

VICTORIA.



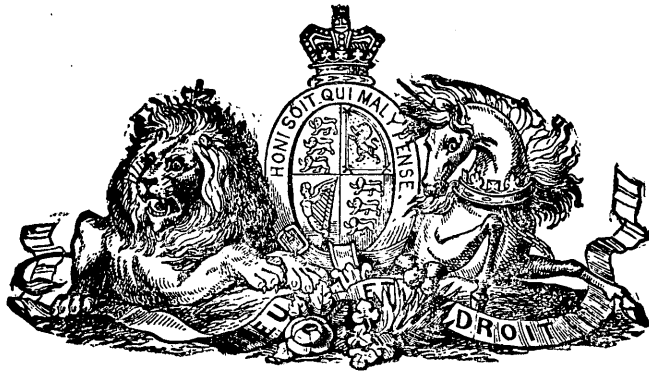
VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY.

SESSION.

1864-5.

I.

VICTORIA.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY

SESSION 1864-5,

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

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VICTORIA.

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VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 1.

MONDAY, 28TH NOVEMBER, 1864.

1. Assembly met pursuant to Proclamation of His Excellency the Governor, bearing date the 11th day of November, 1864,—which Proclamation was read by the Clerk, and is as follows :—

THE FIRST SESSION OF THE FOURTH PARLIAMENT OF VICTORIA.

PROCLAMATION

By His Excellency SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of the Colony of Victoria, &c., &c., &c.

WHEREAS by *The Constitution Act* it is amongst other things enacted, that it shall be lawful for the Governor to fix such places within Victoria, and (subject to the limitation in the said Act contained) such times for holding the first and every other session of the Legislative Council and Legislative Assembly of Victoria, and to vary and alter the same respectively as he may think fit : And whereas it is expedient to fix the time for holding the next session of the said Legislative Council and Legislative Assembly now called "The Parliament of Victoria :—" Now therefore I, Sir Charles Henry Darling, the Governor of Victoria, do hereby, in pursuance of the power and authority in me vested as aforesaid, appoint and proclaim that the First Session of the Fourth Parliament of Victoria shall commence and be holden, for the despatch of business, on Monday, the twenty-eighth day of November instant, at twelve of the clock at noon, in the Parliament Houses, situate in Parliament Place, Spring-street, in the City of Melbourne. And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly respectively are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the Colony, at Melbourne, this eleventh day of November, in the year of Our Lord One thousand eight hundred and sixty-four, and in the twenty-eighth year of Her Majesty's reign.

(L.S.)

(Signed)

C. H. DARLING.

By His Excellency's Command,

(Signed)

JAMES McCULLOCH,

Chief Secretary.

GOD SAVE THE QUEEN !

2. MESSAGE FROM THE GOVERNOR'S COMMISSIONERS. — A Message from Commissioners appointed by His Excellency the Governor, by the Usher of the Legislative Council :—

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

Commissioners appointed by His Excellency the Governor request the presence of the Members of the Legislative Assembly to hear the Commission for opening the Parliament read.

Accordingly the Members of the Assembly went to the Council Chamber, where the Commissioners being seated, Chief Justice Sir W. F. Stawell said—

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

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

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

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

To ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING,—

WHEREAS by Proclamation made on the eleventh day of November instant, by His Excellency SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of Our Colony of Victoria, the said SIR CHARLES HENRY DARLING did fix that the next Session of the Legislative Council and Legislative Assembly of Our said Colony, now called "THE PARLIAMENT OF VICTORIA," should commence and be holden on Monday, the 28th day of November instant, at Twelve of the clock at noon, in the Parliament Houses, situated in Parliament-place, Spring-street, in the City of Melbourne : And forasmuch as for certain causes the said SIR CHARLES HENRY DARLING cannot conveniently be present in person in the said Parliament at that time : Now KNOW YE that we, trusting in the discretion, fidelity, and care of Our trusty and well-beloved SIR WILLIAM FOSTER STAWELL, Knight, Our Chief Justice of Our Supreme Court of Victoria, and SIR REDMOND BARRY, Knight, a Justice of Our said Court, do, by the advice of Our Executive Council, give and grant by the tenor of these presents unto you the said SIR WILLIAM FOSTER STAWELL and SIR REDMOND BARRY or either of you full power in Our name to begin and hold Our said Parliament, and to do everything which for and by us, or the said SIR CHARLES HENRY DARLING shall be there to be done ; commanding also by the tenor of these presents, with the consent of Our said Council, all whom it may concern to meet Our said Parliament, that to the said SIR WILLIAM FOSTER STAWELL and SIR REDMOND BARRY, or either of them, they diligently attend in the premises and form aforesaid. In testimony whereof, we have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of our Colony of Victoria, &c., &c., &c., at Melbourne, this twenty-fifth day of November, One thousand eight hundred and sixty-four, and in the twenty-eighth year of Our reign.

(L.S.)

(Signed)

C. H. DARLING.

By His Excellency's Command,

(Signed)

JAMES McCULLOCH.

Entered on Record by me in Register of Patents, book 12,
page 276, this 25th day of November, 1864.

(Signed)

J. MOORE.

And then the Chief Justice said—

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

We have it in command from His Excellency to let you know that on Tuesday, the 29th November instant, at two o'clock, His Excellency will declare to you in person in this place the causes of his calling this Parliament together ; and, Gentlemen of the Legislative Assembly, as it is necessary before you proceed to the dispatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your chamber, will proceed to the choice of a proper person to be the Speaker.

And the House being returned—

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

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

To SIR REDMOND BARRY, Knight, one of the Judges of Our Supreme Court in Our Colony of Victoria.

