

Question put—That the blank be filled up with the words “*Forty shillings.*”  
Committee divided.

Ayes, 27.

Mr. Cole,  
Mr. Miller,  
Mr. Dane,  
Mr. Russell,  
The Attorney General,  
The Collector of Customs,  
The Solicitor General,  
Mr. Greeves,  
Mr. Hodgson,  
The Chairman of General Sessions,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. Burnley,  
Mr. Jas. Thomson,  
Mr. Cowie,  
Mr. Langlands,  
Mr. Jas. Murphy,  
Mr. Hervey,  
Mr. Knight,  
Mr. O'Shanassy,  
Mr. Griffith,  
Mr. Myles,  
Mr. Mr. Rutledge,  
Mr. Splatt,  
Mr. Mollison,  
The Colonial Secretary,  
The Auditor General, (*Teller.*)

Noes, 10.

Mr. J. Murphy,  
The Speaker,  
Mr. Graham,  
Mr. Haines,  
Mr. Smith,  
Mr. M. Nicholson,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Wilkinson,  
Mr. A'Beckett, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 2.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**TUESDAY, 27<sup>TH</sup> SEPTEMBER.

No. 1.—*Larceny Bill*.—Clause II.—The like jurisdiction as by the said Act is given shall and may be hereafter exercised in and all the provisions in the said Act contained shall so far as the same are applicable subject to the provisions hereinafter contained be extended and applied to all cases in which any person of any age exceeding sixteen years shall be charged with any such offence as in the said Act is mentioned and in which the money or property stolen shall not exceed in value the sum of                      pounds and upon conviction thereof such person shall be liable to be sentenced to imprisonment in some common Gaol or House of Correction with or without hard labor or to be kept to hard labor on the roads or other public works of the Colony at the discretion of the Justices for periods not exceeding six calendar months for the first offence and twelve calendar months for the second or any subsequent offence.

Question proposed—That the blank occurring in the sixth line of the above clause be filled up with the word “*Ten*.”—(*Mr. Smith*.)

Question proposed—That the blank occurring in the sixth line of the above clause be filled up with the word “*Five*.”—(*Mr. Fawcner*.)

Question proposed and put—That the blank occurring in the seventh line of the above clause be filled up with the word “*Two*.”—(*The Attorney General*.)

Committee divided.

Ayes, 29.

Mr. Myles,  
Mr. J. Thomson,  
Mr. W. Nicholson,  
Mr. Fawcner,  
The Auditor General,  
Mr. A'Beckett,  
Mr. Knight,  
Mr. Graham,  
Mr. Highett,  
The Solicitor General,  
Lieut. Col. Anderson,  
The Speaker,  
The Chairman of General Sessions,  
The Surveyor General,  
The Colonial Secretary,  
Mr. Riddell,  
Mr. Jas. Murphy,  
The Chief Commissioner of Gold  
Fields,  
Mr. Griffith,  
Mr. Parker,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Mollison,  
Mr. Greeves,  
Mr. Wilkinson,  
Mr. Henty,  
Mr. Hodgson,  
Mr. O'Brien,  
The Attorney General, (*Teller*.)

Noes, 10.

Mr. M. Nicholson,  
Mr. Splatt,  
Mr. Rutledge,  
Mr. Haines,  
Mr. Cole,  
Mr. Langlands,  
Mr. Dane,  
Mr. Annand,  
Mr. Burnley,  
Mr. Smith, (*Teller*.)

WEDNESDAY, 28TH SEPTEMBER.

No. 2.—*Prevention of Offenders Act Amendment Bill.*—Clause II.—Any master-mariner or other person owning commanding navigating or sailing any ship vessel or boat for the trip or voyage when any such ship vessel or boat shall *with the knowledge or connivance of the person so owning commanding navigating or sailing the same* bring to any port or other place in the Colony of Victoria any offender illegally at large as hereinafter mentioned shall upon conviction thereof before any two Justices of the Peace for every such offence be liable to a fine not exceeding *one hundred pounds* or to imprisonment for any time not exceeding *six months* or to both at the discretion of the said Justices.

Motion made and question put—That the words “*with the knowledge or connivance of the person so owning commanding navigating or sailing the same,*” occurring in the third and fourth lines of the above clause, be omitted.—(Mr. Miller.)

Committee divided.

Ayes, 30.

Mr. Goldsmith,  
Mr. Miller,  
Mr. O'Brien,  
Dr. Thomson,  
Mr. Griffith,  
Mr. Hodgson,  
Mr. Russell,  
Mr. Graham,  
Mr. Highett,  
Mr. Knight,  
Mr. M. Nicholson,  
Mr. Langlands,  
Mr. Hervey,  
Mr. Burnley,  
Mr. Smith,  
Mr. Cowie,  
Mr. Stevens,  
Mr. Wm. Nicholson,  
Mr. Haies,  
Mr. Henty,  
Mr. J. Murphy,  
Mr. Strachan,  
Mr. Annand,  
Mr. Dane,  
Mr. Goodman,  
Mr. O'Shanassy,  
Mr. Parker,  
Mr. F. Murphy,  
Mr. Kiddell,  
Mr. Rutledge, (Teller.)

Noes, 15.

The Chief Commissioner of the Gold Fields,  
Mr. Cole,  
The Surveyor General,  
The Attorney General,  
Mr. A'Beckett,  
Lieut. Col. Anderson,  
The Solicitor General,  
Mr. Jas. Thomson,  
Mr. Mollison,  
Mr. Myles,  
Mr. Wilkinson,  
The Chairman of General Sessions,  
The Colonial Secretary,  
The Speaker,  
The Auditor General, (Teller.)

No. 3.—Clause XIV.—Every person who has been or shall be transported for any offence against the laws to any British Colony or Possession other than the Colony of Victoria or of New South Wales or who has been convicted of any capital or transportable offence in any British Colony or Possession other than the said Colony of Victoria or of New South Wales and who shall be found in the said Colony not having served the full term for which he or she was transported or the full period of his sentence or not having received from Her Majesty a *pardon* or remission of his or her sentence shall for the purposes and in the construction of this Act be deemed to be an offender illegally at large and the expression “offender illegally at large” wherever it occurs in this Act shall be taken to signify and denote such person so transported or convicted and who has not served such term or period or received such pardon or remission as aforesaid.

Motion made and question put—That the word “*free*” be inserted before the word “*pardon,*” in the seventh line of the above clause.—(Mr. Miller.)

Committee divided.

Ayes, 34.

Mr. O'Brien,  
 Mr. Goldsmith,  
 The Chairman of General Sessions,  
 Mr. Miller,  
 Mr. O'Shanassy,  
 Dr. Thomson,  
 Mr. Cole,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. Hodgson,  
 Mr. Graham,  
 Mr. Annand,  
 Mr. Knight,  
 Mr. W. Nicholson,  
 Mr. Langlands,  
 Mr. Russell,  
 Mr. Hervey,  
 Mr. Burnley,  
 Mr. J. Thomson,  
 Mr. Smith,  
 Mr. Stevens,  
 Mr. J. Murphy,  
 Mr. Mollison,  
 Mr. Strachan,  
 Mr. Dane,  
 Mr. Highett,  
 Mr. A'Beckett,  
 Mr. Parker,  
 Mr. Riddell,  
 Mr. F. Murphy,  
 Mr. M. Nicholson,  
 The Speaker,  
 Mr. Haines,  
 Mr. Rutledge, (*Teller.*)

Noes, 7.

The Colonial Secretary,  
 The Surveyor General,  
 Mr. Myles,  
 The Chief Commissioner of the Gold  
 Fields,  
 The Auditor General,  
 The Solicitor General,  
 The Attorney General, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 3.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**

THURSDAY, 6TH OCTOBER.

No. 1.—*Pension to the Widow of the late Captain Flinders, R.N.*—Motion made and question put—That this Committee considers it expedient that an Address be presented to His Excellency the Lieutenant Governor requesting him to direct that a Bill be introduced into the Council granting an annuity of £100 to the Widow of the late Captain Flinders, R.N., with reversion to her daughter.—(*The Auditor General.*)

Committee divided.

Ayes, 23.

The Colonial Secretary,  
 The Surveyor General,  
 The Attorney General,  
 The Auditor General,  
 The Solicitor General,  
 Mr. Cole,  
 Lieut. Col. Anderson,  
 Mr. A'Beckett,  
 Mr. Splatt,  
 Mr. Mollison,  
 Capt. Dane,  
 Mr. Burnley,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. Cowie,  
 Mr. Miller,  
 Mr. Langlands,  
 Mr. Parker,  
 Mr. Griffith,  
 The Speaker,  
 Mr. F. Murphy,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Riddell, (*Teller.*)

Noes, 19.

Mr. M. Nicholson,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Strachan,  
 Dr. Thomson,  
 Mr. Wm. Nicholson,  
 Mr. Annand,  
 Mr. Highett,  
 Mr. Rutledge,  
 Mr. Winter,  
 Mr. Campbell,  
 Mr. O'Brien,  
 Mr. Wilkinson,  
 Mr. Goodman,  
 Mr. Hervey,  
 Mr. J. Murphy,  
 Mr. Henty,  
 Mr. Graham,  
 Mr. Smith, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 4.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.*Extracted from the Minutes.***Session 1853.**WEDNESDAY, 12<sup>TH</sup> OCTOBER.

- No. 1.—*Steam Communication with Great Britain.*—Question proposed—That this Committee considers it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Estimates for 1854 the sum of £50,000 for the purpose of assisting in carrying out Steam Communication with Great Britain for the ensuing twelve months.
- That of this sum £3000 per month be given to the Peninsular and Oriental Steam Navigation Company, provided they carry out a monthly communication and perform the voyage in 65 days.
- That £4000 be given to the said Company for every bi-monthly mail, arriving within 65 days, until the monthly mail arrangements are carried out.
- That the balance of the £50,000 shall be held for the purpose of giving a premium of £1000 to any other steamer or sailing vessel bringing a regular mail and arriving within 65 days.—(*Mr. Goodman.*)
- Amendment proposed—That all the words after the word “*that*” be omitted, with a view to insert the following words—“it is the opinion of this Committee “*that*” £3000 per month should be paid from the public Revenue to any Company which shall engage to carry a regular monthly mail from England to Melbourne within 60 days.
- That such sum of £3000 be paid only for those months in which the voyage may have been successfully performed within the time specified.—(*The Colonial Secretary.*)
- Further amendment* proposed—That all the words after the word “*that,*” in the proposed amendment, be omitted, with a view to insert the following words—“a Select Committee be appointed to consider and report upon the best mode of ensuring rapid and regular Steam Communication between this Colony and Great Britain.—(*Mr. O'Shanassy.*)
- Question—That the words proposed to be omitted from the original motion stand part of the question—put and negatived.
- Question—That the words proposed to be inserted by Mr. O'Shanassy, in the place of the words so omitted—put.
- Committee divided.

Ayes, 8.

Mr. Campbell,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Myles,  
Mr. Jas. Thomson,  
Mr. O'Brien, (*Teller.*)

Noes, 23.

Mr. Greeves,  
Capt. Cole,  
Mr. Miller,  
Mr. Hodgson,  
The Colonial Secretary,  
Mr. Russell,  
Dr. Thomson,  
Mr. J. Murphy,  
Mr. Knight,  
The Solicitor General,  
Lieut. Col. Anderson,  
Mr. Cowie  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
The Surveyor General,  
Mr. Goodman,  
Mr. Highett,  
Capt. Dane,  
Mr. Hervey,  
The Speaker,  
Mr. Rutledge,  
Mr. Mark Nicholson,  
Mr. Splatt, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 5.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.*Extracted from the Minutes.***Session 1853.**

WEDNESDAY, 19TH OCTOBER.

- No. 1.—*Grant to Denominational School Board.*—Motion made—That this Committee considers it expedient that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates for the present year the sum “of” £6000, to be placed at the disposal of the Denominational School Board for the purpose of meeting certain urgent claims which the Board are unable to meet from want of Funds.—(*The Chairman of General Sessions.*)
- Amendment proposed—That all the words after the word “of” be omitted, with a view to insert the following words—“£20,000 to be expended in the promotion of Primary Education, in the proportion voted by this Council in the Estimates for 1853.”—(*The Auditor General.*)
- Further amendment proposed.—That in lieu of the words proposed to be inserted by the Auditor General there be inserted the words following:—“£10,000 to be placed at the disposal of the Denominational School Board for the purpose of meeting certain urgent claims which the Board are unable to meet from want of funds, the sum of £10,000 to be divided among the different Denominations according to their numbers on the “Census.”—(*Mr. Haines.*)
- Question—That the words proposed to be omitted from the original motion stand part of the question—put.

Committee divided.

Ayes, 7.

The Chairman of General Sessions,  
Mr. Henty,  
Mr. Splatt,  
Mr. Parker,  
Lieut. Col. Anderson,  
Mr. F. Murphy,  
Mr. Rutledge, (*Teller.*)

Noes, 35.

Mr. Campbell,  
The Surveyor General,  
Mr. Mollison,  
Mr. Goodman,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Myles,  
The Solicitor General,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. Haines,  
Mr. Hervey,  
Mr. Highett,  
Mr. Griffith,  
The Chief Commissioner of the Gold Fields,  
The Auditor General,  
Mr. Cowie,  
Mr. J. Thomson,  
Capt. Dane,  
Mr. Russell,  
Mr. Annand,  
The Attorney General,  
Mr. W. Nicholson,  
Mr. Sargood,  
Dr. Thomson,  
Mr. Strachan,  
Mr. Fawkner,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Cole,  
The Speaker,  
Mr. M. Nicholson,  
The Colonial Secretary,  
Mr. Smith, (*Teller.*)

Question—That the words proposed by the Auditor General to be inserted in the place of the words omitted be so inserted—put.

Committee divided.

Ayes, 20.

The Colonial Secretary,  
The Attorney General,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
Dr. Thomson,  
Mr. Sargood,  
Mr. Fawkner,  
Mr. Russell,  
Mr. W. Nicholson,  
Mr. Annand,  
Mr. Myles,  
The Solicitor General,  
Mr. Cowie  
Mr. Jas. Thomson,  
Mr. Hervey,  
Mr. M. Nicholson,  
The Speaker,  
Mr. Campbell,  
Mr. Mollison,  
The Surveyor General, (*Teller.*)

Noes, 22.

Mr. Splatt,  
Mr. F. Murphy,  
Mr. Rutledge,  
Mr. Goodman,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Haines,  
Mr. Henty,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. Griffith,  
Mr. Highbett,  
Capt. Dane,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Strachan,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Cole,  
The Chairman of General Sessions,  
Mr. Smith, (*Teller.*)

Question—That the words proposed by Mr. Haines to be inserted in the place of the words omitted be so inserted—put.

Committee divided.

Ayes, 23.

The Colonial Secretary,  
Mr. Smith,  
Mr. Cole,  
Mr. Splatt,  
Mr. O'Brien,  
Mr. Strachan,  
Mr. Miller,  
Mr. O'Shanassy,  
Mr. J. Murphy,  
Mr. Hodgson,  
Mr. Highbett,  
Capt. Dane,  
Mr. Burnley,  
Mr. Wilkinson,  
Lieut. Col. Anderson,  
Mr. Henty,  
Mr. Haines,  
Mr. Parker,  
Mr. Griffith,  
Mr. Campbell,  
Mr. Mollison,  
Mr. Goodman,  
The Chairman of General Sessions,  
(*Teller.*)

Noes, 19.

The Chief Commissioner of the Gold  
Fields,  
Mr. Cowie,  
Dr. Thomson,  
The Solicitor General,  
Mr. Russell,  
Mr. Annand,  
Mr. Wm. Nicholson,  
Mr. Mark Nicholson,  
Mr. Sargood,  
Mr. J. Thomson,  
Mr. Fawkner,  
The Auditor General,  
The Surveyor General,  
The Speaker,  
Mr. Rutledge,  
Mr. F. Murphy,  
Mr. Hervey,  
Mr. Myles,  
The Attorney General, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**FRIDAY, 28<sup>TH</sup> OCTOBER.

No. 1. *Assessment on Stock.*—Question proposed—That this Committee considers it expedient that an Address be presented to His Excellency the Lieutenant Governor, requesting him to order a Bill to be brought into this House to fix a Rate or Assessment upon all Stock grazing on Crown Lands in the Intermediate and in the Unsettled (so called) Districts, and that such Rate may be charged per head as will be in accordance with the present value of the Lands of the Colony, and of the enhanced price of Meat and Tallow, &c.—(*Mr. Fawcner.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again this day six weeks.—(*The Colonial Secretary.*)

Committee divided.

Ayes, 24.

The Attorney General,  
The Colonial Secretary,  
The Auditor General,  
The Speaker,  
Mr. Goldsmith,  
Mr. Hervey,  
Mr. Campbell,  
Mr. Riddell,  
Mr. M. Nicholson,  
The Surveyor General,  
The Chief Commissioner of the Gold  
Fields,  
The Solicitor General,  
Mr. Splatt,  
Mr. Graham,  
Mr. Highett,  
Mr. Henty,  
Mr. J. Thomson,  
Lieut. Col. Anderson,  
Mr. Mollison,  
Mr. F. Murphy,  
Mr. Griffith,  
Mr. Rutledge,  
Mr. Parker,  
Mr. Goodman, (*Teller.*)

Noes, 21.

Mr. Winter,  
Mr. Haines,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. J. Murphy,  
Mr. Knight,  
Mr. Cole,  
Mr. Greeves,  
Mr. Annand,  
Mr. Hodgson,  
Mr. Strachan,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. Fawcner,  
Mr. Burnley,  
Capt. Dane,  
Mr. Sargood,  
Mr. Cowie,  
Mr. Smith, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 7.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**

TUESDAY, 1ST NOVEMBER.

No. 1. Paragraph No. 23 of His Excellency the Lieutenant Governor's Speech on opening the Council this Session, and His Excellency's Message No. 28.—Motion made—That in the opinion of this Committee Emigrants should be despatched to the different Districts of Portland, "Belfast," and Gipps' Land, in proportion to the amount of territorial revenue derived from each.—(Mr. Rutledge.)

Amendment proposed—That the word "Warrnambool" be inserted after the word "Belfast."—(Mr. Mark Nicholson.)

Further amendment proposed and question put—That in the opinion of this Council Emigrants ought to be despatched to all the various Ports of the Colony, with due regard to the demand for labor in the several Districts adjacent thereto.—(Mr. Greeves.)

Committee divided.

Ayes, 19.

The Speaker,  
Mr. Campbell,  
Mr. Hervey,  
Mr. Splatt,  
Mr. Cole,  
Mr. Greeves,  
Mr. Miller,  
Mr. Goodman,  
Mr. Henty,  
Mr. Annand,  
Mr. Wilkinson,  
Mr. Hodgson,  
Mr. Sargood,  
Mr. Parker,  
Mr. Riddell,  
Mr. Haines,  
Mr. Griffith,  
Mr. Goldsmith,  
Mr. Mollison, (Teller.)

Noes, 18.

Mr. O'Brien,  
Mr. M. Nicholson,  
The Chairman of General Sessions,  
Mr. Graham,  
The Surveyor General,  
The Chief Commissioner of Cold  
Fields,  
Mr. Highett,  
Lieut. Col. Anderson,  
The Attorney General,  
Mr. Burnley,  
Mr. F. Murphy,  
Capt. Dane,  
Mr. Russell,  
The Colonial Secretary,  
Mr. O'Shanassy,  
Mr. Fawcner,  
The Auditor General,  
Mr. Rutledge, (Teller.)

No. 2. Question proposed—That His Excellency the Lieutenant Governor be requested to move the Secretary of State to authorize a sum, not exceeding £10,000, being placed at the disposal of the "Society for Promoting Female Emigration," during the year 1854, under such restrictions as he may deem advisable.—(*The Auditor General.*)

Motion made and question put—That the Chairman do now leave the chair and report the resolution to the House.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 17.

Mr. O'Brien,  
Mr. Campbell,  
Mr. Russell,  
The Attorney General,  
Mr. Goodman,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Miller,  
Mr. Mollison,  
Mr. Parker,  
Mr. Mark Nicholson,  
Mr. Riddell,  
Mr. Griffith,  
The Speaker,  
Mr. Splatt, (*Teller.*)

Noes, 18.

Mr. Goldsmith,  
Mr. Cole,  
Mr. Fawcner,  
The Colonial Secretary,  
Mr. Hervey,  
Mr. Annand,  
Mr. Sargood,  
Capt. Dane,  
Mr. Burnley,  
Mr. Henty,  
The Chief Commissioner of the Gold  
Fields,  
Mr. Highett,  
Mr. Graham,  
The Surveyor General,  
The Chairman of General Sessions,  
The Auditor General,  
Mr. Wilkinson,  
Mr. Rutledge, (*Teller.*)

Question proposed—That to the question proposed by the Auditor General be added the words—"and also equal sums be recommended to be placed at the disposal of the "Highland Society," and of Mrs. Chisholm's Society.—(*Mr. Campbell.*)

Motion made and question put—That the Chairman do now leave the chair and report the resolution to the House.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 17.

The Attorney General,  
Mr. Splatt,  
The Speaker,  
Mr. Campbell,  
Mr. Griffith,  
Mr. Riddell,  
Mr. M. Nicholson,  
Mr. Parker,  
Mr. Mollison,  
Mr. Miller,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Russell,  
Mr. O'Brien,  
Mr. Goodman, (*Teller.*)

Noes, 18.

The Colonial Secretary,  
Mr. Cole,  
Mr. Goldsmith,  
Mr. Fawcner,  
Mr. Hervey,  
Mr. Annand,  
Mr. Sargood,  
Capt. Dane,  
Mr. Burnley,  
Mr. Henty,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Highett,  
Mr. Graham,  
The Chairman of General Sessions,  
Mr. Wilkinson,  
Mr. Rutledge,  
The Surveyor General, (*Teller.*)

Question—That His Excellency the Lieutenant Governor be requested to move the Secretary of State to authorize a sum, not exceeding £10,000, being placed at the disposal of the "Society for Promoting Female Emigration," during the year 1854, under such restrictions as he may deem advisable—put.

Committee divided.

Ayes, 18.

The Colonial Secretary,  
The Auditor General,  
Mr. Goldsmith,  
Mr. Rutledge,  
The Chief Commissioner of the Gold  
Fields,  
Mr. Wilkinson,  
The Chairman of General Sessions,  
Mr. Graham,  
Mr. Annand,  
Capt. Dane,  
Mr. Sargood,  
Mr. Fawkner,  
Mr. Cole,  
Mr. Burnley,  
Mr. Highett,  
Mr. Henty,  
Mr. Hervey,  
The Surveyor General, (*Teller.*)

Noes, 19.

The Attorney General,  
Mr. Miller,  
Mr. Splatt,  
Mr. Greeves,  
Mr. Haines,  
Mr. F. Murphy,  
Mr. Parker,  
Mr. O'Brien,  
Mr. Russell,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Campbell,  
The Speaker,  
Mr. Mollison,  
Mr. M. Nicholson,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Strachan,  
Mr. Goodman, (*Teller.*)

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WEDNESDAY, 2ND NOVEMBER.

No. 3. *Finance, 1853-4.—Supplementary Estimates, 1853.*—Question proposed—That a sum not exceeding £1502 10s., be appropriated to defray the supplementary charge for the Department of the Colonial Treasurer for the year 1853.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £1340 2s., be appropriated to defray the supplementary charge for the Department of the Colonial Treasurer for the year 1853.—(*Captain Dane.*)

Committee divided.

Ayes, 5.

Mr. O'Brien,  
Mr. Fawkner,  
Mr. Myles,  
Mr. Annand,  
Capt. Dane, (*Teller.*)

Noes, 33.

Mr. Smith,  
Mr. Cole,  
Mr. Greeves,  
Mr. Miller,  
The Auditor General,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. J. Thomson,  
Mr. Knight,  
Mr. Parker,  
Mr. Mollison,  
Lieut. Col. Anderson,  
Mr. Burnley,  
Mr. Russell,  
The Chairman of General Sessions,  
Mr. Highett,  
Mr. Hervey,  
Mr. Goodman,  
Mr. Graham,  
Mr. J. Murphy,  
Mr. Wilkinson,  
The Surveyor General,  
The Speaker,  
The Chief Commissioner of the Gold  
Fields,  
The Colonial Secretary,  
The Collector of Customs,  
Mr. Splatt,  
The Attorney General,  
Mr. Griffith,  
Mr. F. Murphy,  
Mr. Riddell,  
Mr. Rutledge, (*Teller.*)

No. 4. Question proposed—That a sum not exceeding £9839 12s. 11d., be appropriated to defray the supplementary charges for the Department of the Post Office for the year 1853.—(*The Auditor General.*)

Motion made and question put—That the items “Six Letter Carriers at 12s., from 1st June, “£770 8s.” and “Letter Carrier, Geelong, at 12s. per diem, from 11th June, £121 10s.,” be postponed with a view to increasing the same to 14s. per diem.—(*Captain Dane.*)

Committee divided.

Ayes, 16.

Mr. Riddell,  
Mr. F. Murphy,  
Mr. O'Brien,  
Mr. Mark Nicholson,  
Mr. Strachan,  
Mr. O'Shanassy,  
Mr. Russell,  
Mr. Knight,  
Mr. Hightt,  
Dr. Thomson,  
Mr. Hodgson,  
Mr. Myles,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. Burnley,  
Capt. Dane, (*Teller.*)

Noes, 19.

Mr. Smith,  
Mr. Cole,  
Mr. Greeves,  
Mr. Miller,  
The Colonial Secretary,  
The Auditor General,  
Licut. Col. Anderson,  
Mr. Wilkinson,  
Mr. Parker,  
Mr. Haines,  
The Surveyor General,  
Mr. Splatt,  
Mr. Graham,  
Mr. Mollison,  
Mr. Griffith,  
The Chief Commissioner of the Gold Fields,  
The Chairman of General Sessions,  
The Attorney General,  
Mr. Rutledge, (*Teller.*)

No. 5. Motion made and question put—That the Chairman do now report progress and ask leave to sit again.—(*Mr. Annand.*)

Committee divided.

Ayes, 9.

Licut. Col. Anderson,  
Mr. Wilkinson,  
Capt. Dane,  
Mr. Hightt,  
Mr. Fawcner,  
Mr. Myles,  
Mr. Annand,  
Mr. Miller,  
Mr. Strachan, (*Teller.*)

Noes, 23.

Mr. Smith,  
Mr. Greeves,  
The Colonial Secretary,  
Mr. F. Murphy,  
Mr. Hodgson,  
Mr. O'Shanassy,  
The Auditor General,  
Dr. Thomson,  
Mr. Wm. Nicholson,  
Mr. Knight,  
Mr. Parker,  
Mr. Burnley,  
Mr. Russell,  
Mr. Haines,  
Mr. O'Brien,  
Mr. Graham,  
Mr. Mollison,  
Mr. Cole,  
The Attorney General,  
The Chairman of General Sessions,  
Mr. Mark Nicholson,  
Mr. Griffith,  
The Chief Commissioner of the Gold Fields,  
The Surveyor General,  
Mr. Splatt,  
The Speaker,  
Mr. Rutledge,  
Mr. Riddell, (*Teller.*)

## THURSDAY, 3RD NOVEMBER.

No. 6. Question proposed—That a sum not exceeding £248,321 15s. be appropriated to defray the supplementary charge for the General Police Force for the year 1853.—(*The Auditor General.*)

Motion made and question put—That the consideration of the question that a sum not exceeding £248,321 15s., be appropriated to defray the supplementary charge for the General Police Force for the year 1853, be postponed.—(*Captain Dane.*)

Committee divided.

Ayes, 16.

Mr. Myles,  
Dr. Thomson,  
Mr. Parker,  
Mr. Hodgson,  
Mr. J. Murphy,  
Mr. Wilkinson,  
Mr. Fawcner,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Strachan,  
Mr. Miller,  
Mr. W. Nicholson,  
Mr. Haines,  
Mr. Burnley,  
Mr. James Thomson,  
Captain Dane, (*Teller.*)

Noes, 22.

Mr. Smith,  
Mr. Cole,  
The Chief Commissioner of the Gold  
Fields,  
The Colonial Secretary,  
Mr. Goodman,  
The Chairman of General Sessions,  
Mr. F. Murphy,  
Mr. Knight,  
Mr. Russell,  
Mr. Annand,  
The Attorney General,  
The Auditor General,  
Lieut. Col. Anderson,  
Mr. M. Nicholson,  
Mr. Campbell,  
Mr. Graham,  
Mr. Goldsmith,  
Mr. Rutledge,  
Mr. Griffith,  
Mr. Mollison,  
Mr. Riddell,  
The Surveyor General, (*Teller.*)

No. 7. Question—That a sum not exceeding £248,321 15s., be appropriated to defray the supplementary charge for the General Police Force for the year 1853—put.

Committee divided.

Ayes, 25.

Mr. Greeves,  
Mr. Haines,  
Mr. Annand,  
Mr. Knight,  
Mr. Russell,  
Mr. Goodman,  
Mr. Graham,  
Mr. F. Murphy,  
The Chief Commissioner of the Gold  
Fields,  
The Surveyor General,  
The Colonial Secretary,  
Mr. Campbell,  
Mr. Smith,  
Mr. Riddell,  
Mr. Mollison,  
The Chairman of General Sessions,  
Mr. Goldsmith,  
Mr. Cole,  
Mr. Rutledge,  
Mr. Griffith,  
Mr. M. Nicholson,  
Lieut. Col. Anderson,  
The Attorney General,  
Mr. Parker,  
The Auditor General, (*Teller.*)

Noes, 14.

Mr. Miller,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. J. Murphy,  
Dr. Thomson,  
Mr. W. Nicholson,  
Mr. Fawcner,  
Mr. Myles,  
Mr. Jas. Thomson,  
Capt. Dane,  
Mr. Burnley,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Strachan, (*Teller.*)

No. 8. Question proposed—That a sum not exceeding £10,250 17s. 9d., be appropriated to defray the supplementary charge for the Department of the Central Road Board for the year 1853.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £10,009 15s. 2d., be appropriated to defray the supplementary charge for the Department of the Central Road Board for the year 1853.—(*Capt. Dane.*)

Committee divided.

Ayes, 6.

Mr. O'Brien,  
Mr. Annand,  
Mr. James Murphy,  
Mr. Fawkner,  
Mr. Burnley,  
Capt. Dane, (*Teller.*)

Noes, 27.

The Surveyor General,  
The Colonial Secretary,  
The Chief Commissioner of the Gold  
Fields,  
Mr. F. Murphy,  
Mr. O'Shanassy,  
The Speaker,  
Mr. Griffith,  
Mr. Russell,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Knight,  
Mr. Wilkinson,  
The Attorney General,  
Lieut. Col. Anderson,  
Mr. Myles,  
Mr. Parker,  
Mr. J. Thomson,  
The Chairman of General Sessions,  
Mr. Strachan,  
Mr. Goldsmith,  
Mr. M. Nicholson,  
Mr. Miller,  
Mr. Greeves,  
Mr. Smith,  
Mr. Cole,  
Mr. Hodgson,  
The Auditor General, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 8.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**

WEDNESDAY, 9TH NOVEMBER.

No. 1. *Finance—Supplementary Estimates, 1853—Buildings.*—Motion made and Question put—That a sum, not exceeding £21,000, be appropriated to defray the supplementary charge for additional Colonial Stores for the year 1853.—(*The Auditor General.*)

Committee divided.

Ayes, 29.

The Attorney General,  
 The Colonial Secretary,  
 Mr. Campbell,  
 Mr. Splatt,  
 Mr. Goldsmith,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Russell,  
 Mr. Graham,  
 Mr. Haines,  
 The Surveyor General,  
 Mr. Cole,  
 Mr. Annand,  
 Mr. Henty,  
 Mr. Hervey,  
 Mr. Hodgson,  
 Mr. Sargood,  
 Mr. Stevens,  
 Mr. Greeves,  
 Mr. M. Nicholson,  
 Mr. Parker,  
 Lieut. Col. Anderson,  
 Mr. Mollison,  
 Mr. Riddell,  
 Mr. Griffith,  
 Mr. Miller,  
 Mr. O'Brien,  
 Mr. Wilkinson,  
 Mr. F. Murphy,  
 The Auditor General, (*Teller.*)

Noes, 9.

Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. Wm. Nicholson,  
 Mr. Myles,  
 Capt. Dane,  
 Mr. Burnley,  
 Mr. J. Thomson,  
 Mr. Goodman, (*Teller.*)

No. 2. Question proposed—That a sum, not exceeding £20,000, be appropriated to defray the supplementary charge for 1853 for the transport of Stores and Building Materials, in addition to previous vote.—(*The Auditor General.*)

Motion made and question put—That the above question be postponed.—(*Captain Dane.*)

Committee divided.

Ayes, 11.

Mr. Mollison,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Parker,  
Mr. Strachan,  
Mr. Fawcner,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Sargood,  
Mr. J. Thomson,  
Capt. Dane, (*Teller.*)

Noes, 21.

Mr. Cole,  
The Chief Commissioner of the Gold  
Fields,  
The Attorney General,  
The Colonial Secretary,  
Mr. F. Murphy,  
The Speaker,  
Mr. Goldsmith,  
Mr. Mark Nicholson,  
Mr. O'Brien,  
Mr. Goodman,  
Mr. Stevens,  
Mr. Graham,  
Lieut. Col. Anderson,  
The Auditor General,  
Mr. W. Nicholson,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Greeves,  
Mr. Annand,  
The Surveyor General, (*Teller.*)

No. 3. Assay Office—Motion made and question put—That a sum, not exceeding £2649 8s. 11d., be appropriated to defray the supplementary charge for the Assay Office for the year 1853.—(*The Auditor General.*)

Committee divided.

Ayes, 27.

Mr. Strachan,  
The Speaker,  
Mr. Miller,  
Mr. Mark Nicholson,  
Mr. O'Shanassy,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Parker,  
Mr. Stevens,  
Lieut. Col. Anderson,  
Mr. Greeves,  
Mr. Sargood,  
Mr. Fawcner,  
Mr. Goodman,  
Mr. W. Nicholson,  
Mr. Hodgson,  
Mr. Wilkinson,  
Mr. Graham,  
Mr. Cole,  
Mr. Goldsmith,  
The Chief Commissioner of the Gold  
Fields,  
The Surveyor General,  
Mr. F. Murphy,  
The Colonial Secretary,  
The Attorney General,  
The Auditor General, (*Teller.*)

Noes, 5.

Mr. O'Brien,  
Capt. Dane,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. Annand, (*Teller.*)

No. 4. Question proposed—That a sum not exceeding £3469 5s. 1d., be appropriated to defray the supplementary charge for compensation to the Lessee of the Queen's Wharf for loss sustained by him by the repeal of the laws relating to Wharfage, for the year 1853.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £3000, be appropriated to defray the supplementary charge for compensation to the Lessee of the Queen's Wharf for loss sustained by him by the repeal of the laws relating to Wharfage, for the year 1853.—  
(*Mr. Fawkner.*)

Committee divided.

Ayes, 2.  
Mr. Fawkner,  
Mr. Myles, (*Teller.*)

Noes, 29.  
Mr. Riddell,  
The Speaker,  
Mr. Griffith,  
The Chief Commissioner of the Gold  
Fields,  
Mr. F. Murphy,  
The Colonial Secretary,  
The Attorney General,  
Mr. O'Brien,  
Mr. Stevens,  
Mr. Mollison,  
Mr. Goodman,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. Strachan,  
The Surveyor General,  
Mr. J. Thomson,  
Capt. Dane,  
Mr. Parker,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. Graham,  
Mr. O'Shanassy,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Mark Nicholson,  
Mr. Goldsmith,  
Lieut. Col. Anderson,  
The Auditor General, (*Teller.*)

No. 5. Question proposed—That a sum not exceeding £36,895, be appropriated towards defraying the supplementary charge for allowances for House Rent to Heads of Departments, Superior Officers, Clerks, and Bailiffs, according to the scale shewn in the Estimates for 1854, from 1st July.—(*The Auditor General.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. Annand.*)

Ayes, 12.  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Hodgson,  
Mr. Miller,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. Greeves,  
Mr. Annand,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Fawkner,  
Mr. O'Brien, (*Teller.*)

Noes, 22.  
The Speaker,  
Lieut. Col. Anderson,  
Mr. Riddell,  
The Chief Commissioner of the Gold  
Fields,  
Mr. F. Murphy,  
Mr. Mollison,  
Mr. Cole,  
Mr. Griffith,  
Mr. Goldsmith,  
The Chairman of General Sessions,  
The Colonial Secretary,  
Mr. Haines,  
Mr. Parker,  
The Attorney General,  
Mr. Graham,  
Mr. Stevens,  
Mr. M. Nicholson,  
The Auditor General,  
Mr. Highett,  
Mr. J. Thomson,  
Mr. Goodman,  
The Surveyor General, (*Teller.*)

No. 6. Motion made and question put—That a sum not exceeding £36,895, be appropriated towards defraying the supplementary charge for allowances for House Rent to Heads of Departments, Superior Officers, Clerks, and Bailiffs, according to the scale shown in the Estimates for 1854, from 1st July.—(*The Auditor General.*)

Committee divided.

Ayes, 21.  
 Mr. Mollison,  
 Mr. Cole,  
 The Speaker,  
 Mr. Goldsmith,  
 The Chairman of General Sessions,  
 Mr. Griffith,  
 Mr. Haines,  
 Mr. James Thomson,  
 Mr. Parker,  
 Mr. Stevens,  
 Mr. Goodman,  
 Mr. M. Nicholson,  
 Mr. Highett,  
 Mr. Graham,  
 Lieut. Col. Anderson,  
 The Chief Commissioner of the Gold  
 Fields,  
 Mr. F. Murphy,  
 The Surveyor General,  
 The Colonial Secretary,  
 The Attorney General,  
 The Auditor General, (*Teller.*)

Noes, 12.  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Myles,  
 Capt. Dane,  
 Mr. O'Brien,  
 Mr. Wilkinson,  
 Mr. Greeves, (*Teller.*)

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THURSDAY, 10<sup>TH</sup> NOVEMBER.

No. 7. *Finance.*—Question proposed—“*That*” the expenditure of large sums of public money in order to increase the amount appropriated by the Council for any department of the Public Service, without the previous concurrence of the Council, in the opinion of this Committee, is unconstitutional; and, although under the circumstances of the case, the Committee have reluctantly agreed to a large supplementary vote for the service of the year 1853, in order to maintain inviolate the public faith, they wish to express their opinion that for the future when a large additional Estimate for the Public Service is required, the Government should call this House together at as early a period as possible.—(*Mr. Goodman.*)

Amendment proposed—That all the words after the first word “*That*,” in the above question, be omitted in order to insert in their place the following words:—“when the annual expenditure for the uses of the Public Service has been determined upon by the Legislature, it is the duty of the Executive Government to take every care that that expenditure does not exceed the amount placed at its disposal, and that a departure from this principle can only be justified by extreme necessity.”—(*The Auditor General.*)

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

Committee divided.

Ayes, 26.  
 The Speaker,  
 Mr. Strachan,  
 Mr. Hodgson,  
 Mr. Greeves,  
 Mr. O'Brien,  
 Mr. J. Murphy,  
 Mr. W. Nicholson,  
 Mr. Haines,  
 Mr. Annand,  
 Mr. Burnley,  
 Mr. Sargood,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. Mollison,  
 Mr. Stevens,  
 Mr. Miller,  
 Dr. Thomson,  
 Mr. O'Shanassy,  
 Mr. Wilkinson,  
 Mr. Parker,  
 Mr. Fawkner,  
 Mr. Hervey,  
 Mr. Campbell,  
 Mr. Goodman, (*Teller.*)

Noes, 17.  
 Mr. Cole,  
 Mr. Riddell,  
 Mr. F. Murphy,  
 Mr. Smith,  
 Mr. M. Nicholson,  
 The Colonial Secretary,  
 Mr. Russell,  
 The Auditor General,  
 Mr. Highett,  
 Mr. Henty,  
 Mr. Splatt,  
 Mr. Griffith,  
 Mr. Goldsmith,  
 The Attorney General,  
 The Chairman of General Sessions,  
 The Chief Commissioner of the Gold  
 Fields,  
 The Surveyor General, (*Teller.*)

FRIDAY, 11<sup>TH</sup> NOVEMBER.

No. 8. *Estimates for 1854*—Motion made and question put—That the Chairman report progress and ask leave to sit again on Wednesday next, 16th November.—(*Dr. Thomson.*)

Committee divided.

## Ayes, 17.

Mr. Hervey,  
Mr. Wilkinson,  
Captain Dane,  
Mr. Miller,  
Mr. Smith,  
Mr. Jas. Thomson,  
Mr. Cowie  
Mr. Sargood,  
Mr. Burnley,  
Mr. W. Nicholson,  
Mr. O'Shanassy,  
Mr. Annand,  
Mr. Greeves,  
Dr. Thomson,  
Mr. O'Brien,  
Mr. Fawkner,  
Mr. Hodgson, (*Teller.*)

## Noes, 17.

The Attorney General,  
The Auditor General,  
The Colonial Secretary,  
Mr. Graham,  
Mr. Cole,  
Mr. F. Murphy,  
The Chairman of General Sessions,  
The Speaker,  
The Chief Commissioner of the Gold  
Fields,  
Mr. M. Nicholson,  
Mr. Splatt,  
Mr. Campbell,  
Mr. Myles,  
Mr. Henty,  
Mr. Goodman,  
Mr. Mollison,  
The Surveyor General, (*Teller.*)

The tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 17, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have passed in the affirmative.

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 9.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**

WEDNESDAY, 16TH NOVEMBER.

No. 1. *Temporary Residence for His Excellency the Lieutenant Governor.*—Question proposed—That it is expedient that an Address be presented to the Lieutenant Governor, praying His Excellency to cause to be placed on the Estimates for the year 1854, the sum of £20,000, for the purpose of providing a suitable Temporary Residence for the Governor of Victoria.—(*The Colonial Secretary.*)

Motion made and question put—That the sum proposed in the above question be reduced to £16,000.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 3.  
Mr. Annand,  
Mr. Fawkner,  
Mr. O'Brien, (*Teller.*)

Noes, 31.  
Mr. J. Thomson,  
Capt. Dane,  
Mr. Highett,  
Mr. J. Murphy,  
Mr. Graham,  
Mr. W. Nicholson,  
Mr. Strachan,  
Mr. Russell,  
The Attorney General,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Greeves,  
Mr. Smith,  
The Colonial Secretary,  
Mr. Cole,  
Lieut. Col. Anderson,  
The Surveyor General,  
Mr. Parker,  
Mr. Splatt,  
Mr. F. Murphy,  
Mr. Goldsmith,  
The Chief Commissioner of Gold  
Fields,  
Mr. Campbell,  
Mr. Winter,  
Mr. Mollison,  
Mr. Wilkinson,  
Mr. M. Nicholson,  
Mr. Goodman,  
Mr. Henty,  
The Auditor General, (*Teller.*)

No. 2. Motion made and question put—That the sum proposed in the above question be reduced to the sum of £18,000.—(*Mr. Annand.*)

Committee divided.

Ayes, 4.  
 Mr. James Thomson,  
 Mr. Annand,  
 Mr. Fawcner,  
 Mr. O'Brien, (*Teller.*)

Noes, 30.  
 Mr. Highett,  
 The Surveyor General,  
 Mr. J. Murphy,  
 Mr. Cole,  
 Mr. W. Nicholson,  
 Capt. Danc,  
 Mr. Strachan,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Miller,  
 The Colonial Secretary,  
 Mr. Smith,  
 Mr. Greeves,  
 The Attorney General,  
 Lieut. Col. Anderson,  
 Mr. Riddell,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Parker,  
 Mr. Splatt,  
 Mr. F. Murphy,  
 Mr. Goldsmith,  
 Mr. Campbell,  
 Mr. Griffith,  
 Mr. Wilkinson,  
 Mr. M. Nicholson,  
 Mr. Goodman,  
 Mr. Russell,  
 Mr. Henty,  
 Mr. Graham,  
 The Auditor General, (*Teller.*)

No. 3. *Finance—Estimates for 1854.*—Question proposed—that a sum not exceeding £1050, be appropriated to defray the salary and allowance of the Private Secretary to His Excellency the Lieutenant Governor for the year 1854.—(*The Auditor General.*)  
 Motion made and question put—That a sum not exceeding £850, be appropriated to defray the salary and allowances of the Private Secretary to His Excellency the Lieutenant Governor for the year 1854.—(*Mr. Annand.*)  
 Committee divided.

Ayes, 3.  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. Annand, (*Teller.*)

Noes, 34.  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. Riddell,  
 Mr. Cole,  
 Mr. Greeves,  
 The Surveyor General,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 The Attorney General,  
 Mr. Strachan,  
 Mr. Wm. Nicholson,  
 Mr. M. Nicholson,  
 Capt. Danc,  
 Mr. Graham,  
 The Auditor General,  
 Mr. J. Thomson,  
 Mr. Cowie,  
 Mr. Burnley,  
 Mr. Highett,  
 Mr. James Murphy,  
 Mr. Russell,  
 Mr. Henty,  
 Mr. Hervey,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Wilkinson,  
 Mr. Campbell,  
 Mr. Splatt,  
 Mr. Goldsmith,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. F. Murphy,  
 Mr. Smith, (*Teller.*)

No. 4. Question proposed—That a sum not exceeding £2000, be appropriated to defray the salary of the Honorable the Speaker of the Legislative Council for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £1500, be appropriated to defray the salary of the Honorable the Speaker of the Legislative Council for the year 1854.—(*Mr. Strachan.*)

Committee divided.

Ayes, 12.

Mr. Annand,  
Mr. Myles,  
Mr. J. Murphy,  
Capt. Dane,  
Mr. Miller,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Strachan, (*Teller.*)

Noes, 23.

Mr. Highett,  
Mr. Hervey,  
Mr. Henty,  
Mr. Goodman,  
Mr. Mollison,  
Mr. Campbell,  
Mr. Goldsmith,  
Mr. Splatt,  
The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
Mr. Griffith,  
Mr. Riddell,  
Lieut. Col. Anderson,  
Mr. Cole,  
Mr. Smith,  
Mr. Greeves,  
The Auditor General,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. M. Nicholson,  
The Surveyor General,  
Mr. F. Murphy,  
The Attorney General, (*Teller.*)

No. 5. Question proposed—That a sum not exceeding £2000, be appropriated to defray the salary and allowance of the Auditor General for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £1800, be appropriated to defray the salary and allowance of the Auditor General for the year 1854.—(*Mr. Strachan.*)

Committee divided.

Ayes, 3.

Mr. Myles,  
Mr. O'Brien,  
Mr. Strachan, (*Teller.*)

Noes, 24.

Mr. Mollison,  
Mr. Goodman,  
Mr. J. Murphy,  
Mr. Hervey,  
Mr. Henty,  
Mr. Goldsmith,  
The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
Mr. Griffith,  
Mr. O'Shanassy,  
Mr. F. Murphy,  
Lieut. Col. Anderson,  
Mr. Cole,  
Mr. Greeves,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Mark Nicholson,  
Mr. Graham,  
The Solicitor General,  
Mr. Highett,  
Capt. Dane,  
Mr. J. Thomson,  
The Surveyor General,  
The Attorney General, (*Teller.*)

No. 6. Question proposed—That a sum not exceeding £1200, be appropriated to defray the salary and allowance of the Examiner in the Department of the Auditor General for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £900, be appropriated to defray the salary and allowance of the Examiner in the Department of the Auditor General, for the year 1854.—(*Mr. Strachan.*)

Committee divided.

Ayes, 13.

Mr. Goldsmith,  
Capt. Dane,  
Mr. Mark Nicholson,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Cole,  
Mr. O'Brien,  
Mr. Myles,  
Mr. Cowie,  
Mr. Smith,  
Mr. Mollison,  
Mr. Greeves,  
Mr. Strachan, (*Teller.*)

Noes, 18.

Mr. Griffith,  
The Chief Commissioner of Gold  
Fields,  
Mr. Henty,  
Mr. Hervey,  
Mr. J. Murphy,  
Mr. Wilkinson,  
Mr. Riddell,  
Mr. Goodman,  
The Solicitor General,  
Mr. J. Thomson,  
Mr. Highett,  
The Surveyor General,  
The Auditor General,  
Mr. Miller,  
Mr. Graham,  
The Colonial Secretary,  
Lieut. Col. Anderson,  
The Attorney General, (*Teller.*)

No. 7. Question proposed—That a sum not exceeding £1884 10s., be appropriated to defray the salaries, allowances, and contingencies of the Department of the Deputy Sheriff, at Heathcote, for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the items composing the sum of £1884 10s., in the above question, be struck out.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 16.

The Speaker,  
Mr. Griffith,  
Mr. Mark Nicholson,  
Mr. O'Shanassy,  
Mr. Greeves,  
Mr. Miller,  
Mr. Strachan,  
Mr. O'Brien,  
Mr. Hodgson,  
Capt. Dane,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Smith,  
Mr. Goodman, (*Teller.*)

Noes, 14.

Mr. Cole,  
Mr. Graham,  
Lieut. Col. Anderson,  
Mr. Henty,  
Mr. Hervey,  
Mr. J. Murphy,  
Mr. Mollison,  
Mr. Riddell,  
The Solicitor General,  
The Colonial Secretary,  
The Surveyor General,  
The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General, (*Teller.*)

No. 8. Question proposed—That a sum not exceeding £6495, be appropriated to defray the salaries, allowances, and contingencies of the Department of General Sessions and County Courts—Western District—for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the items £375 for the Clerk of the Peace, and £200 for the Bailiff at the Grange, be struck out.—(*Mr. O'Shanassy.*)

Committee divided.

## Ayes, 10.

Mr. O'Shanassy,  
 Mr. Greeves,  
 Mr. Miller,  
 Mr. O'Brien,  
 Mr. Strachan,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Hodgson, (*Teller.*)

## Noes, 22.

Lieut. Col. Anderson,  
 Mr. Cole,  
 The Attorney General,  
 Mr. Smith,  
 The Colonial Secretary,  
 Mr. Wilkinson,  
 Mr. Graham,  
 Mr. Griffith,  
 The Chief Commissioner of Gold  
 Fields,  
 The Surveyor General,  
 Mr. Highett,  
 The Solicitor General,  
 Mr. Mollison,  
 Mr. Goodman,  
 Mr. Riddell,  
 Mr. J. Murphy,  
 Mr. Hervey,  
 Mr. Henty,  
 Mr. M. Nicholson,  
 The Speaker,  
 Mr. F. Murphy,  
 The Auditor General, (*Teller.*)

No. 9. Question proposed—That a sum not exceeding £8322, be appropriated to defray the salaries, allowances, and contingencies of the Department of General Sessions and County Courts—Northern District—for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the sum of £646, proposed for the salaries, allowances, and contingencies for the Clerk of the Peace, Bailiff, and Tentkeeper, at Heathcote, be struck out.—(*Mr. O'Shanassy.*)

Committee divided.

## Ayes, 5.

Mr. O'Shanassy,  
 Mr. Strachan,  
 Captain Dane,  
 Mr. O'Brien,  
 Mr. Goodman, (*Teller.*)

## Noes, 25.

Mr. Miller,  
 The Colonial Secretary,  
 The Attorney General,  
 Lieut. Col. Anderson,  
 Mr. F. Murphy,  
 The Speaker,  
 Mr. Griffith,  
 Mr. M. Nicholson,  
 Mr. Henty,  
 Mr. Hervey,  
 Mr. J. Murphy,  
 Mr. Mollison,  
 Mr. Highett,  
 Mr. Cowie,  
 Mr. Jas. Thomson,  
 The Solicitor General,  
 Mr. Myles,  
 Mr. Wilkinson,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Cole,  
 Mr. Hodgson,  
 The Surveyor General,  
 Mr. Greeves,  
 Mr. Smith,  
 The Auditor General, (*Teller.*)

## THURSDAY, 17TH NOVEMBER.

No. 10. Question proposed—That a sum not exceeding £45,801, be appropriated to defray the salaries, allowances, and contingencies of the Department of the Post Office, Melbourne, for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the consideration of the items comprising the above question, be postponed.—(*Mr. Cole.*)

Committee divided.

## Ayes, 16.

Mr. Cole,  
The Speaker,  
Mr. Campbell,  
Lieut. Col. Anderson,  
Mr. M. Nicholson,  
Mr. Hodgson,  
Mr. Graham,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Greeves,  
Mr. O'Brien,  
Mr. J. Murphy,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. Burnley,  
Capt. Dane, (*Teller.*)

## Noes, 16.

The Attorney General,  
The Auditor General,  
Mr. Highett,  
Mr. Miller,  
Mr. Annand,  
Mr. W. Nicholson,  
The Chief Commissioner of Gold  
Fields,  
Mr. Griffith,  
Mr. Riddell,  
The Colonial Secretary,  
Mr. Splatt,  
Mr. Rutledge,  
Mr. Mollison,  
Mr. Wilkinson,  
Mr. Henty,  
The Surveyor General, (*Teller.*)

The tellers having declared the numbers for the "Ayes" and for the "Noes" to be respectively 16, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have passed in the affirmative.

No. 11. Question proposed—That a sum not exceeding £1337 10s., be appropriated to defray the salaries, allowances, and contingencies of the Petty Sessions Establishment, Barrow's Inn, for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £437 10s., be appropriated to defray the salaries, allowances, and contingencies of the Petty Sessions Establishment, Barrow's Inn, for the year 1854.—(*Mr. Rutledge.*)

Committee divided.

## Ayes, 14.

Mr. Rutledge,  
Mr. F. Murphy,  
Mr. Hodgson,  
Mr. Knight,  
Mr. Annand,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. O'Shanassy,  
Mr. Smith,  
Mr. O'Brien,  
Mr. Greeves,  
Mr. Wilkinson,  
Mr. Griffith,  
Mr. Strachan, (*Teller.*)

## Noes, 15.

The Auditor General,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Myles,  
Mr. M. Nicholson,  
The Solicitor General,  
Mr. Splatt,  
The Surveyor General,  
Mr. Cole,  
The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
Mr. Campbell,  
Mr. Graham,  
Mr. Goodman,  
The Attorney General, (*Teller.*)

No. 12. Question proposed—That a sum not exceeding £437 10s., be appropriated to defray the salaries, allowances, and contingencies of the Petty Sessions Establishment, Maiden's Punt, for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the above item be postponed with a view to providing for the appointment of a Stipendiary Magistrate, at Maiden's Punt.—(*Mr. Campbell.*)

Committee divided.

Ayes, 13.  
 Mr. J. Thomson,  
 Mr. Smith,  
 Mr. W. Nicholson,  
 Mr. Hodgson,  
 Mr. Knight,  
 Mr. Splatt,  
 The Auditor General,  
 Mr. Griffith,  
 Mr. J. Murphy,  
 Mr. Campbell,  
 The Attorney General,  
 Mr. Graham,  
 The Chief Commissioner of Gold  
 Fields, (*Teller.*)

Noes, 13.  
 Mr. O'Shanassy,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. Greeves,  
 Mr. Cole,  
 Mr. Strachan,  
 Mr. M. Nicholson,  
 Mr. Myles,  
 Mr. Cowie,  
 The Solicitor General,  
 Mr. Wilkinson,  
 Mr. O'Brien,  
 Mr. Rutledge, (*Teller.*)

The tellers having declared that the numbers for the "Ayes" and for the "Noes" were respectively 13, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have passed in the affirmative.

FRIDAY, 18TH NOVEMBER.

No. 13. *Message of His Excellency the Lieutenant Governor, No. 31, relative to an Export Duty on Gold.*

Question proposed—That the Chairman leave the "chair" and report to the Council that it is expedient that the Bill for granting a Duty upon the Export of Gold be read.—(*The Auditor General.*)

Motion made—That all the words in the above question after the word "chair," be omitted. (*Mr. Greeves.*)

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

Ayes, 14.  
 The Colonial Secretary,  
 Mr. Rutledge,  
 Mr. Mollison,  
 Mr. Henty,  
 The Speaker,  
 Mr. J. Murphy,  
 The Solicitor General,  
 The Chief Commissioner of Gold  
 Fields,  
 The Attorney General,  
 The Surveyor General,  
 Mr. Haines,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 The Auditor General, (*Teller.*)

Noes, 13.  
 Mr. Cole,  
 Mr. Greeves,  
 Mr. Hodgson,  
 Mr. Myles,  
 Mr. Splatt,  
 Mr. Strachan,  
 Mr. J. Thomson,  
 Mr. O'Shanassy,  
 Mr. Cowie,  
 Mr. Wilkinson,  
 Mr. Campbell,  
 Mr. Griffith,  
 Mr. Smith, (*Teller.*)

Question—That the Chairman leave the chair and report to the Council that it is expedient that the Bill for granting a Duty on the Export of Gold be read—put.

Committee divided.

Ayes, 15.  
 The Colonial Secretary,  
 The Speaker,  
 Mr. J. Murphy,  
 The Solicitor General,  
 The Chief Commissioner of Gold  
 Fields,  
 Attorney General,  
 Surveyor General,  
 Mr. Haines,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 Mr. Henty,  
 Mr. Griffith,  
 Mr. Rutledge,  
 Mr. Mollison,  
 The Auditor General, (*Teller.*)

Noes, 12.  
 Mr. Cole,  
 Mr. Greeves,  
 Mr. Hodgson,  
 Mr. Myles,  
 Mr. Splatt,  
 Mr. Strachan,  
 Mr. J. Thomson,  
 Mr. O'Shanassy,  
 Mr. Cowie,  
 Mr. Wilkinson,  
 Mr. Campbell,  
 Mr. Smith, (*Teller.*)

VICTORIA.

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**LEGISLATIVE COUNCIL.**


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No. 10.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

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*Extracted from the Minutes.*


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**Session 1853.**

TUESDAY, 22ND NOVEMBER.

No. 1. *Bill for the better Management of the Gold Fields.*—Motion made and question put—That the Chairman report progress and ask leave to sit again at seven o'clock.—(*Mr. Annand.*)

Committee divided.

Ayes, 13.  
 Mr. F. Murphy,  
 Mr. Mollison,  
 Mr. Parker,  
 Mr. M. Nicholson,  
 The Auditor General,  
 The Surveyor General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Russell,  
 Mr. Knight,  
 Mr. Annand,  
 Mr. Haines,  
 Mr. Fawcner,  
 Mr. Rutledge, (*Teller.*)

Noes, 26.  
 Mr. Cole,  
 The Attorney General,  
 Mr. Griffith,  
 Mr. Riddell,  
 Mr. Strachan,  
 The Speaker,  
 Mr. Campbell,  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Mr. A'Beckett,  
 Mr. Wilkinson,  
 Mr. Goodman,  
 Mr. J. Murphy,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Highett,  
 Mr. Winter,  
 Mr. J. Thomson,  
 Capt. Dane,  
 Mr. Cowie,  
 The Solicitor General,  
 The Colonial Secretary,  
 Lieut. Col. Anderson,  
 Mr. Greeves, (*Teller.*)

No. 2. *Clause III.*—The fees to be paid for any license with reference to the periods for which the same shall be issued as aforesaid shall be the following that is to say:—

For one month .....	£ .
For three months .....	.
For six months .....	.
For twelve months.....	.

And such fees shall be payable in advance and shall be paid to Her Majesty Her Heirs and Successors to be applied to the public uses of the said Colony and in support of the Government thereof.

Question proposed—That the blank following the words “for three months,” in the above clause, be filled up with the words “two pounds.”—(*The Attorney General.*)

Motion made—That the blank following the words “for three months,” in the above clause, be filled up with the words “three pounds.”—(*Mr. Goodman.*)

Question—That the blank following the words “for three months,” in the above clause, be filled up with the words “two pounds”—put.

Committee divided.

Ayes, 27.

Mr. Strachan,  
Mr. Cole,  
Mr. Campbell,  
Mr. Winter,  
Mr. Mollison,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Riddell,  
Mr. Parker,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Greeves,  
Mr. O'Brien,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. J. Murphy,  
Mr. Fawkner,  
Capt. Dane,  
Mr. Hodgson,  
The Solicitor General,  
Mr. O'Shanassy,  
The Surveyor General,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
The Colonial Secretary,  
The Auditor General, (*Teller.*)

No. 3. Question proposed—That the blank following the words “for six months,” in the above clause, be filled up with the words “three pounds.”—(*The Attorney General.*)

Motion made—That the blank following the words “for six months,” in the above clause, be filled up with the words “five pounds.”—(*Mr. Goodman.*)

Motion made—That the blank following the words “for six months,” in the above clause, be filled up with the words “four pounds.”—(*Mr. a'Beckett.*)

Question—That the blank following the words “for six months,” in the above clause, be filled up with the words “three pounds”—put.

Committee divided.

Ayes, 5.

Mr. Mollison,  
Mr. Fawkner,  
Capt. Dane,  
Mr. Cowie,  
Mr. Greeves, (*Teller.*)

Noes, 7.

The Speaker,  
Mr. Rutledge,  
Mr. Haines,  
Mr. a'Beckett,  
Mr. F. Murphy,  
Mr. M. Nicholson,  
Mr. Goodman, (*Teller.*)

Noes, 26.

Mr. Cole,  
The Surveyor General,  
The Attorney General,  
Mr. a'Beckett,  
Mr. Annand,  
Mr. Myles,  
Mr. Wilkinson,  
The Solicitor General,  
Mr. Russell,  
Mr. Knight,  
Mr. Parker,  
Mr. J. Thomson,  
Mr. Haines,  
Mr. Goodman,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. M. Nicholson,  
The Colonial Secretary,  
The Speaker,  
Mr. Griffith,  
Mr. Winter,  
The Auditor General,  
Mr. Riddell,  
Lieut. Col. Anderson,  
The Chief Commissioner of Gold  
Fields,  
Mr. Strachan, (*Teller.*)

No. 4. Question proposed—That the blank following the words “for twelve months,” in the above clause, be filled up with the words “eight pounds.”—(*The Attorney General.*)

Motion made—That the blank following the words “for twelve months,” in the above clause, be filled up with the words “ten pounds.”—(*Mr. Goodman.*)

Question—That the blank following the words “for twelve months,” in the above clause, be filled up with the words “eight pounds”—put.

Committee divided.

Ayes, 21.

The Colonial Secretary,  
Mr. Winter,  
Mr. Griffith,  
Mr. Riddell,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Wilkinson,  
Mr. Cowie,  
Mr. Strachan,  
Mr. Russell,  
Mr. Fawkner,  
Mr. Knight,  
Mr. Myles,  
Mr. Annand,  
Mr. A'Beckett,  
The Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Greaves,  
The Attorney General,  
The Surveyor General,  
The Auditor General, (*Teller.*)

Noes, 9.

The Speaker,  
Mr. M. Nicholson,  
Mr. Rutledge,  
Mr. Cole,  
Mr. Campbell,  
Mr. J. Thomson,  
Mr. Mollison,  
Mr. Haines,  
Mr. Goodman, (*Teller.*)

THURSDAY, 24TH NOVEMBER.

No. 5. Clause proposed—It shall be lawful for the Lieutenant Governor subject to the provisions hereof and to such rules as aforesaid to cause licenses to be issued which shall be in force for the periods of three six and twelve months from the dates thereof respectively and every such license shall during the time therein expressed authorize the holder to carry on the business of a storekeeper upon any gold fields on any waste lands of the Crown and the fees to be paid for any such last mentioned license with reference to the periods for which the same shall be issued as last aforesaid shall be the following that is to say:—

For three months ..... £ .  
For six months .....  
For twelve months.....

And all such fees as hereinbefore mentioned shall be payable in advance and shall be paid to Her Majesty Her Heirs and Successors to be applied to the public uses of the said Colony and in support of the Government thereof.

Question proposed—That the blank following the words “for three months,” in the above clause, be filled up with the words “fifteen pounds.”—(*The Attorney General.*)

Motion made—That the blank following the words “for three months,” in the above clause, be filled up with the words “twelve pounds.”—(*Mr. O'Brien.*)

Motion made—That the blank following the words “for three months,” in the above clause, be filled up with the words “twenty pounds.”—(*Mr. Strachan.*)

Motion made—That the blank following the words “for three months,” in the above clause, be filled up with the words “twenty-five pounds.”—(*Mr. Cole.*)

Question—That the blank following the words “for three months,” in the above clause, be filled up with the words “fifteen pounds”—put.

Committee divided.

Ayes, 21.

Mr. Goodman,  
The Attorney General,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
Mr. Fawkner,  
The Solicitor General,  
Mr. Graham,  
Mr. Hodgson,  
Mr. Highett,  
Captain Dane,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Cowie,  
Mr. Henty,  
Mr. O'Shanassy,  
Mr. Parker,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Splatt,  
The Surveyor General,  
The Auditor General, (*Teller.*)

Noes, 16.

Mr. Smith,  
Mr. Cole,  
Mr. Miller,  
Lieut. Col. Anderson,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Mr. Goldsmith,  
Mr. M. Nicholson,  
Mr. Haines,  
Mr. F. Murphy,  
Mr. Campbell,  
Mr. Knight,  
Mr. Mollison,  
Mr. Hervey,  
Mr. Strachan, (*Teller.*)

- No. 6. Question proposed—That the blank following the words “for six months,” in the above clause, be filled up with the words “twenty-five pounds.”—(*The Attorney General.*)  
 Motion made—That the blank following the words “for six months,” in the above clause, be filled up with the words “thirty pounds.”—(*Mr. Strachan.*)  
 Question—That the blank following the words “for six months,” in the above clause, be filled up with the words “twenty-five pounds”—put.  
 Committee divided.

Ayes, 25.

The Colonial Secretary,  
 Mr. F. Murphy,  
 The Attorney General,  
 The Surveyor General,  
 The Chief Commissioner of Gold  
 Fields,  
 The Solicitor General,  
 Mr. Graham,  
 Mr. Highett,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. Fawkner,  
 Mr. Cowie,  
 Mr. Henty,  
 Mr. Hervey,  
 Mr. Mollison,  
 Mr. Wilkinson,  
 Mr. O'Brien,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 Mr. Goodman,  
 The Speaker,  
 The Auditor General, (*Teller.*)

Noes, 14.

Mr. Griffith,  
 Mr. Haines,  
 Mr. Splatt,  
 Mr. Campbell,  
 Mr. M. Nicholson,  
 Mr. Goldsmith,  
 Mr. Cole,  
 Mr. Miller,  
 Mr. Strachan,  
 Mr. Annand,  
 Mr. J. Murphy,  
 Mr. Riddell,  
 Mr. Knight,  
 Mr. Smith, (*Teller.*)

- No. 7. Question proposed—That the blank following the words “for twelve months,” in the above clause, be filled up with the words “fifty pounds.”—(*The Attorney General.*)  
 Motion made and question put—That the blank following the words “for twelve months,” in the above clause, be filled up with the words “forty pounds.”—(*Mr. O'Brien.*)  
 Committee divided.

Ayes, 5.

Mr. O'Brien,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. O'Shanassy,  
 Mr. Myles, (*Teller.*)

Noes, 32.

Mr. M. Nicholson,  
 Mr. Parker,  
 Mr. Riddell,  
 The Surveyor General,  
 Lieut. Col. Anderson,  
 Mr. Goldsmith,  
 Mr. Goodman,  
 The Chief Commissioner of Gold  
 Fields,  
 The Speaker,  
 Mr. Haines,  
 Mr. Splatt,  
 Mr. F. Murphy,  
 The Attorney General,  
 Mr. Campbell,  
 The Colonial Secretary,  
 Mr. Griffith,  
 Mr. Wilkinson,  
 Mr. Henty,  
 Mr. Knight,  
 Mr. Highett,  
 Mr. Graham,  
 The Solicitor General,  
 Mr. J. Murphy,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Strachan,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. Miller,  
 Mr. Cole,  
 Mr. Smith,  
 The Auditor General, (*Teller.*)

No. 8. *Clause IV.*—It shall be lawful for the Lieutenant Governor subject to and in accordance with the laws in force respecting the sale of waste lands of the Crown to sell and dispose of as auriferous land any of such waste lands supposed to contain gold in such manner and form subject to such terms and conditions and at such minimum price as to the Lieutenant Governor may seem fit and the purchaser of any land so sold as auriferous land shall be entitled on payment of the full amount of his purchase money to mine for any gold found on such auriferous land without the payment of any royalty rent return fee or charge whatsoever and the proceeds of such lands shall be paid and applied in manner pointed out by the laws Provided no such lands shall be sold as auriferous lands unless six months previous notice of such intended sale shall have been published in the *Government Gazette*.

Motion made and question put—That the above clause as amended stand part of the Bill.—  
(*The Attorney General.*)

Committee divided.

Ayes, 14.

Mr. Annand,  
Mr. Hervey,  
Mr. Highett,  
The Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
The Surveyor General,  
The Colonial Secretary,  
Mr. Smith,  
Mr. Haines,  
Mr. Miller,  
Mr. Goodman,  
Mr. Griffith,  
Lieut. Col. Anderson,  
The Attorney General, (*Teller.*)

Noes, 15.

The Speaker,  
Mr. Cole,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Capt. Dane,  
Mr. Parker,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Mollison,  
Mr. Riddell,  
Mr. Hodgson, (*Teller.*)

FRIDAY, 25TH NOVEMBER.

No. 9. *Clause X.*—All gold which shall be found in the possession or power of any person who shall have mined for gold without being duly empowered so to do as herein mentioned shall be liable to be seized by any such Commissioner as aforesaid or his assistants or by or under the warrant of any Justice of the Peace and upon the conviction of such person of illegally mining or upon concealment or flight of such person all gold found in his possession or power together with any mining tools or implements belonging to him or any person working with him and any tent hut or building erected or occupied by him upon waste lands of the Crown shall be confiscated by the summary order of any Justice of the Peace and shall thereupon be sold or destroyed as may seem best to such Justice Provided that if the suspected offender shall appear and shall not be convicted such gold and other property shall be forthwith restored to him.

Motion made and question put—That the above clause be struck out.—(*Mr. Greeves.*)

Committee divided.

Ayes, 18.

Mr. Cole,  
Mr. F. Murphy,  
Mr. O'Shanassy,  
Mr. Griffith,  
Mr. Parker,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. O'Brien,  
Mr. Highett,  
Mr. Miller,  
Mr. Fawkner,  
Mr. Mollison,  
Mr. Myles,  
Mr. Wilkinson,  
Mr. Cowie,  
Mr. W. Nicholson,  
Mr. Burnley,  
Capt. Dane, (*Teller.*)

Noes, 15.

Mr. Smith,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
The Surveyor General,  
The Colonial Secretary,  
Mr. Annand,  
Mr. Knight,  
The Solicitor General,  
Mr. Riddell,  
Mr. Hervey,  
Mr. Haines,  
Mr. Goodman,  
Mr. Henty,  
The Speaker,  
The Auditor General, (*Teller.*)

No. 10. *Clause XIII.*—It shall be lawful for any such Commissioner upon the complaint of any person holding a lease or license as aforesaid that any other person has encroached upon the claim of the complainant to proceed forthwith to the spot and to enquire into the case and on his own view or upon oath (which oath he is hereby empowered to administer) to determine the same in a summary way And if it shall appear to such Commissioner that the person complained against has so encroached by occupying mining digging or

undermining such claim or in any other manner whatsoever it shall be lawful for such Commissioner to cause the person so found encroaching as aforesaid his servants implements goods and chattels to be removed from the claim so encroached upon And any person found guilty of encroaching as aforesaid shall upon conviction before any two Justices of the Peace be subject and liable in the discretion of such Justice to a penalty not exceeding ten pounds or to imprisonment with hard labor for any period not exceeding three months.

Question proposed—That the words “three months,” in the last line of the above clause, be omitted with a view to insert the words “forty-two days” in the place thereof.—(*Capt. Dane.*)

Question—That the words “three months,” in the last line of the above clause, be omitted—put.

Committee divided.

Ayes, 16.

Mr. Fawcner,  
Mr. Riddell,  
The Surveyor General,  
Mr. Griffith,  
Mr. Highett,  
Mr. O'Brien,  
Mr. Myles,  
Capt. Dane,  
The Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General,  
Mr. Campbell,  
Mr. Goodman,  
Mr. F. Murphy,  
Mr. Hervey,  
The Attorney General, (*Teller.*)

Noes, 15.

Mr. Goldsmith,  
The Speaker,  
The Colonial Secretary,  
Mr. Parker,  
Mr. Miller,  
Mr. Hodgson,  
Mr. A'Beckett,  
Mr. Wilkinson,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. O'Shanassy,  
Mr. Mollison,  
Mr. Knight,  
Mr. Greeves, (*Teller.*)

No. 11. *Clause XIV.*—If any person shall resist such Commissioner or his assistants or prevent him or them from causing such person so found encroaching his servants implements goods and chattels to be removed as aforesaid or shall after such Commissioner shall have determined the matter of any such complaint and pointed out the respective boundaries of the said parties again encroach as aforesaid such person so resisting such Commissioner or his assistants or so renewing such encroachment shall upon conviction thereof before any two Justices of the Peace forfeit and pay for every such offence a sum not exceeding fifty pounds or in the discretion of such Justices be subject to imprisonment with hard labor for any period not exceeding months.

Question proposed—That the blank in the last line of the above clause be filled up with the word “six.”—(*The Attorney General.*)

Motion made—That the blank in the above clause be filled up with the word “twelve.”—(*The Speaker.*)

Question—That the blank in the last line of the above clause be filled up with the word “six”—put.

Committee divided.

Ayes, 24.

The Attorney General,  
The Colonial Secretary,  
Mr. Goodman,  
Mr. F. Murphy,  
Mr. Goldsmith,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Wilkinson,  
Mr. Parker,  
Mr. Myles,  
Mr. Mollison,  
Mr. Miller,  
Mr. Burnley,  
Mr. O'Brien,  
Mr. Fawcner,  
Mr. W. Nicholson,  
Capt. Dane,  
The Surveyor General,  
Mr. Highett,  
Mr. Knight,  
The Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. O'Shanassy,  
Mr. Campbell, (*Teller.*)

Noes, 6.

The Speaker,  
Mr. A'Beckett,  
The Auditor General,  
Mr. Greeves,  
Mr. Annand,  
Mr. Hodgson, (*Teller.*)

No. 12. *Clause XV.*—It shall be lawful for any two justices of the Peace upon the complaint of any person being the holder of a lease or license under this Act that any other person has encroached or trespassed upon the claim of such holder by occupying mining digging or undermining as aforesaid to hear and determine such complaint and in their discretion to cause any gold which may have been taken or removed from such claim to be summarily seized and delivered to such complainant and if they shall be satisfied that such complainant has sustained any damage by reason of such encroachment or trespass to assess the same and whether any such gold has been so seized or delivered or not to award to such complainant such reasonable compensation not exceeding £            to be paid by the person so having encroached or trespassed as to the said Justices shall seem meet such sum to be recovered by distress and sale of the goods and chattels of such person in manner prescribed by law for the recovery of any sum adjudged by a Justice as a pecuniary penalty or compensation.

Question proposed—That the blank occurring in the ninth line of the above clause, be filled up with the words “two hundred pounds.”—(*The Attorney General.*)

Motion made—That the blank occurring in the ninth line of the above clause be filled up with the words “five hundred pounds.”—(*Mr. Annand.*)

Question—That the blank occurring in the ninth line of the above clause be filled up with the words “two hundred pounds”—put.

Committee divided.

Ayes, 19.  
 The Colonial Secretary,  
 The Attorney General,  
 Mr. O'Shanassy,  
 The Solicitor General,  
 Mr. Cole,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Goldsmith,  
 Mr. Highett,  
 Mr. Knight,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Haines,  
 Mr. Mollison,  
 The Surveyor General,  
 Mr. Wilkinson,  
 Mr. Griffith,  
 Mr. Parker,  
 The Auditor General, (*Teller.*)

Noes, 5.  
 The Speaker,  
 Mr. Hodgson,  
 Mr. Annand,  
 Mr. A'Beckett,  
 Mr. Greeves, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 11.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**TUESDAY, 29<sup>TH</sup> NOVEMBER.

No. 1. *Grant for National Education.*—Question proposed—That it is expedient that an Address be presented to His Excellency the Lieutenant Governor, praying His Excellency that he will be pleased to place upon the Supplementary Estimates for the current year the sum of £10,000, in aid of the funds appropriated for the purposes of National Education.—(*The Speaker.*)

Motion made and question put—that the sum mentioned in the above question be reduced to the sum of £2569 15s. 10d.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 9.

Mr. Smith,  
Mr. Griffith,  
Mr. Parker,  
Mr. Haines,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Miller,  
Mr. Burnley,  
The Chairman of General Sessions,  
(*Teller.*)

Noes, 19.

The Attorney General,  
The Colonial Secretary,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Cole,  
Mr. Hervey,  
Mr. A'Beckett,  
The Speaker,  
Mr. Hodgson,  
Mr. Annand,  
The Inspector of Police,  
The Solicitor General,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. Greeves,  
Mr. Splatt,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Goodman, (*Teller.*)

No. 2. *Finance, 1853, 1854—General Estimates.*—Question proposed—That a sum not exceeding £15,276 be appropriated to defray the salaries of the Establishment of the Commissioners of the Gold Fields at Castlemaine for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the further consideration of the Estimates for the Establishment of Gold Fields, be postponed until after the Estimates for the Establishment of Police have been considered by this Committee.—(*Mr. Goodman.*)

Committee divided.

Ayes, 9.

Mr. Cole,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Campbell,  
 Mr. O'Shanassy,  
 Mr. Haines,  
 Mr. Sargood,  
 Mr. Burnley,  
 Mr. Goodman, (*Teller.*)

Noes, 26.

Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. M. Nicholson,  
 Mr. Winter,  
 Mr. F. Murphy,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Splatt,  
 The Colonial Secretary,  
 Mr. Rutledge,  
 Mr. Graham,  
 Mr. O'Brien,  
 The Inspector of Police,  
 Mr. Wilkinson,  
 Mr. Henty,  
 Mr. J. Thomson,  
 Mr. J. Murphy,  
 The Solicitor General,  
 Mr. Annand,  
 Mr. W. Nicholson,  
 Mr. Hodgson,  
 Mr. Miller,  
 Mr. Greeves,  
 The Attorney General,  
 Mr. Smith,  
 The Surveyor General,  
 The Auditor General, (*Teller.*)

No. 3. Motion made and Question put—That a sum not exceeding £12,276 be appropriated to defray the salaries of the Establishment of the Commissioner of Gold Fields at Castlemaine for the year 1854.—(*Mr. Rutledge.*)

Committee divided.

Ayes, 21.

Mr. Rutledge,  
 Mr. M. Nicholson,  
 Mr. Greeves,  
 Mr. Campbell,  
 Mr. Strachan,  
 Mr. O'Shanassy,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Haines,  
 Mr. J. Murphy,  
 Mr. Sargood,  
 Mr. Burnley,  
 Mr. J. Thomson,  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Mr. Miller,  
 Mr. Wilkinson,  
 Mr. Smith,  
 Mr. Goodman, (*Teller.*)

Noes, 16.

Lieut. Col. Anderson,  
 Mr. Riddell,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Splatt,  
 Mr. Mollison,  
 The Colonial Secretary,  
 The Inspector of Police,  
 Mr. Henty,  
 Mr. Graham,  
 The Solicitor General,  
 Mr. Griffith,  
 The Surveyor General,  
 The Attorney General,  
 Mr. Cole,  
 Mr. F. Murphy,  
 The Auditor General, (*Teller.*)

No. 4. Question proposed—That a sum not exceeding £2000 be appropriated to defray the salaries of four Senior Assistant Commissioners of Gold Fields at Sandhurst for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £1000 be appropriated to defray the salaries of two Senior Assistant Commissioners of Gold Fields at Sandhurst for the year 1854.—(*Mr. Miller.*)

Committee divided.

Ayes, 20.

Mr. Rutledge,  
 Mr. Miller,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Strachan,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. Sargood,  
 Mr. J. Murphy,  
 Mr. Burnley,  
 Mr. Cowie,  
 Mr. Jas. Thomson,  
 Mr. O'Brien,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. Greeves,  
 Mr. Smith,  
 Mr. M. Nicholson,  
 Mr. Goodman, (*Teller.*)

Noes, 18.

Mr. Graham,  
 Mr. Riddell,  
 Lieut. Col. Anderson,  
 Mr. F. Murphy,  
 Mr. Splatt,  
 Mr. Campbell,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Mollison,  
 Mr. Griffith,  
 The Inspector of Police,  
 The Solicitor General,  
 Mr. Annand,  
 The Chairman of General Sessions,  
 The Auditor General,  
 The Attorney General,  
 Mr. Cole,  
 The Colonial Secretary,  
 The Surveyor General, (*Teller.*)

No. 5. Question proposed—That a sum not exceeding £2000 be appropriated to defray the salaries of five Junior Assistant Commissioners of Gold Fields at Sandhurst for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £1600 be appropriated to defray the salaries of four Junior Assistant Commissioners of Gold Fields at Sandhurst for the year 1854.—(*Mr. Campbell.*)

Committee divided.

Ayes, 19.

Mr. M. Nicholson,  
 Mr. Greeves,  
 Mr. Rutledge,  
 Capt. Dane,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. J. Murphy,  
 Mr. O'Brien,  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. Cowie,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. Myles,  
 Mr. Smith,  
 Mr. Campbell,  
 Mr. Goodman, (*Teller.*)

Noes, 20.

Lieut. Col. Anderson,  
 Mr. Riddell,  
 Mr. F. Murphy,  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. Graham,  
 Mr. Annand,  
 The Surveyor General,  
 The Chairman of General Sessions,  
 Mr. Highett,  
 The Solicitor General,  
 Mr. Parker,  
 Mr. Mollison,  
 The Inspector of Police,  
 Mr. A'Beckett,  
 Mr. Griffith,  
 Mr. Splatt,  
 The Attorney General,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General, (*Teller.*)

No. 6. Question—That a sum not exceeding £2000 be appropriated to defray the salaries of five Junior Assistant Commissioners of Gold Fields at Sandhurst for the year 1854—put.  
 Committee divided.

Ayes, 20.

Mr. Splatt,  
 Mr. Riddell,  
 The Attorney General,  
 The Colonial Secretary,  
 The Inspector of Police,  
 Mr. Cole,  
 The Chief Commissioner of Gold  
 Fields,  
 The Solicitor General,  
 Mr. Graham,  
 Mr. Highett,  
 Mr. A'Beckett,  
 The Chairman of General Sessions,  
 Mr. Annand,  
 The Surveyor General,  
 Mr. Mollison,  
 Mr. Parker,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 The Auditor General, (*Teller.*)

Noes, 19.

Mr. Smith,  
 Mr. Greeves,  
 Mr. M. Nicholson,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. J. Murphy,  
 Mr. Burnley,  
 Capt. Dane,  
 Mr. J. Thomson,  
 Mr. Cowie,  
 Mr. Myles,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. O'Brien,  
 Mr. Rutledge,  
 Mr. Campbell,  
 Mr. Goodman, (*Teller.*)

No. 7. Question proposed—That a sum not exceeding £2600 be appropriated to defray the salaries of twelve clerks in the Establishment of the Commissioner of Gold Fields at Sandhurst for the year 1854.—(*The Auditor General.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Capt. Dane.*)

Committee divided.

Ayes, 11.

Mr. Greeves,  
Mr. Myles,  
Mr. Hodgson,  
Mr. Wilkinson,  
Mr. Burnley,  
Mr. O'Brien,  
Mr. Haines,  
Mr. O'Shanassy,  
Mr. J. Thomson,  
Mr. Cowie,  
Capt. Dane, (*Teller.*)

Noes, 29.

Mr. Goodman,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. F. Murphy,  
Mr. Riddell,  
Mr. Campbell,  
The Chief Commissioner of Gold Fields,  
The Speaker,  
Mr. Splatt,  
Mr. Rutledge,  
The Inspector of Police,  
Mr. Graham,  
Mr. Mollison,  
The Attorney General,  
Mr. A'Beckett,  
The Chairman of General Sessions,  
The Auditor General,  
Mr. Parker,  
Mr. Highett,  
The Solicitor General,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Annand,  
Mr. Strachan,  
The Colonial Secretary,  
Mr. M. Nicholson,  
Mr. Cole,  
Mr. Smith,  
The Surveyor General, (*Teller.*)

No. 8. Question proposed—That a sum not exceeding £300 be appropriated to defray the salary of one Camp Inspector in the Establishment of the Commissioner of Gold Fields at Sandhurst for the year 1854.—(*The Auditor General.*)

Committee divided.

Ayes, 21.