GREETING—

WHEREAS by the Bill contained in the schedule to a statute passed in the session of Our Imperial Parliament, holden in the eighteenth and nineteenth years of Our reign, intituled "An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria," it is enacted that no member either of the Legislative Council, or of the Legislative Assembly shall be permitted to sit or vote therein respectively, until he shall have taken and subscribed before the Governor, or before some person authorised by the Governor in that behalf the oath in the said Bill mentioned : WE DO THEREFORE by these presents command and authorise you to proceed to the Parliament House, in the City of Melbourne, on Monday, the twenty-eighth day of November instant, at Twelve of the clock at noon, then and there to

administer the said oath to the several members of the said Legislative Assembly. IN TESTIMONY whereof we have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS our trusty and well-beloved SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of Our Colony of Victoria, &c., &c., &c., at Melbourne, this twenty-fifth day of November, One thousand eight hundred and sixty-four, and in the twenty-eighth year of Our reign.

(L.S.) (Signed) C. H. DARLING.
By His Excellency's Command,
(Signed) JAMES McCULLOCH.

Entered on Record by me in Register of Patents, Book 12, page 277, this twenty-fifth day of November, One thousand eight hundred and sixty-four.

(Signed) J. MOORE,

And which Commission was read by the Clerk.

4. WRITS OF ELECTIONS.—The Clerk announced that there had been handed to him Writs, that had been issued by His Excellency the Governor, for the Election of Members to serve in the Legislative Assembly during the present Parliament, for the several Electoral Districts of the Colony; and that by the returns respectively endorsed on such Writs, it appeared that the following Members were duly elected for the several Districts set opposite their respective names, viz. :—

| | | | |
|----------------------|---|---|---|
| West Melbourne - | - | - | { John Hutchison Blackwood. John Harbison. |
| North Melbourne | - | - | { William Robinson, Esquire. John Goulson Burt, Esquire. |
| East Melbourne - | - | - | { Edward Cohen. Ambrose Kyte. |
| Emerald Hill | - | - | - Henry Creswick, Esquire, merchant. |
| Sandridge - | - | - | - David Moore, merchant. |
| Williamstown | - | - | - The Hon. George Frederic Verdon. |
| Collingwood | - | - | { John Edwards, the Younger. Graham Berry. George Harker. |
| Richmond - | - | - | { James Goodall Francis. Archibald Baird Wardrop. |
| St. Kilda - | - | - | { John Branscombe Crews, Esquire. The Honorable Archibald Michie. |
| Brighton - | - | - | - George Higinbotham, Esquire. |
| South Bourke | - | - | { Louis Laurence Smith. Michael O'Grady. |
| Evelyn - | - | - | - Mr. John Thomson. |
| Mornington | - | - | - James McCulloch. |
| North Gipps Land | - | - | - William Pearson. |
| South Gipps Land | - | - | - Peter Snodgrass, Esquire. |
| East Bourke | - | - | { Joshua Cowell. John Sherwin. |
| East Bourke Boroughs | - | - | - Edward Cope, merchant. |
| West Bourke | - | - | { John Thomas Smith. John Carre Riddell. Mark Last King. |
| Kilmore - | - | - | - Mr. John O'Shanassy. |
| Kyneton Boroughs | - | - | - Robert Braithwaite Tucker. |
| Dalhousie - | - | - | - George John Sands. |
| Rodney - | - | - | - John Macgregor, Esquire, attorney-at-law. |
| Murray - | - | - | - Mr. John Orr. |
| Murray Boroughs | - | - | - Sir Francis Murphy. |
| Maryborough | - | - | { James Mason, Esquire. Nathaniel Levi, Esquire. William Austin Zeal. |
| Castlemaine | - | - | { Samuel Henry Bindon. Thomas Carpenter |
| Creswick - | - | - | { William Frazer, farmer. James Henry Wheeler, gentleman. |
| Sandhurst - | - | - | { Robert Frederick Howard. John Halfey. |
| Avoca - | - | - | { James Macpherson Grant. Benjamin George Davies. |
| Mandurang | - | - | { James Forrester Sullivan. James Joseph Casey. |
| Maldon - | - | - | - John Ramsay, Esquire. |
| Ovens - | - | - | { George Briscoe Kerferd. George Verney Smith. |

| | | | | | |
|------------------------------|---|---|---|---|---|
| Geelong East | - | - | - | { | John Richardson, clerk. |
| | | | | { | George Cunningham, iron merchant. |
| Geelong West | - | - | - | { | Nicholas Foott, Esquire, gentleman. |
| | | | | { | George Brown, Esquire, forwarding agent. |
| | | | | { | Peter Lalor |
| South Grant | - | - | - | { | John Rout Hopkins. |
| | | | | { | William Nelson McCann. |
| Ripon and Hampden | - | - | - | | Francis Longmore. |
| Polwarth and South Grenville | - | - | - | | Joseph Henry Connor. |
| | | | | { | John Moffatt, Esquire. |
| Villiers and Heytesbury | - | - | - | { | William Bayles, Esquire. |
| | | | | | Augustus Frederick Adolphus Greeves. |
| Belfast | - | - | - | | John Dane. |
| Warrnambool | - | - | - | | George Fairbairn. |
| Dundas | - | - | - | | James MacBain, Esquire, merchant. |
| Wimmera | - | - | - | | George Collins Levey, gentleman. |
| Normanby | - | - | - | | John Alexander Macpherson, Esquire. |
| Portland | - | - | - | | Duncan Gillies, Esquire, gentleman. |
| | | | | { | William Mountford Kinsey Vale, Esquire, bookseller. |
| Ballarat West | - | - | - | { | Charles Edwin Jones. |
| | | | | { | Charles Dyte. |
| Ballarat East | - | - | - | { | Thomas Randall. |
| | | | | { | Mark Morell Pope. |
| Grenville | - | - | - | | John Houston. |
| | | | | { | Ronald Campbell. |
| Crowlands | - | - | - | { | William McLellan. |
| | | | | { | Tharp Mountain Girdlestone. |
| Ararat | - | - | - | | |