Mr. Riddell,  
Mr. Mollison,  
Mr. Annand,  
Mr. Highett,  
Mr. Graham,  
The Solicitor General,  
The Auditor General,  
The Chief Commissioner of Gold Fields,  
The Surveyor General,  
The Colonial Secretary,  
The Speaker,  
Mr. A'Beckett,  
Mr. Splatt,  
Mr. Cole,  
Mr. F. Murphy,  
Mr. Griffith,  
The Inspector of Police,  
Lieut. Col. Anderson,  
The Chairman of General Sessions,  
Mr. Parker,  
The Attorney General, (*Teller.*)

Noes, 19.

Mr. Smith,  
Mr. Rutledge,  
Mr. O'Brien,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. M. Nicholson,  
Mr. Campbell,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. J. Murphy,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. Burnley,  
Mr. Goodman, (*Teller.*)

No. 9. Question proposed—That a sum not exceeding £1314 be appropriated to defray the salaries of nine Tent Keepers in the Establishment of the Commissioner of Gold Fields at Sandhurst for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £876 be appropriated to defray the salaries of six Tent Keepers in the Establishment of the Commissioner of Gold Fields at Sandhurst for the year 1854.—(*Mr. O'Brien.*)

Committee divided.

Ayes, 16.

Mr. Strachan,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Burnley,  
Mr. Haines,  
Capt. Dane,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Smith,  
Mr. Rutledge, (*Teller.*)

Noes, 20.

The Attorney General,  
The Auditor General,  
The Solicitor General,  
The Colonial Secretary,  
The Surveyor General,  
Mr. Riddell,  
Mr. M. Nicholson,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. F. Murphy,  
Mr. Graham,  
The Chief Commissioner of Gold  
Fields,  
Mr. Splatt,  
Mr. A'Beckett,  
The Chairman of General Sessions,  
Mr. Cole,  
Mr. Annand,  
Mr. Highett,  
The Inspector of Police,  
Mr. Goodman, (*Teller.*)

No. 10. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Capt. Dane.*)

Committee divided.

Ayes, 26.

Mr. Splatt,  
Mr. J. Thomson,  
Mr. Cowie,  
Mr. Strachan,  
Mr. Burnley,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Greeves,  
Mr. Wilkinson,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Mr. Graham,  
The Solicitor General,  
Mr. O'Shanassy,  
Mr. Haines,  
Mr. Riddell,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. F. Murphy,  
The Chairman of General Sessions,  
Mr. Goodman,  
The Colonial Secretary,  
The Inspector of Police,  
Mr. Cole,  
Mr. Smith,  
Captain Dane, (*Teller.*)

Noes, 11.

The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
The Surveyor General,  
Mr. A'Beckett,  
Mr. Annand,  
The Auditor General,  
Mr. Hodgson,  
Mr. Parker,  
Mr. Highett,  
Mr. Rutledge,  
Mr. M. Nicholson, (*Teller.*)

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THURSDAY, 1st DECEMBER, 1853.

No. 11. Question proposed—That a sum not exceeding £1600 be appropriated to defray the salaries of four Junior Assistant Commissioners of Gold Fields at Ballaarat for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £800 be appropriated to defray the salaries of two Junior Assistant Commissioners of Gold Fields at Ballaarat for the year 1854.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 19.

Mr. Rutledge,  
Mr. Smith,  
Mr. Haines,  
Mr. Miller,  
Mr. Hervey,  
Mr. M. Nicholson,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. Myles,  
Capt. Dane,  
Mr. Annand,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Mr. O'Brien,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. O'Shanassy,  
Mr. Goodman, (*Teller.*)

Noes, 13.

Mr. Riddell,  
Lieut. Col. Anderson,  
The Auditor General,  
Mr. Russell,  
Mr. Knight,  
The Solicitor General,  
Mr. Mollison,  
The Attorney General,  
Mr. Griffith,  
The Chief Commissioner of Gold  
Fields,  
Mr. Splatt,  
Mr. Graham,  
The Surveyor General, (*Teller.*)

No. 12. Question proposed—That a sum not exceeding £10,375 be appropriated to defray the salaries, allowances, and contingencies of the Establishment of the Chief Commissioner of Police for the year 1854.—(*The Auditor General.*)

Motion made—That a sum not exceeding £663,058 be appropriated to defray the salaries, allowances and contingencies of the Police Establishments of the Colony for the year 1854.—(*Mr. Annand.*)

Question—Can motion of Mr. Annand be put—put.

Committee divided.

Ayes, 2.

Mr. Fawkner,  
Mr. Annand, (*Teller.*)

Noes, 39.

The Colonial Secretary,  
The Attorney General,  
The Auditor General,  
The Surveyor General,  
The Chief Commissioner of Gold  
Fields,  
The Inspector of Police,  
Mr. M. Nicholson,  
Mr. O'Shanassy  
Mr. Graham,  
Lieut. Col. Anderson,  
Mr. Cole,  
Mr. Smith,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Miller,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Myles,  
Mr. Burnley,  
Mr. F. Murphy,  
Mr. Russell,  
Mr. Griffith,  
Capt. Danc,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Riddell,  
Mr. Highett,  
The Solicitor General,  
Mr. Knight,  
Mr. Hervey,  
Mr. J. Murphy,  
Mr. Wilkinson,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Mollison,  
Mr. Haines,  
Mr. A'Beckett,  
The Speaker,  
Mr. Goodman, (*Teller.*)

No. 13. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. Annand.*)

Committee divided.

Ayes, 10.  
Mr. Strachan,  
Mr. Hervey,  
Capt. Dane,  
Mr. Wilkinson,  
Mr. Miller,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Annand, (*Teller.*)

Noes, 31.  
The Colonial Secretary,  
The Attorney General,  
The Surveyor General,  
The Auditor General,  
The Solicitor General,  
Mr. Cole,  
Mr. F. Murphy,  
Mr. Haines,  
The Chief Commissioner of Gold  
Fields,  
Lieut. Col. Anderson,  
Mr. A'Beckett,  
Mr. Graham,  
The Speaker,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Rutledge,  
Mr. Campbell,  
Mr. Knight,  
Mr. Highett,  
Mr. Fawkner,  
Mr. Cowie,  
Mr. Russell,  
Mr. Riddell,  
The Inspector of Police,  
Mr. Myles,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Greeves,  
Mr. Smith,  
Mr. M. Nicholson,  
Mr. Goodman, (*Teller.*)

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FRIDAY, 2ND DECEMBER, 1853.

No. 14. Question proposed—that a sum not exceeding £8696 10s. be appropriated to defray the salaries, allowances, and contingencies of Coroners of the Colony for the year 1854.—(*The Auditor General.*)

Motion made and question put—That a sum not exceeding £8496 10s. be appropriated to defray the salaries and Contingencies of Coroners of the Colony for the year 1854.—(*Mr. Rutledge.*)

Committee divided.

Ayes, 6.  
Mr. Strachan,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Annand,  
Mr. Mollison,  
Mr. Rutledge, (*Teller.*)

Noes, 13.  
Mr. Cole,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
Mr. J. Murphy,  
Mr. F. Murphy,  
Mr. O'Shanassy,  
The Auditor General,  
Capt. Dane,  
Mr. Cowie,  
Mr. Knight,  
The Solicitor General,  
Mr. A'Beckett, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 12.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**

TUESDAY, 6TH DECEMBER.

No. 1. *Finance, 1853, 1854—General Estimates.**Public Works.*—Question proposed—That a sum not exceeding £25,000 be appropriated as a grant to the Corporation of Melbourne for Public Works in the City for the year 1854.—(*The Collector of Customs.*)Motion made and question put—That the consideration of this question be postponed until the Select Committee now sitting upon the Administration of Local Funds bring up their report.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 4.

Mr. Mollison,  
Mr. Fawkner,  
Mr. Rutledge,  
Mr. Cole, (*Teller.*)

Noes, 25.

The Speaker,  
Mr. A'Beckett,  
The Chief Commissioner of Gold  
Fields,  
Mr. Splatt,  
Mr. Knight,  
Mr. Campbell,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. F. Murphy,  
Mr. Haines,  
The Attorney General,  
The Inspector of Police,  
The Solicitor General,  
Capt. Dane,  
Mr. Cowie,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
The Surveyor General,  
Mr. Greeves,  
Mr. Hodgson,  
The Colonial Secretary,  
Mr. Smith,  
The Auditor General, (*Teller.*)

WEDNESDAY, 7TH DECEMBER.

No. 2. Question proposed—That a sum not exceeding £20,000 be appropriated towards laying down a Tramway from Portland to the Grange during the year 1854.—(*The Collector of Customs.*)Motion made and question put—That a sum not exceeding £5000 be appropriated towards surveying a line for a Tramway between Portland and the Grange during the year 1854.  
(*Mr. Greeves.*)

Committee divided.

Ayes, 18.

Mr. Myles,  
The Speaker,  
Mr. Griffith,  
Mr. Winter,  
Licut. Col. Anderson,  
Mr. Wilkinson,  
Mr. Hodgson,  
The Attorney General,  
Mr. Henty,  
The Solicitor General,  
Mr. Highett,  
Mr. Greeves,  
The Surveyor General,  
Mr. Russell,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Inspector of Police,  
The Collector of Customs, (*Teller.*)

Noes, 18.

Mr. O'Shanassy,  
Mr. Cole,  
Mr. Strachan,  
Dr. Thomson,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. J. Thomson,  
Capt. Dane,  
Mr. Cowie,  
Mr. Miller,  
Mr. Goodman,  
Mr. Haines,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Splatt,  
Mr. O'Brien,  
Mr. Smith, (*Teller.*)

The tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 18, or equal, the Chairman gave his vote for the "Noes," and declared the question to be negatived.

No. 3. Question proposed—That a sum not exceeding £1000 be appropriated towards improving the Harbor at Welshpool during the year 1854.—(*The Collector of Customs.*)

Motion made and Question put—That the consideration of this question be postponed.—(*Mr. Cole.*)

Committee divided.

Ayes, 11.

The Auditor General,  
Mr. Cole,  
The Surveyor General,  
The Solicitor General,  
Mr. Myles,  
Mr. Hodgson,  
Dr. Thomson,  
Mr. Wilkinson,  
The Attorney General,  
Mr. Winter,  
Mr. Greeves, (*Teller.*)

Noes, 13.

Mr. Splatt,  
Mr. Campbell,  
Mr. Mollison,  
Mr. Miller,  
Mr. Strachan,  
Mr. O'Brien,  
Mr. J. Thomson,  
Mr. Cowie,  
Capt. Dane,  
Mr. Henty,  
Mr. Goodman,  
Mr. Highett,  
Mr. Smith, (*Teller.*)

No. 4. Motion made and question put—That a sum not exceeding £10,000 be appropriated towards the charge for "other Public Works" in the Colony during the year 1854.—(*The Collector of Customs.*)

Committee divided.

Ayes, 22.

Mr. O'Shanassy,  
Mr. Greeves,  
Mr. Cole,  
Dr. Thomson,  
The Surveyor General,  
Mr. Strachan,  
The Solicitor General,  
Mr. Knight,  
Mr. Russell,  
Mr. Hodgson,  
Mr. Highett,  
Mr. O'Brien,  
Mr. Henty,  
Mr. Cowie,  
Mr. J. Thomson,  
The Attorney General,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Mollison,  
Mr. Winter,  
Mr. Smith,  
The Collector of Customs, (*Teller.*)

Noes, 4.

Mr. Campbell,  
Mr. Goodman,  
Capt. Dane,  
Mr. Splatt, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 13.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**WEDNESDAY, 21<sup>ST</sup> DECEMBER, 1853.

No 1. *Queen's Plate.—Melbourne Races.*—Question proposed—That it is expedient that an Address be presented to His Excellency the Lieutenant Governor, requesting His Excellency to place on the Estimates for the year 1854, and every year thereafter, a sum of £200 for a Queen's Plate to be run for at the Melbourne Annual Races, under such regulations as His Excellency may please to direct.—(*Mr. Greeves.*)

Amendment proposed—That all the words in the above question after “£200,” be omitted, and that the words “to be disposed of by the Executive Government for the encouragement of the breed of Colonial Horse Stock,” be added in the place thereof.—(*Mr. Smith.*)

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

Committee divided.

Ayes, 17.

Mr. Cole,  
The Colonial Secretary,  
The Assistant Commissioner of  
Police,  
Mr. Russell,  
The Auditor General,  
The Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Riddell,  
Mr. O'Brien,  
The Collector of Customs,  
Mr. W. Nicholson,  
Mr. Greeves,  
Lieut. Col. Anderson,  
Mr. Haines,  
Mr. Campbell,  
Mr. Graham,  
The Surveyor General, (*Teller.*)

Nocs, 13.

Mr. Hodgson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. O'Shanassy  
Mr. Sargood,  
Mr. Annand,  
Capt. Dane,  
Mr. Cowie,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. Henty,  
Mr. Myles,  
Mr. Smith, (*Teller.*)

No. 2. *Finance*, 1853, 1854.

Question proposed—That a sum not exceeding £350 be appropriated to defray the additional supplementary charge for the Legislative Council Department for the year 1853.—(*The Collector of Customs.*)

Committee divided.

Ayes, 18.

The Attorney General,  
Mr. Campbell,  
Mr. Cole,  
Mr. Haines,  
Mr. F. Murphy,  
Mr. Graham,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Riddell,  
Mr. Hodgson,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
The Assistant Commissioner of  
Police,  
The Surveyor General,  
The Colonial Secretary,  
The Chairman of General Sessions,  
The Auditor General,  
The Collector of Customs, (*Teller.*)

Noes, 13.

Mr. Smith,  
Mr. O'Shanassy,  
Mr. Miller,  
Mr. O'Brien,  
Mr. J. Thomson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Sargood,  
Capt. Dane,  
Mr. Cowie,  
Mr. Myles,  
Mr. Greeves, (*Teller.*)

No. 3. Question proposed—That a sum not exceeding £20,000 be appropriated towards defraying the additional supplementary charge for Public Education in the Colony during the year 1854, being the sum of £10,000 in aid of the funds appropriated to Denominational Schools, and the sum of £10,000 in aid of the funds appropriated for the purposes of National Education.—(*The Collector of Customs.*)

Motion made and question put—That the consideration of the grant of the sum of £10,000, proposed in the above question in aid of the funds appropriated for the purposes of National Education, be postponed until this day month.—(*Mr. Haines.*)

Committee divided.

Ayes, 9.

Mr. Smith,  
Mr. Miller,  
Mr. Haines,  
Mr. Henty,  
Mr. O'Brien,  
Capt. Dane,  
Mr. Strachan,  
Mr. O'Shanassy,  
The Chairman of General Sessions,  
(*Teller.*)

Noes, 21.

The Attorney General,  
Mr. F. Murphy,  
The Assistant Commissioner of  
Police,  
Mr. Cole,  
Mr. Campbell,  
The Colonial Secretary,  
The Speaker,  
Mr. J. Thomson,  
The Solicitor General,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. Myles,  
Mr. W. Nicholson,  
Mr. Sargood,  
The Auditor General,  
The Collector of Customs,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Parker,  
Mr. Riddell,  
Mr. Greeves, (*Teller.*)

No. 4. Question proposed and put—That a sum not exceeding £2700 be appropriated to defray the supplementary charges for Ecclesiastical purposes at the Gold Fields for the year 1853.—(*The Collector of Customs.*)

Committee divided.

Ayes, 21.

The Attorney General,  
Mr. Smith,  
Mr. Cole,  
Mr. O'Shanassy,  
Mr. Miller,  
The Surveyor General,  
The Speaker,  
The Colonial Secretary,  
Mr. Greeves,  
Mr. Strachan,  
Capt. Dane,  
Mr. Hodgson,  
Mr. W. Nicholson,  
Mr. O'Brien,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Henty,  
Mr. Riddell,  
Mr. F. Murphy,  
Mr. Campbell,  
The Collector of Customs, (*Teller.*)

Noes, 2.

Mr. Myles,  
Mr. Annand, (*Teller.*)

No. 5. Question proposed—That a sum not exceeding £745 14s. be appropriated to defray the additional supplementary charges for Miscellaneous Services for the year 1853.—(*The Collector of Customs.*)

Motion made and question put—That a sum not exceeding £735 be appropriated to defray the additional supplementary charges for Miscellaneous Services for the year 1853, being a deduction of £10 14s. on the item proposed as a compensation to Messrs. Mackay and Co.—(*Mr. Greeves.*)

Committee divided.

Ayes, 10.

Mr. Greeves,  
Mr. Myles,  
Mr. Annand,  
Capt. Dane,  
Mr. Charlton,  
Mr. O'Brien,  
Mr. J. Thomson,  
Mr. Haines,  
Mr. Campbell,  
Mr. Strachan, (*Teller.*)

Noes, 17.

Mr. Cole,  
Mr. F. Murphy,  
Mr. Riddell,  
The Surveyor General,  
The Assistant Commissioner of  
Police,  
Mr. O'Shanassy,  
Mr. A'Beckett,  
Mr. Henty,  
Mr. Miller,  
The Colonial Secretary,  
Mr. Hodgson,  
Mr. W. Nicholson,  
The Attorney General,  
Mr. Cowie,  
The Collector of Customs,  
The Auditor General,  
Mr. Smith, (*Teller.*)

No. 6. Question proposed—That a sum not exceeding £13,235 be appropriated to defray the charge for the Department of the Colonial Treasurer for the year 1854, in addition to the amount provided by Schedule B 13 and 14 Vic., c. 39.—(*The Collector of Customs.*)

Motion made and question put—That the sum, of £500 proposed in the above estimate as an allowance for house rent to the Colonial Treasurer, be struck out.—(*Capt. Dane.*)

Committee divided.

Ayes, 8.  
 Mr. J. Thomson,  
 Mr. Charlton,  
 Mr. Annand,  
 Mr. Cowie,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Campbell,  
 Mr. O'Brien, (*Teller.*)

Noes, 17.  
 Mr. Smith,  
 Mr. Miller,  
 Mr. Hodgson,  
 The Speaker,  
 Mr. W. Nicholson,  
 The Collector of Custom  
 Mr. A'Beckett,  
 The Attorney General,  
 The Assistant Commissioner of  
 Police,  
 Mr. Cole,  
 Mr. F. Murphy,  
 The Auditor General,  
 The Colonial Secretary,  
 Mr. O'Shanassy,  
 Mr. Riddell,  
 Mr. Haines,  
 The Surveyor General, (*Teller.*)

No. 7. Question proposed—That a sum not exceeding £646,408 17s. 6d. be appropriated to defray the charges for Police Establishments for the year 1854.—(*The Collector of Customs.*)

Motion made and question put—That a sum not exceeding £610,000 be appropriated to defray the charges for Police Establishments for the year 1854.—(*Capt. Dane.*)

Committee divided.

Ayes, 5.  
 Mr. Campbell,  
 Capt. Dane,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Mr. Greeves, (*Teller.*)

Noes, 19.  
 Mr. Riddell,  
 The Auditor General,  
 The Speaker,  
 Mr. F. Murphy,  
 The Surveyor General,  
 Mr. Cole,  
 Mr. Miller,  
 The Assistant Commissioner of  
 Police,  
 The Colonial Secretary,  
 Mr. Haines,  
 Mr. O'Brien,  
 Mr. J. Thomson,  
 Mr. Cowie,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 The Collector of Customs,  
 The Attorney General,  
 Mr. Smith,  
 Mr. A'Beckett, (*Teller.*)

No. 8. Question proposed and put—That a sum not exceeding £26,745 be appropriated to defray the charge for the pay, allowances, and contingencies of Enrolled Pensioners from Van Diemen's Land for the year 1854.—(*The Collector of Customs.*)

Committee divided.

Ayes, 19.  
 The Colonial Secretary,  
 Mr. Cole,  
 Mr. Miller,  
 Mr. Smith,  
 The Surveyor General,  
 Mr. O'Shanassy,  
 Mr. Campbell,  
 The Attorney General,  
 The Speaker,  
 Mr. J. Thomson,  
 Mr. W. Nicholson,  
 Mr. Haines,  
 Mr. F. Murphy,  
 Mr. Greeves,  
 Mr. Strachan,  
 The Assistant Commissioner of  
 Police,  
 Mr. Riddell,  
 The Auditor General,  
 The Collector of Customs, (*Teller.*)

Noes, 5.  
 Mr. O'Brien,  
 Mr. Cowie,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Myles, (*Teller.*)

No. 9. Question proposed and put—That a sum not exceeding £6900 be appropriated to defray the charge of one Company of the 99th Regiment of the Line for the year 1854.—(*The Collector of Customs.*)

Committee divided.

Ayes, 19.  
 Mr. F. Murphy,  
 The Surveyor General,  
 Mr. Cole,  
 Mr. O'Shanassy,  
 Mr. Miller,  
 Mr. Campbell,  
 The Attorney General,  
 The Colonial Secretary,  
 The Auditor General,  
 Mr. Riddell,  
 The Assistant Commissioner of  
 Police,  
 Mr. Strachan,  
 Mr. Greeves,  
 Mr. Haines,  
 Mr. W. Nicholson,  
 Mr. Jas. Thomson,  
 The Speaker,  
 Mr. Smith,  
 The Collector of Customs, (*Teller.*)

Noes, 5.  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. Myles,  
 Mr. Charlton,  
 Capt. Dane, (*Teller.*)

No. 10. Question proposed—That a sum not exceeding £35,300 be appropriated to defray the charge for the Establishment of Chief Commissioner of Public Works for the year 1854.—(*The Collector of Customs.*)

Motion made and question put—That the sum of £1200, and £500, being respectively the salary and allowance proposed for a Chief Commissioner of Public Works, be struck out. (*Mr. Greeves.*)

Committee divided.

Ayes, 6.  
 Mr. Campbell,  
 Mr. Miller,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. J. Thomson,  
 Mr. Greeves, (*Teller.*)

Noes, 18.  
 Mr. O'Shanassy,  
 Mr. F. Murphy,  
 Mr. Smith,  
 The Auditor General,  
 Mr. Cole,  
 Mr. Haines,  
 The Colonial Secretary,  
 The Attorney General,  
 The Collector of Customs,  
 The Speaker,  
 Mr. Cowie,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Strachan,  
 The Surveyor General,  
 The Assistant Commissioner of  
 Police,  
 Mr. Riddell,  
 Mr. W. Nicholson, (*Teller.*)

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THURSDAY, 22ND DECEMBER.

No. 11. Question proposed—That a sum not exceeding £50,000 be appropriated in aid of Local Contributions for the construction and repair of Roads and Bridges in the Agricultural Districts for the year 1854.—(*The Collector of Customs.*)

Motion made—That the words, "in aid of Local Contributions," in the above question, be omitted.—(*Mr. W. Nicholson.*)

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

Committee divided.

Ayes, 13.  
 The Chairman of General Sessions.  
 Mr. Smith.  
 The Speaker,  
 The Colonial Secretary.  
 The Surveyor General,  
 The Auditor General,  
 The Solicitor General,  
 Mr. Highett,  
 Mr. Wilkinson,  
 Lieut. Col. Anderson,  
 Mr. F. Murphy,  
 The Chief Commissioner of Gold  
 Fields,  
 The Collector of Customs, (*Teller.*)

Noes, 15.  
 Mr. Cole,  
 Mr. Hodgson,  
 Mr. Strachan,  
 Mr. Haines,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Myles,  
 Mr. Fawcner,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Henty,  
 Mr. J. Thomson,  
 Mr. O'Brien,  
 The Attorney General,  
 Mr. Miller, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 14.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853.**THURSDAY, 19<sup>TH</sup> JANUARY, 1854.No. 1. *Customs Bill.—Clause V.*

Any Goods Wares or Merchandize hereby liable to duty which shall have been warehoused without payment of duty upon the first importation thereof and which shall be in the warehouse at the time of the passing of this Act shall be deemed and taken to be liable to the duties hereby imposed.

Motion made and question put—That this clause stand part of the Bill.—(*The Collector of Customs.*)

Committee divided.

Ayes, 25.  
 The Colonial Secretary,  
 The Attorney General,  
 The Auditor General,  
 The Speaker,  
 The Chief Commissioner of Gold  
 Fields,  
 The Acting Solicitor General,  
 Mr. Highett,  
 Mr. A' Beckett.  
 Mr. Burnley,  
 The Surveyor General,  
 The Assistant Commissioner of  
 Police,  
 Mr. W. Nicholson,  
 Mr. Mollison,  
 Mr. Wilkinson,  
 Mr. Parker,  
 Mr. Riddell,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. Goodman,  
 Mr. Campbell,  
 Mr. Greeves,  
 Mr. M. Nicholson,  
 Mr. Splatt,  
 Mr. Hervey,  
 The Collector of Customs, (*Teller.*)

Noes, 16.  
 Mr. Cole,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. Sargood,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. J. Murphy,  
 Mr. Charlton,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Stevens,  
 Mr. Smith, (*Teller.*)

## No. 2. Table A.

Motion made and question put—That the blank opposite the words “*Ale Porter Spruce and other Beer Cider and Perry the gallon,*” be filled up with 6d.—(*The Collector of Customs.*)

Committee divided.

Ayes, 20.

Mr. Splatt,  
Mr. Campbell,  
Mr. M. Nicholson,  
Mr. Mollison,  
The Speaker,  
Mr. Riddell,  
Lieut. Col. Anderson,  
Mr. Griffith,  
Mr. Wilkinson,  
Mr. Parker,  
The Assistant Commissioner of  
Police,  
Mr. A'Beckett,  
Mr. Highett,  
The Surveyor General,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
The Acting Solicitor General,  
The Colonial Secretary,  
The Collector of Customs, (*Teller.*)

Noes, 19.

Mr. Cole,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Sargood,  
Capt. Dane,  
Mr. Cowie,  
Mr. Charlton,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Stevens,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Hervey,  
Mr. O'Shanassy,  
Mr. Smith, (*Teller.*)

£ s. d.

No. 3. Spirits or Strong Waters, of any strength, not exceeding the strength of proof by Sykes's Hydrometer, and so in proportion for any greater or less strength than the strength of proof ... .. the gallon

Question proposed—That the blank occurring opposite the above words be filled up with “10.”—(*The Collector of Customs.*)

Amendment proposed—That the words “Spirits or Strong Waters,” be omitted, and that the words “Brandy and Gin” be inserted in the place thereof.—(*Mr. Splatt.*)

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

Committee divided.

Ayes, 20.

Mr. M. Nicholson,  
The Speaker,  
Mr. Mollison,  
The Colonial Secretary,  
The Surveyor General,  
The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General,  
The Acting Solicitor General,  
Mr. Highett,  
Mr. A'Beckett,  
The Assistant Commissioner of  
Police,  
Mr. Burnley,  
Mr. Wilkinson,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Hervey,  
The Collector of Customs, (*Teller.*)

Noes, 18.

Mr. Smith,  
Mr. Cole,  
Mr. Miller,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Sargood,  
Capt. Dane,  
Mr. Cowie,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. J. Murphy,  
Mr. Stevens,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Splatt, (*Teller.*)

No. 4. Question proposed—That the blank opposite the words "*Spirits or Strong Waters of any strength, not exceeding the strength of proof by Sykes's Hydrometer, and so in proportion for any greater or less strength than the strength of proof—the gallon,*" be filled up with "10s."—(*The Collector of Customs.*)

Motion made and question put—That the blank opposite the above words be filled up with "7s."—(*Mr. Strachan.*)

Committee divided.

Ayes, 20.  
Mr. Campbell,  
Mr. Splatt,  
Mr. Cole,  
Mr. Hodgson,  
Mr. M. Nicholson,  
Mr. O'Shanassy,  
Mr. J. Murphy,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. Stevens,  
Mr. Charlton,  
Mr. Miller,  
Mr. O'Brien,  
Mr. Fawkner,  
Mr. Sargood,  
Mr. Cowie,  
Mr. Jas. Thomson,  
Mr. Myles,  
Mr. Smith,  
Capt. Dane, (*Teller.*)

Noes, 19.  
The Colonial Secretary,  
Mr. Riddell,  
Mr. Griffith,  
The Speaker,  
Mr. Mollison,  
Mr. A'Beckett,  
Mr. Hervey,  
Mr. Highett,  
Mr. Wilkinson,  
Mr. Burnley,  
Mr. Parker,  
The Assistant Commissioner of  
Police,  
The Surveyor General,  
Lieut. Col. Anderson,  
The Collector of Customs,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
The Acting Solicitor General,  
The Attorney General, (*Teller.*)

No. 5. Motion made and question put—That the blank opposite the words "*Sugar, the hundred weight,*" be filled up with "5s."—(*The Collector of Customs.*)

Committee divided.

Ayes, 12.  
The Colonial Secretary,  
The Attorney General,  
The Collector of Customs,  
The Chief Commissioner of Gold  
Fields,  
The Acting Solicitor General,  
The Assistant Commissioner of  
Police,  
Lieut. Col. Anderson,  
The Speaker,  
The Auditor General,  
Mr. Mollison,  
Mr. A'Beckett,  
The Surveyor General, (*Teller.*)

Noes, 23.  
Mr. Hervey,  
Mr. Cole,  
Mr. Miller,  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. W. Nicholson,  
Mr. J. Murphy,  
Mr. Sargood,  
Capt. Dane,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Griffith,  
Mr. Burnley,  
Mr. J. Thomson,  
Mr. Stevens,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Riddell,  
Mr. M. Nicholson,  
Mr. Splatt, (*Teller.*)

No. 6. *Law relating to the sale of Bread.*

Motion made and question put—That in the opinion of this Committee it is necessary to alter the law relating to the sale of Bread, so that it be in future sold by weight only—and this Committee recommends that a Bill be introduced to effect that object.—(*Mr. Greeves.*)

Committee divided.

Ayes, 22.

The Speaker,  
Mr. Cole,  
The Surveyor General,  
Mr. Fawcner,  
The Colonial Secretary,  
The Attorney General,  
The Collector of Customs  
Mr. O'Shanassy,  
The Acting Solicitor General,  
The Chief Commissioner of Gold  
Fields,  
Dr. Thomson,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Annand,  
Mr. Cowie,  
Mr. Burnley,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. Goodman,  
Mr. M. Nicholson,  
Mr. Griffith,  
Mr. Greeves, (*Teller.*)

Noes, 6.

Mr. Smith,  
Mr. O'Brien,  
Mr. Myles,  
Lieut. Col. Anderson,  
Capt. Dane,  
Mr. Splatt, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 15.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**WEDNESDAY, 25<sup>TH</sup> JANUARY.No. 1. *Appropriation Bill—Clause XVIII.*

Out of the monies disposable by the said Legislative Council there shall and may be appropriated to the Public Service and issued and applied any sum or sums of money not exceeding Seven thousand six hundred and sixty pounds to defray the charges for the Special Ecclesiastical Services of the said Colony for the year One thousand eight hundred and fifty-four as hereinafter expressed that is to say any sum or sums of money not exceeding Five thousand and four hundred pounds to defray the Stipends of twelve Clergymen at the Gold Fields at the rate of four hundred and fifty pounds per annum each and any sum or sums of money not exceeding Two thousand two hundred and sixty pounds to defray the Stipends of Gaol Chaplains.

Motion made and question put—That this clause stand part of the Bill.—(*The Collector of Customs.*)

Committee divided.

Ayes, 26.

Mr. Cowie,  
 Mr. Burnley,  
 Mr. W. Nicholson,  
 Mr. J. Murphy,  
 Mr. O'Brien,  
 Mr. Greeves,  
 Capt. Dane,  
 Mr. A'Beckett,  
 The Auditor General,  
 The Surveyor General,  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. Hervey,  
 Mr. Smith,  
 Mr. Strachan,  
 The Attorney General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Splatt,  
 Mr. Campbell,  
 Mr. Mollison,  
 The Speaker,  
 Mr. F. Murphy,  
 Mr. O'Shanassy,  
 Lieut. Col. Anderson,  
 Mr. Haines,  
 The Collector of Customs, (*Teller.*)

Noes, 5.

Mr. Hodgson,  
 Dr. Thomson,  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. Annand, (*Teller.*)

No. 2. *Appropriation Bill—Clause XXII.*

Motion made and question put—That the words “any sum or sums of money not exceeding Two hundred pounds for a Queen’s Plate to be run for at the Melbourne Races,” be struck out of the proposed clause.—(*Mr. Annand.*)  
Committee divided.

Ayes, 8.

The Speaker,  
Mr. Smith,  
The Attorney General,  
Dr. Thomson,  
Mr. Myles,  
Mr. Charlton,  
Capt. Dane,  
Mr. Annand, (*Teller.*)

Noes, 25.

The Colonial Secretary,  
The Chief Commissioner of Gold Fields,  
Mr. Griffith,  
Mr. Winter,  
Mr. Cole,  
Mr. Hervey,  
Mr. Burnley,  
The Auditor General,  
Mr. Splatt,  
Mr. Campbell,  
Mr. M. Nicholson,  
Mr. O’Brien,  
Mr. J. Murphy,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Strachan,  
Mr. W. Nicholson,  
The Surveyor General,  
Lieut. Col. Anderson,  
Mr. Haines,  
Mr. Highett,  
The Collector of Customs,  
Mr. Cowie,  
Mr. O’Shanassy,  
Mr. Greeves, (*Teller.*)

## FRIDAY, 27TH JANUARY.

No. 3. *Defences of the Colony.*

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. J. Thomson.*)  
Committee divided.

Ayes, 3.

Mr. Wilkinson,  
Mr. Greeves,  
Mr. J. Thomson, (*Teller.*)

Noes, 25.

Mr. Griffith,  
The Chairman of General Sessions,  
The Chief Commissioner of Gold Fields,  
The Attorney General,  
The Colonial Secretary,  
The Acting Chief Commissioner of Police,  
Mr. O’Shanassy,  
Mr. O’Brien,  
Mr. Henty,  
Mr. Mollison,  
The Acting Solicitor General,  
Mr. M. Nicholson,  
Mr. A’ Beckett,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Annand,  
Mr. Fawkner,  
Mr. Myles,  
Capt. Dane,  
The Surveyor General,  
Lieut. Col. Anderson,  
Mr. Charlton,  
Mr. Highett,  
Mr. Parker,  
The Collector of Customs, (*Teller.*)

No. 4. *Defences of the Colony.*

Question proposed—“That” this Committee recommend that an address be presented to His Excellency the Lieutenant Governor, praying His Excellency to place upon the Supplementary Estimates a sum of money sufficient to provide such Weapons, Artillery, Men and

Amunitions of War as may be thought requisite to safely defend this province from aggression, and to take all the necessary steps that this important interest may require.—  
(*Mr. Fawkner.*)

Amendment proposed—That all the words after the word “that” in the first line of the above question be omitted with a view to insert the following in the place thereof “a Select Committee of this House be appointed to take into immediate consideration the probable manner in which the Colony might be attacked by an enemy and to devise the best means of meeting such a calamity.”—(*Captain Dane.*)

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

Ayes, 13.  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Surveyor General,  
The Acting Chief Commissioner of  
Police,  
Mr. Annand,  
Mr. Greeves,  
Mr. Mollison,  
Mr. J. Thomson,  
Mr. Parker,  
Lieut Col. Anderson,  
The Attorney General,  
Mr. F. Murphy,  
The Chairman of General Sessions,  
(*Teller.*)

Noes, 16.  
The Acting Solicitor General,  
Mr. Griffith,  
Mr. M. Nicholson,  
Mr. Miller,  
Mr. Hodgson,  
Mr. A'Beckett,  
Mr. Fawkner,  
Mr. Myles,  
Capt. Dane,  
Mr. Highett,  
Mr. Charlton,  
The Collector of Customs,  
Mr. Henty,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr O'Shanassy (*Teller.*)

No. 5. *Defences of the Colony.*

Motion made and question put.—That this Committee recommend that a Select Committee of this House be appointed to take into immediate consideration the probable manner in which the Colony might be attacked by an enemy and to devise the best means of meeting such a calamity.—(*Capt. Dane.*)

Committee divided.

Ayes, 21.  
Lieut. Col. Anderson,  
The Speaker,  
The Acting Solicitor General,  
The Chief Commissioner of Gold,  
Fields,  
The Collector of Customs,  
Mr. Griffith,  
Mr. F. Murphy,  
The Attorney General,  
Mr. Parker,  
The Acting Chief Commissioner of  
Police,  
Mr. Myles,  
Mr. Hodgson,  
Mr. Miller,  
Mr. Highett,  
Mr. A'Beckett,  
Mr. O'Brien,  
Mr. Fawkner,  
Mr. Henty,  
Mr. O'Shanassy,  
Mr. Charlton,  
Capt. Dane, (*Teller.*)

Noes, 6.  
Mr. Wilkinson,  
The Colonial Secretary,  
Mr. Annand,  
Mr. Jas. Thomson,  
The Surveyor General,  
Mr. Greeves, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 16.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**

TUESDAY, 31st JANUARY.

No. 1. *Immigrants Aid Society.*

Motion made and Question put—That this Committee recommend that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to place on the Supplementary Estimates for 1854 the Sum of £5000, as a first instalment in aid of the Funds of the Immigrants' Aid Society.—(Mr. Hodgson.)

Committee divided.

Ayes, 14.

Mr. Splatt,  
Mr. Greeves,  
Mr. J. Murphy,  
Capt. Dane,  
Mr. O'Brien,  
Mr. Fawkner,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. Mollison,  
Mr. O'Shanassy,  
Mr. Campbell,  
Mr. Parker,  
Mr. Hervey,  
Mr. Hodgson, (*Teller.*)

Noes, 21.

Mr. Cole,  
Mr. A'Beckett,  
Mr. Griffith,  
The Colonial Secretary,  
The Auditor General,  
The Chairman of General Sessions,  
Mr. Myles,  
Mr. Stevens,  
Mr. Sargood,  
Mr. Burnley,  
Mr. Haines,  
Mr. Cowie,  
Mr. Highett,  
Lieut. Col. Anderson,  
Mr. W. Nicholson,  
Dr. Thomson,  
Mr. Strachan,  
Mr. M. Nicholson,  
The Collector of Customs,  
The Attorney General,  
Mr. Rutledge, (*Teller.*)

WEDNESDAY, 1st FEBRUARY.

No. 2. *New Constitution Bill.—Clause I.*

There shall be established in the said Colony instead of the Legislative Council now subsisting a Legislative Council and a House of Assembly to be severally constituted in the manner hereinafter "*provided*" and Her Majesty shall have power by and with the advice and consent of the said Legislative Council and House of "*Assembly*" to make laws in and for the said Colony in all cases whatsoever and all laws passed by the said Legislative Council and House of Assembly and assented to by Her Majesty or in Her Majesty's name by the Governor of the said Colony shall be valid and binding to all intents and purposes within the said Colony subject nevertheless as to Bills so assented to by the Governor of the said Colony to the provision for disallowance hereinafter contained.

Motion made and question put—That after the word "*provided*" in the third line of the above clause, the words "*which together with Her Majesty be termed the Parliament of Victoria*" be inserted.—(Mr. Greeves.)

Committee divided.

Ayes, 18.  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Winter,  
 Mr. Griffith,  
 Mr. Hodgson,  
 Mr. Parker,  
 Mr. Cole,  
 Mr. Graham,  
 Mr. Russell,  
 Mr. Highett,  
 Mr. Mollison,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. J. Murphy,  
 Mr. O'Shanassy,  
 Mr. Miller,  
 Mr. Sargood,  
 Mr. Burnley,  
 Mr. Greeves, (*Teller.*)

Noes, 19.  
 The Surveyor General,  
 The Auditor General,  
 Mr. Splatt,  
 Mr. Rutledge,  
 Mr. J. Thomson,  
 Mr. Henty,  
 Lieut. Col. Anderson,  
 Mr. Haines,  
 Mr. Cowie,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Fawkner,  
 The Colonial Secretary,  
 The Collector of Customs,  
 The Attorney General,  
 The Chairman of General Sessions,  
 Mr. Smith,  
 Mr. M. Nicholson,  
 Mr. Strachan, (*Teller.*)

No. 3. Motion made and question put—That after the word "*Assembly*" in the fourth line of the above clause the words "*and by authority of the same*" be inserted.—(*Mr. James Thomson.*)

Committee divided.

Ayes, 3.  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. Annand, (*Teller.*)

Noes, 35.  
 The Attorney General,  
 Mr. Cole,  
 The Auditor General,  
 Mr. Winter,  
 Mr. Griffith,  
 Mr. Haines,  
 The Speaker,  
 The Colonial Secretary,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. Splatt,  
 Mr. Hervey,  
 Mr. Rutledge,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. Russell,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. Sargood,  
 Capt. Dane,  
 Mr. Graham,  
 Mr. A'Beckett,  
 Mr. J. Murphy,  
 Mr. Burnley,  
 Mr. Henty,  
 The Collector of Customs,  
 Lieut. Col. Anderson,  
 Mr. Cowie,  
 Mr. Charlton,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Parker,  
 Mr. Highett,  
 Mr. M. Nicholson, (*Teller.*)

No. 4. Motion made and question put—That the Chairman report progress, and ask leave to sit again to-morrow.—(*Mr. Greeves.*)

Committee divided.

Ayes, 21.  
 Mr. Splatt,  
 Mr. Hervey,  
 Mr. J. Murphy,  
 Mr. M. Nicholson,  
 The Attorney General,  
 Mr. Hodgson,  
 The Chairman of General Sessions,  
 Mr. Parker,  
 Mr. Miller,  
 Mr. Fawkner,  
 Mr. Greeves,  
 Mr. O'Shanassy,  
 Mr. W. Nicholson,  
 Mr. Annand,  
 Mr. Burnley,  
 Mr. Charlton,  
 Mr. J. Thomson,  
 Mr. Sargood,  
 Mr. Mollison,  
 Mr. Smith,  
 Capt. Dane, (*Teller.*)

Noes, 15.  
 Mr. Cole,  
 Mr. Winter,  
 The Auditor General,  
 The Speaker,  
 The Colonial Secretary,  
 Mr. Griffith,  
 Mr. Rutledge,  
 Mr. Haines,  
 Mr. Cowie,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Myles,  
 Mr. Russell,  
 The Surveyor General,  
 The Collector of Customs,  
 Mr. A'Beckett, (*Teller.*)

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THURSDAY, 2ND FEBRUARY.

No. 5. *Clause XII. (as amended.)*

"The Legislative Assembly of the Colony of Victoria shall consent of Sixty Members to be  
 "elected as hereinafter provided, and for the purpose of returning such Members the said  
 "Colony shall be divided into Electoral Districts."