5. MEMBERS SWORN.—J. H. Blackwood, Esq., J. Harbison, Esq., Wm. Robinson, Esq., J. G. Burt, Esq., E. Cohen, Esq., A. Kyte, Esq., H. Creswick, Esq., D. Moore, Esq., Geo. Verdon, Esq., J. Edwards, the younger, Esq., G. Berry, Esq., G. Harker, Esq., J. G. Francis, Esq., Arch. B. Wardrop, Esq., J. B. Crews, Esq., A. Michie, Esq., G. Higinbotham, Esq., L. L. Smith, Esq., M. O'Grady, Esq., J. Thomson, Esq., J. McCulloch, Esq., W. Pearson, Esq., J. Cowell, Esq., J. Sherwin, Esq., E. Cope, Esq., J. T. Smith, Esq., J. C. Riddell, Esq., M. L. King, Esq., J. O'Shanassy, Esq., R. B. Tucker, Esq., G. J. Sands, Esq., J. Macgregor, Esq., J. Orr, Esq., Sir F. Murphy, J. Mason, Esq., N. Levi, Esq., W. A. Zeal, Esq., S. H. Bindon, Esq., T. Carpenter, Esq., J. H. Wheeler, Esq., R. F. Howard, Esq., J. Halfey, Esq., J. M. Grant, Esq., B. G. Davies, Esq., J. J. Casey, Esq., J. F. Sullivan, Esq., J. Ramsay, Esq., J. Richardson, Esq., Geo. Cunningham, Esq., G. Brown, Esq., P. Lalor, Esq., W. N. McCann, Esq., F. Longmore, Esq., J. H. Connor, Esq., J. Moffatt, Esq., W. Bayles, Esq., A. F. A. Greeves, Esq., J. Dane, Esq., Geo. Fairbairn, Esq., J. MacBain, Esq., G. C. Levey, Esq., J. A. Macpherson, Esq., D. Gillies, Esq., W. M. K. Vale, Esq., C. E. Jones, Esq., C. Dyte, Esq., J. Houston, Esq., M. M. Pope, Esq., R. Campbell, Esq., W. McLellan, Esq., T. M. Girdlestone, Esq., having severally taken the Oaths required by law severally took their seats as Members of the said Legislative Assembly.

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

6. ELECTION OF SPEAKER.—Mr. Riddell, addressing himself to the Clerk, proposed to the House, for their Speaker, Sir Francis Murphy, and moved, That Sir Francis Murphy do take the Chair of the House as Speaker, which motion was seconded by George Harker, Esq.

The House then calling Sir Francis Murphy to the Chair, he stood up in his place and expressed the sense he had of the honor proposed to be conferred upon him, and submitted himself to the House.

The House then unanimously calling Sir Francis Murphy to the Chair, he was taken out of his place by Mr. Riddell and Mr. Harker, and conducted to the Chair, where, standing upon the upper step, he returned his humble acknowledgments to the House for the great honor they had been pleased to confer upon him by again unanimously choosing him to be their Speaker.

And thereupon he sat down in the Chair, and then the mace (which before lay under the Table) was laid upon the Table. Then Mr. McCulloch and Mr. O'Shanassy congratulated Mr. Speaker.

7. PRESENTATION OF MR. SPEAKER.—Mr. McCulloch stated that he had already ascertained that it would be His Excellency's pleasure to receive Mr. Speaker at one o'clock to-morrow, and moved that the House at its rising do adjourn until to-morrow at one o'clock.

Question—put and resolved in the affirmative.

Mr. McCulloch moved, That the House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the Assembly, at eleven minutes past one o'clock, adjourned until one o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

TUESDAY, 29TH NOVEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF THE SPEAKER.—The Assembly, according to Order, proceeded to the Government Offices, in order that the Speaker might present himself to His Excellency the Governor.

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

MR. SPEAKER,

I am much gratified to find that you have been again selected for the high and responsible office of Speaker of the Legislative Assembly.

Your experience in Parliamentary business, and the ability which you have always displayed in the discharge of your important duties, afford an ample guarantee that those duties will continue to be performed with honor to yourself and advantage to the public.

(Signed) C. H. DARLING.

Government House,
29th November, 1864.

3. ADJOURNMENT.—On the motion of Mr. Sullivan, the House adjourned at seventeen minutes past one o'clock until five minutes to two o'clock p.m.

FIVE MINUTES TO TWO O'CLOCK, P.M.

4. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
5. GOVERNOR'S SPEECH.—A Message from His Excellency the Governor by the Usher of the Council :—

MR. SPEAKER,

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

Accordingly Mr. Speaker and the House went up to attend His Excellency ; and being returned—

6. COMMISSION TO ADMINISTER OATHS TO MEMBERS.—Mr. Speaker announced that he had received from His Excellency the following Commission, which was read by the Clerk, and is as follows :—

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

To the Honorable SIR FRANCIS MURPHY, Knight, Speaker of Our Legislative Assembly of Our Colony of Victoria.

WHEREAS by the Bill contained in the schedule to a statute passed in the Session of Our Imperial Parliament, holden in the eighteenth and nineteenth years of Our reign, intituled "*An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria,*" it is enacted, that no Member, either of the Legislative Council or of the Legislative Assembly, shall be permitted to sit or vote therein respectively, until he shall have taken and subscribed before the Governor, or before some person authorized by the Governor in that behalf, the oath in the said Bill mentioned: WE DO THEREFORE by these presents

command and authorize you from time to time in the Parliament House, in the City of Melbourne, to administer the oath to such Members of the said Legislative Assembly as have not taken and subscribed the same in the present Parliament. IN TESTIMONY whereof we have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS our trusty and well-beloved SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of the Colony of Victoria, &c., &c., &c., at Melbourne, this twenty-ninth day of November, One thousand eight hundred and sixty-four, and in the twenty-eighth year of Our Reign.

(Signed) C. H. DARLING.

By His Excellency's Command,

(L.S.) (Signed) JAMES McCULLOCH.

Entered on Record by me in Register of Patents, Book 12, page 279, this 29th day of November, One thousand eight hundred and sixty-four.

(Signed) J. MOORE.