Motion made and Question put—That the following words, "*Provided that each such district  
 "shall return an equal number of members, and shall contain as near as possible an  
 "equal number of Electors,"*" be added to the clause.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 10.  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. Cowie,  
 Mr. O'Brien,  
 Mr. Burnley,  
 Capt. Dane, (*Teller.*)

Noes, 23.  
 Mr. Miller,  
 Mr. Riddell,  
 Mr. Cole,  
 The Auditor General,  
 Mr. Rutledge,  
 The Collector of Customs,  
 The Attorney General,  
 Mr. Greeves,  
 Mr. Strachan,  
 Mr. A'Beckett,  
 Lieut. Col. Anderson,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Graham,  
 Mr. M. Nicholson,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Highett,  
 Mr. J. Thomson,  
 Mr. Griffith,  
 The Chairman of General Sessions,  
 The Speaker,  
 Mr. Haines,  
 The Surveyor General, (*Teller.*)

No. 6. Motion made and Question put—That the following words "*as set forth in the schedule  
 "hereunto annexed each of which districts shall return the number of members set  
 "against such districts respectively"*" be added to the above clause.—(*The Speaker.*)

Committee divided.

Ayes, 24.  
 The Attorney General,  
 Mr. Rutledge,  
 The Collector of Customs,  
 Mr. A'Beckett,  
 Mr. Goodman,  
 Mr. Highett,  
 Mr. M. Nicholson,  
 Mr. J. Thomson,  
 Mr. Myles,  
 Mr. Burnley,  
 Mr. O'Brien,  
 Mr. Riddell,  
 Mr. Greeves,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Hervey,  
 Mr. Mollison,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 The Chairman of General Sessions,  
 Mr. Haines,  
 The Auditor General,  
 Mr. Cole,  
 The Speaker,  
 The Surveyor General, (*Teller.*)

Noes, 6.  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Cowie,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Hodgson, (*Teller.*)

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FRIDAY, 3RD FEBRUARY.

No. 7. *Clause XIV.*

No person shall be capable of being elected a Member of the Legislative Assembly who shall not be of the full age of twenty-one years or who shall not be a natural born subject of the Queen or have been naturalised by law for the space of        years and been resident in said Colony for the space of        years respectively previous to such "Election" or who shall not be legally or equitably seised of an estate of Freehold for his own use and benefit in Lands and Tenements in the said Colony of Victoria of the value of        pounds sterling money or of the annual value of        pounds sterling money above all charges and incumbrances affecting the same "Provided" that no person shall be capable of being elected a Member to serve in the House of Assembly or of sitting or voting therein who shall be a Judge of any of the Superior Courts of the said Colony "or a Minister of any Religious Denomination whatsoever may be his title rank or designation" Provided further that no person who shall have been attainted of any treason or convicted of any felony or infamous crime in any part of Her Majesty's Dominions shall be capable of being elected a Member of the said House of Assembly.

Question proposed—That the blank occurring in the third line of the above clause be filled up with the word "*five.*"—(*The Collector of Customs.*)

Motion made and question put—That the blank occurring in the third line of the above clause be filled up with the word "*three.*"—(*Mr. Fawkner.*)

Committee divided.

Ayes, 9.  
 Mr. Winter,  
 Mr. Fawkner,  
 Capt. Dane,  
 Mr. O'Shanassy,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. J. Thomson,  
 Mr. Sargood,  
 Mr. Myles, (*Teller.*)

Noes, 27.  
 The Colonial Secretary,  
 The Speaker,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 Mr. Cole,  
 The Acting Chief Commissioner of  
 Police,  
 The Auditor General,  
 Mr. Rutledge,  
 Mr. Greeves,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Mr. Henty,  
 Mr. Annand,  
 Mr. A'Beckett,  
 Mr. Goodman,  
 The Collector of Customs,  
 Mr. W. Nicholson,  
 Mr. Knight,  
 Mr. Burnley,  
 Mr. Mollison,  
 Lieut. Col. Anderson,  
 Mr. Highett,  
 Mr. Haines,  
 Mr. Russell,  
 Mr. M. Nicholson, (*Teller.*)

Motion made—That all the words in the above clause, after the word "*Election*," in the fourth line, to the word "*Province*," in the eighth line, be struck out with a view to insert the following words in the place thereof, "*and who shall not be qualified and registered as a Voter in any Electoral District.*"—(Mr. Fawkner.)

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

Committee divided.

Ayes, 21.

The Colonial Secretary,  
The Surveyor General,  
Captain Cole,  
Mr. Rutledge,  
Mr. Haines,  
Mr. Miller,  
The Auditor General,  
Mr. F. Murphy,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Mollison,  
The Acting Chief Commissioner of  
Police,  
Mr. O'Brien,  
Captain Dane,  
Mr. A'Beckett,  
Mr. Russell,  
Mr. Knight,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. Goodman, (*Teller.*)

Noes, 11.

Mr. Winter,  
The Collector of Customs,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. W. Nicholson,  
Mr. Sargood,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Jas. Thomson,  
Mr. Burnley,  
Mr. Myles, (*Teller.*)

No. 9. Motion made and question put—That the blank occurring in the sixth line of the above clause be filled up with the words "*One thousand.*"—(The Collector of Customs.)

Committee divided.

Ayes, 10.

Mr. Fawkner,  
Mr. Charlton,  
Mr. W. Nicholson,  
Mr. Cowie,  
Mr. Jas. Thomson,  
Mr. Burnley,  
Mr. Sargood,  
Mr. Winter,  
Mr. O'Shanassy,  
Mr. Myles, (*Teller.*)

Noes, 22.

The Colonial Secretary,  
The Collector of Customs,  
The Surveyor General,  
The Acting Chief Commissioner of  
Police,  
Captain Cole,  
Mr. Griffith,  
Mr. F. Murphy,  
The Auditor General,  
Mr. Haines,  
Mr. Greeves,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Knight,  
Mr. A'Beckett,  
Mr. Russell,  
Captain Dane,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Mollison,  
Mr. O'Brien,  
Mr. Rutledge,  
Mr. Goodman, (*Teller.*)

No. 10. Motion made and question put—That the blank occurring in the seventh line of the above clause be filled up with the words "*One hundred.*"—(The Collector of Customs.)

Committee divided.

Ayes, 22.  
 The Colonial Secretary,  
 The Surveyor General,  
 The Collector of Customs,  
 The Auditor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Rutledge,  
 Mr. Greeves,  
 Lieut. Col. Anderson,  
 Mr. Knight,  
 Mr. Russell,  
 Mr. A'Beckett,  
 Mr. Mollison,  
 Mr. O'Brien,  
 Captain Dane,  
 Mr. Highett,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 The Speaker,  
 Mr. Miller,  
 Mr. Haines,  
 Captain Cole,  
 Mr. Goodman, (*Teller.*)

Noes, 9.  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. Charlton,  
 Mr. Cowie,  
 Mr. Sargood,  
 Mr. Myles,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Hodgson, (*Teller.*)

No. 11. Motion made—that the words “*or a Minister of any religious Denomination whatsoever may be his title rank or designation*” occurring in the tenth and eleventh lines of the above clause be omitted.—(*Mr. O'Shanassy.*)

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

Ayes, 21.  
 Mr. Hodgson,  
 Mr. Greeves,  
 The Speaker,  
 The Colonial Secretary,  
 Mr. Cole,  
 Mr. Fawkner,  
 Mr. Knight,  
 Capt. Dane,  
 Mr. A'Beckett,  
 The Chairman of General Sessions,  
 Mr. Mollison,  
 Mr. Burnley,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. Cowie,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Griffith,  
 The Auditor General,  
 Mr. Haines,  
 Mr. Miller,  
 Mr. Rutledge, (*Teller.*)

Noes, 4.  
 Mr. O'Shanassy,  
 The Collector of Customs,  
 Mr. J. Thomson,  
 Mr. Myles, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 17.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.*Extracted from the Minutes.***Session 1853-4.**TUESDAY, 7<sup>TH</sup> FEBRUARY.No. 1. *New Constitution Bill.—Clause XV.*

Every man of the age of twenty-one years having been a resident in the said Colony of Victoria for twelve months next before the last registration of Electors and being either a natural born or naturalized subject of Her Majesty or a legally made denizen of the same who shall have a freehold estate in possession situate within the Electoral District for which his vote is to be given of the clear value of fifty pounds sterling money or of the clear annual value of five pounds sterling money above all charges and incumbrances in any way affecting the same respectively or shall have a leasehold estate in possession situate as aforesaid of the annual value of ten pounds sterling money above all charges and incumbrances affecting the same or shall be a householder within such District occupying any house warehouse countinghouse office shop or other building or premises of the clear annual value of ten pounds sterling money or shall in consideration of any "payment" to the Public Revenue be entitled under any law now or hereafter to be in force to occupy for the space of twelve months or upwards any portion of the Waste Lands of the Crown situate as aforesaid or shall being resident within the Electoral District for which his vote is to be given be in receipt of an annual salary of \_\_\_\_\_ pounds sterling money shall being duly registered be entitled to vote at the election of a Member or Members of the House of Assembly Provided that no person shall be entitled to be registered as an elector upon the Electoral Roll of any Electoral District unless he shall have been seised or possessed of or occupied used enjoyed held or been in receipt of the qualification in respect whereof he shall claim to be registered for the period of \_\_\_\_\_ calendar months at least previous to such "registration" Provided further that no person shall be entitled to be registered as aforesaid who has been attainted or convicted of treason felony or other infamous offence in any part of Her Majesty's dominions unless he shall have received a free pardon or undergone the sentence passed on him for such offence Provided also that no man shall be entitled to be registered at any Election unless at the time of such registration of electors he shall have paid up all rates and taxes which shall have become payable by him in respect of such qualification except such as shall have become payable during \_\_\_\_\_ calendar months next before such registration Provided further that no person who shall attain the age of \_\_\_\_\_ years after the expiration of \_\_\_\_\_ years from the "passing hereof" shall be entitled to be registered unless he shall be able to read and write.

Question proposed—That after the word "payment," occurring in the eleventh line of the above clause, the words, "of not less than eight pounds," be inserted.—(Capt. Dane.)

Motion made and question put—That after the word "payment," occurring in the eleventh line of the above clause, the words, "of not less than five pounds," be inserted.—(The Collector of Customs.)

Committee divided.

Ayes, 15.

The Colonial Secretary,  
The Acting Chief Commissioner of  
Police,  
The Surveyor General,  
Mr. O'Shanassy,  
Lieut. Col. Anderson,  
Mr. Fawkner,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Mr. Charlton,  
Mr. O'Brien,  
Mr. J. Thomson,  
Mr. Wilkinson,  
Mr. Griffith,  
The Chairman of General Sessions,  
The Collector of Customs, (Teller.)

Noes, 18.

Mr. Cole,  
The Speaker,  
Mr. Graham,  
Mr. Russell,  
Mr. Miller,  
Mr. F. Murphy,  
Mr. Parker,  
Mr. Campbell,  
Mr. Greeves,  
Mr. Rutledge,  
Mr. Knight,  
Mr. Hodgson,  
Mr. Annand,  
Mr. Haines,  
Mr. Henty,  
Capt. Dane,  
Mr. Highett,  
Mr. M. Nicholson, (Teller.)

No. 2. Motion made and question put—That after the word “*registration*,” occurring in the twenty-first line of the above clause, the words, “*and if an alien has been naturalized twelve months previous to registration*,” be inserted.—(Mr. Greeves.)

Committee divided.

Ayes, 13.  
Mr. Graham,  
Mr. Mollison,  
Mr. Campbell,  
Mr. Rutledge,  
Mr. Miller,  
Mr. Russell,  
Mr. F. Murphy,  
Mr. Cole,  
The Chairman of General Sessions,  
Mr. Parker,  
Mr. Highett,  
Mr. Haines,  
Mr. Greeves, (*Teller*.)

Noes, 18.  
Capt. Dane,  
Mr. Fawcner,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
The Collector of Customs,  
Mr. Burnley,  
The Surveyor General,  
Mr. Charlton,  
The Acting Chief Commissioner of  
Police,  
Lieut. Col. Anderson,  
Mr. Griffith,  
Mr. Wilkinson,  
Mr. Goodman,  
Mr. J. Murphy,  
Mr. J. Thomson,  
Mr. Henty,  
Mr. O'Brien,  
The Speaker, (*Teller*.)

No. 3. Motion made—That the words “*passing hereof*,” occurring in the thirtieth line of the above clause, be struck out with a view of inserting in the place thereof the words, “*time of this Act coming into operation*.”—(Mr. Greeves.)

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

Committee divided.

Ayes, 29.  
Mr. Russell,  
Mr. Hervey,  
The Auditor General,  
Mr. F. Murphy,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Haines,  
Mr. Parker,  
Mr. Wilkinson,  
Mr. Myles,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. Goodman,  
Mr. Annand,  
Mr. O'Brien,  
Mr. W. Nicholson,  
Mr. Fawcner,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Henty,  
Mr. O'Shanassy,  
The Surveyor General,  
The Acting Chief Commissioner of  
Police,  
The Colonial Secretary,  
The Speaker,  
Mr. Rutledge,  
The Collector of Customs, (*Teller*.)

Noes, 6.  
Capt. Dane,  
Mr. Campbell,  
Mr. Miller,  
Mr. Cole,  
Mr. Graham,  
Mr. Greeves, (*Teller*.)

No. 4. *Clause XX.*

The Legislative Assembly shall not be competent to the despatch of business unless there be present exclusive of the Speaker “*one-third part of the*” Members thereof or if the whole number of Members shall not be exactly divisible by three then such integral number as is next greater than one-third of the number of Members of the said House. And all questions which shall arise in the House of Assembly shall be decided by the majority of Members present other than the Speaker and when the votes shall be equal the Speaker shall have the casting vote.

Motion made—That the words, “*one-third part of the*,” occurring in the second line be struck out, and the word “*twenty*” inserted in the place thereof.—(The Collector of Customs.)

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

Committee divided.

Ayes, 17.  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Campbell,  
 Mr. Griffith,  
 Mr. Smith,  
 Mr. F. Murphy,  
 Mr. Haines,  
 The Surveyor General,  
 Mr. Parker,  
 Mr. Fawkner,  
 Mr. Wilkinson,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. Charlton,  
 The Speaker,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 20.  
 Mr. Cole,  
 Mr. Graham,  
 The Auditor General,  
 Mr. Greeves,  
 Mr. Hodgson,  
 The Colonial Secretary,  
 Mr. Knight,  
 Mr. Goodman,  
 Mr. O'Shanassy,  
 Lieut. Col. Anderson,  
 Capt. Dane,  
 Mr. Burnley,  
 Mr. James Murphy,  
 Mr. Highett,  
 Mr. Henty,  
 Mr. J. Thomson,  
 Mr. Rutledge,  
 Mr. Mollison,  
 Mr. Russell,  
 The Collector of Customs, (*Teller.*)

No. 5. Motion made and question put—That the Chairman report progress and ask leave to sit again in an hour.—(*Mr. Greeves.*)

Committee divided.

Ayes, 21.  
 Mr. Rutledge,  
 The Speaker,  
 The Surveyor General,  
 The Auditor General,  
 Mr. F. Murphy,  
 Mr. Griffith,  
 The Colonial Secretary,  
 The Collector of Customs,  
 Mr. Parker,  
 The Chairman of General Sessions,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Haines,  
 Mr. Greeves,  
 Mr. Hodgson,  
 Mr. Mollison,  
 Mr. Highett,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Smith,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 11.  
 Mr. Cole,  
 Mr. Russell,  
 Mr. O'Brien,  
 Mr. Campbell,  
 Mr. Charlton,  
 Mr. Cowie,  
 Mr. Burnley,  
 The Acting Chief Commissioner of  
 Police,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. A'Beckett, (*Teller.*)

### WEDNESDAY, 8TH FEBRUARY.

No. 6. *Clause III.*

The Legislative Council of the Colony of Victoria shall consist of thirty Members to be elected as hereinafter "*provided*" and for the purpose of returning such Members the said Colony shall be divided into Electoral Provinces Provided that each such Province shall return an equal number of Members.

Motion made—That all the words in the above clause, after the words "*provided*," in the second line be struck out with a view to insert the following words in the place thereof—  
 "That the Legislative Assembly hereafter named shall at its first meeting immediately after the election of a Speaker elect thirty persons not being Members of the Legislative Assembly who shall constitute and be the Legislative Council and of the Members of such Legislative Council three shall go out of office by rotation every year on the day of and the Legislative Assembly shall forthwith if it be then sitting or immediately after its next meeting elect three persons qualified as herein provided in their stead Provided that such persons so going out by rotation shall if otherwise qualified be eligible for re-election and provided that of the persons elected at the first election those persons shall go out of office by rotation first if it were elected by the smallest number of votes and in case of equality of votes the said Legislative Council shall decide which of any such Members having such equality shall go out and provided that after all the persons who were elected at the first election shall have so gone out those Members shall go out by rotation who have been longest in office without re-election and further provided that in the event of any Member of the said Legislative Council dying resigning or becoming disqualified the said Legislative Assembly

"shall as hereinbefore prescribed respecting the annual election of Members of the Legislative Council elect some other person qualified as herein directed in his stead who shall go out of office in like manner and time as the person would have done in whose stead he shall have been elected and provided always that at every such annual election of Members of the Legislative Council each Member of the Legislative Assembly may vote for two persons only as such Members of the Legislative Council."—(Mr. Greeves.)

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

Ayes, 30.

Mr. Mollison,  
The Auditor General,  
Mr. Campbell,  
The Surveyor General,  
The Colonial Secretary,  
Mr. O'Shanassy,  
Mr. Graham,  
Mr. Haines,  
The Acting Solicitor General,  
Mr. Fawkner,  
Mr. Hodgson,  
Capt. Dane,  
Mr. Highett,  
Mr. Splatt,  
Mr. W. Nicholson,  
Mr. Charlton,  
Mr. Cowie,  
Mr. J. Thomson,  
Mr. Sargood,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. Miller,  
Mr. Parker,  
Mr. Griffith,  
The Chairman of General Sessions,  
The Speaker,  
Mr. F. Murphy,  
The Collector of Customs, (Teller.)

Noes, 7.

The Acting Chief Commissioner of  
Police,  
Mr. Cole,  
Mr. A'Beckett,  
Mr. Hervey,  
Mr. Annand,  
Mr. Myles,  
Mr. Greeves, (Teller.)

#### No. 7. Clause VI.

Every man of the age of twenty-one years having been resident in Victoria for twelve months next before the last registration of Electors and being either a natural born or naturalized subject of Her Majesty or a legally made denizen of Victoria (such naturalization or denization having been made *three* years previous to the date of the last registration) who shall have a freehold estate in possession situate within the Electoral Province for which his vote is to be given of the clear value of " " pounds sterling money or of the clear annual value of *one hundred* pounds sterling money above all charges and incumbrances affecting the same respectively or shall have a leasehold "*estate*" in possession situate as aforesaid held upon a lease whereby a rent of *three hundred* pounds or upwards shall be reserved or of the clear annual value of *three hundred* pounds above all charges and "*outgoings*" every such lease having at the date of such registration of electors as aforesaid not less than *three* years to run or shall be the occupant under any lease or license for pastoral purposes of any waste lands of the Crown situate as aforesaid and possess *eight thousand* sheep or *one thousand* head of cattle free from all charges and incumbrances affecting the "*same*" or who shall reside within the Electoral Province for which his vote is to be given and shall be a graduate of any University in the British dominions or a Barrister or Solicitor on the Roll of the Supreme Court of the said Colony or a legally qualified Medical Practitioner or a "*Minister*" of "*Religion*" authorized to officiate in any building used as a place of Public Worship by *forty* householders for *six* months previous to the date of such registration as aforesaid "*shall*" being duly registered be entitled to vote at the election of a Member or Members of the Legislative Council Provided that no person shall be entitled to be registered as such elector for any Province in respect of any such estate occupation or qualification as aforesaid unless he shall have been seised or possessed of or occupied or held the same respectively for the period of *twelve* calendar months at least previous to such registration as aforesaid Provided also that no person shall be entitled to be registered as aforesaid who has been attainted or convicted of Treason Felony or other infamous offence in any part of Her Majesty's dominions unless he have received a free pardon or have undergone the sentence passed on him for such offence And provided also that no man shall be entitled to be registered in respect of any such estate or occupation as aforesaid unless at the time of such registration of Electors he shall have paid up all rates and taxes which shall have become payable by him as owner or leaseholder in respect of such estate or as occupier in respect of such occupation as aforesaid except

such shall have become payable during *three* calendar months next before such registration Provided further that no person who shall attain the age of *twenty-one* years after the expiration of *two* years from the passing hereof shall be entitled to be registered as aforesaid unless he shall be able to read and write.

Question proposed—That the blank occurring in the sixth line of the above clause be filled up with the words "*one thousand*."—(*The Collector of Customs.*)

Motion made—That the blank occurring in the sixth line of the above clause be filled up with the words "*five hundred*."—(*Mr. O'Brien.*)

Motion made and question put—That the blank occurring in the sixth line of the above clause be filled up with the words "*two hundred*."—(*Mr. Fawkner.*)

Committee divided.

Ayes, 3.  
Mr. Fawkner,  
Mr. J. Thomson,  
Mr. Myles, (*Teller.*)

Noes, 24.  
Mr. Cole,  
Mr. F. Murphy,  
Mr. Winter,  
Mr. Hodgson,  
Mr. Parker,  
Mr. Greeves,  
The Speaker,  
The Auditor General,  
Mr. A'Beckett,  
Mr. Griffith,  
The Colonial Secretary,  
Mr. Campbell,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
The Collector of Customs,  
Mr. O'Brien,  
Mr. Haines,  
Mr. Charlton,  
Mr. Russell,  
Mr. Cowie,  
The Acting Solicitor General,  
Mr. Highett,  
The Surveyor General,  
Mr. M. Nicholson, (*Teller.*)

No. 8. Question—That the blank occurring in the sixth line of the above clause be filled up with the words "*five hundred*"—put.

Committee divided.

Ayes, 5.  
Mr. Fawkner,  
Mr. Jas. Thomson,  
Mr. Charlton,  
Mr. Myles,  
Mr. O'Brien, (*Teller.*)

Noes, 21.  
Mr. Hodgson,  
Mr. Parker,  
Mr. Cole,  
The Auditor General,  
Mr. F. Murphy,  
Mr. Griffith,  
Mr. Greeves,  
Mr. A'Beckett,  
The Colonial Secretary,  
Mr. Campbell,  
Mr. O'Shanassy,  
The Speaker,  
Mr. W. Nicholson,  
The Collector of Customs,  
Mr. Haines,  
Mr. Russell,  
Mr. Cowie,  
The Acting Solicitor General,  
Mr. Highett,  
The Surveyor General,  
Mr. M. Nicholson, (*Teller.*)

No. 9. Motion made and question put—That after the word "*estate*," occurring in the ninth line of the above clause, the words "*in a dwelling-house*," be inserted.—(*The Surveyor General.*)

Committee divided.

Ayes, 13.  
 Mr. A'Beckett,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. O'Shanassy,  
 Mr. Cowie,  
 Mr. O'Brien,  
 Mr. Highett,  
 Mr. Haines,  
 Mr. Campbell,  
 The Auditor General,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 10.  
 The Speaker,  
 Mr. Parker,  
 Mr. Cole,  
 Mr. Griffith,  
 Mr. Jas. Thomson,  
 The Acting Solicitor General,  
 Mr. Russell,  
 The Collector of Customs,  
 Mr. Charlton,  
 Mr. Greeves, (*Teller.*)

No. 10. Motion made and question put—That after the word "*outgoings*," occurring in the fourteenth line of the above clause, the words "*or a leasehold estate in an Agricultural or Pastoral Farm of the clear annual value of* \_\_\_\_\_ *pounds*," be inserted.—(*The Surveyor General.*)

Committee divided.

Ayes, 14.  
 The Auditor General,  
 The Collector of Customs,  
 The Surveyor General,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 The Colonial Secretary,  
 Mr. A'Beckett,  
 Mr. W. Nicholson,  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Campbell,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 9.  
 The Speaker,  
 Mr. Parker,  
 Mr. Griffith,  
 Mr. J. Thomson,  
 Mr. Highett,  
 Mr. Russell,  
 The Acting Solicitor General,  
 Mr. Cole,  
 Mr. Greeves, (*Teller.*)

No. 11. Question proposed—That the blank occurring, in the amendment in the above clause last agreed to, be filled up with the words "*one hundred.*" (*The Surveyor General.*)

Question proposed—That such blank be filled up with the words "*one hundred and fifty.*"—(*Mr. A'Beckett.*)

Question—That the blank, occurring in the amendment in the above clause last agreed to be filled up with the words "*one hundred*"—put.

Committee divided.

Ayes, 9.  
 The Surveyor General,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 14.  
 The Speaker,  
 Mr. Campbell,  
 Mr. Parker,  
 Mr. Griffith,  
 Mr. J. Thomson,  
 Mr. Cole,  
 The Auditor General,  
 Mr. A'Beckett,  
 The Acting Solicitor General,  
 Mr. Russell,  
 Mr. Highett,  
 The Collector of Customs,  
 The Colonial Secretary,  
 Mr. Greeves, (*Teller.*)

No. 12. Question proposed—That the blank occurring in the amendment in the above clause, last agreed to, be filled up with the words “two hundred.”—(*Mr. Greeves.*)

Question—That the blank occurring in the amendment in the above clause, last agreed to, be filled up with the words “one hundred and fifty”—put.

Committee divided.

Ayes, 14.  
 The Auditor General,  
 Mr. Campbell,  
 The Surveyor General,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Mr. A'Beckett,  
 Mr. W. Nicholson,  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. Charlton,  
 The Collector of Customs,  
 The Colonial Secretary,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 9.  
 The Speaker,  
 Mr. Parker,  
 Mr. Griffith,  
 Mr. J. Thomson,  
 Mr. Cole,  
 The Acting Solicitor General,  
 Mr. Russell,  
 Mr. Highett,  
 Mr. Greeves, (*Teller.*)

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THURSDAY, 9TH FEBRUARY.

No. 13. *Clause VI.*

Motion made and question put—That after the word “same,” occurring in the nineteenth line of the above clause, the words “or shall hold a license to occupy lands or dig for gold on the Waste Lands of Victoria who shall have had in any of the banks of the Colony for a period of three months prior to the day of registration, the sum of “One thousand pounds” be inserted.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 3.  
 Mr. Fawkner,  
 Mr. Charlton,  
 Mr. Myles, (*Teller.*)

Noes, 29.  
 The Colonial Secretary,  
 The Speaker,  
 Lieut. Col. Anderson,  
 Mr. Parker,  
 Mr. F. Murphy,  
 Mr. Hervey,  
 Mr. Splatt,  
 Mr. Smith,  
 Mr. Griffith,  
 Mr. Greeves,  
 Mr. Mollison,  
 Mr. Campbell,  
 Mr. Miller,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 The Surveyor General,  
 Mr. Jas. Thomson,  
 Mr. W. Nicholson,  
 Mr. J. Murphy,  
 Mr. Sargood,  
 Mr. Burnley,  
 The Collector of Customs,  
 Mr. Haines,  
 Capt. Dane,  
 Mr. Highett,  
 The Acting Solicitor General,  
 Mr. Cole,  
 The Auditor General,  
 Mr. M. Nicholson, (*Teller.*)

No. 14. Motion made and question put—That the words “The Christian” be inserted before the word “Religion,” occurring in the twenty-second line of the above clause.—(*Mr. Myles.*)

Committee divided.

Ayes, 9.  
 The Surveyor General,  
 The Colonial Secretary,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Parker,  
 Mr. Griffith,  
 Lieut. Col. Anderson,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Myles, (*Teller.*)

Noes, 17.

Mr. Cole,  
 The Speaker,  
 Mr. F. Murphy,  
 Mr. Campbell,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. O'Brien,  
 Mr. W. Nicholson,  
 Mr. Fawkner,  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. O'Shanassy,  
 The Collector of Customs,  
 The Acting Solicitor General,  
 Mr. Goodman,  
 Mr. Haines,  
 Mr. M. Nicholson, (*Teller.*)

No. 15. Motion made and question put—That after the word "Minister," occurring in the twenty-second line of the above clause, the following words be inserted—"or any Officer or retired Officer of Her Majesty's Land or Sea Forces except he be on actual service."—(*The Colonial Secretary.*)

Committee divided.

Ayes, 15.  
 Mr. Mollison,  
 The Auditor General,  
 Mr. Winter,  
 Mr. Haines,  
 Mr. Griffith,  
 Mr. Parker,  
 Mr. Charlton,  
 Capt. Dane,  
 The Colonial Secretary,  
 The Acting Solicitor General,  
 The Acting Chief Commissioner of  
 Police,  
 The Surveyor General,  
 Mr. Cole,  
 The Speaker,  
 The Collector of Customs, (*Teller.*)

Noes, 4.

Mr. J. Thomson,  
 Mr. O'Brien,  
 Mr. Goodman,  
 Mr. Myles, (*Teller.*)

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FRIDAY, 10TH FEBRUARY.

No. 16. *Clause VI.*

Motion made and question put—That before the word "shall," occurring in the twenty-fifth line of the above clause, the following words be inserted—"And any Member or Fellow of any Incorporated Scientific or Literary Association in the British Dominions and any officiating Schoolmaster or Teacher holding first or second class certificates from Her Majesty's Inspectors of Schools in the United Kingdom or a first class certificate from the Commissioners of Public Education in this Colony." (*Mr. Parker.*)

Committee divided.

Ayes, 16.  
 Mr. M. Nicholson,  
 The Collector of Customs,  
 The Speaker,  
 Mr. Hodgson,  
 Mr. Annand,  
 Mr. J. Murphy,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Wilkinson,  
 Dr. Thomson,  
 Mr. Parker,  
 Mr. Smith,  
 Mr. Campbell,  
 The Surveyor General, (*Teller.*)

Noes, 13.

The Colonial Secretary,  
 The Attorney General,  
 Mr. F. Murphy,  
 Mr. O'Shanassy,  
 Capt. Dane,  
 Mr. Russell,  
 The Acting Solicitor General,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 Mr. O'Brien,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Mollison,  
 Mr. Haines, (*Teller.*)

No. 17. *Clause V.*

"No" person shall be capable of being elected a Member of the Legislative Council who shall not be of the full age of *thirty* years and a natural born subject of the Queen or

who shall not for *one* year previous to such election have been legally or equitably seised of an estate of freehold for his own use and benefit in lands and tenements in the said Colony of Victoria of the value of *ten thousand* pounds sterling money or of the annual value of *one thousand* pounds sterling money above all charges and incumbrances affecting the same "respectively" Provided that no Judge of any Court of the said Colony appointed *quandiu se bene gesserit* nor any Minister of any Religious Denomination whatever may be his title rank or designation shall be capable of being elected a Member of the Legislative Council or of sitting or voting therein "Provided" further that no person who shall have been attainted of any treason or convicted of any felony or infamous offence within any part of Her Majesty's Dominions shall be capable of being elected a Member of the Legislative Council.

Motion made and question put—That all the words in the above clause, down to the word "respectively," in the seventh line thereof, be omitted with the view to insert in the place thereof the following words—"Every natural born subject of the Queen who shall be of the age of thirty years and who shall be capable of being elected a Member of the Legislative Assembly as hereinafter provided shall be capable of being elected a Member of the Legislative Council."—(*Mr. Griffith.*)

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

Ayes, 25.

The Colonial Secretary,  
The Auditor General,  
Mr. Campbell,  
Mr. Strachan,  
Mr. Hervey,  
Mr. F. Murphy,  
The Attorney General,  
The Acting Chief Commissioner of  
Police,  
Mr. Haines,  
Mr. Parker,  
Mr. Russell,  
Mr. Miller,  
Mr. Greeves,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. Annand,  
Mr. Highett,  
Capt. Dane,  
Mr. J. Murphy,  
Mr. Goodman,  
Mr. Henty,  
Mr. Smith,  
Mr. Hodgson,  
Mr. Mollison,  
Mr. M. Nicholson, (*Teller.*)

Noes, 12.

The Speaker,  
The Acting Solicitor General,  
The Surveyor General,  
The Collector of Customs,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
Mr. Myles,  
Lieut. Col. Anderson,  
Mr. Charlton,  
Mr. A'Beckett,  
Mr. J. Thomson,  
Mr. Griffith, (*Teller.*)

No. 18. Question proposed—That the blank occurring in the fifth line of the above clause be filled up with the words "*Ten thousand.*"—(*The Colonial Secretary.*)

Motion made and question put—That the blank occurring in the fifth line of the above clause be filled up with the words "*Five thousand.*"—(*Mr. Hodgson.*)

Committee divided.

Ayes, 17.

The Speaker,  
The Collector of Customs,  
The Auditor General,  
Mr. Hodgson,  
Mr. O'Shanassy,  
The Acting Solicitor General,  
Capt. Dane,  
Mr. W. Nicholson,  
Mr. Charlton,  
Mr. O'Brien,  
Mr. J. Thomson,  
Mr. A'Beckett,  
Mr. Goodman,  
Mr. Myles,  
Mr. Mollison,  
Mr. Griffith,  
The Surveyor General, (*Teller.*)

Noes, 20.

Mr. Hervey,  
Mr. Parker,  
Mr. Smith,  
The Acting Chief Commissioner of  
Police,  
Mr. Greeves,  
Mr. F. Murphy,  
Mr. Annand,  
Mr. Miller,  
The Colonial Secretary,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. Strachan,  
The Attorney General,  
Mr. J. Murphy,  
Mr. Campbell,  
Mr. Russell,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Henty,  
Mr. M. Nicholson, (*Teller.*)

No. 19. Motion made and question put—That the blank occurring in the fifth line of the above clause be filled up with the words "*Six thousand.*"—(*Mr. A'Beckett.*)

Committee divided.

Ayes, 17.  
 The Auditor General,  
 The Collector of Customs,  
 The Surveyor General,  
 The Acting Solicitor General,  
 Mr. Hodgson,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Charlton,  
 Mr. A'Beckett,  
 Mr. Goodman,  
 Mr. Griffith,  
 Mr. Mollison,  
 The Speaker, (*Teller.*)

Noes, 19.  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Parker,  
 Mr. Hervey,  
 The Attorney General,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. F. Murphy,  
 Mr. Annand,  
 Mr. Miller,  
 The Colonial Secretary,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. Strachan,  
 Mr. J. Murphy,  
 Mr. Russell,  
 Mr. Campbell,  
 Mr. Highett,  
 Lieut. Col. Anderson,  
 Mr. M. Nicholson, (*Teller.*)

No. 20. Motion made and question put—That the blank occurring in the fifth line of the above clause be filled up with the words "*Seven thousand.*"—(*Mr. Hodgson.*)

Committee divided.

Ayes, 18.  
 The Auditor General,  
 The Collector of Customs,  
 The Surveyor General,  
 The Acting Solicitor General,  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. A'Beckett,  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. J. Thomson,  
 Mr. O'Shanassy,  
 Mr. Goodman,  
 Mr. Griffith,  
 Mr. Mollison,  
 Mr. Winter,  
 The Speaker, (*Teller.*)

Noes, 19.  
 Mr. Hervey,  
 Mr. Parker,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Smith,  
 Mr. Greeves,  
 The Attorney General,  
 Mr. Annand,  
 Mr. F. Murphy,  
 Mr. Haines,  
 Mr. Miller,  
 The Colonial Secretary,  
 Mr. Wilkinson,  
 Mr. Strachan,  
 Mr. J. Murphy,  
 Mr. Russell,  
 Mr. Campbell,  
 Mr. Highett,  
 Lieut. Col. Anderson,  
 Mr. M. Nicholson, (*Teller.*)

No. 21. Motion made and question put—That the blank occurring in the fifth line of the above clause be filled up with the words "*Eight thousand.*"—(*Mr. Hodgson.*)

Committee divided.

Ayes, 18.  
 The Auditor General,  
 The Collector of Customs,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Hodgson,  
 The Acting Solicitor General,  
 Mr. A'Beckett,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. J. Thomson,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Winter,  
 The Speaker, (*Teller.*)

Noes, 19.  
 Mr. Hervey,  
 Mr. Parker,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Smith,  
 Mr. Greeves,  
 The Attorney General,  
 Mr. F. Murphy,  
 Mr. Haines,  
 Mr. Annand,  
 Mr. Miller,  
 The Colonial Secretary,  
 Mr. Wilkinson,  
 Mr. Strachan,  
 Mr. J. Murphy,  
 Mr. Russell,  
 Mr. Campbell,  
 Mr. Highett,  
 Lieut. Col. Anderson,  
 Mr. M. Nicholson, (*Teller.*)

No. 22. Question proposed—That the blank occurring in the sixth line of the above clause be filled up with the words “*One thousand.*”—(*The Collector of Customs.*)

Motion made and question put—That the blank occurring in the sixth line of the above clause be filled up with the words “*Six hundred.*”—(*Mr. O’Shanassy.*)  
Committee divided.

Ayes, 12.  
Mr. Parker,  
Mr. Winter,  
Mr. Mollison,  
Mr. O’Shanassy,  
Mr. O’Brien,  
Mr. Myles,  
Mr. Charlton,  
Mr. J. Thomson,  
Mr. W. Nicholson,  
Capt. Dane,  
The Surveyor General,  
Mr. A’Beckett, (*Teller.*)

Noes, 24.  
Mr. Hervey,  
The Speaker,  
The Collector of Customs,  
Mr. F. Murphy,  
Mr. Griffith,  
The Acting Chief Commissioner of  
Police,  
Mr. Smith,  
The Auditor General,  
Mr. Greeves,  
The Colonial Secretary,  
The Attorney General,  
Mr. Miller,  
Mr. Hodgson,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. Strachan,  
Mr. J. Murphy,  
Mr. Russell,  
Mr. Campbell,  
Mr. Highett,  
Lieut. Col. Anderson,  
The Acting Solicitor General,  
Mr. Goodman,  
Mr. M. Nicholson, (*Teller.*)

No. 23. Motion made—That the word “*Provided,*” occurring in the tenth line of the above clause, and all the words following to the end of the clause, be omitted.—(*Mr. Griffith.*)  
Question—That the words proposed to be omitted stand part of the question—put.

Committee divided.

Ayes, 12.  
The Colonial Secretary,  
The Attorney General,  
Mr. A’ Beckett,  
The Acting Solicitor General,  
Mr. Haines,  
Mr. Hodgson,  
Mr. Mollison,  
Mr. Parker,  
Mr. O’Brien,  
Mr. Graham,  
Mr. Goodman,  
The Collector of Customs, (*Teller.*)

Noes, 8.  
Mr. Charlton,  
Mr. O’Shanassy,  
Mr. Myles,  
Mr. J. Thomson,  
Mr. Griffith,  
Mr. Winter,  
The Speaker,  
Mr. Highett, (*Teller.*)

VICTORIA.

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**LEGISLATIVE COUNCIL.**


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No. 18.

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WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

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*Extracted from the Minutes.*


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**Session 1853-4.**


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TUESDAY, 14<sup>TH</sup> FEBRUARY.
No. 1. *New Constitution Bill.—Clause XXVIII.*

Every Legislative Assembly hereafter to be summoned and chosen shall continue for years from the day of the return of the Writs for choosing the same and no longer subject nevertheless to be sooner dissolved by the Governor of the said Colony.

Motion made—That the blank occurring in the first line of the above clause be filled up with the word “three.”—(*The Collector of Customs.*)

Motion made—That the blank occurring in the first line of the above clause be filled up with the word “five.”—(*The Colonial Secretary.*)

Question—That the blank occurring in the first line of the above clause be filled up with the word “three”—put.

Committee divided.

Ayes, 18.  
 Mr. Goodman,  
 Mr. Fawcner,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. W. Nicholson,  
 Mr. Henty,  
 Mr. Sargood,  
 Mr. Hodgson,  
 Mr. J. Thomson,  
 Mr. James Murphy,  
 Mr. Wilkinson,  
 Mr. O'Shanassy,  
 Mr. Winter,  
 Mr. M. Nicholson,  
 Mr. Hervey,  
 Mr. Cole,  
 Mr. Strachan, (*Teller.*)

Noes, 17.  
 The Speaker,  
 Mr. Griffith,  
 The Surveyor General,  
 Mr. Mollison,  
 Mr. Splatt,  
 Mr. Campbell,  
 The Colonial Secretary,  
 The Auditor General,  
 Mr. O'Brien,  
 Mr. Burnley,  
 Mr. Highett,  
 The Acting Solicitor General,  
 Mr. Smith,  
 The Attorney General,  
 Mr. F. Murphy,  
 Lieut. Col. Anderson,  
 Mr. Greeves, (*Teller.*)

No. 2. *Clause XLI.*

The Legislature of Victoria as constructed by this Act shall have full power and authority from time to time by any Act or Acts to alter the provisions of this Act Provided always that it shall not be lawful to present to the Governor for Her Majesty's assent any Bill by which any such alteration may be made unless the second and third readings of such Bill shall have been passed with the concurrence of of the Members of the Legislative Council and of the House of Assembly respectively Provided also that every Bill which shall be so passed for any of such purposes shall be reserved for the signification of Her Majesty's pleasure "thereon" and a copy of such Bill shall be laid before both Houses of the Imperial Parliament for the period of *thirty* days at the least before Her Majesty's pleasure thereon shall be signified.

Motion made and question put—That the blank occurring in the fifth line of the above clause be filled up with the words "two-thirds."—(*The Collector of Customs.*)

Committee divided.

Ayes, 14.  
 Mr. Goodman,  
 Mr. Russell,  
 The Colonial Secretary,  
 The Attorney General,  
 The Acting Solicitor General,  
 The Surveyor General,  
 The Speaker,  
 Mr. Cole,  
 The Auditor General,  
 Mr. Greeves,  
 The Acting Chief Commissioner of  
 Police,  
 Lieut. Col. Anderson,  
 Mr. Wilkinson,  
 The Collector of Customs, (*Teller.*)

Noes, 13.  
 Mr. Griffith,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. Charlton,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. Strachan,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Smith,  
 Mr. Hodgson, (*Teller.*)

No. 3. Motion made—That all the words after the word "thereon," occurring in the eighth line of clause XLI. be omitted.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 6.  
 Lieut. Col. Anderson,  
 The Acting Chief Commissioner of  
 Police,  
 The Auditor General,  
 The Attorney General,  
 The Colonial Secretary,  
 The Collector of Customs, (*Teller.*)

Noes, 20.  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. J. Thomson,  
 Mr. Wilkinson,  
 Mr. Burnley,  
 The Acting Solicitor General,  
 Mr. Griffith,  
 Mr. Russell,  
 Mr. Goodman,  
 Mr. Charlton,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. Strachan,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 The Speaker,  
 Mr. Greeves,  
 Mr. Smith,  
 Mr. Cole,  
 Mr. Hodgson, (*Teller.*)

No. 4. *Clause XLIV.*

The appointment to all Public Offices in Victoria hereafter to become vacant or to be created (other than Corporate Offices) whether such offices be salaried or not shall be vested in the Governor "with the advice of the Executive Council."