7. MEMBERS SWORN.—John R. Hopkins, Esq., and N. Foott, Esq., were sworn, and took their seats as Members of the Legislative Assembly.

8. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—

University of Melbourne.—Report of the Proceedings of the Council of the University of Melbourne during the Year commencing on the 1st day of June, 1863, and terminating on the 31st day of May, 1864.

Criminal Statistics.—Returns of the Number of Persons taken into Custody by the Victorian Police Force during the Year 1863, showing Offence, Total Numbers, Sex, Age, Country, Religion, Education, Occupation, and how disposed of.

Census of Victoria, 1861—Population Tables.

Part VI.—Conjugal Condition of the People.

Part VII.—Education of the People.

Part VIII.—Health of the People.

Severally ordered to lie on the Table.

Mr. Sullivan presented—

Mining Boards—Expenditure.—Return to an Order of the Legislative Assembly, dated 10th May, 1864, for a Return showing the actual expenditure in connexion with the various Mining Boards, from their commencement up to the present date; showing also the expenditure for each Mining Board during each successive year.

Ordered to lie on the Table.

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

C. H. DARLING,
Governor.

Message No. 1.

The Governor recommends to the Legislative Assembly that the Laws relating to Elections, the Constitution, and Justices of the Peace, be consolidated and amended, and that Bills be introduced for that purpose; and that such sums of money as may be necessary for the purposes of such Bills, or any of them, be appropriated out of the Consolidated Revenue.

Government Offices, Melbourne,
28th November, 1864.

C. H. DARLING,
Governor.

Message No. 2

The Governor recommends to the Legislative Assembly that the Laws relating to Police Offences, Volunteers, Registration of Births, Deaths, &c., Party Processions, Pawnbrokers, Pounds, Passengers, Harbors and Navigation, Medical Practitioners, Police Regulation, Savings Banks, Thistles, Aliens, Torts, Theatres, Hawkers and Pedlars, County Courts, Fences, Hospitals, Coroners Juries, Patents, Public Moneys and Audit, Crown Remedies and Liability, Public Health, Friendly Societies, Supreme Court, Common Law Procedure, Equity Practice, Bakers and Millers, Religious Trusts, Seamen, Insolvency, Public Works, and Transfer of Real Estate be consolidated, and that Bills be introduced for that purpose; and that such sums of money as may be necessary for the purposes of such Bills, or any of them, be appropriated out of the Consolidated Revenue.

Government Offices, Melbourne,
28th November, 1864.

Severally ordered to be printed.

10. **POST OFFICE SAVINGS BANKS REGULATION BILL.**—Mr. McCulloch moved, pursuant to notice, That he have leave to bring in a Bill for the establishment and regulation of Post Office Savings Banks.

Question—put and resolved in the affirmative.

Ordered—That Mr. McCulloch and Mr. Higinbotham do prepare and bring in the Bill.

Mr. McCulloch then brought up a Bill intituled "*A Bill for the establishment and Regulation of Post Office Savings Banks,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th December next.

11. **GOVERNOR'S SPEECH.**—Mr. Speaker reported that the House had this day attended His Excellency the Governor in the Legislative Council, when His Excellency was pleased to make a speech to both Houses of Parliament (of which, to prevent mistakes, he had obtained a copy), which he read to the House, and is as follows :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

It affords me much gratification to meet thus early, after a general election, the fourth Parliament under our New Constitution. It must, I apprehend, be a source of considerable satisfaction to yourselves and to the community at large that the past elections have been almost uniformly conducted with a temper and moderation which prove that the constituencies appreciate and know how to exercise those powers of self-government which they now enjoy.

Various important measures will be submitted to you without delay. Instructed, by experience, of the unsatisfactory working of the several Land Laws which have been passed in previous Parliaments, my advisers deem it necessary to the settlement of this difficult subject, that Parliament should forthwith be invited to pass a law which shall be simple in its principle, unencumbered with superfluous and impracticable conditions, calculated to bring the lands of the Colony within easy access of the public at large whilst dealing equitably with existing interests. Accordingly, a measure intended to effect these objects will be immediately submitted to you.

Your early attention will also be called to a measure having for its purpose the re-adjustment of the Tariff.

It is proposed by my advisers that the Revenue to be collected through the medium of the Custom House shall be levied partly by reduced duties upon objects already chargeable, and partly by duties, moderate in amount, on various commodities which as yet have been altogether exempt from taxation.

The effect, it is conceived, of this proposed measure, will be, to decrease the burden of taxation hitherto borne by the mining and other industrious classes, and to distribute it more equitably among all classes of society.

Your early attention will be called to measures which will have for their object an alteration of the period of service of Members, and the qualification of Members and of electors of the Legislative Council, so as to bring this branch of the Legislature more into harmony with the Constitution and with public opinion.

Bills will also be introduced for the more effectual administration of the great mining interests of the Colony ; for the providing more effectual means of water supply to the gold fields and to country districts generally ; for the better regulation of our Charitable Institutions ; for the amendment of the law relating to Public Instruction ; for the protection and preservation of the Public Health ; for the amendment of the law relating to Municipal Corporations and Local Government ; for the amendment of the Insolvency Law ; for the establishment of Post Office Savings Banks ; for raising a duty from successions to property ; for more satisfactorily providing for the custody and treatment of Lunatics ; and for the better regulation of the Police.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates for the Year 1865 have been prepared with the utmost economy consistent with the making due provision for the necessary expenditure of the year, and for the carrying out and completion of those public works which are deemed indispensable to the welfare and continued development of the resources of the country.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I have received for transmission to Her Most Gracious Majesty, and I have forwarded to Her Majesty accordingly, numerous Petitions from Her Majesty's subjects in all parts of the Colony, entreating that the system of Transportation should no longer be continued to any portion of Australia. I have also to communicate to you that I have received from Her Majesty's Secretary of State for the Colonies, in answer to the Addresses of both Houses of the Victorian Parliament on this important subject a Despatch, which will be brought under your consideration by my advisers.

I have also to acquaint you that my advisers have, during the recess, felt it incumbent on them to press on the notice of the Imperial Government the defective state of the defences of the Colony. It is satisfactory to me to be able to inform you that I have received the assurance of experienced naval and military officers, that the

proposals made by my advisers to the late Parliament, and which have since been vigorously prosecuted, are calculated to add much to our means of defence, although a considerable expenditure of time and money may be necessary to protect the Colony as effectually against foreign attack as its wealth and importance demand. Seeing that Imperial interests are largely involved in this work, I have, at the suggestion of my advisers, applied to Her Majesty's Government for material contribution in the shape of ships and guns, and I entertain a strong hope that the application will be attended with success.

I regret that the efforts made by my advisers for a satisfactory settlement of the Border Duties Question, between this and the adjacent Colonies, have proved hitherto unsuccessful. The correspondence upon the subject will be laid before you.

I trust that the important duties to which you are now about to apply yourselves will, under the blessing of Divine Providence, advance the prosperity of the country and the happiness of its people.

12. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Mr. Bindon moved, That this House do resolve, that a respectful Address be presented to His Excellency the Governor, expressing our loyalty to Her Most Gracious Majesty, and thanking His Excellency for having summoned, thus early after a general election, the Fourth Parliament under our Constitution.

Assuring His Excellency that it is to us a source of considerable satisfaction, and we doubt not to the community at large, that the past elections have been almost uniformly conducted with a temper and moderation which prove that the constituencies appreciate and know how to exercise those powers of self-government which they now enjoy.

Informing His Excellency that to the various important measures which His Excellency has announced will be submitted to us, we shall give our ready and earnest consideration.

Informing His Excellency that we concur with His Excellency's advisers, that the unsatisfactory working of the several land laws which have been passed in previous Parliaments, shew it to be necessary to the settlement of this difficult subject, that Parliament should forthwith be invited to pass a law, which shall be simple in its principle and unencumbered with superfluous and impracticable conditions, calculated to bring the lands of the Colony within easy access of the public at large, whilst dealing equitably with existing interests.

And assuring His Excellency that we shall give our best attention to the measure to be submitted to us intended to effect these objects.

Informing His Excellency that our careful attention will be given to the measure having for its purpose the re-adjustment of the Tariff, and

That the proposal of His Excellency's advisers, that the Revenue to be collected through the medium of the Custom House shall be levied partly by reduced duties upon objects already chargeable, and partly by duties, moderate in amount, on various commodities which as yet have been altogether exempt from taxation, shall receive our cheerful consideration, and that we trust the effect of the proposed measure will be to decrease the burden of taxation hitherto borne by the mining and other industrious classes, and to distribute it more equitably among all classes of society,

Assuring His Excellency that our careful attention will likewise be given to the measures for effecting an alteration of the period of service of members and the qualification of members and electors of the Legislative Council, so as to bring this branch of the Legislature more into harmony with the Constitution and with public opinion.

And that we shall also carefully consider the Bills to be introduced for the more effectual administration of the great mining interests of the Colony; for the providing more effectual means of water supply to the gold fields and to country districts generally; for the better regulation of our charitable institutions; for the amendment of the law relating to public instruction; for the protection and preservation of the public health; for the amendment of the law relating to municipal corporations and local government; for the amendment of the insolvency law; for the establishment of post office savings banks; for raising a duty from succession to property; for more satisfactorily providing for the custody and treatment of lunatics; and for the better regulation of the police.

That the Estimates for the year 1865 will receive our best attention. That we are gratified by His Excellency's assurance that they have been prepared with the utmost economy consistent with the making due provision for the necessary expenditure of the year, and for the carrying out and completion of those public works which are deemed indispensable to the welfare and continued development of the resources of the country.

That we thank His Excellency for having informed us of the transmission to Her Most Gracious Majesty of the numerous Petitions received by His Excellency from Her Majesty's subjects in all parts of the Colony, entreating that the system of Transportation should no longer be continued to any portion of Australia.

That we thank His Excellency for acquainting us that his advisers have during the recess felt it incumbent upon them to press on the notice of the Imperial Government the defective state of the Defences of the Colony.

That we rejoice to learn that His Excellency has received the assurance of experienced naval and military officers that the proposals made by His Excellency's advisers to the late Parliament, and which have since been vigorously prosecuted, are calculated to add much to our means of defence, although a considerable expenditure of time and money may be necessary to protect the Colony as effectually against foreign attack, as its wealth and importance demand. That it affords us also, great satisfaction to be informed that as Imperial as well as Colonial interests are largely involved in this work, His Excellency has, at the suggestion of his advisers, applied to Her Majesty's Imperial Government for material contribution in the shape of ships and guns, and that His Excellency entertains a strong hope that the application will be attended with success.

That we regret to learn that the efforts made by His Excellency's advisers for a satisfactory settlement of the Border Duties Question, between this and the adjacent Colonies, have proved hitherto unsuccessful. We thank His Excellency for informing us that the correspondence upon the subject will be laid before us.

That we join His Excellency in trusting that the important duties to which we are now about to apply ourselves, will, under the blessing of Divine Providence, advance the prosperity of the country and the happiness of its people.

Debate ensued.

Question—put and resolved in the affirmative.

13. COMMITTEE TO PREPARE ADDRESS.—Mr. Bindon moved, That a Committee be appointed to draw up an Address to be presented to His Excellency the Governor upon the said resolution; and that such Committee consist of Mr. Creswick, Mr. Thomson, Mr. Richardson, Mr. Moore, Mr. McCulloch, and the Mover.

Question—put and resolved in the affirmative.

Ordered—That His Excellency's Speech to both Houses of Parliament be referred to the Committee.

Mr. Bindon, Chairman, brought up the Report from the above Committee, which was read, and is in the words following—

To His Excellency SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of the Colony of Victoria, &c., &c., &c.

We, Her Majesty's faithful subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for having summoned thus early, after a general election, the Fourth Parliament under our New Constitution.