Motion made—That the words "with the advice of the Executive Council," occurring in the last line of the above clause be omitted.—(*The Surveyor General.*)

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

Committee divided.

Ayes, 10.  
 Mr. M. Nicholson,  
 The Attorney General,  
 Mr. Russell,  
 Mr. O'Shanassy,  
 The Chairman of General Sessions,  
 Mr. Fawkner,  
 Mr. Greeves,  
 Mr. O'Brien,  
 Mr. Myles,  
 The Collector of Customs, (*Teller.*)

Noes, 10.  
 The Speaker,  
 The Auditor General,  
 The Colonial Secretary,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 The Acting Solicitor General,  
 Mr. Mollison,  
 Mr. Jas. Thomson,  
 Mr. Strachan,  
 The Surveyor General, (*Teller.*)

The tellers having reported that the numbers for the "Ayes" and for the "Noes" were respectively 10, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have passed in the affirmative.

No. 5. *Clause XLV.*

The Commissions of the present Judges of the Supreme Court and all future Judges "thereof" shall be continue and remain in full force during their good behaviour notwithstanding the demise of Her Majesty or of Her Heirs and Successors any law usage or practice to the contrary thereof in anywise notwithstanding.

Motion made—That the word "thereof," occurring in the second line of the above clause, be omitted with a view to insert in the place thereof the following words:—"as well of the Supreme Court as of the County Courts."—(*The Chairman of General Sessions.*)

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

Committee divided.

Ayes, 12.  
 The Auditor General,  
 The Colonial Secretary,  
 Mr. Greeves,  
 The Attorney General,  
 Mr. O'Shanassy,  
 The Acting Solicitor General,  
 Mr. O'Brien,  
 Mr. Myles,  
 The Surveyor General,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 The Collector of Customs, (*Teller.*)

Noes, 6.  
 The Speaker,  
 Mr. Strachan,  
 Mr. Fawkner,  
 The Chairman of General Sessions,  
 Mr. J. Thomson,  
 Mr. M. Nicholson, (*Teller.*)

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WEDNESDAY, 15<sup>TH</sup> FEBRUARY.

No. 6. *Clause LVIII.*

Not more than \_\_\_\_\_ pounds shall be payable in the whole by way of pension or retiring allowance to the present incumbents of any office mentioned in the sixth part of the said Schedule D who on political grounds may be removed from any such office or whose office may be abolished after the passing of this Act and upon the removal or retirement from office of any of the present Officers mentioned in the said sixth part or the abolition of any such office they shall be entitled by way of pension or retiring allowance to three-fourths of the salaries granted in accordance with the "*Appropriation Act*" for the service of the year One thousand eight hundred and fifty-three if they shall have held office for ten years and upwards and to \_\_\_\_\_ of such salaries if they shall have held office for a less period Provided also that if after the assignment of any such pension or retiring allowance any of such Officers shall accept any new appointment under the Crown within the Colony of Victoria the pension or retiring allowance of any such Officer shall merge or be reduced *pro tanto* according as the salary or emoluments of any such new appointment are in amount equal to or less than the pension or retiring allowance of such Officer.

Motion made and question put—That the blank occurring in the ninth line of the above clause be filled up with the words "*two-thirds.*"—(*The Speaker.*)

Committee divided.

Ayes, 19.

The Speaker,  
Mr. Splatt,  
Mr. Campbell,  
Mr. Cole,  
Mr. Hodgson,  
Mr. Haines,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. O'Shanassy,  
The Acting Solicitor General,  
Mr. Greeves,  
Mr. F. Murphy,  
Mr. W. Nicholson,  
Mr. Burnley,  
Mr. Strachan,  
Mr. Goodman,  
Mr. J. Thomson,  
Mr. M. Nicholson, (*Teller.*)

Noes, 5.

Mr. Fawkner,  
Mr. Myles,  
Capt. Dane,  
Mr. O'Brien,  
Mr. Cowie, (*Teller.*)

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THURSDAY, 16TH FEBRUARY.

No. 7. *Clause LX.*

For the advancement of "*religion*" in Victoria the sum of \_\_\_\_\_ pounds shall be reserved on the eighth part of the said Schedule to promote the erection of buildings for Public Worship and the maintenance of Ministers of Religion and such sum shall be apportioned to each Denomination according to the relative proportion of the members of such Denomination by the last census every such apportionment to be made under regulations to be framed by the Governor and Executive Council and submitted to both the Legislative Houses provided that no monies exceeding in the aggregate the sum of \_\_\_\_\_ pounds shall be issued in any one year in aid of the Stipends of Ministers of Religion.

Motion made and question put—That Clause LX. be omitted from the Bill.—(*Mr. Annand.*)

Committee divided.

Ayes, 10.

Mr. Winter,  
Mr. Hodgson,  
Mr. Myles,  
Mr. Cowie,  
Mr. Annand,  
Mr. Charlton,  
Mr. Fawkner,  
Mr. Sargood,  
Mr. Wilkinson,  
Mr. W. Nicholson, (*Teller.*)

Noes, 29.

Mr. Highett,  
Capt. Dane,  
Mr. J. Thomson,  
Mr. O'Brien,  
Mr. Mollison,  
The Auditor General,  
Mr. Splatt,  
The Attorney General,  
Mr. Campbell,  
Mr. Goodman,  
Mr. F. Murphy,  
Mr. Cole,  
Mr. J. Murphy,  
Mr. Griffith,  
Mr. Riddell,  
Mr. Greeves,  
The Colonial Secretary,  
Mr. M. Nicholson,  
Mr. O'Shanassy,  
Mr. Strachan,  
The Speaker,  
The Chairman of General Sessions,  
Mr. Burnley,  
Lieut. Col. Anderson,  
Mr. Russell,  
The Acting Solicitor General,  
Mr. Haines,  
The Surveyor General,  
The Collector of Customs, (*Teller.*)

No. 8. Motion made and question put—That in the first line of the above clause the words "*the Christian*" be inserted before the word "*religion.*"—(*The Colonial Secretary.*)

Committee divided.

## Ayes, 19.

The Colonial Secretary,  
 The Auditor General,  
 Mr. Strachan,  
 Mr. Griffith,  
 Capt. Dane,  
 Mr. Fawcner,  
 The Attorney General,  
 Mr. Riddell,  
 Mr. Cowie,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Charlton,  
 Mr. Mollison,  
 Mr. Myles,  
 Mr. Campbell,  
 Mr. Russell,  
 Mr. Splatt,  
 Mr. Burnley,  
 Mr. Goodman,  
 The Chairman of General Sessions,  
 (*Teller.*)

No 9. Motion made and question put—That in the first line of the above clause the words “and  
 “in support of the Hebrew,” be inserted before the word “religion.”—(*Mr. Fawcner.*)  
 Committee divided.

## Ayes, 15.

The Collector of Customs,  
 The Surveyor General,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Winter,  
 The Speaker,  
 Mr. Russell,  
 Mr. Greeves,  
 Mr. Fawcner,  
 Mr. O'Brien,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Annand,  
 Mr. J. Thomson,  
 Mr. Burnley,  
 Mr. M. Nicholson, (*Teller.*)

No. 10. Question proposed—That the blank occurring in the first line of the above clause be  
 filled up with the words “*fifty thousand.*”—(*The Collector of Customs.*)  
 Motion made and question put—That the blank occurring in the first line of the above  
 clause be filled up with the words “*six thousand.*”—(*Mr. Annand.*)  
 Committee divided.

## Ayes, 5.

Mr. Myles,  
 Mr. Fawcner,  
 Mr. Annand,  
 Mr. Winter,  
 Mr. Charlton, (*Teller.*)

## Noes, 13.

Mr. Winter,  
 The Speaker,  
 Mr. J. Thomson,  
 Mr. Haines,  
 The Acting Solicitor General,  
 Mr. O'Brien,  
 Mr. Greeves,  
 Mr. O'Shanassy,  
 The Surveyor General,  
 Mr. Annand,  
 Mr. Hodgson,  
 Mr. M. Nicholson,  
 The Collector of Customs, (*Teller.*)

## Noes, 16.

The Colonial Secretary,  
 The Chairman of General Sessions,  
 Mr. Campbell,  
 The Auditor General,  
 Mr. Splatt,  
 Mr. Riddell,  
 Mr. Mollison,  
 Mr. Myles,  
 Mr. Strachan,  
 Mr. Haines,  
 Capt. Dane,  
 Mr. Charlton,  
 The Attorney General,  
 Mr. Cowie,  
 Mr. Griffith,  
 Mr. Goodman, (*Teller.*)

## Noes, 25.

The Speaker,  
 The Colonial Secretary,  
 The Attorney General,  
 The Collector of Customs,  
 The Acting Solicitor General,  
 The Chairman of General Sessions,  
 Mr. Mollison,  
 Mr. Greeves,  
 Mr. Strachan,  
 Mr. Campbell,  
 The Surveyor General,  
 Mr. Hodgson,  
 Mr. M. Nicholson,  
 Mr. Burnley,  
 Mr. Russell,  
 Mr. O'Brien,  
 Capt. Dane,  
 Mr. Haines,  
 Mr. Riddell,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Cowie,  
 Mr. Griffith,  
 Mr. Splatt,  
 Mr. J. Thomson,  
 Mr. Goodman, (*Teller.*)

No. 11. Motion made and question put—That the blank occurring in the first line of the above clause be filled up with the words “ten thousand.”—(*Mr. Fawcner.*)

Committee divided.

Ayes, 4.  
Mr. Fawcner,  
Mr. Myles,  
Mr. Charlton,  
Mr. Annand, (*Teller.*)

Noes, 26.  
Mr. Mollison,  
Mr. Greeves,  
The Surveyor General,  
The Collector of Customs,  
Mr. Hodgson,  
Mr. M. Nicholson,  
The Colonial Secretary,  
The Chairman of General Sessions,  
Mr. Burnley,  
Mr. Russell,  
Mr. O'Brien,  
The Attorney General,  
Mr. O'Shanassy,  
Capt. Dane,  
Mr. Haines,  
Mr. Riddell,  
The Acting Chief Commissioner of  
Police,  
Mr. Cowie,  
Mr. Griffith,  
Mr. Splatt,  
Mr. J. Thomson,  
The Acting Solicitor General,  
Mr. Campbell,  
Mr. Strachan,  
The Speaker,  
Mr. Goodman, (*Teller.*)

No. 12. Motion made and question put—That the blank occurring in the first line of the above clause be filled up with the words “thirty-six thousand.”—(*Mr. Fawcner.*)

Committee divided.

Ayes, 5.  
Mr. Cowie,  
Mr. Charlton,  
Mr. Fawcner,  
Mr. Myles,  
Mr. Annand, (*Teller.*)

Noes, 25.  
The Surveyor General,  
Mr. Mollison,  
Mr. M. Nicholson,  
Mr. Griffith,  
The Collector of Customs,  
Mr. Greeves,  
The Colonial Secretary,  
The Chairman of General Sessions,  
Mr. Hodgson,  
Mr. Russell,  
Mr. O'Brien,  
The Attorney General,  
The Acting Chief Commissioner of  
Police,  
Capt. Dane,  
Mr. Haines,  
Mr. Riddell,  
Mr. O'Shanassy,  
Mr. Splatt,  
Mr. Jas. Thomson,  
The Acting Solicitor General,  
Mr. Campbell,  
Mr. Strachan,  
The Speaker,  
Mr. Burnley,  
Mr. Goodman, (*Teller.*)

No. 13. Motion made and question put—That the blank occurring in the first line of the above clause be filled up with the words “forty thousand.”—(*Mr. Fawcner.*)

Committee divided.

Ayes, 5.  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. Fawcner,  
 Mr. Annand, (*Teller.*)

Noes, 25.  
 The Surveyor General,  
 Mr. Strachan,  
 Mr. Greeves,  
 Mr. Burnley,  
 Mr. Griffith,  
 The Collector of Customs,  
 The Chairman of General Sessions,  
 Mr. Hodgson,  
 Mr. Russell,  
 Mr. O'Brien,  
 The Attorney General,  
 The Acting Chief Commissioner of  
 Police,  
 Capt. Dane,  
 Mr. Haines,  
 Mr. Riddell,  
 Mr. O'Shanassy,  
 Mr. J. Thomson,  
 The Acting Solicitor General,  
 Mr. Splatt,  
 Mr. Campbell,  
 Mr. Mollison,  
 Mr. W. Nicholson,  
 The Colonial Secretary,  
 The Speaker,  
 Mr. Goodman, (*Teller.*)

No. 14. Question—That the blank occurring in the first line of the above clause be filled up with the words "fifty thousand"—put.

Committee divided.

Ayes, 25.  
 The Chairman of General Sessions,  
 Mr. Myles,  
 Mr. Burnley,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. J. Thomson,  
 Capt. Dane,  
 Mr. O'Shanassy,  
 Mr. Russell,  
 Mr. Strachan,  
 The Attorney General,  
 Mr. Haines,  
 The Colonial Secretary,  
 Mr. Splatt,  
 Mr. Goodman,  
 Mr. Campbell,  
 Mr. M. Nicholson,  
 The Surveyor General,  
 Mr. Riddell,  
 Mr. Mollison,  
 The Speaker,  
 The Acting Solicitor General,  
 Mr. Greeves,  
 Mr. O'Brien,  
 Mr. Griffith,  
 The Collector of Customs, (*Teller.*)

Noes, 4.  
 Mr. Fawcner,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Annand, (*Teller.*)

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FRIDAY, 17<sup>TH</sup> FEBRUARY.

No. 15. *Clause LXVIII.*

The foregoing provisions of this Act shall have no force or effect until so much and such part of the Act of the Parliament of the United Kingdom Great Britain and Ireland passed in the ninth year of the reign of His Majesty King George the Fourth intituled "*An Act to provide for the Administration of Justice in New South Wales and Van Diemen's Land and for the more effectual Government thereof and for other purposes relating thereto*" And of another Act passed in the fifth and sixth years of the reign of Her present Majesty intituled "*An Act for regulating the sale of Waste Lands belonging to the*

"*Crown in the Australian Colonies*" And of another Act passed in the fifth and sixth years of the reign of Her present Majesty intituled "*An Act for the Government of New South Wales and Van Diemen's Land*" And of another Act passed in the seventh and eighth years of the reign of Her present Majesty intituled "*An Act to clear up doubts as to the regulation and audit of the Customs of New South Wales*" And of another Act passed in the same year intituled "*An Act to explain and amend the Act for the Government of New South Wales and Van Diemen's Land*" And of another Act passed in the ninth and tenth years of the reign of Her present Majesty intituled "*An Act to amend an Act for regulating the sale of Waste Lands belonging to the Crown in the Australian Colonies and to make further provision for the management thereof*" And of another Act passed in the thirteenth and fourteenth years of the reign of Her present Majesty intituled "*An Act for the better Government of the Australian Colonies*" and the first second and third parts of the Schedule B therein referred to as severally relate to the Colony of Victoria and are repugnant to this Act shall have been repealed and the entire management and control of the Waste Lands belonging to the Crown in the said Colony and of the proceeds thereof including all royalties mines and minerals shall be vested in the Legislature of the said Colony Provided that so much of the said last mentioned Act as relates to the Constitution appointment and powers of the Legislative Council of the said Colony of Victoria shall continue in force until the first writs shall have issued for the election of Members to serve in the Legislative Council and House of Assembly in pursuance to the provisions hereof but no "*longer*" Provided that nothing herein contained shall prevent or be construed to prevent the fulfilment of any contract promise or engagement made by or on behalf of Her Majesty with respect to any lands situate within the said Colony in any cases where such contract promise or engagement shall have been lawfully made before the time at which this Act shall take effect within the said "*Colony*" Provided also that if the Legislature of the said Colony should at any time hereafter deem it expedient to abridge or abrogate any vested or other right or interest which has accrued or arisen under or by virtue of the aforesaid Act of Parliament passed in the ninth and tenth years of Her Majesty's Reign intituled "*An Act to amend an Act for regulating the sale of Waste Land belonging to the Crown in the Australian Colonies and to make further provision for the management thereof*" or by virtue of any Order or Orders of Her Majesty in Council issued in pursuance thereof any law authorising or enacting any such abridgment or abrogation shall be wholly void and inoperative unless it contain an effectual provision awarding full compensation to all parties injuriously affected by any such law.

Motion made—That all the words in the above clause after the word "*longer*" occurring in the twenty-ninth line thereof, to the word "*Colony*" occurring in the thirty-third line thereof be omitted.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 20.	Noes, 17.
The Attorney General,	Mr. Cole,
The Colonial Secretary,	Mr. Smith,
The Collector of Customs,	Mr. Greeves,
Mr. F. Murphy,	Mr. Annand,
Mr. Highett,	Mr. Fawkner,
The Acting Chief Commissioner of Police,	Mr. W. Nicholson,
Mr. Mollison,	Mr. Myles,
Mr. Campbell,	Mr. Sargood,
Mr. Splatt,	Mr. Cowie,
Lieut. Col. Anderson,	Mr. Charlton,
The Acting Solicitor General,	Mr. J. Murphy,
Mr. Griffith,	Capt. Dane,
Mr. Hervey,	Mr. O'Shanassy,
Mr. Riddell,	Mr. O'Brien,
The Auditor General,	Mr. Wilkinson,
Mr. M. Nicholson,	Mr. Burnley,
Mr. Graham,	Mr. Hodgson, ( <i>Teller.</i> )
The Speaker,	
Mr. Russell,	
Mr. Goodman, ( <i>Teller.</i> )	

No. 16. *Schedule D.*

PART 2.						
Chief Justice ...	...	...	...	...	...	3,000
Three Puisne Judges at £2,500 each	...	...	...	...	...	7,500
"Master in Equity ...	...	...	...	...	...	1,500"
						£12,000

Motion made—That the words and figures “Master in Equity, 1,500,” occurring in the part 2 of the said Schedule, be omitted.—(*Mr. Griffith.*)  
 Question—That the words proposed to be omitted stand part of the Schedule—put.  
 Committee divided.

Ayes, 11.  
 Mr. M. Nicholson,  
 The Surveyor General,  
 Capt. Dane,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Haines,  
 Mr. Fawkner,  
 Mr. O'Brien,  
 The Attorney General,  
 The Acting Solicitor General,  
 The Collector of Customs, (*Teller.*)

Noes, 9.  
 The Auditor General,  
 Mr. Smith,  
 The Speaker,  
 Mr. Cole,  
 The Colonial Secretary,  
 Mr. Myles,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 Mr. Greeves, (*Teller.*)

No. 17. *Schedule D.*

PART 3.

Colonial Secretary or Secretary to the Government	...	...	2,500
Attorney General, Treasurer, “Commissioner of Public Works,”			
Collector of Customs or Commissioner of Trade and Customs,			
Surveyor General or Commissioner of Crown Lands and Survey,			
“and Postmaster General,” at £2,000 each	...	...	12,000
Solicitor General	...	...	1,500
			<hr/>
			£16,000

Motion made—That the words “Commissioner of Public Works,” occurring in the second line of part 3, be omitted.—(*The Colonial Secretary.*)  
 Question—That the words proposed to be omitted stand part of the Schedule—put.  
 Committee divided.

Ayes, 12.  
 The Collector of Customs,  
 The Surveyor General,  
 Mr. Greeves,  
 Mr. Charlton,  
 Mr. Hodgson,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Mr. O'Brien,  
 Capt. Dane,  
 Mr. Fawkner,  
 Mr. Cole,  
 The Speaker, (*Teller.*)

Noes, 11.  
 Mr. Smith,  
 The Colonial Secretary,  
 The Acting Chief Commissioner of Police,  
 Mr. Mollison,  
 The Acting Solicitor General,  
 The Attorney General,  
 Mr. Riddell,  
 Mr. F. Murphy,  
 Mr. Haines,  
 Mr. Griffith,  
 Mr. M. Nicholson, (*Teller.*)

No. 18. Motion made—That the words “and Postmaster General,” occurring in the fifth line of part 3, be omitted.—(*The Colonial Secretary.*)  
 Question—That the words proposed to be omitted stand part of the Schedule—put.  
 Committee divided.

Ayes, 4.  
 The Speaker,  
 Capt. Dane,  
 Mr. Cole,  
 Mr. Greeves, (*Teller.*)

Noes, 20.  
 Mr. Smith,  
 The Colonial Secretary,  
 Mr. Hodgson,  
 The Acting Chief Commissioner of Police,  
 Mr. Charlton,  
 The Surveyor General,  
 Mr. Fawkner,  
 The Acting Solicitor General,  
 The Attorney General,  
 Mr. Myles,  
 Mr. O'Shanassy,  
 Mr. Mollison,  
 Mr. F. Murphy,  
 Mr. Griffith,  
 Mr. Riddell,  
 Mr. Haines,  
 The Collector of Customs,  
 Mr. Cowie,  
 Mr. O'Brien,  
 Mr. M. Nicholson, (*Teller.*)

No. 19. *Clause XXIV.*

Any person holding any office of profit under the Crown during pleasure shall be incapable of being elected or of sitting or voting as a Member of the Legislative Council or House of Assembly unless he be an Official Member of the Government for the time being holding one of the following offices:—Colonial Secretary or Chief Secretary Attorney General Colonial Treasurer or Treasurer Collector of Customs or Commissioner of Trade and Customs Surveyor General or Chief Commissioner of Crown Lands and Survey Solicitor General Postmaster General and Commissioner of Public Works and *two* at least of the said officers shall be Members of the Legislative Council and *two* at least Members of the House of Assembly of the said Colony.

Motion made and question put—That the above clause be struck out from the Bill.—  
(*The Colonial Secretary.*)

Committee divided.

Ayes, 13.

Mr. Haines,  
The Attorney General,  
The Colonial Secretary,  
The Auditor General,  
The Acting Solicitor General,  
Mr. Riddell,  
Mr. Griffith,  
Mr. O'Shanassy,  
Mr. M. Nicholson,  
Mr. Hodgson,  
Capt. Dane,  
Mr. O'Brien,  
The Surveyor General, (*Teller.*)

Noes, 7.

The Speaker,  
Mr. Fawkner,  
Mr. F. Murphy,  
The Collector of Customs,  
Mr. Charlton,  
Mr. Cowie,  
Mr. Myles, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 19.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**

THURSDAY, 23RD FEBRUARY.

No. 1. *New Constitution Bill.—Clause II.*

The Legislature of the said Colony of Victoria in existence at the time of the passing hereof shall by an Act or Acts to be for that purpose made and passed in the manner and subject to the conditions required in respect of any Act or Acts made or passed by the said Legislature make all necessary provision "for" dividing the whole of the said Colony into convenient Electoral Provinces and Districts for the purposes of this Act and describing the boundaries of such Provinces and Districts respectively and subject to the provisions hereof for appointing and declaring the number of Members to be elected for the Legislative Council and House of Assembly for each such Province and District respectively and for "the" compilation and revision of lists of all persons qualified to vote at the elections to be holden within such Provinces and Districts respectively and for the registration of all such persons and for the appointing of Returning Officers at all such elections and for the issuing executing and returning the necessary Writs for the same and for regulating the proceedings and taking the poll thereat and for determining the validity of all disputed Returns and otherwise for ensuring the orderly effective and impartial conduct of all such elections.

Motion made—That all the words between the word "for," occurring in the fourth line of the above clause, and the word "the," in the ninth line of the above clause, be omitted.—  
(*The Collector of Customs.*)

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

Ayes, 15.

Mr. Splatt,  
The Surveyor General,  
Mr. Campbell,  
Mr. Parker,  
Mr. Winter,  
The Attorney General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Haines,  
Mr. Fawkner,  
Mr. Wilkinson,  
Mr. F. Murphy,  
Mr. Myles,  
Mr. M. Nicholson, (*Teller.*)

Noes, 19.

Mr. Cole,  
The Colonial Secretary,  
The Auditor General,  
Mr. O'Brien,  
Mr. Burnley,  
The Collector of Customs,  
Mr. Highett,  
Mr. Mollison,  
Capt. Dane,  
Mr. Charlton,  
The Acting Solicitor General,  
Mr. J. Murphy,  
Mr. W. Nicholson,  
Dr. Thomson,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Miller,  
The Speaker,  
Mr. Smith, (*Teller.*)

FRIDAY, 24TH FEBRUARY.

No. 2. *Schedule F.—Electoral Districts.*

Upper and Lower Collingwood—"2."

Motion made and question put—That the figure "2" be struck out and the words "Richmond and East Melbourne 3" be inserted after the word "Collingwood."—  
(*Mr. Griffith.*)

Committee divided.

Ayes, 9.  
 Mr. O'Shanassy,  
 Mr. Mollison,  
 The Surveyor General,  
 Mr. Smith,  
 Captain Dane,  
 Mr. Griffith,  
 Mr. Parker,  
 Mr. Cole,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 13.  
 The Colonial Secretary,  
 The Chief Commissioner of Gold,  
 Fields,  
 Mr. F. Murphy,  
 The Speaker,  
 Mr. Henty,  
 Mr. Fawkner,  
 Mr. Burnley,  
 The Collector of Customs,  
 Mr. Myles,  
 The Attorney General,  
 Mr. Wilkinson,  
 Mr. O'Brien,  
 Mr. W. Nicholson, (*Teller.*)

No. 3. Kilmore "and adjacent Lands"—"1."

Motion made—That the words "and adjacent lands" be omitted.—(*Mr. Fawkner.*)

Question—That the words proposed to be omitted stand part of the Schedule—put.  
 Committee divided.

Ayes, 18.  
 The Colonial Secretary,  
 The Surveyor General,  
 Mr. F. Murphy,  
 The Attorney General,  
 Mr. Griffith,  
 Dr. Thomson,  
 Mr. Parker,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Wilkinson,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 Mr. Campbell,  
 The Speaker,  
 Mr. Henty,  
 Mr. Cole,  
 The Collector of Customs, (*Teller.*)

Noes, 9.  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Myles,  
 Mr. M. Nicholson,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. Haines,  
 Mr. Mollison,  
 Mr. Smith, (*Teller.*)

No. 4. Reserves of Castlemaine, Elphinstone, Muckleford, Harcourt, Sutton Grange, and adjacent Reserves—"1."

Motion made—That the figure "1" stand part of the Schedule.—(*The Collector of Customs.*)

Amendment proposed—That the figure "1" be struck out with the view of inserting the figure "2" in the place thereof.—(*Mr. Charlton.*)

Question—That the figure proposed to be struck out stand part of the Schedule—put.  
 Committee divided.

Ayes, 22.  
 Mr. Haines,  
 The Colonial Secretary,  
 The Surveyor General,  
 The Speaker,  
 Mr. F. Murphy,  
 The Attorney General,  
 Mr. Griffith,  
 Mr. Parker,  
 Dr. Thomson,  
 Mr. Wilkinson,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Henty,  
 Mr. M. Nicholson,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Mollison,  
 The Auditor General,  
 Mr. Campbell,  
 Mr. O'Shanassy,  
 Mr. Cole,  
 Mr. Smith,  
 The Collector of Customs, (*Teller.*)

Noes, 5.  
 Mr. Fawkner,  
 Mr. Charlton,  
 Captain Dane,  
 Mr. O'Brien,  
 Mr. Myles, (*Teller.*)

No. 5. Reserves of Sandhurst and adjacent Reserves, and Reserve of Lockwood—"1."  
 Motion made—That the figure "1" stand part of the Schedule.—(*The Collector of Customs.*)

Amendment proposed—That the figure "1" be struck out with the view of inserting the figure "2" in lieu thereof.—(*Mr. O'Shanassy.*)

Question—That the figure proposed to be struck out stand part of the Schedule—put.  
 Committee divided.

Ayes, 16.

The Surveyor General,  
 The Speaker,  
 Mr. F. Murphy,  
 The Attorney General,  
 The Colonial Secretary,  
 Mr. Griffith,  
 Mr. Parker,  
 Dr. Thomson,  
 Mr. Henty,  
 Mr. Burnley,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Campbell,  
 Mr. Mollison,  
 Mr. Smith,  
 Mr. Cole,  
 The Collector of Customs, (*Teller.*)

Noes, 8.

Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Wilkinson,  
 Mr. Myles,  
 Mr. Charlton,  
 Capt. Dane,  
 Mr. O'Brien,  
 Mr. W. Nicholson, (*Teller.*)

No. 6. County of Dundas—"1."

Motion made and question put—That the figure "1" the above line be struck out with a view to insert after the word "Dundas" the words and figure "and Follett—2."  
 (*Mr. Haines.*)

Committee divided.

Ayes, 14.

Mr. Burnley,  
 Mr. Charlton,  
 Dr. Thomson,  
 Mr. W. Nicholson,  
 Mr. M. Nicholson,  
 Mr. Haines,  
 Mr. Parker,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Myles,  
 Captain Dane,  
 Mr. Smith,  
 Mr. Cole,  
 Mr. O'Brien, (*Teller.*)

Noes, 12.

Mr. Griffith,  
 Mr. Campbell,  
 Mr. Wilkinson,  
 Mr. Mollison,  
 The Chief Commissioner of Gold  
 Fields,  
 The Colonial Secretary,  
 The Speaker,  
 The Collector of Customs,  
 The Surveyor General,  
 The Attorney General,  
 Mr. Henty,  
 Mr. J. Murphy, (*Teller.*)

No. 7. Counties of Polwarth, Ripon, Hampden, and part of Grenville—"1."

Motion made—That the figure "1" stand part of the Schedule.—(*The Collector of Customs.*)

Amendment proposed—That the figure "1" be struck out with the view of inserting the figure "2" in lieu thereof.—(*Mr. O'Shanassy.*)

Question—That the figure proposed to be struck out stand part of the Schedule—put.  
 Committee divided.

Ayes, 12.

The Surveyor General,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 The Attorney General,  
 Mr. Griffith,  
 Mr. Parker,  
 Capt. Dane,  
 Mr. Mollison,  
 Mr. Henty,  
 Mr. Burnley,  
 The Auditor General,  
 Mr. J. Murphy, (*Teller.*)

Noes, 15.

Mr. Campbell,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. O'Shanassy,  
 Dr. Thomson,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Fawkner,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. M. Nicholson,  
 The Collector of Customs,  
 The Speaker,  
 Mr. Cole,  
 Mr. Smith, (*Teller.*)

No. 8. Murray District—"2."

Motion made—That the figure "2" stand part of the Schedule.—(*The Collector of Customs.*)

Amendment proposed and question put—That the figure "2" be struck out with a view of inserting the figure "1" in lieu thereof.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 10.

Mr. Charlton,  
Capt. Dane,  
Mr. Fawkner,  
Mr. O'Shanassy,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. Burnley,  
Mr. W. Nicholson,  
Mr. Haines,  
Mr. Myles, (*Teller.*)

Noes, 17.

Mr. F. Murphy,  
Mr. Cole,  
Mr. Campbell,  
Mr. M. Nicholson,  
Mr. Mollison,  
The Speaker,  
The Colonial Secretary,  
Dr. Thomson,  
The Collector of Customs,  
The Attorney General,  
The Surveyor General,  
Mr. Parker,  
Mr. Henty,  
The Auditor General,  
The Chief Commissioner of Gold  
Fields,  
Mr. Griffith,  
Mr. Smith, (*Teller.*)

No. 9. Wimmera District—"2."

Motion made—That the figure "2" stand part of the Schedule.—(*The Collector of Customs.*)

Amendment proposed and question put—That the figure "2" be struck out with a view of inserting the figure "1" in lieu thereof.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 10.

Mr. O'Brien,  
Mr. Fawkner,  
Mr. Myles,  
Mr. Charlton,  
Mr. W. Nicholson,  
Mr. Haines,  
Mr. O'Shanassy,  
Dr. Thomson,  
Mr. Burnley,  
Capt. Dane, (*Teller.*)

Noes, 17.

The Colonial Secretary,  
The Attorney General,  
Mr. Smith,  
The Collector of Customs,  
The Surveyor General,  
Mr. Parker,  
The Chief Commissioner of Gold  
Fields,  
Mr. Henty,  
Mr. F. Murphy,  
Mr. Griffith,  
The Auditor General,  
Mr. Wilkinson,  
Mr. Mollison,  
Mr. M. Nicholson,  
Mr. Campbell,  
Mr. Cole,  
The Speaker, (*Teller.*)

No. 10. Loddon District—"1."

Motion made—That the above words and figures be omitted from the Schedule.—(*Mr. Fawkner.*)

Question—That the words and figures proposed to be omitted stand part of the Schedule—put.  
Committee divided.

Ayes, 18.

The Attorney General,  
Mr. M. Nicholson,  
The Speaker,  
The Surveyor General,  
The Chief Commissioner of Gold  
Fields  
Mr. F. Murphy,  
Mr. Griffith,  
Mr. Parker,  
Mr. Henty,  
Mr. W. Nicholson,  
The Auditor General,  
Mr. Wilkinson,  
Mr. Campbell,  
Mr. Mollison,  
Dr. Thomson,  
Mr. Smith,  
Mr. Cole,  
The Collector of Customs, (*Teller.*)

Noes, 8.

Mr. O'Shanassy,  
Mr. Fawkner,  
Captain Dane,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Burnley,  
Mr. Haines,  
Mr. Charlton, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 20.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**

WEDNESDAY, 1ST MARCH.

No. 1. *Law of Evidence Amendment Bill.—Clause V.*

In any civil action or upon any inquest before a Coroner or upon any inquiry into any matter of complaint or otherwise or upon the trial of any offence whatsoever or by whomsoever committed it shall be lawful for any Court Judge Coroner or Justice of the Peace in the discretion of such Court Judge Coroner or Justice to receive the evidence of any aboriginal native or any half-caste native brought up and abiding with any tribe of aboriginal natives of the said Colony of Victoria or of any of the countries adjacent thereto on the continent of Australia being an uncivilized person destitute of the knowledge of God and of any fixed belief in religion or of a future state of rewards and punishments without administering the usual form of oath to any such native or half-caste native as aforesaid but upon his affirmation or declaration to tell the truth the whole truth and nothing but the truth or in such other form as may be approved of by such Court Judge Coroner or Justice Provided that in the case of any proceeding in the nature of a preliminary enquiry the substance of the evidence or information of any such person as aforesaid shall be reduced to writing and signed by a mark by the person giving the same and verified by the signature of the person acting as interpreter if any and of the Coroner or Justice or Justices of the Peace before whom such information or evidence shall have been given.

Motion made and question put—That the above clause stand part of the Bill.—(*The Attorney General.*)

Committee divided.

Ayes, 27.

The Speaker,  
The Colonial Secretary,  
Mr. F. Murphy,  
The Attorney General,  
The Chairman of General Sessions,  
The Acting Solicitor General,  
Mr. Russell,  
Mr. Knight,  
Mr. Hodgson,  
Mr. A'Beckett,  
Mr. Fawkner,  
Mr. Henty,  
Mr. Annand,  
Mr. Charlton,  
Mr. Highett,  
Mr. Miller,  
Mr. Burnley,  
O'Brien,  
Mr. Wilkinson,  
Lieut. Col. Anderson,  
Mr. Parker,  
Mr. Griffith,  
Mr. Hervey,  
Mr. Winter,  
Chief Commissioner of GoldFields,  
Fields,  
Mr. Campbell,  
The Collector of Customs, (*Teller.*)

Noes, 5.

The Auditor General,  
Mr. Smith,  
Mr. Mollison,  
Captain Dane,  
Mr. Greeves, (*Teller.*)

No. 2. *Elective Franchise Extension Bill.—Clause I.*

Every man of the age of Twenty-one years being a natural born or naturalized subject of Her Majesty or a legally made denizen of the said Colony who shall in consideration of any payment to the public revenue be entitled under any law now or hereafter to be in force to occupy for the space of            months or upwards any portion of the waste lands of the Crown situate within the Electoral District for which his vote is to be given shall being duly registered be entitled to vote at the election of a Member of the Legislative Council Provided that no man shall be entitled to be registered as an Elector upon the Electoral Roll of any Electoral District unless he shall have occupied the waste lands in respect whereof he shall claim to be registered for the period of            calendar months at least previous to such registration Provided further that no man shall be entitled to be registered as aforesaid who has been attainted and convicted of treason felony or other infamous offence in any part of Her Majesty's dominions unless he shall have received a free pardon or undergone the sentence passed on him for such offence Provided also that no man shall be entitled to be registered as aforesaid unless at the time of such registration of Electors he shall have paid up all rates and taxes which shall have become payable by him in respect of such qualification except such as shall become payable during calendar months before such registration.

Question proposed—That the blank occurring in the fourth line of the above clause be filled up with the word “twelve.”—(*The Attorney General.*)

Motion made and question put—That the blank occurring in the fourth line of the above clause be filled up with the word “six.”—(*Mr. Fawkner.*)

Committee divided.

Ayes, 3.  
Capt. Dane,  
Mr Fawkner,  
Mr. Charlton, (*Teller.*)

Noes, 25.  
Mr. Parker,  
The Chairman of General Sessions,  
The Chief Commissioner of Gold  
Fields  
Mr. F. Murphy,  
Mr. Smith,  
The Colonial Secretary,  
Mr. Griffith,  
Mr. Campbell,  
Mr. Burnley,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Annand,  
Mr. Hodgson,  
Mr. O'Shanassy,  
The Surveyor General,  
The Acting Solicitor General,  
Mr. Russell,  
Mr. Knight,  
Mr. Highett,  
Mr. M. Nicholson,  
The Attorney General,  
Lieut. Col. Anderson,  
Mr. Henty,  
Mr. Haines,  
Mr. Greeves, (*Teller.*)

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THURSDAY, 2ND MARCH.

No. 3. *New Constitution Bill.—Schedule E.*

“South-western Province, including the counties of Grant, Grenville, and Polwarth—5.”

Question proposed—That the above words and figure stand part of the schedule.—(*The Colonial Secretary.*)

Motion made—That the word “Ripon” be inserted in the above line after the word “Grant” and before the word “Grenville.”—(*Mr Haines.*)

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

## Committee divided.

## Ayes, 12.

Capt. Dane,  
 Mr. O'Brien,  
 Mr. Fawkner,  
 Mr. Myles,  
 Mr. Hodgson,  
 Mr. J. Murphy,  
 Mr. Cole,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. Cowie,  
 Mr. O'Shanassy,  
 Mr. W. Nicholson, (*Teller.*)

## Noes, 17.

Lieut. Col. Anderson,  
 Mr. Parker,  
 Mr. Miller,  
 Mr. Splatt,  
 Mr. Hervey,  
 Mr. Mollison,  
 The Auditor General,  
 Mr. Burnley,  
 Mr. Griffith,  
 The Colonial Secretary,  
 Mr. Annand,  
 The Surveyor General,  
 The Attorney General,  
 The Chairman of General Sessions,  
 The Acting Solicitor General,  
 Mr. Hightt,  
 Mr. Greeves, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 21.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**TUESDAY, 7<sup>TH</sup> MARCH.No. 1. *Melbourne Corporation Acts Amendment Bill—Clause I.*

That it shall be lawful for the Council of the said city to raise any sum or sums of money not exceeding five hundred thousand pounds in the whole in such manner and for such term as such council in its discretion may think fit Provided that the payment of the sum or sums of money so raised shall be secured on the entire revenues of the said Corporation from whatever source arising and that the interest payable thereon shall be at a rate not exceeding           pounds per annum for every one hundred pounds anything in the Acts relating to the Corporation of the said city to the contrary notwithstanding.

Motion made—That the blank occurring in the sixth line of the above clause be filled up with the word "seven."—(*Mr Greeves.*)

Motion made and question put—That the blank occurring in the sixth line of the above clause be filled up with the word "six."—(*The Colonial Secretary.*)

Committee divided.

Ayes, 22.  
 The Colonial Secretary,  
 The Speaker,  
 The Collector of Customs,  
 The Surveyor General,  
 The Acting Solicitor General,  
 The Attorney General,  
 Capt. Dane,  
 Mr. Splatt,  
 Mr. O'Shanassy,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. Russell,  
 Mr. Myles,  
 Dr. Thomson,  
 Mr. Burnley,  
 Mr. Griffith,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Haines,  
 Mr. Cole,  
 Mr. Miller, (*Teller.*)

Noes, 6.  
 Mr. Wilkinson,  
 Mr. Strachan,  
 Mr. O'Brien,  
 Mr. Parker,  
 Mr. Charlton,  
 Mr. Greeves, (*Teller.*)

No. 2. Motion made—That the following words be inserted at the end of the first clause:—  
 " Provided also that the discount upon every hundred pounds shall not exceed five pounds  
 " on every such hundred pounds."—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 8.  
 The Attorney General,  
 Mr. Charlton,  
 Mr. Strachan,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Goodman,  
 Capt. Dane,  
 The Collector of Customs, (*Teller.*)

Noes, 18.  
 The Colonial Secretary,  
 Mr. Greeves,  
 The Acting Solicitor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Griffith,  
 Mr. Parker,  
 Mr. Mollison,  
 Mr. Burnley,  
 The Speaker,  
 Mr. Miller,  
 Mr. Hodgson,  
 Mr. Haines,  
 Dr. Thomson,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Russell,  
 Mr. Cole,  
 Mr. Splatt, (*Teller.*)

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WEDNESDAY, 8TH MARCH.

No. 3. *County Courts Extension Bill.*

Motion made and question put—That the following stand as clause II. of the Bill :—

In every action which shall be brought in any County Court it shall be lawful for the defendant at the trial thereof to prove by way of set-off against the plaintiff's demand any claim whatsoever (whether of the nature of unliquidated damages or otherwise) accruing to the defendant from the same subject matter as that from which the plaintiff's demand arises subject nevertheless to the provisions contained in the twenty-eight section of the same Act.—(*The Chairman of General Sessions.*)

Committee divided.

Ayes, 11.  
 The Chairman of General Sessions,  
 Mr. Haines,  
 Mr. Strachan,  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. Fawkner,  
 Mr. Annand,  
 Mr. O'Shanassy,  
 Dr. Thomson,  
 Mr. Greeves,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 14.  
 Mr. Cole,  
 Mr. Parker,  
 The Colonial Secretary,  
 The Acting Solicitor General,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Griffith,  
 The Surveyor General,  
 The Attorney General,  
 The Auditor General,  
 Mr. O'Brien,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Smith, (*Teller.*)

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No. 4. Motion made and question put—That the following stand as clause III. of the Bill :—

That on the trial of any action it shall be lawful for the Judge at his discretion to call before him for examination either the plaintiff or defendant when for any reason such parties are not called or do not appear to be examined on the trial of the case and every such party who shall refuse to be sworn and give evidence shall be deemed guilty of contempt and punishable in like manner as if such party had been duly served with a subpoena to attend as a witness at such Court.—(*The Chairman of General Sessions.*)

Committee divided.