It is to us a source of considerable satisfaction, and we doubt not to the community at large, that the past elections have been almost uniformly conducted with a temper and moderation which prove that the constituencies appreciate and know how to exercise those powers of self-government which they now enjoy.

To the various important measures which Your Excellency has announced will be submitted to us, we shall give our ready and earnest consideration.

We concur with Your Excellency's advisers that the unsatisfactory working of the several Land Laws which have been passed in previous Parliaments show it to be necessary to the settlement of this difficult subject that Parliament should forthwith be invited to pass a law which shall be simple in its principle and unencumbered with superfluous and impracticable conditions calculated to bring the lands of the Colony within easy access of the public at large whilst dealing equitably with existing interests.

We shall give our best attention to the measure to be submitted to us intended to effect these objects.

Our careful attention will also be given to the measure having for its purpose the re-adjustment of the Tariff.

The proposal of Your Excellency's advisers that the Revenue to be collected through the medium of the Custom House shall be levied partly by reduced duties upon objects already chargeable and partly by duties, moderate in amount, on various commodities which as yet have been altogether exempt from taxation, shall receive our cheerful consideration; and we trust the effect of the proposed measure will be to decrease the burden of taxation hitherto borne by the mining and other industrious classes, and to distribute it more equitably among all classes of society.

Our careful attention will likewise be given to the measures for effecting an alteration of the period of service of member, and the qualification of members and electors of the Legislative Council, so as to bring this branch of the Legislature more into harmony with the Constitution and with public opinion.

We shall also carefully consider the Bills to be introduced for the more effectual administration of the great mining interests of the Colony; for the providing more effectual means of water supply to the gold fields and to country districts generally; for the better regulation of our Charitable Institutions; for the amendment of the law relating to Public Instruction; for the protection and preservation of the Public Health;

for the amendment of the law relating to Municipal Corporations and Local Government; for the amendment of the Insolvency Law; for the establishment of Post Office Savings Banks; for raising a duty from succession to property; for more satisfactorily providing for the custody and treatment of Lunatics; and for the better regulation of the Police.

The Estimates for the year 1865 will receive our best attention. We are gratified by Your Excellency's assurance that they have been prepared with the utmost economy consistent with the making due provision for the necessary expenditure of the year, and for the carrying out and completion of those public works which are deemed indispensable to the welfare and continued development of the resources of the country.

We thank Your Excellency for having informed us of the transmission to Her Most Gracious Majesty of the numerous Petitions received by Your Excellency from Her Majesty's subjects in all parts of the Colony, entreating that the system of Transportation should no longer be continued to any portion of Australia.

We thank Your Excellency for acquainting us that your advisers have during the recess felt it incumbent upon them to press on the notice of the Imperial Government the defective state of the defences of the Colony.

We rejoice to learn that Your Excellency has received the assurance of experienced naval and military officers that the proposals made by Your Excellency's advisers to the late Parliament, and which have since been vigorously prosecuted, are calculated to add much to our means of defence, although a considerable expenditure of time and money may be necessary to protect the Colony as effectually against foreign attack as its wealth and importance demand. It affords us also great satisfaction to be informed, that as Imperial as well as Colonial interests are largely involved in this work, Your Excellency has, at the suggestion of your advisers, applied to Her Majesty's Imperial Government for material contribution in the shape of ships and guns; and that Your Excellency entertains a strong hope that the application will be attended with success.

We regret to learn that the efforts made by Your Excellency's advisers for a satisfactory settlement of the Border Duties Question, between this and the adjacent Colonies, have proved hitherto unsuccessful. We thank Your Excellency for informing us that the correspondence upon the subject will be laid before us.

We join Your Excellency in trusting that the important duties to which we are now about to apply ourselves will, under the blessing of Divine Providence, advance the prosperity of the country and the happiness of its people.

Mr. Bindon moved, That this House do agree with the Committee in the said Address to be presented to His Excellency the Governor.

Question—put and resolved in the affirmative.

Question—That the said Address be presented to His Excellency by Mr. Speaker and Members of the House—put and resolved in the affirmative.

14. HIS EXCELLENCY'S SPEECH.—Mr. Verdon moved, That His Excellency the Governor's Speech to both Houses of Parliament be taken into consideration to-morrow.

Question—put and resolved in the affirmative.

15. ADJOURNMENT.—Mr. McCulloch moved, That the House, at its rising this day, adjourn until two o'clock to-morrow.

Question—put and resolved in the affirmative.

Mr. McCulloch moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the House, at twenty-five minutes past eight o'clock, adjourned until two o'clock to-morrow.

FRAS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 3.

WEDNESDAY, 30TH NOVEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he had, with several Members of the House, waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to yesterday; and that His Excellency had been pleased to make the following reply thereto:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

I receive with pleasure your loyal and dutiful Address.

I confidently accept your assurance that the various measures which I have announced as being about to be submitted to you will receive your ready and earnest consideration.

(Signed) C. H. DARLING,
Governor.

Government Offices,
Melbourne, 30th November, 1864.

3. ADJOURNMENT.—Mr. Sullivan moved, That the House at its rising adjourn until four o'clock p.m. this day.
Question—put and resolved in the affirmative.
Mr. Sullivan moved, That the House do now adjourn.
Question—put and resolved in the affirmative.
Whereupon the Assembly, at half-past two, adjourned until four o'clock p.m. this day.

FOUR O'CLOCK P.M.

4. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
5. MEMBERS SWORN.—Peter Snodgrass, Esq., W. Frazer, Esq., and G. V. Smith, Esq., severally took the oath and their seats as Members of the Assembly.
6. PAPERS.—Mr. Sullivan presented, by command of His Excellency the Governor—
Mining Surveyors and Registrars—Reports of, for the Quarter ending 30th June, 1864.
" Reports for the Quarter ending 30th September, 1864.
" Rewards for the Discovery of New Gold Fields.—Report from the Board appointed to consider applications for Rewards for the discovery of new Gold Fields, together with Minutes of Evidence and Appendices.
Mining Operations—Spring Gully Reservoir.—Order in Council.
Severally ordered to lie on the Table.