Ayes, 12.  
 The Chairman of General Sessions,  
 Mr. Parker,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Dr. Thomsons,  
 Mr. Myles,  
 Mr. Annand,  
 Mr. O'Brien,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 14.  
 Mr. Cole,  
 The Chief Commissioner of Gold  
 Fields,  
 The Speaker,  
 Mr. Griffith,  
 Mr. Mollison,  
 The Attorney General,  
 Mr. Smith,  
 The Colonial Secretary,  
 The Auditor General,  
 The Surveyor General,  
 The Collector of Customs,  
 The Acting Solicitor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Greeves, (*Teller.*)

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THURSDAY, 9TH MARCH.

No. 5. *General Education Bill.—Clause I.*

It shall be lawful for the Lieutenant Governor with the advice of the Executive Council to "appoint" such person as he shall see fit to be Commissioner of Public Education for the said Colony and the said person so appointed together with "other" persons being laymen to be in like manner appointed by the Lieutenant Governor shall be and constitute a Board under the name and style of the "Board of Public Education" of which Board the said Commissioner shall be President "and" the powers and duties vested in or imposed upon the said Board may be exercised and executed by any members "thereof" and at all meetings of the Board the President or Chairman shall have a vote and in case of an equality of votes shall also have a casting vote.

Question proposed—that all the words in the above clause after the word "appoint," in the second line thereof, down to and including the word "other" in the third line, be struck out.—(*The Chairman of General Sessions.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again this day six months.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 12.  
 Mr. Haines,  
 Mr. Smith,  
 Mr. Mollison,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Greeves,  
 Mr. O'Brien,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Cowie,  
 Dr. Thomson,  
 The Speaker, (*Teller.*)

Noes, 16  
 The Colonial Secretary,  
 The Attorney General,  
 The Surveyor General,  
 Mr. Myles,  
 Mr. Russell,  
 Mr. Annand,  
 Mr. Parker,  
 Mr. M. Nicholson,  
 The Acting Solicitor General,  
 The Auditor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Burnley,  
 The Collector of Customs,  
 Mr. Strachan,  
 Mr. Cole,  
 The Chairman of General Sessions,  
 (*Teller.*)

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No. 6. Question—That all the words in the above clause, after the word "appoint," in the second line thereof, down to and including the word "other" in the third line, proposed to be omitted, stand part of the clause—put.

Committee divided.

Ayes, 14.  
 Mr. Russell,  
 Mr. Cowie,  
 Mr. Myles,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Annand,  
 Mr. Fawcner,  
 The Acting Solicitor General,  
 Mr. Charlton,  
 The Speaker,  
 The Colonial Secretary,  
 The Attorney General,  
 The Auditor General,  
 Mr. Cole,  
 The Collector of Customs, (*Teller.*)

Noes, 14.  
 Mr. Haines,  
 Mr. Strachan,  
 The Surveyor General,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. O'Shanassy,  
 Mr. Mollison,  
 Dr. Thomson,  
 Mr. Burnley,  
 The Chairman of General Sessions,  
 Capt. Dane,  
 Mr. Parker,  
 Mr. O'Brien,  
 Mr. M. Nicholson, (*Teller.*)

The Tellers having reported that the numbers for the "Ayes" and for the "Noes" were respectively 14, or equal, the Chairman gave his vote for the "Noes," and declared the question to be negatived.

No. 7. Motion made—That all the words in the above clause from, and including the word "and," in the sixth line thereof, down to, and including the word "thereof," in the eighth line thereof be omitted.

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

Committee divided.

Ayes, 9.  
 Mr. O'Brien,  
 Mr. Annand,  
 Mr. Fawcner,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Cowie,  
 Mr. Charlton, (*Teller.*)

Noes, 16.  
 The Surveyor General,  
 The Speaker,  
 The Attorney General,  
 The Colonial Secretary,  
 Mr. Strachan,  
 Mr. Burnley,  
 Mr. Smith,  
 Mr. Mollison,  
 Mr. Greeves,  
 The Chairman of General Sessions,  
 Dr. Thomson,  
 Mr. Parker,  
 The Collector of Customs,  
 The Acting Solicitor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. M. Nicholson, (*Teller.*)

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FRIDAY, 10<sup>TH</sup> MARCH.

No. 8. *Insolvents' Estates Compulsory Sequestration Bill.*—*Clause I.*

If any creditor of any person in the Colony of Victoria shall file an affidavit in the Office of the Chief Commissioner of Insolvents' Estates in the said Colony in the form specified in Schedule A herunto annexed of the truth of his "debt" and of the delivery to such debtor personally or to some adult inmate at his usual or last known place of abode or business of an account in writing of the particulars of his demand with a notice thereunder requiring immediate payment thereof in the form specified in Schedule B annexed to this Act it shall be lawful for the said Chief Commissioner of Insolvents' Estates in the said Colony upon having lodged with him an office copy of such affidavit to issue a summons in the form contained in Schedule C annexed to this Act calling upon such debtor to appear before such Chief Commissioner and stating in such summons the purpose for which such debtor is called upon to appear as hereinafter mentioned Provided that if the demand of a creditor appear by such affidavit to be due from two or more persons carrying on trade in partnership the delivery of such account and notice to any one of the partners personally or to some adult inmate at his usual or last known place

of abode or the place of business of the firm as aforesaid shall be sufficient service to authorize the said Chief Commissioner to issue such summons against any other of such partners as well as against the partner served personally with such account and notice.

Motion made and question put—That the following words be inserted after the word “debt,” occurring in the third line of the above clause—“such debt being a simple contract debt of not less than one hundred pounds.”—(The Attorney General.)

Committee divided.

Ayes, 31.

Mr. Parker,  
 The Chairman of General Sessions,  
 The Attorney General,  
 The Acting Solicitor General,  
 Mr. Russell,  
 Mr. Haines,  
 Mr. Hodgson,  
 Mr. Highett,  
 Mr. Annand,  
 Mr. W. Nicholson,  
 Mr. O’Shanassy,  
 Mr. J. Murphy,  
 The Acting Chief Commissioner of Police,  
 Mr. Charlton,  
 Mr. Burnley,  
 Mr. Smith,  
 Mr. Henty,  
 Mr. Greeves,  
 Mr. Wilkinson,  
 Mr. Myles,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 The Auditor General,  
 The Surveyor General,  
 Mr. Mollison,  
 The Chief Commissioner of Gold Fields,  
 Mr. Miller,  
 Mr. Winter,  
 Mr. Cole,  
 Mr. Splatt,  
 Mr. M. Nicholson, (Teller.)

Noes, 4.

Mr. O’Brien,  
 Mr. Fawkner,  
 Capt. Dane,  
 Mr. Strachan, (Teller.)

No. 9. Clause II.

Upon the appearance of any such debtor so summoned as aforesaid it shall be lawful for the said Chief Commissioner of Insolvents’ Estates to require him to state whether or not he admits the demand of the creditor or any and what part thereof and if such debtor shall admit such demand or any part thereof to reduce such admission into writing in the form contained in Schedule D annexed to this Act and such admission so reduced into writing such debtor is hereby required to sign and being so signed the same shall thereupon be filed in the office of the said Chief Commissioner and it shall be lawful for the said Chief Commissioner to allow such debtor upon his said appearance to make a deposition upon oath in writing under his hand to be filed in such office in the form contained in Schedule E annexed to this Act that he verily believes he has a good defence upon the merits to such demand or to some and what part thereof “and in such case it shall be lawful for the said Commissioner at the same time to require such debtor to enter into a bond according to the form contained in the Schedule F to this Act annexed in such sum and with such two sufficient sureties as the said Commissioner shall approve of to pay such sum or sums as shall be recovered together with such costs as shall be given in any action which shall have been or shall be brought for the recovery of such demand or of any part thereof in respect of which such deposition shall be made.”

Motion made—That all the words in the above clause from, and including the word “and,” in the eleventh line thereof, to the end of the clause, be struck out.—(Mr. Greeves.)

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

Committee divided.

Ayes, 9.

The Attorney General,  
 The Chairman of General Sessions,  
 Mr. Griffith,  
 Mr. A'Beckett,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 The Collector of Customs,  
 Mr. Parker,  
 Mr. Goodman, (*Teller.*)

Noes, 14.

The Speaker,  
 Mr. Mollison,  
 Mr. Myles,  
 Dr. Thomson,  
 Mr. Strachan,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Smith,  
 Mr. Cole,  
 Mr. Winter,  
 Mr. J. Murphy,  
 Mr. Charlton,  
 Mr. Greeves, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 22.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**

TUESDAY, 14TH MARCH.

No. 1. *New Constitution Bill (as amended in Committee.)—Clause VI.*

Every man of the age of twenty-one years being a natural born or being a naturalized subject of Her Majesty or a legally made denizen of *Victoria* (such naturalization or denization having been made "three" years previous to the date of the last registration) who shall have a freehold estate in possession situate within the Electoral Province for which his vote is to be given of the clear value of one thousand pounds sterling money or of the clear annual value of one hundred pounds sterling money above all charges and incumbrances affecting the same respectively or shall have a leasehold estate in a dwelling house in possession situated as aforesaid held upon a lease whereby a rent of three hundred pounds or upwards shall be reserved or of the clear annual value of three hundred pounds above all charge and "outgoings" or a leasehold in an agricultural or pastoral farm of the clear annual value of one hundred and fifty pounds every such lease having at the date of such registration of electors as aforesaid not less than three years to run or shall be the occupant under any lease or license for pastoral purposes of any waste lands of the Crown situate as aforesaid and possess eight thousand sheep or one thousand head of cattle free from all charges and incumbrances affecting the "same" or who shall reside within the Electoral Province for which his vote is to be given and shall be a Graduate of any University in the British Dominions or a barrister or solicitor on the roll of the Supreme Court of *Victoria* or a legally qualified Medical Practitioner or an officiating Minister or any Officer or retired Officer of Her Majesty's Land or Sea Forces except he be on actual service and any Member or Fellow of any incorporated Scientific or Literary Association in the British Dominions and any officiating Schoolmaster or Teacher holding first or second class certificates from Her Majesty's Inspectors of Schools in the United Kingdom or a first class certificate from the Commissioners of Public Education in this Colony shall being duly registered be entitled to vote at the election of a Member or Members of the Legislative Council Provided that no person shall be entitled to be registered as such elector for any Province in respect of any such estate occupation or qualification aforesaid unless he shall have been seised or possessed of or occupied or held the same respectively for the period of twelve calendar months at least previous to such registration Provided also that no person shall be entitled to be registered as aforesaid who has been attainted or convicted of treason felony or other infamous offence in any part of Her Majesty's Dominions unless he have received a free pardon or have undergone the sentence passed on him for such offence. And provided also that no man shall be entitled to be registered in respect of any such estate or occupation as aforesaid unless at the time of such registration of electors he shall have paid up all rates and taxes which shall have become payable by him as owner or leaseholder in respect of such estate or as occupier in respect of such occupation as aforesaid except such as shall have become payable during three calendar months next before such registration Provided further that no person who shall attain the age of twenty-one years after the expiration of two years from the passing hereof shall be entitled to be registered as aforesaid unless he shall be able to read and write.

Motion made and question put—That the word "three," occurring in the third line of the above clause, be struck out with a view of inserting the word "one" in the place thereof. (Mr. Fawkner.)

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

## Committee divided.

Ayes, 24.

Mr. Smith,  
 Mr. Cole,  
 The Auditor General,  
 Mr. Mollison,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Splatt,  
 The Speaker,  
 Mr. Campbell,  
 Lieut. Col. Anderson,  
 The Acting Solicitor General,  
 Mr. Wilkinson,  
 Mr. F. Murphy,  
 Mr. J. Murphy,  
 Mr. Strachan,  
 Mr. Russell,  
 Mr. Highett,  
 Mr. Greeves,  
 The Surveyor General,  
 The Acting Chief Commissioner of  
 Police,  
 The Attorney General,  
 Mr. Miller,  
 Mr. Haines,  
 The Collector of Customs, (*Teller.*)

Noes, 13.

Mr. O'Brien,  
 Mr. Hodgson,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Burnley,  
 Mr. Myles,  
 Dr. Thomson,  
 Mr. W. Nicholson,  
 Capt. Dane,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. Griffith,  
 Mr. M. Nicholson, (*Teller.*)

- No. 2. Motion made—That all the words in the above clause after the word “outgoings,” in the tenth line, down to, and including the word “same” in the sixteenth line, be struck out with a view to insert the words—“*every such lease having been granted for a period of not less than seven years,*” in the place thereof.—(*The Attorney General.*)

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

Committee divided.

Ayes, 18.

Mr. Cole,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 Dr. Thomson,  
 Mr. Cowie,  
 Mr. W. Nicholson,  
 Mr. F. Murphy,  
 Mr. Wilkinson,  
 Mr. Smith,  
 Mr. Hodgson,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 11.

The Colonial Secretary,  
 The Attorney General,  
 The Auditor General,  
 The Acting Solicitor General,  
 The Speaker,  
 The Chief Commissioner of Gold  
 Fields,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Mollison,  
 The Collector of Customs,  
 Mr. Miller,  
 Mr. Goodman, (*Teller.*)

- No. 3. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. Haines.*)

Committee divided.

Ayes, 14.

Mr. Smith,  
 Mr. Mollison,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Fawkner,  
 Mr. Haines,  
 Mr. Myles,  
 Mr. Greeves,  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Mr. Strachan,  
 Mr. Cowie,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 11.

The Colonial Secretary,  
 The Attorney General,  
 The Acting Solicitor General,  
 Mr. Cole,  
 Mr. Wilkinson,  
 Dr. Thomson,  
 Mr. W. Nicholson,  
 The Acting Chief Commissioner of  
 Police,  
 The Collector of Customs,  
 Mr. Charlton,  
 Mr. Goodman, (*Teller.*)

WEDNESDAY, 15TH MARCH.

No. 4. *Melbourne Corporation Acts Amendment Bill.*

In order to make provision for the payment of the principal and interest monies forming the whole or portion of any loan which may be raised under the provisions of this Act so much of an Act of the Governor and Legislative Council of the Colony of New South Wales made and passed in the sixth year of Her present Majesty Queen Victoria intituled "*An Act to incorporate the Inhabitants of the Town of Melbourne*" and of another Act of the said Governor and Council passed in the eighth year of the reign of Her present Majesty intituled "*An Act to amend an Act passed in the eighth year of the reign of Her present Majesty intituled 'An Act to incorporate the Inhabitants of the Town of Melbourne'*" as limits the rates to be levied in aid of the Town Fund to a sum not exceeding one shilling in the pound or one-twentieth part of the annual value of the property assessed in any one year shall be and the same are hereby repealed.

Motion made and question put—That the above clause stand part of the Bill.—(*Mr. Greeves.*)  
Committee divided.

Ayes, 23.

The Surveyor General,  
Mr. F. Murphy,  
Mr. J. Murphy,  
Mr. Haines,  
Mr. Smith,  
The Chief Commissioner of Gold,  
Fields,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. Wilkinson,  
Mr. Greeves,  
Mr. Cowie,  
Mr. Annand,  
Mr. Myles,  
Mr. Hodgson,  
Mr. Highett,  
The Speaker,  
The Acting Solicitor General,  
Mr. Russell,  
The Acting Chief Commissioner of  
Police,  
The Attorney General,  
The Auditor General,  
The Colonial Secretary,  
The Collector of Customs, (*Teller.*)

Noes, 11.

Mr. Winter,  
Mr. O'Brien,  
Mr. Burnley,  
Mr. Miller,  
Mr. Campbell,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. W. Nicholson,  
Capt. Dane,  
Mr. Charlton,  
Mr. Strachan, (*Teller.*)

No. 5. *Defences of the Colony.*

Motion made and question put—That the Chairman leave the chair.—(*The Surveyor General.*)

Committee divided.

Ayes, 20.

The Speaker,  
The Surveyor General,  
Mr. Smith,  
The Attorney General,  
The Colonial Secretary,  
Mr. Wilkinson,  
The Acting Chief Commissioner of  
Police,  
Mr. Mollison,  
The Collector of Customs,  
The Chief Commissioner of Gold  
Fields,  
Mr. Haines,  
The Auditor General,  
The Chairman of General Sessions,  
The Acting Solicitor General,  
Mr. Russell,  
Mr. Highett,  
Mr. Greeves,  
Mr. Annand,  
Mr. Hodgson,  
Mr. M. Nicholson, (*Teller.*)

Noes, 10.

Mr. O'Shanassy,  
Mr. Miller,  
Mr. O'Brien,  
Mr. Fawkner,  
Capt. Dane,  
Mr. Griffith,  
Mr. Myles,  
Mr. Cowie,  
Mr. Charlton,  
Mr. Strachan, (*Teller.*)

No. 6. *New Constitution Bill.—Clause proposed in lieu of Clause VI.*

Every man of the age of twenty-one years being a natural born subject of Her Majesty or being a naturalized subject or a legally made denizen of *Victoria* (such naturalization or denization having been made three years previous to the date of the last registration of electors made in pursuance of the provisions hereof) and having resided in the Colony of *Victoria* for any one year previous to such registration who shall have a freehold estate in possession for his own use and benefit in lands and tenements situate within the Electoral Province for which his vote is to be given of the clear value of one thousand pounds sterling money or of the clear annual value of one hundred pounds sterling money above all charges and incumbrances affecting the same respectively or shall have a leasehold estate in possession situated as aforesaid held upon a lease whereby a rent of one hundred pounds or upwards shall be reserved or of the clear annual value of one hundred pounds above all charges and outgoings every such lease having been granted for a period of not less than \_\_\_\_\_ years or who shall reside within the Electoral Province for which his vote is to be given and shall be a Graduate of any University in the British Dominions or a Barrister or Solicitor on the Roll of the Supreme Court of *Victoria* or a legally qualified Medical Practitioner or an Officiating "*Minister*" shall being duly registered be entitled to vote at the election of a Member or Members of the Legislative Council Provided that no person shall be entitled to be registered as such elector for any Province in respect of any such estate occupation or qualification aforesaid unless he shall have been seised or possessed of or occupied or held the same respectively for the period of twelve calendar months at least previous to such registration as aforesaid Provided also that no person shall be entitled to be registered as aforesaid who has been attainted or convicted of treason felony or other infamous offence in any part of Her Majesty's Dominions unless he have received a free pardon or have undergone the sentence passed on him for such offence And provided also that no man shall be entitled to be registered in respect of any such estate or occupation as aforesaid unless at the time of such registration of electors he shall have paid up all rates and taxes which shall have become payable by him as owner or leaseholder in respect of such estate or as occupier in respect of such occupation as aforesaid except such as shall have become payable during three calendar months next before such registration Provided further that no person who shall attain the age of twenty-one years after the expiration of two years from the passing hereof shall be entitled to be registered as aforesaid unless he shall be able to read and write.

Motion made and question put—That the blank occurring in the thirteenth line of the above clause be filled up with the word "three."—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 8.  
 Mr. Hodgson,  
 Mr. O'Brien,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 Capt. Dane,  
 Mr. Charlton,  
 Mr. Smith, (*Teller.*)

Noes, 22.  
 Mr. Mollison,  
 Mr. Greeves,  
 The Speaker,  
 The Auditor General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Griffith,  
 The Chairman of General Sessions,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Miller,  
 Mr. Annand,  
 Mr. Wilkinson,  
 The Attorney General,  
 The Colonial Secretary,  
 Mr. Haines,  
 The Surveyor General,  
 Mr. Hightt,  
 The Acting Solicitor General,  
 Mr. Strachan,  
 The Collector of Customs,  
 Mr. Cowie,  
 Mr. Russell,  
 Mr. M. Nicholson, (*Teller.*)

No. 7. Motion made and question put—That after the word "*Minister*," occurring in the sixteenth line of the above proposed clause, the following words be inserted—"or any "*Officer or retired Officer of Her Majesty's Land or Sea Forces, except he be on actual "service."*"—(*Capt. Dane.*)

Committee divided.

Ayes, 20.

- Mr. O'Shanassy,
- Mr. Wilkinson,
- Mr. Highett,
- Mr. Cowie,
- Mr. Annand,
- Mr. Myles,
- Mr. Fawkner,
- Mr. Haines,
- Mr. Charlton,
- Mr. Hodgson,
- Capt. Dane,
- The Colonial Secretary,
- The Collector of Customs,
- The Acting Chief Commissioner of Police,
- The Surveyor General,
- The Chairman of General Sessions,
- The Auditor General,
- Mr. Griffith,
- Mr. Greeves,
- The Chief Commissioner of Gold Fields, (*Teller.*)

No. 8. Motion made and question put—That the following words be added at the end of the above proposed clause—“ *Provided always that no person being only a sub-lessee or the assignee of any under lease shall have a right to be registered unless he be in the actual occupation of the premises.*”—(*Mr. Greeves.*)

Ayes, 6.

- Mr. Miller,
- Mr. Griffith,
- The Acting Solicitor General,
- Mr. Annand,
- Mr. Wilkinson,
- Mr. Greeves, (*Teller.*)

Noes, 10.

- The Speaker,
- Mr. Smith,
- Mr. Mollison,
- The Attorney General,
- Mr. Strachan,
- Mr. O'Brien,
- The Acting Solicitor General,
- Mr. Russell,
- Mr. Miller,
- Mr. M. Nicholson, (*Teller.*)

Noes, 18.

- The Colonial Secretary,
- The Chairman of General Sessions,
- The Chief Commissioner of Gold Fields,
- The Acting Chief Commissioner of Police,
- Mr. Smith,
- Mr. Hodgson,
- Mr. Strachan,
- Mr. O'Brien,
- Mr. Myles,
- Capt. Dane,
- Mr. O'Shanassy,
- The Surveyor General,
- The Attorney General,
- Mr. Haines,
- Mr. Charlton,
- The Collector of Customs,
- Mr. Cowie,
- Mr. M. Nicholson, (*Teller.*)

No. 9. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. O'Brien.*)

Committee divided.

Ayes, 5.

- Mr. Charlton,
- Mr. Wilkinson,
- Capt. Dane,
- Mr. Griffith,
- Mr. O'Brien, (*Teller.*)

Noes, 19.

- The Chairman of General Sessions,
- The Acting Chief Commissioner of Police,
- The Attorney General,
- The Chief Commissioner of Gold Fields
- Mr. Miller,
- Mr. Greeves,
- Mr. Smith,
- Mr. Hodgson,
- The Colonial Secretary,
- Mr. Strachan,
- Mr. Myles,
- The Surveyor General,
- Mr. Annand,
- Mr. Cowie,
- The Collector of Customs,
- Mr. O'Shanassy,
- The Acting Solicitor General,
- Mr. Haines,
- Mr. M. Nicholson, (*Teller.*)

No. 10. *Clause V.*

No person shall be capable of being elected a Member of the Legislative Council who shall not be of the full age of thirty years and a natural born subject of the Queen or who shall not for one year previous to such election have been legally or equitably seised of an estate of freehold for his own use and benefit in lands and tenements in the said Colony of Victoria of the value of "ten" thousand pounds sterling money or of the annual value of "one thousand" pounds sterling money above all charges and incumbrances affecting the same respectively Provided that no Judge of any Court of the said Colony appointed during good behaviour nor any officiating Minister of any religious denomination whatever may be his title rank or designation shall be capable of being elected a Member of the Legislative Council or of sitting or voting therein Provided further that no person who shall have been attainted of any treason or convicted of any felony or infamous offence within any part of Her Majesty's Dominions shall be capable of being elected a Member of the Legislative Council.

Motion made—That the word "ten," occurring in the fifth line of the above clause, be omitted with a view to insert the word "two" in the place thereof.—(*Mr. Griffith.*)

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

Ayes, 10.

The Colonial Secretary,  
The Attorney General,  
Mr. Haines,  
Mr. Strachan,  
Mr. Annand,  
Mr. Greeves,  
Mr. Wilkinson,  
Mr. Miller,  
The Acting Chief Commissioner of  
Police,  
The Chief Commissioner of Gold  
Fields, (*Teller.*)

Noes, 15.

The Collector of Customs,  
The Auditor General,  
Mr. Mollison,  
The Chairman of General Sessions,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. Myles,  
Mr. O'Brien,  
Capt. Dane,  
The Surveyor General,  
Mr. Cowie,  
The Acting Solicitor General,  
Mr. Griffith,  
The Speaker,  
Mr. M. Nicholson, (*Teller.*)

No. 11. Motion made and question put—That the blank in the above clause, occasioned by striking out the word "ten," be filled up with the word "two."—(*Mr. Griffith.*)  
Committee divided.

Ayes, 10.

Mr. O'Shanassy,  
Mr. Cowie,  
The Acting Solicitor General,  
Mr. Myles,  
The Surveyor General,  
The Chairman of General Sessions,  
The Speaker,  
Mr. Mollison,  
Mr. Griffith,  
The Collector of Customs, (*Teller.*)

Noes, 15.

The Acting Chief Commissioner of  
Police,  
The Colonial Secretary,  
Mr. Miller,  
The Chief Commissioner of Gold  
Fields,  
Mr. Greeves,  
The Auditor General,  
The Attorney General,  
Mr. Haines,  
Mr. Hodgson,  
Mr. Wilkinson,  
Mr. Annand,  
Mr. Strachan,  
Mr. O'Brien,  
Capt. Dane,  
Mr. M. Nicholson, (*Teller.*)

No. 12. Motion made and question put—That the blank in the above clause, occasioned by striking out the word "ten," be filled up with the word "five."—(*Mr. Hodgson.*)  
Committee divided.

Ayes, 15.

The Speaker,  
The Chairman of General Sessions,  
Mr. O'Shanassy,  
The Surveyor General,  
Mr. Hodgson,  
Mr. Myles,  
Capt. Dane,  
The Acting Solicitor General,  
Mr. O'Brien,  
Mr. Cowie,  
Mr. Strachan,  
Mr. Griffith,  
The Auditor General,  
Mr. Mollison,  
The Collector of Customs, (*Teller.*)

Noes, 10.

The Acting Chief Commissioner of  
Police,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields  
Mr. Miller,  
Mr. Greeves,  
Mr. Haines,  
Mr. Wilkinson,  
The Attorney General,  
Mr. Annand,  
Mr. M. Nicholson, (*Teller.*)

No. 13. Motion made—That the words “one thousand,” occurring in the sixth line of the above clause, be struck out, with a view to insert the words “five hundred” in the place thereof.—(*The Collector of Customs.*)

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

Committee divided.

Ayes, 8.  
The Attorney General,  
The Colonial Secretary,  
The Acting Chief Commissioner of Police,  
Mr. Miller,  
Mr. Haines,  
Mr. Annand,  
Mr. Greeves,  
The Chief Commissioner of Gold Fields, (*Teller.*)

Noes, 17.  
Mr. O'Shanassy,  
The Auditor General,  
Mr. Mollison,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Hodgson,  
The Collector of Customs,  
Mr. Strachan,  
The Chairman of General Sessions,  
Capt. Dane,  
Mr. Cowie,  
The Surveyor General,  
The Acting Solicitor General,  
Mr. Griffith,  
The Speaker,  
Mr. Myles,  
Mr. M. Nicholson, (*Teller.*)

THURSDAY, 16TH MARCH.

No. 14. *Clause XII.*

The Legislative Assembly of Victoria shall consist of sixty Members to be elected as hereinafter provided and for the purpose of returning such Members the said Colony shall be divided into thirty-seven Electoral Districts the boundaries whereof for the purposes of this Act shall be those set forth in the Schedule hereunto annexed marked F. each of which Districts shall return the number of Members set against such Districts respectively.

Motion made and question put—That the following words be added at the end of the above clause—“*Provided that there shall not be less than two hundred electors in each such Electoral District.*”—(*Mr. Fawkner.*)

Committee divided.

Ayes, 3.  
Mr. Fawkner,  
Capt. Dane,  
Mr. Myles, (*Teller.*)

Noes, 25.  
Mr. J. Murphy,  
The Colonial Secretary,  
The Auditor General,  
The Chief Commissioner of Gold Fields,  
Mr. Griffith,  
Mr. Miller,  
Mr. O'Brien,  
Mr. Wilkinson,  
Mr. Haines,  
Mr. Highett,  
The Surveyor General,  
Mr. Charlton,  
Mr. Cowie,  
Mr. Strachan,  
The Collector of Customs,  
The Acting Solicitor General,  
Lieut. Col. Anderson,  
Mr. W. Nicholson,  
Mr. O'Shanassy,  
The Attorney General,  
The Speaker,  
Mr. Annand,  
Mr. Cole,  
Mr. Smith,  
Mr. Hodgson, (*Teller.*)

No. 15. *Clause XV.*

Every man of the age of twenty-one years "*having been a resident in Victoria for twelve months next before the last registration of Electors and*" being either a natural born or naturalized subject of Her Majesty or a legally made denizen of the same who shall have a freehold estate in possession situate within the Electoral District for which his vote is to be given of the clear value of fifty pounds sterling money or of the clear annual value of five pounds sterling money above all charges and incumbrances in any way affecting the same respectively or shall have a leasehold estate in possession situate as aforesaid of the annual value of ten pounds sterling money above all charges and incumbrances affecting the same or shall be a householder within such District occupying any house warehouse counting house office shop or other building or premises of the clear annual value of ten pounds sterling money or shall in consideration of any payment "*of not less than eight pounds*" to the Public Revenue be entitled under any law now or hereafter to be in force to occupy for the space of twelve months or upwards any portion of the waste lands of the Crown situate as aforesaid or shall being resident within the Electoral District for which his vote is to be given be in receipt of an annual salary of one hundred pounds sterling "*money*" shall being duly registered be entitled to vote at the election of a Member or Members of the Legislative Assembly Provided that no person shall be entitled to be registered as an elector upon the Electoral Roll of any Electoral District unless he shall have been seised or possessed of or occupied used enjoyed held or been in receipt of the qualification in respect whereof he shall claim to be registered for the period of six calendar months at least previous to such registration Provided further that no person shall be entitled to be registered as aforesaid who has been attainted or convicted of treason felony or other infamous offence in any part of Her Majesty's dominions unless he shall have received a free pardon or undergone the sentence passed on him for such offence Provided also that no man shall be entitled to be registered at any election unless at the time of such registration of electors he shall have paid up all rates and taxes which shall have become payable by him in respect of such qualification except such as shall have become payable during three calendar months next before such registration Provided further that no person who shall attain the age of twenty-one years after the expiration of two years from the passing hereof shall be entitled to be registered unless he shall be able to read and write.

Motion made—That the following words, occurring in the first and second lines of the above clause be omitted—"*having been a resident in Victoria for twelve months next before the last registration of electors and.*"—(*The Attorney General.*)

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

Committee divided.

## Ayes, 14.

Mr. Smith,  
Mr. Cole,  
Mr. J. Murphy.  
Mr. Splatt,  
Mr. Campbell,  
The Chief Commissioner of Gold  
Fields,  
Mr. Miller,  
Mr. Hervey,  
Mr. Winter,  
Mr. Griffith,  
Mr. Haines,  
Mr. Ammand,  
Mr. Mollison,  
Mr. Greeves, (*Teller.*)

## Noes, 19.

The Surveyor General,  
Mr. O'Brien,  
The Auditor General,  
Mr. Wilkinson,  
The Collector of Customs,  
Mr. Highett,  
Mr. Charlton,  
Mr. Cowie,  
The Acting Solicitor General,  
Captain Dane,  
Lieut. Col. Anderson,  
Mr. Myles,  
Mr. W. Nicholson,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. Hodgson,  
The Colonial Secretary,  
The Attorney General, (*Teller.*)

No. 16. Motion made—That the words "*of not less than eight pounds,*" occurring in the twelfth and thirteenth lines of the above clause, be struck out of the Bill.—(*The Attorney General.*)

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

Committee divided.

Ayes, 6.  
 Mr. Cole,  
 Mr. Campbell,  
 Mr. Splatt,  
 Mr. Annand,  
 Mr. Smith,  
 Mr. Greeves, (*Teller.*)

Noes, 25.  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Haines,  
 The Attorney General,  
 Mr. Hodgson,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Myles,  
 The Collector of Customs,  
 Lieut. Col. Anderson,  
 Capt. Dane,  
 Mr. Highett,  
 Mr. Strachan,  
 Mr. Goodman,  
 Mr. Cowie,  
 Mr. Charlton,  
 The Acting Solicitor General,  
 Mr. Griffith,  
 Mr. Wilkinson,  
 Mr. O'Brien,  
 Mr. Mollison,  
 Mr. Hervey,  
 Mr. Winter,  
 The Chief Commissioner of Gold  
 Fields,  
 The Colonial Secretary,  
 Mr. W. Nicholson, (*Teller.*)

No. 17. Motion made and question put—That after the word “money,” occurring in the sixteenth line of the above clause, the following words be inserted—“or upwards not being a *“salaried officer of the Government.”*—(*Mr. Myles.*)

Committee divided.

Ayes, 13.  
 The Speaker,  
 Mr. Greeves,  
 Capt. Dane,  
 Mr. Fawkner,  
 Mr. Wilkinson,  
 Mr. Cole,  
 Mr. Winter,  
 Mr. O'Brien,  
 Mr. Cowie,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Charlton,  
 Mr. Myles, (*Teller.*)

Noes, 20.  
 The Acting Solicitor General,  
 Mr. Highett,  
 The Collector of Customs,  
 Mr. O'Shanassy,  
 Mr. Haines,  
 Mr. Strachan,  
 Mr. Hodgson,  
 The Surveyor General,  
 The Colonial Secretary,  
 Mr. Goodman,  
 Mr. Mollison,  
 Mr. Hervey,  
 The Auditor General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Campbell,  
 Mr. M. Nicholson,  
 Mr. Griffith,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Smith,  
 The Attorney General, (*Teller.*)

No. 18. *Clause XXVIII.*

Motion made and question put—That this clause be postponed.—(*The Attorney General.*)

Committee divided.

Ayes, 13.	Noes, 10.
The Auditor General,	Mr. Cole,
The Chief Commissioner of Gold Fields,	Mr. Smith,
The Colonial Secretary,	Mr. Annand,
Mr. Mollison,	Mr. W. Nicholson,
Mr. Griffith,	Mr. Strachan,
The Chairman of General Sessions,	Mr. Cowie,
The Attorney General,	Mr. Charlton,
The Collector of Customs,	Mr. Myles,
The Surveyor General,	Mr. Haines,
Mr. Hervey,	Mr. Greeves, ( <i>Teller.</i> )
The Acting Solicitor General,	
The Speaker,	
Mr. M. Nicholson, ( <i>Teller.</i> )	

No. 19. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. Strachan.*)

Committee divided.

Ayes, 6.	Noes, 16.
Mr. Myles,	The Surveyor General,
Mr. W. Nicholson,	The Chief Commissioner of Gold Fields,
Mr. Charlton,	The Acting Chief Commissioner of Police,
Mr. Cole,	Mr. Haines,
Mr. Smith,	Mr. Griffith,
Mr. Strachan, ( <i>Teller.</i> )	The Colonial Secretary,
	The Speaker,
	The Chairman of General Sessions,
	Mr. Mollison,
	Mr. Annand,
	The Attorney General,
	Mr. Hervey,
	The Acting Solicitor General,
	The Collector of Customs,
	Mr. Greeves,
	Mr. M. Nicholson, ( <i>Teller.</i> )

No. 20. *Clause XXXII.*

The Legislative Council and Legislative Assembly at the first sitting of each respectively and from time to time afterwards as there shall be occasion shall prepare and adopt Standing Rules and Orders for providing for the manner in which such Council and Assembly shall be presided over in case of the absence of the President or Speaker respectively and for the mode in which such Council and Assembly shall communicate and for the proper passing of the Bills to be introduced into and passed by the said Council and Assembly and for the proper presentation of the same to the Governor for Her Majesty's "*assent*" and generally for the conduct of all business and proceedings in the said Council and Assembly severally and collectively all which Rules and Orders shall by such Council and Assembly respectively be laid before the Governor and being by him approved shall become binding and of force Provided that no Standing Rule or Order which shall affect the communication between the said Council and Assembly or the proceedings of the said Council and Assembly collectively shall be of any force unless the same shall have been adopted both by the said Council and Assembly.

Motion made and question put—That after the word "*assent*," occurring in the eighth line of the above clause, the following words be inserted—" *and for the consideration of all amendments proposed to be made by the Governor as herein mentioned and for the due publication of all proposed proceedings in such Council and Assembly.*"—(*The Attorney General.*)

Committee divided.

Ayes, 14.  
 Mr. Smith,  
 The Colonial Secretary,  
 Mr. Haines,  
 The Speaker,  
 The Attorney General,  
 Mr. Myles,  
 The Acting Solicitor General,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Mollison,  
 The Chairman of General Sessions,  
 The Chief Commissioner of Gold  
 Fields,  
 The Acting Chief Commissioner of  
 Police,  
 The Collector of Customs, (*Teller.*)

Noes, 9.  
 Mr. Hervey,  
 Mr. Annand,  
 Mr. Cole,  
 Mr. W. Nicholson,  
 Mr. Strachan,  
 Mr. M. Nicholson,  
 Mr. Charlton,  
 Mr. Cowie,  
 Mr. Greeves, (*Teller.*)

No. 21. *Clause XXXV.*

It shall be lawful for the Governor to transmit by Message to the Legislative Council or Legislative Assembly for their consideration any amendment which he shall desire to be made in any Bill presented to him for Her Majesty's assent and all such amendments shall be taken into consideration in such convenient manner as shall in and by the Rules and Orders aforesaid be in that behalf provided.

Motion made and question put—That this clause stand part of the Bill.—(*The Attorney General.*)

Committee divided.

Ayes, 12.  
 Mr. Myles,  
 The Acting Solicitor General,  
 The Surveyor General,  
 Mr. Griffith,  
 Mr. Mollison,  
 The Chief Commissioner of Gold  
 Fields,  
 The Acting Chief Commissioner of  
 Police,  
 The Colonial Secretary,  
 Mr. Haines,  
 The Attorney General,  
 Mr. Smith,  
 The Collector of Customs, (*Teller.*)

Noes, 10.  
 The Speaker,  
 Mr. Hervey,  
 Mr. Cole,  
 Mr. M. Nicholson,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Cowie,  
 Mr. Annand,  
 Mr. Greeves, (*Teller.*)

No. 22. *Clause XL.*

Whenever any question shall arise as to the right of the Governor to reserve any Bill for the signification of Her Majesty's pleasure thereon or as to the right of Her Majesty to disallow any such Bill the same shall be determined by the Judicial Committee of the Privy Council and in no other manner except by the consent of the Legislative Council and Legislative Assembly of Victoria and such question shall be stated in a joint Address to Her Majesty in Her Privy Council by the said Council and Assembly Provided that all such Bills shall be absolutely in abeyance pending any such determination and that they shall afterwards according to the decision of the Judicial Committee in each case be submitted for the signification of Her Majesty's pleasure thereon or remitted to Victoria for the exercise as aforesaid of the Governor's discretion.

Motion made and question put—That the following words be added at the end of the above clause—“*Provided also that if such discussion shall not have been pronounced within one year after such joint Address shall have been presented to the Governor for transmission to Her Majesty the Governor shall be required to give or withhold Her Majesty's assent thereto according to his discretion.*—(*The Speaker.*)

Committee divided.

Ayes, 7.  
The Speaker,  
Mr. M. Nicholson,  
Mr. Charlton,  
Mr. Cole,  
Mr. Myles,  
Mr W. Nicholson,  
Mr. Strachan, *Teller.*

Noes, 16.

Mr. Annand,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Smith,  
Mr. Greeves,  
The Acting Solicitor General,  
Mr. Haines,  
The Attorney General,  
The Acting Chief Commissioner of  
Police,  
The Chairman of General Sessions,  
The Collector of Customs,  
Mr. Hervey,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General,  
The Colonial Secretary,  
The Surveyor General, (*Teller.*)

No. 23. *Clause XLI.*

Motion made and question put—That this clause be postponed.—(*Mr. Charlton.*)

Committee divided.

Ayes, 5.  
Mr. Griffith,  
The Chairman of General Sessions,  
Mr. Cole,  
Mr. Myles,  
Mr. Charlton, (*Teller.*)

Noes, 15.

The Colonial Secretary,  
The Surveyor General,  
Mr. Smith,  
Mr. Greeves,  
The Chief Commissioner of Gold  
Fields,  
Mr. Mollison,  
Mr. Haines,  
The Acting Solicitor General,  
Mr. Annand,  
Mr. W. Nicholson,  
The Acting Chief Commissioner of  
Police,  
The Collector of Customs,  
Mr. Strachan,  
The Attorney General,  
Mr. M. Nicholson, (*Teller.*)

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FRIDAY, 17<sup>TH</sup> MARCH.

No. 24. *Clause XXVIII.*

Every Legislative Assembly hereafter to be summoned and chosen shall continue for "three" years from the day of the return of the Writs for choosing the same and no longer subject nevertheless to be sooner dissolved by the Governor.

Motion made—That the word "three," occurring in the first line of the above clause, be struck out with a view to insert the word "five" in the place thereof.—(*The Colonial Secretary.*)

Question—That the word proposed to be struck out stand part of the clause—put.

Committee divided.

Ayes, 15.  
Mr. Cole,  
Mr. Charlton,  
Capt. Dane,  
Mr. Strachan,  
Mr. Fawcner,  
Mr. Myles,  
Mr. O'Shanassy,  
Mr. Cowie,  
Mr. Winter,  
Mr. Burnley,  
Mr. W. Nicholson,  
Mr. Henty,  
Mr. J. Murphy,  
Mr. Hodgson,  
Mr. Goodman, (*Teller.*)

Noes, 17.

The Surveyor General,  
Mr. Griffith,  
Mr. Haines,  
Mr. Splatt,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
Mr. Mollison,  
Mr. Smith,  
Mr. Greeves,  
The Auditor General,  
Mr. O'Brien,  
The Colonial Secretary,  
The Acting Solicitor General,  
Mr. Russell,  
Mr. Highett,  
Mr. Annand,  
Mr. M. Nicholson, (*Teller.*)

No. 25. *Clause XLI.*

The Legislature of Victoria as constituted by this Act shall have full power and authority from time to time by any Act or Acts to repeal alter or vary all or any of the provisions of this Act and to substitute others in lieu thereof Provided that it shall not be lawful to present to the Governor for Her Majesty's assent any Bill by which an alteration in the Constitution of the said Legislative Council or Legislative Assembly or the said Schedule hereunto annexed marked D may be made unless the second and third readings of such Bill shall have been passed with the concurrence of "two-thirds" of the Members of the Legislative Council and of the Legislative Assembly respectively Provided also that every Bill which shall be so passed shall be reserved for the signification of Her Majesty's pleasure thereon.

Motion made—That the words "two-thirds," occurring in the seventh line of the above clause, be struck out with a view to insert the words—"an absolute majority of the whole," in the place thereof.—(Mr. O'Shanassy.)

Question—That the words proposed to be struck out form part of the clause—put.

Committee divided.

Ayes, 15.  
 The Attorney General,  
 The Colonial Secretary,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. A' Beckett,  
 Mr. F. Murphy,  
 The Auditor General,  
 The Collector of Customs,  
 Mr. Haines,  
 Mr. Campbell,  
 Mr. Splatt,  
 Mr. Highett,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Greeves,  
 Mr. Smith,  
 The Surveyor General, (*Teller.*)

Noes, 19.  
 Mr. Cole,  
 The Speaker,  
 Capt. Dane,  
 Mr. Annand,  
 Mr. O'Shanassy,  
 Mr. Fawkner,  
 Mr. Strachan,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Mollison,  
 Mr. Griffith,  
 Mr. Burnley,  
 Mr. J. Murphy,  
 Mr. M. Nicholson,  
 Mr. Cowie,  
 Mr. Winter,  
 Mr. Hodgson, (*Teller.*)

No. 26. Question—That the words "an absolute majority of the whole" be inserted in the place of the words struck out—put.

Committee divided.

Ayes, 21.  
 The Speaker,  
 Mr. O'Shanassy,  
 Mr. Cole,  
 Mr. F. Murphy,  
 Mr. Strachan,  
 Mr. Hodgson,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 The Collector of Customs,  
 Mr. Fawkner,  
 Mr. J. Murphy,  
 Mr. Myles,  
 Mr. O'Brien,  
 Mr. Burnley,  
 Mr. Winter,  
 Mr. Cowie,  
 Mr. Mollison,  
 Mr. Annand,  
 Mr. Griffith,  
 Mr. Charlton,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 13.  
 Mr. Campbell,  
 Mr. Highett,  
 Mr. Splatt,  
 Mr. Haines,  
 The Surveyor General,  
 Mr. A'Beckett,  
 Mr. Greeves,  
 Mr. Smith,  
 The Acting Chief Commissioner of  
 Police,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 The Attorney General, (*Teller.*)

No. 27. *Clause LX.*

That for the advancement of "*the Christian*" "*religion*" in Victoria the sum of fifty thousand pounds shall be reserved on the eighth part of the said Schedule to promote the erection of buildings for Public Worship and the maintenance of Ministers of Religion and such sum shall be apportioned to each Denomination according to the relative proportion of the members of such Denomination by the last Census every such apportionment to be made under regulations to be framed by the Governor and Executive Council and submitted to both the Legislative Houses Provided that no monies exceeding in the aggregate the sum of twenty-five thousand pounds shall be issued in any one year in aid of the stipends of Ministers of religion.

Motion made and question put—That the above clause be struck out of the Bill.—(*Mr. Myles.*)

Committee divided.

Ayes, 6.  
Mr. Myles,  
Mr. Hodgson,  
Mr. W. Nicholson,  
Mr. Cowie,  
Mr. Fawkner,  
Mr. Charlton, (*Teller.*)

Noes, 21.  
The Attorney General,  
Mr. Griffith,  
The Chief Commissioner of Gold  
Fields,  
Mr. Winter,  
The Surveyor General,  
Mr. Smith,  
Mr. Campbell,  
Mr. Splatt,  
Mr. Strachan,  
Mr. Cole,  
Mr. O'Shanassy,  
The Colonial Secretary,  
Mr. O'Brien,  
Mr. F. Murphy,  
Mr. Haines,  
The Acting Chief Commissioner of  
Police,  
Capt. Dane,  
The Collector of Customs,  
Mr. A'Beckett,  
Mr. Mollison,  
The Speaker, (*Teller.*)

No. 28. Motion made—That the words "*the Christian,*" occurring in the first line of the above clause, be omitted.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 16.  
The Acting Chief Commissioner of  
Police,  
Capt. Dane,  
Mr. Cowie,  
Mr. Myles,  
Mr. Strachan,  
Mr. Charlton,  
Mr. A'Beckett,  
The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
The Auditor General,  
Mr. Griffith,  
Mr. Campbell,  
Mr. Splatt,  
Mr. Winter,  
Mr. Mollison,  
The Attorney General, (*Teller.*)

Noes, 12.  
Mr. Smith,  
Mr. Cole,  
Mr. Hodgson,  
The Surveyor General,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Mr. W. Nicholson,  
Mr. F. Murphy,  
The Collector of Customs,  
Mr. Haines,  
Mr. O'Brien,  
The Speaker, (*Teller.*)

No. 29. Motion made and question put—That after the word "*religion,*" in the first line of the above clause, the words "*and in support of the Hebrew faith*" be added.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 12.  
 The Surveyor General,  
 The Collector of Customs,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Fawcner,  
 Mr. O'Brien,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. W. Nicholson,  
 Mr. F. Murphy,  
 Mr. Smith,  
 Mr. Cole,  
 The Speaker, (*Teller.*)

Noes, 15.  
 Mr. Griffith,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Campbell,  
 The Auditor General,  
 Mr. Mollison,  
 Mr. Strachan,  
 Mr. Haines,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Cowie,  
 Mr. Charlton,  
 Mr. A'Beckett,  
 Mr. Splatt,  
 The Colonial Secretary,  
 The Attorney General, (*Teller.*)

No. 30. *Clause LVIII.*

Not more than five thousand two hundred and fifty pounds shall be payable in the whole by way of pension or retiring allowance to persons holding any of the offices mentioned in the sixth part of the said Schedule D at the time of this Act coming into operation who on political grounds may be removed from any such office or whose office may be abolished after the time aforesaid and upon the removal or retirement from office of any of such persons mentioned in the said sixth part or the abolition of any such office he shall be entitled by way of pension or retiring allowance to three-fourths of the salary granted to him in accordance with the Appropriation Act for the service of the year one thousand eight hundred and fifty-three if he shall have held any office for ten years and upwards and to "two-thirds" of such salary if he shall have held office for a less period Provided that if after the assignment of any such pension or retiring allowance any such Officer shall accept any new appointment under the Crown within Victoria or elsewhere his pension or retiring allowance shall merge or be reduced *pro tanto* according as the salary or emoluments of any such new appointment are in amount equal to or less than the pension or retiring allowance of such Officer.

Motion made—That the words "two-thirds," occurring in the tenth line of the above clause, be struck out with a view to insert the words "one-half" in the place thereof.—(*Mr. Fawcner.*)

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

Committee divided.

Ayes, 14.  
 Mr. Campbell,  
 Mr. Splatt,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 Mr. O'Brien,  
 Mr. W. Nicholson,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. O'Shanassy,  
 Mr. Cole,  
 Capt. Dane,  
 Mr. Hodgson,  
 The Auditor General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Haines, (*Teller.*)

Noes, 8.  
 Mr. A'Beckett,  
 Mr. Smith,  
 The Speaker,  
 Mr. Fawcner,  
 Mr. Strachan,  
 Mr. Myles,  
 Mr. Cowie,  
 Mr. Charlton, (*Teller.*)

No. 31. *Clause LXVIII.*

The foregoing provisions of this Act shall have no force or effect until so much and such parts of the Act of the Parliament of the United Kingdom of Great Britain and Ireland passed in the ninth year of the Reign of His Majesty King George the Fourth intituled "An Act to provide for the administration of Justice in New South Wales and Van Diemen's Land and for the more effectual government thereof and for other purposes relating thereto" And of another Act passed in the fifth and sixth years of the Reign Her present Majesty intituled "An Act for regulating the sale of Waste Lands belonging to the Crown in the Australian Colonies" And of another Act passed in the fifth and sixth years of the Reign of Her present Majesty intituled "An Act for the Government of New South Wales and Van Diemen's Land" And of another Act passed in the seventh and eighth years of the Reign of Her present Majesty intituled

"An Act to clear up all doubts as to the regulation and audit of the Customs of New South Wales" And of another Act passed in the same year intituled "An Act to explain and amend the Act for the Government of New South Wales and Van Diemen's Land" And of another Act passed in the ninth and tenth years of the Reign of Her present Majesty intituled "An Act to amend an Act for regulating the sale of Waste Land belonging to the Crown in the Australian Colonies and to make further provision for the management thereof" And of another Act passed in the thirteenth and fourteenth years of the Reign of Her present Majesty intituled "An Act for the better Government of the Australian Colonies" and the first second and third parts of the Schedule B. therein referred to as severally relate to the Colony of Victoria and are repugnant to this Act shall have been repealed and the entire management and control of the Waste lands belonging to the Crown in the said Colony and of the proceeds thereof including all royalties mines and minerals shall be vested in the Legislature of the said Colony Provided that so much of the said last mentioned Act as relates to the Constitution appointment and powers of the Legislative Council of the said Colony of Victoria shall continue in force until the first writs shall have issued for the election of Members to serve in the Legislative Council and House of Assembly in pursuance of the provisions hereof but no longer "Provided" that nothing herein contained shall prevent or be construed to prevent the fulfilment of any contract promise or engagement made by or on behalf of Her Majesty with respect to any lands situate within the said Colony in any cases where such contract promise or engagement shall have been lawfully made before the time at which this Act shall take effect within the said Colony.

Motion made—That the last proviso in the above clause, from line eighteen to the end of the clause, be omitted.—(Mr. Fawkner.)

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

Ayes, 16.  
The Acting Chief Commissioner of Police,  
Mr. A'Beckett,  
The Surveyor General,  
The Chief Commissioner of Gold Fields,  
The Attorney General,  
The Speaker,  
Mr. M. Nicholson,  
The Colonial Secretary,  
Mr. Smith,  
Mr. Mollison,  
The Auditor General,  
Mr. Campbell,  
Mr. Griffith,  
Mr. Splatt,  
Mr. F. Murphy,  
The Collector of Customs, (Teller.)

Noes, 11.  
Mr. Cole,  
Mr. Fawkner,  
Mr. O'Shanassy,  
Mr. Strachan,  
Mr. Myles,  
Mr. Cowie,  
Mr. O'Brien,  
Mr. W. Nicholson,  
Mr. Haines,  
Capt. Dane,  
Mr. Charlton, (Teller.)

VICTORIA.

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**LEGISLATIVE COUNCIL.**


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No. 23.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

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*Extracted from the Minutes.*


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**Session 1853-4.**

TUESDAY, 21st MARCH.

No. 1. *New Constitution Bill (as amended.)—Clause LVII.*

There shall be payable in every year to Her Majesty Her Heirs and Successors out of the consolidated revenue of Victoria the several sums not exceeding in the whole "one hundred and twelve" thousand seven hundred and fifty pounds for defraying the expense of the several services and purposes named in the first second third fourth fifth sixth seventh and eighth parts of the Schedule to this Act annexed marked D. and the said several sums shall be issued by the Treasurer of Victoria in discharge of such warrants as shall be from time to time directed to him under the hand of the Governor and the said Treasurer shall account to Her Majesty for the same through the Lords Commissioners of Her Majesty's Treasury in such manner and form as Her Majesty shall be graciously pleased to direct.

Motion made—That the words "one hundred and twelve," occurring in the second and third lines of the above clause, be struck out with a view to insert the words "sixty-two" in the place thereof.—(Mr. Annand.)

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

Ayes, 17.

Mr. Hodgson,  
Mr. Burnley,  
Mr. Beaver,  
Mr. Myles,  
Mr. O'Brien,  
Mr. Greaves,  
The Colonial Secretary,  
The Speaker,  
The Attorney General,  
Mr. Campbell,  
The Surveyor General,  
Mr. Mollison,  
The Acting Chief Commissioner of  
Police,  
The Chief Commissioner of Gold  
Fields,  
The Auditor General,  
Mr. O'Shanassy,  
The Collector of Customs, (Teller.)

Noes, 4.

Dr. Thomson,  
Mr. Haines,  
Mr. Winter,  
Mr. Annand, (Teller.)

No. 2. *Schedule D—Part 8.*

"Public Worship ... .. £50,000"

Motion made—That the above part 8 be omitted.—(Mr. Annand.)

Question—That part 8 of Schedule D stand part of the Bill—put.

Committee divided.

Ayes, 17.  
 Mr. Winter,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 Mr. O'Shanassy,  
 Mr. Burnley,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. Beaver,  
 Mr. Greeves,  
 Mr. Haines,  
 The Colonial Secretary,  
 The Surveyor General,  
 Mr. Campbell,  
 The Speaker,  
 The Attorney General,  
 The Collector of Customs, (*Teller.*)

Noes, 2.  
 Mr. Hodgson,  
 Mr. Annand, (*Teller.*)

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WEDNESDAY, 22<sup>ND</sup> MARCH.

No. 3. *Clause XVII.*

Of the following Officers of Government for the time being that is to say the Colonial Secretary or Chief Secretary Attorney General Colonial Treasurer or Treasurer Commissioner of Public Works Collector of Customs or Commissioner of Trade and Customs Surveyor General or Commissioner of Crown Lands and Survey and Solicitor General "two" at least shall be Members of the Council "and two at least Members of the" Assembly.

Motion made—That the word "two," first occurring in the fifth line of the above clause, be omitted with a view of inserting the word "four" in the place thereof; and that the words "and two at least Members of the" be omitted with a view to insert the word "or" in the place thereof.—(*The Attorney General.*)

Question—That the word "two," proposed to be omitted, stand part of the clause—put.

Committee divided.

Ayes, 6.  
 Capt. Dane,  
 Mr. Mollison,  
 Mr. Myles,  
 Mr. Greeves,  
 Mr. Beaver,  
 Mr. Charlton, (*Teller.*)

Noes, 21.  
 Mr. M. Nicholson,  
 The Speaker,  
 Mr. Griffith,  
 Mr. F. Murphy,  
 The Auditor General,  
 Mr. Goodman,  
 Mr. Campbell,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Haines,  
 Mr. Hervey,  
 Mr. O'Brien,  
 Mr. Splatt,  
 Mr. Smith,  
 The Colonial Secretary,  
 Mr. Hodgson,  
 The Attorney General,  
 Mr. O'Shanassy,  
 The Acting Solicitor General,  
 Mr. J. Murphy,  
 The Collector of Customs,  
 The Surveyor General, (*Teller.*)

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FRIDAY, 24<sup>TH</sup> MARCH.

No. 4. *Synod of Victoria Regulation Bill.—Clause 1.*

The several powers privileges and advantages conferred upon the Synod of Australia in connexion with the Established Church of Scotland and the Ministers of the Congregations under its spiritual superintendence by the said recited Acts shall as soon as the said Synod of Victoria shall have been formed and notice of such formation shall have been published in the *Victoria Government Gazette* be vested in and belong to the said Synod of Victoria and the Ministers of the Congregations under its spiritual superintendence as fully and effectually to all intents and purposes as if the said Synod of

Victoria had been formed and in existence at the time of the passing of the said recited Acts and been specially named and mentioned therein Provided always that the several powers privileges and advantages conferred by this Act upon the said Synod of Victoria shall cease and determine unless the said Synod shall continue its adherence to the doctrines form of worship discipline and government laid down in the original and fundamental Standards of the Church of Scotland that is to say in the Confession of Faith the Directory for Public Worship the Form of Presbyterial Church Government and the Larger and Shorter Catechisms agreed on by the Assembly of Divines at Westminster in the year One thousand six hundred and forty-three and subsequently adopted by the Church of Scotland and in the Second Book of Discipline.

Motion made and question put—That the following proviso be inserted at the end of the above clause—“*Provided that nothing herein contained shall be construed to deprive any Synod Presbytery Session Minister or Congregation of that Church of any power privilege or advantage hereby conferred for any refusal to subscribe to or acknowledge as a part of their Confession of Faith the whole of the twentieth, twenty-third and thirty-first chapters or either of them of the aforesaid Confession of Faith.*”—(Mr. Annand.)

Committee divided.

Ayes, 4.  
Mr. O'Shanassy,  
Mr. Charlton,  
Mr. Miller,  
Mr. Annand, (*Teller.*)

Noes, 22.  
Mr. Campbell,  
Mr. Splatt,  
Mr. Haines,  
The Auditor General,  
Mr. Mollison,  
Lieut. Col. Anderson,  
Mr. Highett,  
Mr. Griffith,  
Mr. Wilkinson,  
Mr. Beaver,  
Mr. Burnley,  
Mr. Fawkner,  
The Collector of Customs,  
The Colonial Secretary,  
Mr. M. Nicholson,  
The Attorney General,  
Mr. Greeves,  
Mr. Smith,  
Mr. Hervey,  
Capt. Dane,  
The Surveyor General,  
Mr. Hodgson, (*Teller.*)

No. 5. *Scab in Sheep prevention Bill* (2.)

Motion made—That the Chairman report progress and ask leave to sit again this day six months—(Mr. Griffith.)

Amendment proposed—That the words “six months” be omitted with a view to insert the word “week” in the place thereof.—(Mr. Splatt.)

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

Committee divided.

Ayes, 19.  
The Colonial Secretary,  
The Attorney General,  
The Acting Solicitor General,  
Mr. F. Murphy,  
Mr. Griffith,  
The Collector of Customs,  
Mr. Hervey,  
The Acting Chief Commissioner of  
Police,  
Mr. O'Shanassy,  
Mr. Mollison,  
Mr. Hodgson,  
Mr. Beaver,  
Mr. Burnley,  
Lieut. Col. Anderson,  
Mr. Fawkner,  
Mr. Haines,  
Mr. Smith,  
The Speaker,  
Mr. Goodman, (*Teller.*)

Noes, 3.  
Mr. Campbell,  
Capt. Dane,  
Mr. Snodgrass, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 24.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**TUESDAY, 28<sup>TH</sup> MARCH.No. 1. *County Courts' Bill.—Clause proposed.*

The plaintiff in any such action shall not be entitled to recover any greater sum than fifty pounds unless there shall be endorsed upon the writ of summons and the copy thereof the words "extended Jurisdiction Counsel to be employed" and that in case there shall be four Barristers attending the sittings of the said Court at which such action shall be tried no party thereto can appear or be heard save in person or by Counsel unless the Judge under special circumstances shall otherwise permit.

Motion made and question put—That the above clause stand part of the Bill.—(*The Attorney General.*)

Committee divided.

Ayes, 9.

Mr. Splatt,  
The Auditor General,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. O'Shanassy,  
The Attorney General,  
The Collector of Customs,  
The Colonial Secretary,  
The Surveyor General, (*Teller.*)

Noes, 19.

Mr. F. Murphy,  
Mr. O'Brien,  
Mr. Beaver,  
Mr. Wilkinson,  
The Chairman of General Sessions,  
The Speaker,  
Mr. Highett,  
Mr. Charlton,  
Capt. Dane,  
Mr. Goodman,  
Mr. Mollison,  
Mr. W. Nicholson,  
Mr. Strachan,  
Mr. Fawkner,  
Mr. Miller,  
Mr. Greeves,  
Mr. Cole,  
Mr. Parker,  
Mr. Hodgson, (*Teller.*)

No. 2. *Clause Proposed.*

Either party to any action "*triable according to the provisions of the said Act before assessors*" who shall be dissatisfied with the determination or direction of the Judge of any County Court in point of law or upon the admission or rejection of any evidence may appeal from the same to the Supreme Court of the Colony of Victoria provided that such party shall state his intention of appealing immediately after the determination or direction with which he is so dissatisfied and that the said appeal shall be reduced to the form of a special case which shall be prepared by the party appealing his Counsel Attorney or Agent and certified by the said Judge during the sitting of the Court on the same day that it contains a true statement and in case the said appeal is against the manner in which the Judge has directed the assessors that the same assessors shall be directed to remain in Court during the settlement of the case so that their opinion may be taken upon any question of fact which the Judge may submit to them and their verdict shall not be finally taken until the said settlement is concluded.

Motion made—That the words “*triable according to the provisions of the said Act before assessors,*” occurring in the first and second lines of the above clause be struck out with a view to insert the following words in the place thereof—“*of the amount to which jurisdiction is given to the County Courts by this Act.*”—(The Chairman of General Sessions.)

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

Committee divided.

Ayes, 12.	Noes, 19.
The Speaker,	Mr. Campbell,
The Colonial Secretary,	Mr. Griffith,
The Collector of Customs,	Mr. O'Brien,
The Attorney General,	Mr. Beaver,
Mr. Wilkinson,	Mr. Mollison,
Mr. Highett,	Mr. Parker,
The Acting Chief Commissioner of Police,	Mr. Cole,
Lieut. Col. Anderson,	Mr. Goodman,
Mr. Splatt,	Mr. Hodgson,
The Auditor General,	Mr. O'Shanassy,
The Chief Commissioner of Gold, Fields,	Mr. Fawkner,
The Surveyor General, ( <i>Teller.</i> )	Mr. Strachan,
	Mr. W. Nicholson,
	The Chairman of General Sessions,
	Mr. Burnley,
	Capt. Dane,
	Mr. Charlton,
	Mr. F. Murphy,
	Mr. Greeves, ( <i>Teller.</i> )

No. 3. Motion made and question put—That the last proposed clause stand part of the Bill.—(The Attorney General.)

Committee divided.

Ayes, 20.	Noes, 10.
The Attorney General,	The Speaker,
The Auditor General,	Mr. Hodgson,
Mr. O'Shanassy,	Mr. Fawkner,
Mr. Haines,	Mr. Strachan,
The Surveyor General,	Mr. Goodman,
The Chief Commissioner of Gold Fields,	The Collector of Customs,
Mr. Splatt,	Captain Dane,
Mr. Griffith,	Mr. Charlton,
Lieut. Col. Anderson,	Mr. Cole,
Mr. Wilkinson,	Mr. Mollison, ( <i>Teller.</i> )
Mr. F. Murphy,	
Mr. Greeves,	
Mr. Burnley,	
Mr. O'Brien,	
The Acting Solicitor General,	
Mr. Parker,	
Mr. Beaver,	
The Acting Chief Commissioner of Police,	
The Colonial Secretary,	
The Chairman of General Sessions, ( <i>Teller.</i> )	

No. 4. *General Education Bill.*

Motion made and question put—That the Chairman report progress and ask leave to sit again this day six months.—(Mr. Haines.)

Committee divided.

Ayes, 13.

The Speaker,  
Mr. Cole,  
Mr. Campbell,  
Mr. Mollison,  
Capt. Dane,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Haines,  
Mr. O'Shanassy,  
Mr. Charlton,  
Mr. Strachan,  
Mr. O'Brien,  
Mr. Goodman, (*Teller.*)

Noes, 18.

The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
The Attorney General,  
Mr. Fawkner,  
Mr. F. Murphy,  
The Acting Solicitor General,  
The Chairman of General Sessions,  
The Collector of Customs,  
Mr. Burnley,  
The Acting Chief Commissioner of  
Police,  
Lieut. Col. Anderson,  
Mr. Griffith,  
Mr. Wilkinson,  
Mr. Parker,  
The Auditor General,  
Mr. Beaver,  
Mr. Splatt,  
The Surveyor General, (*Teller.*)

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WEDNESDAY, 29TH MARCH.

No. 5. *Customs Bill.—Clause II.*

The twentieth section of the said Act shall be and is hereby repealed and in lieu thereof the following shall be substituted that is to say if the importer of any goods shall not within *fourteen* days (exclusive of Sundays and holidays) after the arrival of the ship importing the same make perfect entry or entry by bill of sight of such goods or if having made such entry he shall not land such goods within such *fourteen* days any Officer of Customs may convey such goods to the Queen's Warehouse or to such other place as the Collector or other principal Officer of Customs may appoint and whenever the cargo of any ship shall have been discharged within such *fourteen* days with the exception only of a small quantity of goods any Officer of Customs may forthwith convey such remaining goods to the Queen's Warehouse or such other place as aforesaid and also at any time after the arrival of such ship may convey any small packages or parcels of goods therein to the Queen's Warehouse or such other place as aforesaid there to remain for due entry during the remainder of such *fourteen* days and if the duties due upon any goods so conveyed to the Queen's Warehouse or such other place as aforesaid shall not be paid within *one* month after the expiration of such *fourteen* days as aforesaid together with all charges of removal and warehouse rent such goods may be sold and the produce thereof applied first to the payment of charges of removal and warehouse rent next of duties and next of freight and the overplus if any shall be paid to the proprietor of the goods on his application for the same but if such goods or any of them shall be of a perishable nature the proper Officer of Customs may forthwith direct sale thereof and apply the proceeds in like manner. Provided that for this purpose if the importing ship be liable to the performance of quarantine the time for entry and landing of such goods shall be computed from the time at which such ship shall have been released from quarantine.

Motion made and question put—That the above clause be struck out of the Bill.—

(*Mr. Strachan.*)

Committee divided.

Ayes, 13.

Mr. O'Shanassy,  
Mr. Cole,  
Mr. Miller,  
Mr. J. Murphy,  
Mr. Griffith,  
Mr. Strachan,  
Capt. Dane,  
Mr. Wilkinson,  
Mr. Fawkner,  
Mr. Beaver,  
Mr. O'Brien,  
Mr. Hodgson,  
Mr. Goodman, (*Teller.*)

Noes, 11.

The Acting Solicitor General,  
The Colonial Secretary,  
Mr. Campbell,  
The Auditor General,  
Mr. Smith,  
Mr. Splatt,  
The Collector of Customs,  
The Surveyor General,  
Lieut. Col. Anderson,  
The Attorney General,  
Mr. Greeves, (*Teller.*)

No. 6. *Clause III.*

Whenever any goods shall remain on board any importing ship beyond the period of days after the arrival of such ship or beyond such further period as the Collector or other principal Officer of Customs may allow such ship shall be detained by the proper Officer of Customs until all expenses of watching or guarding such goods beyond such days or such further time if any allowed as aforesaid not exceeding *twelve* shillings per diem and of removing the goods or any of them to the Queen's Warehouse in case the Officers shall so remove them be paid.

Motion made—That the blank occurring in the first line of the above clause be filled up with the words “twenty-one.”—(*The Collector of Customs.*)

Motion made—That the blank occurring in the first line of the above clause be filled up with the words “forty.”—(*Mr. Goodman.*)

Question—That the blank occurring in the first line of the above clause be filled up with the words “twenty-one”—put.

Committee divided.

Ayes, 14.

Mr. Splatt,  
The Colonial Secretary,  
Mr. F. Murphy,  
Mr. Greeves,  
The Acting Solicitor General,  
The Attorney General,  
Mr. Parker,  
Mr. Griffith,  
Lieut. Col. Anderson,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Smith,  
Mr. Hodgson,  
The Collector of Customs, (*Teller.*)

Noes, 10.

Mr. Cole,  
Mr. Fawkner,  
Mr. Wilkinson,  
Capt. Dane,  
Mr. Haines,  
Mr. Beaver,  
Mr. Goodman,  
Mr. J. Murphy,  
The Acting Chief Commissioner of  
Police,  
Mr. Strachan, (*Teller.*)

No. 7. Motion made and question put—That the above clause be struck out.—(*Mr. Strachan.*)  
Committee divided.

Ayes, 5.

Mr. Cole,  
Mr. Strachan,  
Mr. Fawkner,  
Mr. Haines,  
Capt. Dane, (*Teller.*)

Noes, 18.

The Colonial Secretary,  
Mr. Griffith,  
Mr. O'Brien,  
Mr. J. Murphy,  
Mr. Goodman,  
Mr. Beaver,  
Mr. Parker,  
The Collector of Customs,  
Leut. Col. Anderson,  
The Acting Solicitor General,  
Mr. Splatt,  
Mr. Hodgson,  
Mr. O'Shanassy,  
Mr. F. Murphy,  
The Attorney General,  
Mr. Smith,  
Mr. Wilkinson,  
Mr. Greeves, (*Teller.*)

No. 8. *Clause IV.*

Upon the entry inwards of all free goods imported into this Colony the value thereof shall be stated in the entry and shall be affirmed by the declaration of the importer or his known agent written upon the entry and attested by his signature and it shall be lawful for the Collector or other principal Officer of Customs to call for the invoice bills of parcels and such other documents relating thereto as he may think necessary for ascertaining the true value of the same and if such importer or his known agent shall make a false declaration or shall refuse to produce such invoice bills of parcels or other documents as aforesaid he shall be liable to a penalty not exceeding pounds.

Motion made and question put—That the above clause be struck out of the Bill.—(*Mr. Goodman.*)

Committee divided.

Ayes, 12.

Mr. Goodman,  
Mr. J. Murphy,  
Mr. Hervey,  
Mr. Griffith,  
Mr. Cole,  
Mr. Haines,  
Mr. Wilkinson,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. Beaver,  
Mr. Parker,  
Capt. Dane, (*Teller.*)

Noes, 12.

The Acting Chief Commissioner of  
Police,  
Mr. Splatt,  
Mr. O'Brien,  
Mr. Smith,  
Mr. O'Shanassy,  
Mr. Hodgson,  
The Collector of Customs,  
The Acting Solicitor General,  
The Surveyor General,  
The Attorney General,  
Mr. Griffith,  
Mr. Greeves, (*Teller.*)

The Tellers having declared the numbers for the "Ayes" and for the "Noes" to be respectively 12, or equal, the Chairman gave his casting vote for the "Noes," and declared the question to be negatived.

No. 9. Motion made and question put—That the blank occurring in the eighth line of the above clause be filled up with the word "fifty."—(*Mr. Greeves.*)

Committee divided.

Ayes, 18.  
 The Acting Solicitor General,  
 The Attorney General,  
 Mr. Hodgson,  
 Mr. Fawkner,  
 The Surveyor General,  
 Mr. Greeves,  
 The Colonial Secretary,  
 Mr. F. Murphy,  
 Mr. Splatt,  
 Mr. O'Brien,  
 Mr. O'Shanassy,  
 Mr. Smith,  
 Mr. J. Murphy,  
 Mr. Griffith,  
 Mr. Hervey,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Parker,  
 The Collector of Customs, (*Teller.*)

Ayes, 7.  
 Mr. Cole,  
 Mr. Goodman,  
 Mr. Beaver,  
 Capt. Dane,  
 Mr. Wilkinson,  
 Mr. Haines,  
 Mr. Strachan, (*Teller.*)

No. 10. *Clause VII.*

There shall be allowed upon the exportation of "coffee" and tea imported into any port in the said Colony a drawback of the duty paid thereon Provided always that proof be made to the satisfaction of the Collector or other principal Officer of Customs that the full duties due on importation had been paid and that such goods had been duly landed at the port for which the same had been cleared and no drawback shall be allowed unless the goods on which the same is claimed shall be shipped within two years from the day of importation thereof and such drawback be duly claimed within *twelve* months of the day of such shipment and no drawback shall be allowed on goods exported unless the duty payable thereon shall amount to fifty pounds or upwards Provided always that no drawback shall be paid upon any such goods exported to any port of any Australasian Colony until a certificate under the hand of the principal Officer of Customs of such port to the effect that the said goods had been duly landed shall have been received Provided also that no drawback shall be allowed upon any goods which by reason of damage or decay shall have become of less value for home use than the amount of such drawback and all goods so damaged which shall be cleared for any drawback shall be forfeited and the person who caused such goods to be so cleared shall forfeit the sum of *two hundred* pounds or treble the amount of the drawback in such case at the election of the Collector or other principal Officer of Customs and provided also that no drawback shall be allowed upon such goods which had been imported and entered inwards prior to the passing hereof. Motion made and question put—That the word "*wine*" be inserted before the word "coffee," in the first line of the above clause.—(*Mr. Strachan.*)

Committee divided.

Ayes, 11.  
 The Colonial Secretary,  
 The Acting Solicitor General,  
 The Attorney General,  
 Mr. Cole,  
 Mr. Smith,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Hervey,  
 The Chairman of General Sessions,  
 Mr. Hodgson,  
 Mr. Strachan,  
 Mr. Goodman, (*Teller.*)

Noes, 9.  
 Mr. Winter,  
 Mr. Splatt,  
 Mr. Annand,  
 Mr. O'Brien,  
 The Collector of Customs,  
 Mr. Parker,  
 Mr. O'Shanassy,  
 Mr. F. Murphy,  
 Capt. Dane, (*Teller.*)

No. 11. *Clause XVIII.—Proposed new Clause.*

It shall be lawful for the Collector or principal Officer of Customs on the importation or delivery from warehouse of any Tobacco and on the application of the owner or consignee thereof to cause the same to be at the expense of such owner or consignee soaked in turpentine oil of tar or other fluid in the presence of an Officer of Customs so that the same shall to the satisfaction of such officer be effectually rendered unfit for human consumption and useless except for the purpose of sheep dressing and such tobacco shall be admitted duty free.

Motion made and question put—That the above clause stand part of the Bill.—(*Mr. Goodman.*)

Committee divided.

Ayes, 16.  
 The Attorney General,  
 The Acting Solicitor General,  
 The Colonial Secretary,  
 The Speaker,  
 Mr. O'Shanassy,  
 The Chairman of General Sessions,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Splatt,  
 Mr. Hodgson,  
 Mr. Annand,  
 Mr. Strachan,  
 Mr. Cole,  
 Mr. Parker,  
 Mr. Hervey,  
 Mr. J. Murphy,  
 Mr. Goodman, (*Teller.*)

Noes, 5.  
 Mr. Smith,  
 Mr. O'Brien,  
 Capt. Dane,  
 Mr. Mollison,  
 The Collector of Customs, (*Teller.*)

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THURSDAY, 30TH MARCH.

No. 12. *General Education Bill.—Clause VIII.*

It shall not be lawful for the said Board to make any grant of money for or towards the establishment of any Public School other than Normal or Training Schools unless at the request in writing of any parents or guardians undertaking to send not less than children as pupils to such Public School and at the like request of any person or persons undertaking to contribute in the aggregate not less than of the estimated cost of the erection or establishment of such "School" and no School shall in any case be founded or established by or with the assistance of the said Board or shall be assisted thereby or shall continue to receive assistance therefrom except the said Board shall be satisfied of the probability that the same when so established or assisted will be and continue to be well and numerously attended and of the necessity therefor reference being had to the locality wherein it is proposed that such School shall be founded established or assisted.

Motion made and question put—That all the words after the word "School," in the sixth line of the above clause to the end thereof be struck out.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 24.  
 The Colonial Secretary,  
 The Attorney General,  
 The Acting Solicitor General,  
 The Chairman of General Sessions,  
 Mr. F. Murphy,  
 Mr. Russell,  
 Mr. Hightt,  
 Mr. Splatt,  
 Mr. Fawkner,  
 The Collector of Customs,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. W. Nicholson,  
 Mr. Burnley,  
 Mr. Strachan,  
 Mr. Beaver,  
 Mr. Parker,  
 Mr. Wilkinson,  
 Lieut. Col. Anderson,  
 Mr. Griffith,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Henty,  
 The Speaker,  
 The Auditor General,  
 The Surveyor General, (*Teller.*)

Noes, 8.  
 Mr. Haines,  
 Mr. O'Brien,  
 Mr. Charlton,  
 Mr. Smith,  
 Mr. O'Shanassy,  
 Mr. J. Murphy,  
 Capt. Dane,  
 Mr. Hodgson, (*Teller.*)

No. 13. *Clause XI.*

The Local Board of Management of every Public School shall consist of not less than three members and any person not being a member of the said Board of Public Education to whom the site for any Public School shall have been previously to the commencement of this Act conveyed granted or appropriated in trust for the purposes of education shall be *ex officio* a member of the Local Board of such School. And all elective members shall be chosen annually by the plurality of votes of the subscribers who shall have subscribed thereto the sum of ten pounds or upwards in a single subscription or shall be subscribers to the said school of the sum of one pound at least in respect of the current year. And where the site of any Public School has been or shall be vested in a trustee or trustees for educational purposes in connection with any denomination the minister of religion of that denomination officiating in the place of public worship nearest to or in connection with such school shall be *ex officio* Chairman of the Local Board of such School. Provided that all such elective members shall in the case of such Schools be members of such denomination.

Motion made and question put—That the above clause stand part of the Bill.—(*The Attorney General.*)  
Committee divided.

Ayes, 18.  
Mr. F. Murphy,  
Mr. Splatt,  
The Auditor General,  
Mr. Russell,  
The Acting Solicitor General,  
The Chief Commissioner of Gold  
Fields  
The Surveyor General,  
Mr. Wilkinson,  
Capt. Dane,  
Mr. Goodman,  
The Acting Chief Commissioner of  
Police,  
Mr. O'Brien,  
The Colonial Secretary,  
Mr. Parker,  
Mr. Haines,  
The Chairman of General Sessions,  
The Attorney General,  
The Collector of Customs, (*Teller.*)

Noes, 7.  
Mr. Winter,  
Mr. Mollison,  
Mr. Campbell,  
The Speaker,  
Mr. Fawkner,  
Mr. Strachan,  
Mr. Hodgson, (*Teller.*)

## FRIDAY, 31st MARCH.

No. 14. *Postage Bill.—Clause VI.*

The following shall be the rates of postage payable according to the scale aforesaid upon letters (save as hereinafter excepted) transmitted or received by the Post that is to say Upon all letters received at any Post Office for delivery at such Post Office or within the limits of the City or Town in which such Post Office is situated the sum of two pence on all letters to be transmitted by Post between separate Post Towns or places within the said Colony the sum of                    and upon all letters to be transmitted by ship to places beyond the limits of the said Colony the sum of                    in addition to the inland postage.

Motion made—That the blank occurring in the sixth line of the above clause be filled up with the words "four pence."—(*Mr. Splatt.*)

Motion made—That the blank occurring in the sixth line of the above clause be filled up with the words "six pence."—(*Mr. Strachan.*)

Question—That the blank occurring in the sixth line of the above clause be filled up with the words "four pence"—put.

Committee divided.

Ayes, 10.  
The Attorney General,  
Capt. Dane,  
Lieut. Col. Anderson,  
Mr. Fawkner,  
Mr. Mollison,  
Mr. O'Brien,  
Mr. O'Shanassy,  
Mr. Griffith,  
Mr. Parker,  
Mr. Charlton, (*Teller.*)

Noes, 12.  
The Collector of Customs,  
Mr. Splatt,  
Mr. J. Murphy,  
Mr. Smith,  
Mr. Campbell,  
The Auditor General,  
Mr. Cole,  
The Collector of Customs,  
Mr. Haines,  
Mr. Highett,  
Mr. Strachan,  
Mr. M. Nicholson, (*Teller.*)

No. 15. Question—That the blank occurring in the sixth line of the above clause be filled up with the words “six pence”—put.

Committee divided.

Ayes, 14.  
 Mr. Smith,  
 Mr. Campbell,  
 Mr. J. Murphy,  
 Mr. Splatt,  
 The Colonial Secretary,  
 The Auditor General,  
 Lieut. Col. Anderson,  
 Mr. Strachan,  
 Mr. O'Brien,  
 Mr. Highett,  
 The Collector of Customs,  
 Mr. Haines,  
 Mr. Cole,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 8.  
 The Attorney General,  
 Mr. Parker,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 Mr. Griffith,  
 Mr. Mollison,  
 Capt. Dane,  
 Mr. Charlton, (*Teller.*)

No. 16. *Clause VII.—Section 7.*

“Packets containing maps charts or music.”

Motion made—That the above section be omitted.—(*Mr. Griffith.*)

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

Committee divided.

Ayes, 8.  
 The Attorney General,  
 The Colonial Secretary,  
 The Collector of Customs,  
 Mr. Splatt,  
 Mr. Charlton,  
 Lieut. Col. Anderson,  
 Mr. Campbell,  
 The Auditor General, (*Teller.*)

Noes, 13.  
 Mr. O'Shanassy,  
 Mr. M. Nicholson,  
 Mr. J. Murphy,  
 Mr. Smith,  
 Mr. Fawkner,  
 Mr. Cole,  
 Mr. Strachan,  
 Capt. Dane,  
 Mr. Parker,  
 Mr. Griffith,  
 Mr. Highett,  
 Mr. Mollison,  
 Mr. O'Brien, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 25.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**

MONDAY, 3RD APRIL.

No. 1. *Assessment on Stock Bill.— Clause I.*

“*In every year*” there shall be levied and paid upon and in respect of the stock of every person depasturing or keeping the same upon any lands situate beyond the settled districts of the said Colony as the same now are defined that is to say for every sheep the sum of for every head of cattle the sum of and for every horse the sum of which assessments respectively shall be paid by the person assessed before the day of in the year One thousand eight hundred and fifty-four and before the day of in every subsequent year at the office of the Colonial Treasurer at Melbourne or to such other officer or at such other place as shall be appointed in that behalf by the Lieutenant Governor.

Motion made—That the first blank occurring in the fourth line of the above clause be filled up with the words “*three pence.*”—(*The Colonial Secretary.*)

Motion made—That the first blank occurring in the fourth line of the above clause be filled up with the words “*two pence.*”—(*Mr. Campbell.*)

Motion made and question put—That the first blank occurring in the fourth line of the above clause be filled up with the words “*one penny.*”—(*Mr. Splatt.*)

Committee divided.

Ayes, 12.

Mr. Miller,  
The Speaker,  
Mr. F. Murphy,  
Lieut. Col. Anderson,  
Mr. Splatt,  
Mr. Goodman,  
Capt. Dane,  
Mr. Russell,  
Mr. Hervey,  
Mr. Highett,  
Mr. Mollison,  
Mr. M. Nicholson, (*Teller.*)

Nocs, 22.

Mr. Griffith,  
The Acting Solicitor General,  
The Collector of Customs,  
The Auditor General,  
Mr. Myles,  
Mr. J. Murphy,  
Mr. Henty,  
Mr. O'Shanassy,  
Mr. W. Nicholson,  
Mr. Fawkner,  
Mr. Wilkinson,  
The Colonial Secretary,  
The Surveyor General,  
The Acting Chief Commissioner of  
Police,  
Mr. Cole,  
The Chief Commissioner of Gold  
Fields,  
Mr. Campbell,  
Mr. O'Brien,  
Mr. A'Beckett,  
Mr. Beaver,  
Mr. Burnley,  
The Attorney General, (*Teller.*)

No. 2. Question—That the first blank occurring in the fourth line of the above clause be filled up with the words “two pence.”—put.

Committee divided.