Mr. Grant presented, by command of His Excellency the Governor—
Lands Sold and Leased.—Return of all Lands Sold and Leased within the Colony of Victoria under the provisions of Sections, in Parts I. and II., and Section 47 of Part III., of "*The Land Act 1862*," from the 1st July to the 31st December, 1863, specifying that offered for sale by Public Auction, that withdrawn from Sale, that for which no Offer was made, that forfeited, that sold at Auction, that sold and leased by Selection, and that alienated under Pre-emptive Right.
Ordered to lie on the Table.

Mr. Grant also presented—
Regulation as to Crown Grants of Land Selected.
Ordered to lie on the Table.

Mr. Verdon presented—
Savings Banks Statements and Returns for the Year ending 30th June, 1864.
Bank Liabilities and Assets.—General Abstract of sworn Returns of the Average Liabilities and Assets of the several Banks in Victoria, for the Quarter ending 30th June, 1864.
Severally ordered to lie on the Table.

7. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—The following Warrant appointing “The Committee of Elections and Qualifications” was this day laid upon the Table of the Assembly by Mr. Speaker, viz. :—

VICTORIA.

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

Edward Cope, Esq.,
George Harker, Esq.,
Nathaniel Levi, Esq.,
James MacBain, Esq.,
John Orr, Esq.,
John O'Shanassy, Esq.,
James Forrester Sullivan, Esq.,

to be members of a Committee to be called *The Committee of Elections and Qualifications*.
Given under my hand this 30th day of November, 1864.

(Signed) FRANS. MURPHY,
Speaker.

8. **MR. URQUHART.**—Mr. Levey moved, pursuant to notice, That there be laid upon the Table of the House the Papers and Correspondence connected with the conviction of Mr. Urquhart and his superintendent for a breach of the Scab Act, and the subsequent remission of the fine inflicted.

Debate ensued.

Question—put and resolved in the affirmative.

9. **CHAIRMAN OF COMMITTEES.**—Mr. Gillies moved, pursuant to notice, That Mr. Peter Lalor be appointed Chairman of Committees of this House.

Debate ensued.

Question—put.

Assembly divided—

Ayes, 57.

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| Mr. Bindon, | Mr. MacBain, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Brown, | Mr. McLellan, |
| Mr. Campbell, | Mr. Macpherson, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Connor, | Mr. Moffatt, |
| Mr. Creswick, | Mr. Moore, |
| Mr. Cunningham, | Mr. O'Grady, |
| Mr. Davies, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Foott, | Mr. Pearson, |
| Mr. Francis, | Mr. Richardson, |
| Mr. Gillies, | Mr. Riddell, |
| Dr. Girdlestone, | Mr. Sands, |
| Mr. Grant, | Mr. Sherwin, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. J. T. Smith, |
| Mr. Harbison, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Thomson, |
| Mr. Hopkins, | Mr. Tucker, |
| Mr. Howard, | Mr. Vale, |
| Mr. Jones, | Mr. Verdon, |
| Mr. King, | Mr. Wheeler, |
| Mr. Kyte, | Mr. Zeal. |
| Mr. Levey, | |
| Mr. Levi, | |
| Mr. Longmore, | <i>Tellers.</i> |
| Mr. Macgregor, | Mr. Cohen, |
| Mr. Mason, | Mr. Houston. |

Noes, 13.

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| Mr. Berry, | Mr. Frazer, |
| Mr. Burt, | Mr. Ramsay, |
| Mr. Cope, | Mr. Robinson. |
| Mr. Cowell, | |
| Mr. Crews, | <i>Tellers.</i> |
| Capt. Dane, | Mr. McCann, |
| Mr. Dyte, | Mr. L. L. Smith. |
| Mr. Edwards, | |

And so it was resolved in the affirmative.

10. **DAYS OF BUSINESS.**—Mr. McCulloch moved, pursuant to notice, That Tuesday, Wednesday, Thursday, and Friday, in each week during the present Session, be the days on which the Assembly shall meet for the despatch of business; and that four o'clock be the hour of meeting on each day.

Question—put and resolved in the affirmative.

11. DAYS OF GOVERNMENT BUSINESS.—Mr. McCulloch moved, pursuant to notice, That on Tuesday, Wednesday, and Thursday, in each week during the present Session, the transaction of Government Business shall take precedence of all other business.

Mr. Greeves moved, as an amendment, That the word "Wednesday" be omitted.
Debate ensued.

Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.

Mr. Edwards moved, That the word "Thursday" be omitted, and the word "Friday" inserted instead thereof.

Debate ensued.

Mr. McGregor moved, That this debate be adjourned for one hour.

Question—That this House adjourn for one hour—put and negatived.

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

Assembly divided.

Ayes, 34.

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| Mr. Bayles, | Mr. McCulloch, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Carpenter, | Mr. Moffatt, |
| Mr. Cohen, | Mr. Moore, |
| Mr. Creswick, | Mr. Orr, |
| Mr. Dyte, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Riddell, |
| Mr. Foott, | Mr. Sands, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Gillies, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. Hopkins, | Mr. Thomson, |
| Mr. Howard, | Mr. Vale. |
| Mr. Jones, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Lalor, | Mr. Verdon, |
| Mr. MacBain, | Mr. Levey. |

Noes, 30.

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| Mr. Berry, | Mr. Longmore, |
| Mr. Brown, | Mr. Macgregor, |
| Mr. Burt, | Mr. McLellan, |
| Mr. Campbell, | Mr. Macpherson, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. O'Shanassy, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Crews, | Mr. Robinson, |
| Mr. Cunningham, | Mr. G. V. Smith, |
| Capt. Dane, | Mr. Tucker, |
| Dr. Girdlestone, | Mr. Wheeler, |
| Mr. Greeves, | Mr. Zeal. |
| Mr. Halfey, | |
| Mr. Harbison, | <i>Tellers.</i> |
| Mr. Houston, | Mr. Edwards, |
| Mr. Levi, | Mr. L. L. Smith. |

And so it was resolved in the affirmative.