Ayes, 18.  
 Mr. Cole,  
 Mr. Campbell,  
 Mr. Miller,  
 Mr. Winter,  
 The Speaker,  
 Mr. F. Murphy,  
 Mr. Splatt,  
 Mr. Goodman,  
 Lieut. Col. Anderson,  
 Mr. Mollison,  
 Mr. Griffith,  
 Capt. Dane,  
 Mr. A'Beckett,  
 Mr. Russell,  
 Mr. Hervey,  
 Mr. Highett,  
 Mr. Wilkinson,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 17.  
 The Acting Solicitor General,  
 The Auditor General,  
 Mr. Myles,  
 Mr. J. Murphy,  
 Mr. Henty,  
 The Collector of Customs,  
 Mr. O'Shanassy,  
 Mr. W. Nicholson,  
 Mr. Fawkner,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 The Surveyor General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. O'Brien,  
 Mr. Greeves,  
 Mr. Burnley,  
 The Attorney General, (*Teller.*)

No. 3. Motion made—That the second blank occurring in the fourth line of the above clause be filled up with the words “three shillings.”—(*The Colonial Secretary.*)

Motion made—That the second blank occurring in the fourth line of the above clause be filled up with the words “five shillings.”—(*Mr. Fawkner.*)

Motion made and question put—That the second blank occurring in the fourth line of the above clause be filled up with the words “two shillings.”—(*Mr. Splatt.*)

Committee divided.

Ayes, 17.  
 The Speaker,  
 Mr. Griffith,  
 Mr. Cole,  
 Mr. Winter,  
 Mr. Miller,  
 Mr. F. Murphy,  
 Mr. Campbell,  
 Mr. M. Nicholson,  
 Mr. Splatt,  
 Mr. J. Murphy,  
 Capt. Dane,  
 Mr. Russell,  
 Mr. Hervey,  
 Mr. Highett,  
 Mr. Mollison,  
 Lieut. Col. Anderson,  
 Mr. Goodman, (*Teller.*)

Noes, 17.  
 The Attorney General,  
 The Surveyor General,  
 The Collector of Customs,  
 The Auditor General,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 The Colonial Secretary,  
 Mr. Fawkner,  
 Mr. O'Brien,  
 Mr. Beaver,  
 Mr. O'Shanassy,  
 Mr. Burnley,  
 Mr. A'Beckett,  
 The Acting Solicitor General,  
 Mr. Myles,  
 Mr. Wilkinson,  
 Mr. W. Nicholson, (*Teller.*)

The Tellers having reported that the numbers for the “Ayes” and for the “Noes” were respectively 17, or equal, the Chairman gave his vote for the “Ayes,” and declared the question to have passed in the affirmative.

No. 4. *Clause XIV.*

This Act shall commence from and after the first day of \_\_\_\_\_ next ensuing and shall thenceforth continue in force and effect for the period of \_\_\_\_\_ years.

Motion made—That the blank in the first line of the above clause be filled up with the words “January, one thousand eight hundred and fifty-four.”—(*The Attorney General.*)

Motion made and question put—That the blank in the first line of the above clause be filled up with the words “July, one thousand eight hundred and fifty-four.”—(*Mr. Splatt.*)

Committee divided.

Ayes, 10.  
 Mr. F. Murphy,  
 Mr. Winter,  
 \* Mr. A'Beckett,  
 Mr. Hervey,  
 Mr. Splatt,  
 Mr. Cole,  
 Mr. Campbell,  
 The Speaker,  
 Mr. Highett,  
 Mr. Mollison,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 17.  
 \* Mr. A'Beckett,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 \* The Surveyor General,  
 The Chief Commissioner of Gold  
 Fields,  
 \* The Surveyor General,  
 The Attorney General,  
 Mr. Beaver,  
 Mr. Colonial Secretary,  
 The Auditor General,  
 Mr. O'Brien,  
 Mr. Haines,  
 Mr. Fawkner,  
 Mr. Myles,  
 Mr. Smith,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Charlton, (*Teller.*)

No. 5. Motion made and question put—That the blank in the first line of the above clause be filled up with the words "*June, one thousand eight hundred and fifty-four.*"—(*Mr. F. Murphy.*)

Committee divided.

Ayes, 12.  
 Mr. Cole,  
 Mr. Campbell,  
 Mr. Smith,  
 Mr. Highett,  
 The Speaker,  
 Mr. F. Murphy,  
 Mr. A'Beckett,  
 Mr. Russell,  
 Mr. Splatt,  
 Capt. Dane,  
 Mr. Hervey,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 15.  
 The Attorney General,  
 The Auditor General,  
 The Chief Commissioner of Gold  
 Fields,  
 The Surveyor General,  
 Mr. Mollison,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. Fawkner,  
 Mr. O'Shanassy,  
 The Acting Solicitor General,  
 The Colonial Secretary,  
 Mr. Hodgson, (*Teller.*)

No. 6. *Preamble.*

Whereas it is expedient that an assessment should be raised and levied for a limited period upon all Stock pastured beyond the Settled "*Districts.*"

Motion made and question put—That the following words be added after the word "*Districts*" "*for the purpose of defraying the expense of Police and other Local Establishments in those Districts.*"—(*Mr. F. Murphy.*)

Committee divided.

Ayes, 9.  
 Mr. Cole,  
 Mr. Campbell,  
 Mr. Hervey,  
 Mr. Highett,  
 The Speaker,  
 Mr. F. Murphy,  
 Mr. Splatt,  
 Mr. Russell,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 18.  
 The Attorney General,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 Mr. O'Shanassy,  
 The Surveyor General,  
 Capt. Dane,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 The Acting Solicitor General,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. Myles,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. Mollison,  
 Mr. Smith,  
 Mr. A'Beckett, (*Teller.*)

No. 7. *Assessment on Stock Bill (re-committal).—Clause I.*

Motion made—That the words, “*in every year,*” occurring in the first line of the above clause, be struck out with a view to insert in the place thereof the following words, “*In and for the remainder of the year 1854, and in and for the following years.*”—(*The Colonial Secretary*).

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

Committee divided.

Ayes, 13.  
 The Speaker,  
 Mr. Highett,  
 Mr. F. Murphy,  
 Mr. Smith,  
 Mr. Cole,  
 Mr. Mollison,  
 Mr. Hervey,  
 Mr. Splatt,  
 Mr. Russell,  
 Mr. Campbell,  
 Mr. A'Beckett,  
 Capt. Dane,  
 Mr. M. Nicholson, (*Teller.*)

Noes, 14.  
 The Auditor General,  
 The Chief Commissioner of Gold  
 Fields  
 The Colonial Secretary,  
 Mr. O'Shanassy,  
 The Surveyor General,  
 Mr. Haines,  
 Mr. Hodgson,  
 Mr. Fawcner,  
 Mr. O'Brien,  
 Mr. Charlton,  
 The Attorney General,  
 The Acting Chief Commissioner of  
 Police,  
 The Acting Solicitor General,  
 Mr. Myles, (*Teller.*)

## TUESDAY, 4TH APRIL.

No. 8. *Roads Act Amendment Bill.—Clause I.*

Motion made and question put—That the Chairman report progress and ask leave to sit again this day six months.—(*Mr. Goodman.*)

Committee divided.

Ayes, 7.  
 Mr. Smith,  
 Mr. Cole,  
 Capt. Dane,  
 Mr. Wilkinson,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. Goodman, (*Teller.*)

Noes, 20.  
 Mr. Hervey,  
 The Speaker,  
 Mr. Mollison,  
 Mr. Splatt,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Campbell,  
 Mr. Farie,  
 Mr. F. Murphy,  
 The Colonial Secretary,  
 Mr. O'Shanassy,  
 Mr. A'Beckett,  
 The Collector of Customs,  
 The Chairman of General Sessions,  
 The Acting Solicitor General,  
 Mr. Haines,  
 Mr. O'Brien,  
 Mr. Hodgson,  
 Mr. Greeves,  
 The Attorney General,  
 The Surveyor General, (*Teller.*)

No. 9. Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Captain Dane.*)

Committee divided.

Ayes, 6.

Mr. Cole,  
Mr. Smith,  
Mr. Charlton,  
Mr. Myles,  
Mr. Wilkinson,  
Capt. Dane, (*Teller.*)

Noes, 20.

Mr. Hervey,  
The Speaker,  
Mr. Mollison,  
Mr. Splatt,  
The Chief Commissioner of Gold  
Fields,  
Mr. Campbell,  
Mr. Farie,  
Mr. J. Murphy,  
The Colonial Secretary,  
Mr. O'Shanassy,  
Mr. A'Beckett,  
The Collector of Customs,  
The Acting Solicitor General,  
Mr. Haines,  
Mr. O'Brien,  
Mr. Hodgson,  
Mr. Greeves,  
Mr. Goodman,  
The Surveyor General,  
The Attorney General, (*Teller.*)

No. 10. *Clause II.*

Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Mr. O'Brien.*)

Committee divided.

Ayes, 5.

Mr. Smith,  
Mr. Campbell,  
Capt. Dane,  
Mr. Charlton,  
Mr. Myles, (*Teller.*)

Noes, 21.

Mr. Cole,  
The Speaker,  
The Colonial Secretary,  
The Surveyor General,  
Mr. Goodman,  
Mr. Haines,  
Mr. Hervey,  
Mr. F. Murphy,  
The Chief Commissioner of Gold  
Fields,  
Mr. Farie,  
The Attorney General,  
Mr. O'Shanassy,  
Mr. Wilkinson,  
Mr. A'Beckett,  
Mr. Mollison,  
Mr. Hodgson,  
Mr. O'Brien,  
The Acting Solicitor General,  
The Chairman of General Sessions,  
The Collector of Customs,  
Mr. Greeves, (*Teller.*)

No. 11.—*Clause V.*

Motion made and question put—That the Chairman report progress and ask leave to sit again to-morrow.—(*Captain Dane.*)

Committee divided.

Ayes, 3.

Mr. Smith,  
Mr. Myles,  
Captain Dane, (*Teller.*)

Noes, 19.

Mr. F. Murphy,  
The Attorney General,  
Mr. Cole,  
Mr. Goodman,  
Mr. Greeves,  
The Surveyor General,  
The Speaker,  
The Chief Commissioner of Gold  
Fields,  
Mr. Farie,  
Mr. O'Shanassy,  
Mr. A'Beckett,  
Mr. Mollison,  
The Colonial Secretary,  
Mr. Haines,  
Mr. Hodgson,  
Mr. O'Brien,  
Mr. Charlton,  
The Solicitor General,  
The Collector of Customs, (*Teller.*)

## WEDNESDAY, 5TH APRIL.

No. 12. *Public Loan.*

Question proposed—That this House having appropriated £1,353,000 for the execution of of Public Works in Victoria, during the year 1854, and the Revenue estimated for that year being insufficient for this expenditure, in addition to the other payments authorised under the Appropriation Act, in the opinion of this Committee His Excellency should be authorised, with the advice of his Executive Council, to raise any sum of money not exceeding half a million of pounds sterling for the completion of such of those Public Works as may be found necessary and practicable, due regard being had to the supply of labor in the Colony.—(*The Colonial Secretary.*)

Motion made and question put—That the following words be added at the end of the above resolution—“*and that a Bill be prepared for that purpose.*”—(*Mr. Greeves.*)

Committee divided.

Ayes, 5.  
Mr. Charlton,  
Mr. O'Shanassy,  
Mr. Fawkner,  
Capt. Dane,  
Mr. Greeves, (*Teller.*)

Noes, 24.  
Mr. F. Murphy,  
Mr. Winter,  
Mr. Cole,  
The Auditor General,  
Mr. Haines,  
The Acting Solicitor General,  
Mr. Campbell,  
The Colonial Secretary,  
The Attorney General,  
Mr. Wilkinson,  
Mr. Beaver,  
Mr. Myles,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Highett,  
Mr. Farie,  
The Collector of Customs,  
Mr. W. Nicholson,  
The Surveyor General,  
The Chairman of General Sessions,  
The Speaker,  
Mr. Miller,  
Mr. Smith,  
Mr. Hodgson, (*Teller.*)

No. 13. *Wharfage Bill.—Schedule.—Table of Rates of Wharfage.*

For every barrel or quarter cask ..... d.

Motion made—That the blank be filled up with the figure “9.”—(*The Collector of Customs.*)

Motion made and question put—That the blank be filled up with the figure “6.”—(*Mr. Annand.*)

Committee divided.

Ayes, 5.  
Mr. Annand,  
Mr. O'Shanassy,  
Capt. Dane,  
Mr. Myles,  
Mr. Charlton, (*Teller.*)

Noes, 15.  
Mr. Haines,  
The Acting Solicitor General,  
Mr. F. Murphy,  
The Collector of Customs,  
Mr. Fawkner,  
The Surveyor General,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. Cole,  
The Speaker,  
Mr. Farie,  
The Colonial Secretary,  
Mr. Mollison,  
The Auditor General,  
The Attorney General, (*Teller.*)

## THURSDAY, 6TH APRIL.

No. 14. *Public House Licensing Acts Amendment Bill.—Clause I.*

The sums required to be paid to the Colonial Treasurer for the issue from and after the passing of this Act of any “Publican’s General License” within the meaning of the Act firstly hereinbefore recited or for a renewal of any such License or for any “District

Publican's License" within any "Special Licensing District" according to the provisions of the Act secondly hereinbefore recited or for a renewal of any such License shall be one hundred pounds of sterling money instead of the sum of thirty pounds in the said first mentioned Act and in the Schedule thereunto annexed marked "A" and instead of the sum of thirty pounds mentioned in the secondly recited Act and the Schedule thereunto annexed marked "B" and the several powers and provisions contained in both the said Acts shall be deemed to take effect in all respects as if the sum of one hundred pounds had been inserted in the said first recited Act and Schedule instead of the sum of thirty pounds as the sum payable in respect of such "Publicans' General Licenses" and as if the sum of one hundred pounds had been inserted in the said secondly recited Act and Schedule instead of the sum of thirty pounds as the sum payable in respect of such "District Publican's Licenses."

Motion made and question put—That the following words be added at the end of the above clause:—"And there shall be payable the sum of fifty pounds upon the transfer of any of the said Licenses under the provisions of the said Acts from any one person to any other person which sum shall be payable to the Colonial Treasurer and applied in the manner provided for the payment of the said sum of thirty pounds in the said Acts mentioned."—(Mr. Fawkner.)

Committee divided.

Ayes, 21.  
 The Colonial Secretary,  
 The Acting Chief Commissioner of  
 Police,  
 The Attorney General,  
 The Collector of Customs,  
 Mr. Fawkner,  
 Mr. Highett,  
 Mr. Beaver,  
 Mr. W. Nicholson,  
 Capt. Dane,  
 Mr. Annand,  
 Mr. Mollison,  
 Mr. Burnley,  
 Mr. Griffith,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. F. Murphy,  
 Mr. Farie,  
 The Auditor General,  
 The Surveyor General,  
 Mr. Haines,  
 The Chief Commissioner of Gold  
 Fields, (Teller.)

Noes, 9.  
 Mr. O'Shanassy,  
 Mr. Cole,  
 Mr. Miller,  
 Mr. Hervey,  
 Mr. Goodman,  
 Mr. Hodgson,  
 Mr. J. Murphy,  
 Mr. O'Brien,  
 Mr. Greeves, (Teller.)

No. 15. *New Clause V.*

The first and last provisoes contained in the forty-eighth section of the said firstly recited Act shall be repealed Provided that the holder of any such License as aforesaid may sell on Sunday Good Friday or Christmas Day to persons being *bona fide* lodgers inmates or travellers seeking refreshment on a journey so much spirituous or fermented liquors as such persons may actually require with their meals.

Motion made and question put—That the above clause stand part of the Bill.—(Mr. Fawkner.)

Committee divided.

Ayes, 15.  
 The Colonial Secretary,  
 The Speaker,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Campbell,  
 Mr. Winter,  
 The Collector of Customs,  
 The Chairman of General Sessions,  
 The Acting Chief Commissioner of  
 Police,  
 The Attorney General,  
 Capt. Dane,  
 Mr. Beaver,  
 Mr. Fawkner,  
 Mr. Myles,  
 Mr. Burnley,  
 Mr. Charlton, (Teller.)

Noes, 10.  
 Mr. Farie,  
 Mr. Haines,  
 Mr. Mollison,  
 Mr. Goodman,  
 Mr. O'Brien,  
 Mr. J. Murphy,  
 Mr. O'Shanassy,  
 Mr. Greeves,  
 Mr. Cole,  
 Mr. Hodgson, (Teller.)

No. 16. *Police Force Regulation Act Amendment Bill.—Clause II.*

The oath directed by the tenth section of the said Act to be taken before two Justices of the Peace may be taken before one Justice.

Motion made and question put—That the following words be added to the above clause :—  
 “And such Justices or Justice are hereby directed to read over and fully explain to the person about to be sworn the amount of daily pay and other advantages which he will be entitled to receive also all deductions to be made therefrom whilst he may be serving in the Police Force and such Justices or Justice are further directed to read over at the same time the fifteenth section of Victoria No. 24, and the ninth eleventh and fourteenth sections of the present Act Provided also that such Justices or Justice are to be provided with a printed document setting forth the foregoing signed by the person acting as Chief Commissioner of Police of the Colony and which document after being countersigned by such Justices or Justice is to be handed over to the individual then sworn for service in the Police Force.”—(Captain Dane.)

Committee divided.

Ayes, 7.  
 The Speaker,  
 The Attorney General,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 Mr. Myles,  
 Mr. Greeves,  
 Capt. Dane, (Teller.)

Noes, 12.  
 The Colonial Secretary,  
 The Collector of Customs,  
 The Acting Chief Commissioner of Police,  
 Mr. Farie,  
 Mr. Winter,  
 Mr. Cole,  
 The Chief Commissioner of Gold Fields,  
 Mr. Haines,  
 Mr. Mollison,  
 Mr. Hodgson,  
 The Surveyor General,  
 Mr. Goodman, (Teller.)

No. 17. *Clause II.*

The oath directed by the tenth section of the said Act to be taken before two Justices of the Peace may be taken before one Justice Provided that before such oath is so administered by such Justice he shall enquire if the person appearing before him is fully aware of the provision of the Act under which he is about to be sworn.

Motion moved and question put—That the following words be added to the clause—  
 “Provided further that such Justices or Justice shall not be an officer of such Police Force.”—(Capt. Dane.)

Committee divided.

Ayes, 4.  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. Greeves,  
 Capt. Dane, (Teller.)

Noes, 15.  
 The Colonial Secretary,  
 The Attorney General,  
 The Collector of Customs,  
 The Speaker,  
 The Acting Chief Commissioner of Police,  
 The Chief Commissioner of Gold Fields,  
 Mr. Winter,  
 Mr. Farie,  
 The Surveyor General,  
 Mr. Haines,  
 Mr. O'Shanassy,  
 Mr. Hodgson,  
 Mr. Cole,  
 Mr. Mollison,  
 Mr. Goodman, (Teller.)

No. 18. *Clause IV.*

Any member of the Police Force guilty of insubordination neglect of or absence from duty “or any other misconduct” shall be liable to the penalties and punishments mentioned in the fifteenth section of the said recited Act for any offence therein specified.

Motion made—That the words “or any other misconduct” occurring in the second line of the above clause, be omitted.—(Mr. Greeves.)

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

Committee divided.

Ayes, 8.  
 The Colonial Secretary,  
 The Attorney General,  
 The Chief Commissioner of Gold  
 Fields,  
 The Collector of Customs,  
 Mr. Haines,  
 The Acting Chief Commissioner of  
 Police,  
 The Surveyor General,  
 Mr. Goodman, (*Teller.*)

Noes, 11.  
 Mr. Mollison,  
 Mr. Farie,  
 Mr. Winter,  
 The Speaker,  
 Mr. Cole,  
 Mr. Greeves,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 Capt. Dane,  
 Mr. Hodgson,  
 Mr. Myles, (*Teller.*)

No. 19. *General Education Bill.—Clause XXI.*

All lands buildings hereditaments goods chattels monies securities and other property whatsoever real or personal which shall at the time of this Act coming into force be vested in or held by or in trust for or belong to the said "Board of National Education for the Colony of Victoria" shall be and become vested for all such estate and interest as the said last mentioned Board then had therein respectively in the said Board of Public Education and all contracts agreements mortgages bonds covenants instruments debts and securities and all claims at law and in equity made entered into or existing at the time of the commencement of this Act to with in favor of by or for the said "Board of National Education for the Colony of Victoria" shall take effect and may be proceeded upon and enforced to with in favor of by or for the said Board of Public Education in like manner and to the same extent to all intents and purposes as the same would take effect might be proceeded upon and enforced to with in favor of by or for the said "Board of National Education of the Colony of Victoria" if this Act had not been passed Provided that in case of any School established in part by voluntary contributions and receiving or having received or having been promised assistance from the said last mentioned "Board" the said Board of Public Education and any Local Board appointed thereby shall carry out as nearly as may be the trusts upon which the said Board of National Education held such school and the site thereof.

Motion made—That all the words in the above clause after the word "Board" in the fifteenth line thereof be omitted, with a view to insert in the place thereof the following words, "the same shall be carried on by the Local Board thereof constituted in accordance with the principles of the said Board of National Education and the usages thereof."—(*The Speaker.*)

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

Committee divided.

Ayes, 20.  
 Mr. Hodgson,  
 Mr. Miller,  
 Mr. Mollison,  
 The Chief Commissioner of Gold  
 Fields,  
 The Colonial Secretary,  
 Mr. Smith,  
 The Collector of Customs,  
 The Attorney General,  
 The Surveyor General,  
 Mr. Greeves,  
 Mr. Griffith,  
 Mr. Haines,  
 Mr. Henty,  
 Mr. Wilkinson,  
 Mr. Burnley,  
 Mr. Myles,  
 Mr. Beaver,  
 Mr. Russell,  
 Mr. Splatt,  
 Mr. F. Murphy, (*Teller.*)

Noes, 11.  
 Capt. Dane,  
 The Auditor General,  
 Mr. Charlton,  
 Mr. J. Murphy,  
 Mr. Fawkner,  
 Mr. Annand,  
 Mr. Cole,  
 Mr. Campbell,  
 The Speaker,  
 Mr. Farie,  
 Mr. W. Nicholson, (*Teller.*)

No. 20. *Wharfage Bill.—Clause IV.*

of the said Duties shall be levied on goods landed at any Sufferance Wharf.

Motion made—That the blank occurring in the above clause be filled up with the words "One half."—(*The Collector of Customs.*)

Motion made—That the blank occurring in the above clause be filled up with the words "Two thirds."—(*Mr. Hodgson.*)

Question—That the blank occurring in the above clause be filled up with the words "One half"—put.

Committee divided.

Ayes, 14.  
 The Attorney General,  
 Mr. Greeves,  
 Mr. Smith,  
 The Auditor General,  
 Mr. Russell,  
 The Acting Chief Commissioner of  
 Police,  
 The Colonial Secretary,  
 Mr. Charlton,  
 Mr. O'Brien,  
 Mr. Mollison,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Farie,  
 The Speaker,  
 The Collector of Customs, (*Teller.*)

Noes, 7.  
 Mr. Haines,  
 Mr. Beaver,  
 Mr. Annand,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Wilkinson,  
 Mr. Hodgson, (*Teller.*)

- No. 21. Motion made and question put—That the following words be added at the end of Clause IV., “*but no duties shall be charged under the provisions of this Act for any goods landed at any wharf the site whereof shall have been leased or agreed to be leased by any contract between the Lieutenant Governor and any person Body Corporate or Company.*”—(*The Collector of Customs.*)

Committee divided.

Ayes, 6.  
 The Attorney General,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Smith,  
 The Chief Commissioner of Gold  
 Fields,  
 The Colonial Secretary,  
 The Collector of Customs, (*Teller.*)

Noes, 15.  
 Mr. O'Brien,  
 Mr. Mollison,  
 Mr. Haines,  
 Mr. Wilkinson,  
 Mr. Beaver,  
 Mr. Farie,  
 Mr. Cole,  
 Mr. Russell,  
 The Speaker,  
 Mr. Hodgson,  
 Mr. Annand,  
 Capt. Dane,  
 Mr. Myles,  
 Mr. Charlton,  
 Mr. Greeves, (*Teller.*)

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SATURDAY, 8TH APRIL.

- No. 22. *Gold Discovery.*—*Consideration of the Report from the Select Committee.*

Motion made and question put—That the Chairman leave the chair.

Committee divided.

Ayes, 7.  
 Mr. J. Murphy,  
 The Colonial Secretary,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Fawkner,  
 Mr. Wilkinson,  
 Mr. Farie,  
 Mr. F. Murphy, (*Teller.*)

Noes, 9.  
 Mr. Cole,  
 Mr. Miller,  
 Capt. Dane,  
 Mr. Annand,  
 Mr. Hodgson,  
 Mr. W. Nicholson,  
 Mr. Beaver,  
 Mr. O'Brien,  
 Mr. Greeves, (*Teller.*)

VICTORIA.

## LEGISLATIVE COUNCIL.

No. 26.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

*Extracted from the Minutes.***Session 1853-4.**MONDAY, 10<sup>TH</sup> APRIL.No. 1. *Wharfage Bill.*—*Clause IV.*

“*One-half*” the said duties shall be levied on goods landed at any wharf the site whereof shall have been granted leased or appropriated from or by the Crown to any person Body Corporate or Company.

Motion made—That the words “*One-half*” occurring in the first line of the above clause be struck out.—(*Mr. W. Nicholson.*)

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

Committee divided.

Ayes, 15.  
 The Colonial Secretary,  
 Mr. F. Murphy,  
 The Attorney General,  
 The Surveyor General,  
 Mr. Charlton,  
 Mr. Highett,  
 Mr. Miller,  
 Mr. O'Brien,  
 Capt. Dane,  
 Mr. A'Beckett,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 The Auditor General,  
 Mr. Winter,  
 The Collector of Customs, (*Teller.*)

Noes, 15.  
 The Speaker,  
 Mr. Smith,  
 Mr. Greeves,  
 Mr. Fawkner,  
 Mr. Hodgson,  
 Mr. Wilkinson,  
 Mr. J. Murphy,  
 Mr. Griffith,  
 Mr. Burnley,  
 Mr. Splatt,  
 Mr. W. Nicholson,  
 Mr. Beaver,  
 Mr. Mollison,  
 Mr. Cole,  
 Mr. Goodman, (*Teller.*)

The tellers having reported that the numbers for the “*Ayes*” and for the “*Noes*” were respectively 15, or equal, the Chairman gave his vote with the “*Ayes*,” and declared the question to have passed in the affirmative.

No. 2. Motion made and question put—That the Chairman report progress and ask leave to sit again this day six months.—(*Mr. Fawkner.*)

Committee divided.

Ayes, 15.  
 Mr. J. Murphy,  
 Mr. Beaver,  
 Capt. Dane,  
 Mr. W. Nicholson,  
 Mr. Charlton,  
 Mr. Fawcner,  
 Mr. Mollison,  
 Mr. Highett,  
 Mr. Greeves,  
 Mr. Wilkinson,  
 Mr. Griffith,  
 Mr. Miller,  
 Mr. Smith,  
 Mr. Cole,  
 The Speaker, (*Teller.*)

Noes, 14.  
 The Colonial Secretary,  
 The Attorney General,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. F. Murphy,  
 Mr. A'Beckett,  
 The Collector of Customs,  
 The Acting Chief Commissioner of  
 Police,  
 Mr. Hodgson,  
 The Surveyor General,  
 Mr. O'Brien,  
 Mr. Burnley,  
 Mr. Splatt,  
 The Auditor General,  
 Mr. Goodman, (*Teller.*)

No. 3. *Roads Act amendment Bill.—Clause IV.*

The limitation of assessment fixed in the twenty-seventh section of the said Act shall be repealed and in lieu "*thereof*" the following limitation shall be substituted namely not exceeding in one "*year*" the sum of                    pence per acre on pasture lands the sum of                    per acre on cultivated lands and the sum of                    in the pound on the actual annual rental or annual valued rental of messuages tenements or dwelling houses.

Motion made and question put—That after the word "*year*" occurring in the third line of the above clause the following words be inserted, "*the sum of one farthing per acre on Waste Lands of the Crown held under Lease or License, and.*"—(*Mr. F. Murphy.*)

Committee divided.

Ayes, 14.  
 The Collector of Customs,  
 The Auditor General,  
 Mr. Winter,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. Griffith,  
 Mr. Mollison,  
 The Surveyor General,  
 Mr. F. Murphy,  
 Mr. Farie,  
 The Attorney General,  
 Mr. Russell,  
 The Colonial Secretary,  
 The Speaker, (*Teller.*)

Noes, 8.  
 Mr. Greeves,  
 Capt. Dane,  
 Mr. Cole,  
 Mr. J. Murphy,  
 Mr. Wilkinson,  
 Mr. O'Shanassy,  
 Mr. O'Brien,  
 Mr. Charlton, (*Teller.*)

No. 4. Motion made—That the blank occurring in the third line of the above clause be filled up with the word "*two.*"—(*Mr. F. Murphy.*)

Motion made and question put—That the blank occurring in the third line of the above clause be filled up with the word "*one.*"—(*The Speaker.*)

Committee divided.

Ayes, 12.  
 Mr. Russell,  
 Mr. Farie,  
 Mr. O'Shanassy,  
 Mr. Charlton,  
 The Surveyor General,  
 Mr. O'Brien,  
 Mr. Greeves,  
 Mr. Miller,  
 Mr. Griffith,  
 Mr. Winter,  
 Mr. Cole,  
 The Speaker, (*Teller.*)

Noes, 9.  
 The Attorney General,  
 The Colonial Secretary,  
 The Acting Chief Commissioner of  
 Police,  
 The Chief Commissioner of Gold  
 Fields,  
 Mr. F. Murphy,  
 Capt. Dane,  
 Mr. J. Murphy,  
 The Collector of Customs,  
 Mr. Wilkinson, (*Teller.*)

No. 5. Motion made—That the first blank occurring in the fourth line of the above clause be filled up with the words "*one shilling.*"—(*Mr. F. Murphy.*)

Motion made—That the first blank occurring in the fourth line of the above clause be filled up with the words "*nine pence.*"—(*The Speaker.*)

Motion made and question put—That the first blank occurring in the fourth line of the above clause be filled up with the words "*six pence.*"—(*Mr. Charlton.*)

Committee divided.

Ayes, 7.  
Mr. O'Shanassy,  
The Surveyor General,  
Mr. Cole,  
Mr. Wilkinson,  
Mr. O'Brien,  
Mr. Greeves,  
Mr. Charlton, (*Teller.*)

Noes, 14.  
Capt. Dane,  
Mr. J. Murphy,  
The Chief Commissioner of Gold  
Fields,  
Mr. Russell,  
Mr. Winter,  
The Speaker,  
The Attorney General,  
Mr. Farie,  
Mr. F. Murphy,  
The Colonial Secretary,  
The Collector of Customs,  
Mr. Griffith,  
The Acting Chief Commissioner of  
Police,  
Mr. Mollison, (*Teller.*)

No. 6. *Clause IX.*

The said forty-eighth section of the said Act shall be repealed and in lieu thereof it shall be lawful for the said Central or any District Road Board respectively if they shall deem it necessary or expedient to cause to be cut through all or any lands whether adjacent or otherwise to any public road drains or ditches and also to remove obstructions to the free passage of water off such roads to any land and to erect such causeways bridges arches and sewers and generally to use such means for the improvement of the said roads by works thereupon without being deemed trespassers or liable in any way for the consequences of such acts to other lands and without making compensation for so doing Provided that the orders of such Board in relation thereto shall be made in writing and signed by the members thereof concurring therein and published in the *Government Gazette* before the same are acted upon and provided that it shall be lawful for the Lieutenant Governor upon the application of any person complaining of such order as injurious to him to revoke or alter the same and signify his revocation or alteration thereof similarly in the *Government Gazette* and any person employed by or under such Central or District Road Board in pursuance of such order published as aforesaid and not revoked or altered as aforesaid shall be protected thereby from all actions or proceedings in respect of acts done in pursuance of such employment.

Motion made and question put—That the above clause be struck out of the Bill.—(*Mr. F. Murphy.*)

Committee divided.

Ayes, 14.  
Mr. Smith,  
Mr. Cole,  
The Colonial Secretary,  
Mr. Griffith,  
The Acting Chief Commissioner of  
Police,  
Mr. F. Murphy,  
Mr. Charlton,  
Mr. Wilkinson,  
Mr. Mollison,  
Mr. Farie,  
The Surveyor General,  
The Attorney General,  
Mr. Russell,  
The Collector of Customs, (*Teller.*)

Noes, 6.  
Mr. Hodgson,  
The Speaker,  
Mr. O'Shanassy,  
Mr. O'Brien,  
Capt. Dane,  
Mr. Greeves, (*Teller.*)

No. 7. *Clause IV.—Re-committal.*

Motion made—That all the words in the above clause after the word "*thereof,*" occurring in the second line thereof be omitted, with a view to insert the following words, "*it shall be lawful for any such Road Board to levy any assessments in the following proportions namely on unalienated waste lands of the Crown held on license or lease at the rate of one farthing on pasture land alienated by the Crown at the rate of one penny per acre and on cultivated lands at the rate of one shilling per acre and the sum of one shilling in the pound on the actual annual rental or annual valued rental of mesuages tenements or dwelling houses and so in the like proportions at any greater or lesser rates.*"—(*The Speaker.*)

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

Ayes, 7.  
Mr. O'Shanassy,  
Mr. Hodgson,  
Mr. Smith,  
Capt. Dane,  
Mr. O'Brien,  
Mr. Cole,  
Mr. Charlton, (*Teller.*)

Noes, 14.  
Mr. F. Murphy,  
The Colonial Secretary,  
Mr. Griffith,  
Mr. Farie,  
Mr. Mollison,  
Mr. Wilkinson,  
The Surveyor General,  
The Attorney General,  
The Collector of Customs,  
The Acting Chief Commissioner of  
Police,  
The Chief Commissioner of Gold  
Fields,  
Mr. Russell,  
Mr. J. Murphy,  
The Speaker, (*Teller.*)

No. 8. *Postage Bill.—Clause XIII.*

Printed newspapers may be sent "*free of postage*" by the post from one town or place to another within the Colony of Victoria or between that Colony and any parts or places beyond seas save as hereinafter mentioned if the following conditions be observed

- (1.) Every newspaper shall be sent without a cover or in a cover open at the sides and shall be folded in such a manner as that the true date of publication thereof shall be visible and legible.
- (2.) There shall be no other word or communication letter character figure or number written printed or otherwise marked on any such newspaper after its publication or upon the cover thereof except the name and address of the person to whom sent.
- (3.) There shall not be more than *two* copies of any newspaper posted in one packet.
- (4.) Not more than *one* packet containing copies of the same newspaper whether of the same or of several dates addressed to or to the care of the same person shall be sent by the same mail.
- (5.) There shall be no paper or thing enclosed in any such packet.
- (6.) Every such newspaper if printed in the Colony of Victoria shall be posted within *seven* days after the publication thereof and every newspaper posted in the said Colony shall be put into the Post Office at such times of the day and under such regulations as the Lieutenant Governor of the said Colony with the advice of the Executive Council thereof shall appoint  
and in case any newspaper or packet containing newspapers shall be posted in violation of any of such regulations or the aforesaid conditions every such newspaper or packet containing newspapers shall be liable to and charged with postage at the rate of *one penny* for each newspaper.

Motion made—That the words "*free of postage,*" occurring in the first line of the above clause be struck out.—(*Mr. Griffiths.*)

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

Ayes, 9.  
The Collector of Customs,  
The Attorney General,  
Mr. Charlton,  
The Colonial Secretary,  
Mr. Mollison,  
Mr. Hodgson,  
Mr. Wilkinson,  
The Chief Commissioner of Gold  
Fields,  
The Surveyor General, (*Teller.*)

Noes, 12.  
The Acting Chief Commissioner of  
Police,  
Mr. O'Shanassy,  
Mr. F. Murphy,  
Mr. Griffith,  
The Auditor General,  
Mr. Farie,  
Capt. Dane,  
Mr. Cole,  
Mr. Smith,  
Mr. Greeves,  
The Speaker,  
Mr. O'Brien, (*Teller.*)

No. 9. Motion made and question put—That section 4 in the above clause be struck out.—  
(*Mr. Griffiths.*)

Committee divided.

Ayes, 5.  
Mr. Wilkinson,  
Mr. O'Shanassy,  
Mr. F. Murphy,  
Mr. Griffith,  
Mr. Charlton, (*Teller.*)

Noes, 15.  
The Auditor General,  
The Surveyor General,  
The Chief Commissioner of Gold  
Fields,  
The Colonial Secretary,  
The Collector of Customs,  
Mr. O'Brien,  
The Acting Chief Commissioner of  
Police,  
The Attorney General,  
Mr. Mollison,  
Mr. Greeves,  
Mr. Hodgson,  
Mr. Cole,  
Capt. Dane,  
Mr. Farie,  
Mr. Smith, (*Teller.*)

No. 10. Motion made and question put—That the clause as amended stand part of the Bill.—  
(*Mr. F. Murphy.*)

Committee divided.

Ayes, 8.  
The Auditor General,  
Mr. F. Murphy,  
Capt. Dane,  
Mr. O'Brien,  
Mr. Cole,  
Mr. Farie,  
The Speaker,  
Mr. Griffith, (*Teller.*)

Noes, 11.  
Mr. Hodgson,  
Mr. Wilkinson,  
The Surveyor General,  
Mr. O'Shanassy,  
Mr. Mollison,  
The Attorney General,  
The Acting Chief Commissioner of  
Police,  
The Colonial Secretary,  
The Chief Commissioner of Gold  
Fields,  
The Collector of Customs,  
Mr. Charlton, (*Teller.*)

No. 11. *His Excellency the Lieutenant Governor's Message, No. 54.*  
*Reinforcement of Troops and transfer of the Head Quarters of the Australian*  
*Command to Victoria.*

Motion made—That in the opinion of this Committee it is expedient an Address be presented to His Excellency the Lieutenant Governor, stating "that" this House will be prepared to make such provision as may be necessary for the maintenance and support of the Head Quarters of the Australian Command at Melbourne, and also to provide for the support of an additional regiment in this Colony.—(*The Colonial Secretary.*)

Amendment proposed—That all the words after the word "that" occurring in the second line of the above resolution be struck out, with a view to insert the following words in the place thereof, "the expenses attendant on the pay and maintenance of the General Staff about to be removed from Sydney to Melbourne, should be borne by the British Government as has hitherto been the practice, the Colony of Victoria disbursing the Colonial allowance and house-rent, a Schedule of which should at once be laid before this Council for consideration."—(*Capt. Dane.*)

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

Committee divided.

Ayes, 13.  
The Surveyor General,  
The Chief Commissioner of Gold  
Fields,  
The Attorney General,  
The Auditor General,  
The Speaker,  
The Colonial Secretary,  
Mr. Wilkinson,  
The Acting Chief Commissioner of  
Police,  
Mr. Hodgson,  
Mr. Mollison,  
Mr. Griffith,  
Mr. Farie,  
The Collector of Customs, (*Teller.*)

Noes, 6.  
Mr. O'Shanassy,  
Mr. O'Brien,  
Mr. Cole,  
Capt. Dane,  
Mr. F. Murphy,  
Mr. Charlton, (*Teller.*)

TUESDAY, 11TH APRIL.

No. 12. *Postage Bill.—Clause XIII.*

Printed newspapers may be sent "*free of postage*" by the post from one town to another within the Colony of Victoria or between that Colony and any parts or places beyond seas save as hereinafter mentioned if the following conditions be observed.

- (1.) Every newspaper shall be sent without a cover or in a cover open at the sides and shall be folded in such a manner as that the true date of publication thereof shall be visible and legible.
- (2.) There shall be no other word or communication letter character figure or number written printed or otherwise marked on any such newspaper after its publication or upon the cover thereof except the name and address of the person to whom sent.
- (3.) There shall not be more than three copies of any newspaper posted in one packet.
- (4.) Not more than three packets containing copies of the same newspaper whether of the same or of several dates addressed to or the care of the same person shall be sent by the same mail.
- (5.) There shall be no paper or thing enclosed in any such packet.
- (6.) Every such newspaper if printed in the Colony of Victoria shall be posted within seven days after the publication thereof and every newspaper posted in the said Colony shall be put into the Post Office at such times of the day and under such regulations as the Lieutenant Governor of the said Colony with the advice of the Executive Council thereof shall appoint

and in case any newspaper or packet containing newspapers shall be posted in violation of any such regulations or the aforesaid conditions every such newspaper or packet containing newspapers shall be liable to and charged with postage at the rate of one penny for each newspaper.

Question proposed—That the above clause stand part of the Bill.—(*The Colonial Secretary.*)

Motion made—That the words "*free of postage*" occurring in the first line of the clause be omitted.—(*Mr. Francis Murphy.*)

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

Committee divided.

Ayes, 10.

The Chief Commissioner of Gold Fields,  
The Colonial Secretary,  
The Attorney General,  
Mr. Mollison,  
Mr. Hodgson,  
Mr. Beaver,  
Mr. Charlton,  
Mr. Wilkinson,  
The Surveyor General,  
The Collector of Customs, (*Teller.*)

Noes, 15.

Mr. Farie,  
Mr. Winter,  
Mr. Splatt,  
The Speaker,  
Mr. Griffith,  
Mr. O'Brien,  
Mr. Burnley,  
The Auditor General,  
Mr. Highett,  
Mr. F. Murphy,  
Mr. J. Murphy,  
Capt. Dane,  
Mr. Miller,  
Mr. Cole,  
Mr. Smith, (*Teller.*)

No. 13. Motion made and question put—That the clause as amended stand part of the Bill.—(*Mr. Francis Murphy.*)

Committee divided.

Ayes, 14.

Mr. Splatt,  
Mr. Campbell,  
Mr. O'Shanassy,  
Mr. Griffith,  
Mr. Farie,  
Mr. Highett,  
The Auditor General,  
Capt. Dane,  
Mr. Smith,  
Mr. Cole,  
Mr. J. Murphy,  
Mr. Burnley,  
Mr. O'Brien,  
Mr. F. Murphy, (*Teller.*)

Noes, 9.

Mr. Hodgson,  
The Colonial Secretary,  
The Attorney General,  
Mr. Beaver,  
The Collector of Customs,  
Mr. Charlton,  
Mr. Wilkinson,  
The Chief Commissioner of Gold Fields,  
The Surveyor General, (*Teller.*)