Question—That on Tuesday, Wednesday, and Thursday, in each week during the present Session, the transaction of Government Business shall take precedence of all other business—put and resolved in the affirmative.

12. LIBRARY COMMITTEE.—Mr. McCulloch moved, pursuant to *amended* notice, That the following Members form the Library Committee of the Assembly during the present Session, with power to confer with the Committee of the Legislative Council:—Mr. Speaker, Mr. Edwards, Mr. Casey, Mr. O'Shanassy, Mr. Vale.

Question—put and resolved in the affirmative.

13. PARLIAMENT BUILDINGS COMMITTEE.—Mr. McCulloch moved, pursuant to notice, That the following Members form the Parliament Buildings Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. Speaker, Mr. Bayles, Mr. Robinson, Mr. Crews, Mr. Sullivan.

Question—put and resolved in the affirmative.

14. REFRESHMENT ROOMS COMMITTEE.—Mr. McCulloch moved, pursuant to notice, That the following Members form the Refreshment Rooms Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. Howard, Mr. J. T. Smith, Mr. Snodgrass, Dr. Girdlestone, Mr. Verdon.

Question—put and resolved in the affirmative.

15. STANDING ORDERS COMMITTEE.—Mr. McCulloch moved, pursuant to notice, That the following Members form the Select Committee on Standing Orders; three to form a quorum:—Mr. Speaker, Mr. Lalor, Mr. Greeves, Mr. Snodgrass, Mr. O'Shanassy, Mr. Higinbotham, Mr. Bindon, Mr. Gillies, Mr. McCulloch.

Question—put and resolved in the affirmative.

16. PRINTING COMMITTEE.—Mr. McCulloch moved, pursuant to notice, That the following Members do form the Printing Committee during the present Session; three to form a quorum:—Mr. Speaker, Mr. Berry, Mr. Richardson, Mr. Howard, Mr. Lalor, Mr. Moore, Mr. Creswick, Mr. Houston, Mr. Jones.

Question—put and resolved in the affirmative.

17. LAND ACT 1862 AMENDMENT BILL.—Mr. Grant moved, pursuant to notice, That he have leave to bring in a Bill to amend "The Land Act 1862."

Question—put and resolved in the affirmative.

Ordered—That Mr. Grant and Mr. Verdon do prepare and bring in the Bill.

Mr. Grant then brought up a Bill intituled "A Bill to amend 'The Land Act 1862,'" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th December next.

18. CONSOLIDATING AND AMENDING BILLS.—Mr. Higinbotham moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to take into consideration His Excellency's Message No. 1.

Question—put and resolved in the affirmative.

19. CONSOLIDATING BILLS.—Mr. Higinbotham moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to take into consideration His Excellency's Message No. 2.

Question—put and resolved in the affirmative.

20. THE SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY BILL.—Mr. Howard moved, pursuant to notice, That the Petition for the Sandhurst, Inglewood, and Loddon District Tramway Bill, which was presented on the 23rd day of February, in the last Session of Parliament, and the order of leave for bringing in the same on the 9th day of March following, be read ; and that the said Bill be read a first time and a second time, and referred to a Select Committee, together with the evidence taken before the Committee of the last Session of the Third Parliament.

Question—put and resolved in the affirmative.

21. HIS EXCELLENCY THE GOVERNOR'S SPEECH CONSIDERED.—The House, according to Order, proceeded to take into consideration His Excellency the Governor's Speech to both Houses of Parliament ; and the same was again read by Mr. Speaker.

Mr. Verdon moved, That a Supply be granted to Her Majesty.

Question—That this House will to-morrow resolve itself into a Committee to consider that motion—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 4.

THURSDAY, 1ST DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Michie presented—
County Courts—Order in Council for holding at Clunes and Rushworth.
Court of Mines—Order in Council for holding at Rushworth.
Severally ordered to lie on the Table.
Mr. Verdon presented—
Bank Liabilities and Assets—General Abstract of Sworn Returns of the Average
Liabilities and Assets of the several Banks in Victoria for the Quarter ending
30th September, 1864.
Ordered to lie on the Table.
3. MEMBER SWORN.—T. Randall, Esq., took the Oath and his seat as a Member of the
Assembly.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant appointing
the Committee of Elections and Qualifications was again laid upon the Table by Mr.
Speaker.
5. RICHMOND ELECTION PETITION.—Mr. Speaker laid before the Assembly a Petition that had
been presented to him this day, which was read by the Clerk, and is as follows :—

*To the Honorable Sir Francis Murphy, Knight, Speaker of the Legislative
Assembly of the Colony of Victoria.*

The Petition of Thomas Parsons, of Temple Court, in the City of Melbourne, in the
said Colony, Barrister-at-Law.

RESPECTFULLY SHEWETH—

First.—That His Excellency Sir Charles Henry Darling, Knight Commander of
the Most Honorable Order of the Bath, Governor and Commander-in-Chief of the said
Colony, did, on or about the tenth day of October last, issue under his hand and the seal
of the said Colony a Writ directed to the Returning Officer of the Electoral District of
Richmond, commanding him to proceed according to law to the Election of Two
Members to serve in the Legislative Assembly, for the said District, and further com-
manding the said Returning Officer that, in the event of the said Election being contested,
the poll should be taken at the time therein appointed for that purpose, at Saint Stephen's,
for the Saint Stephen's Division ; and at Jolimont, for the Jolimont Division ; and at
Saint James', for the Saint James' Division ; and at Swan, for the Swan Division of the
said District.

Second.—That the Governor in Council did not appoint within and for each
or any Division of the said District any place for taking the poll in such Division at
such election.

Third.—That except the said divisions of St. Stephen's, Jolimont, St. James',
and Swan, there are no such places as St. Stephen's, Jolimont, St. James', and Swan,
in the said Electoral District of Richmond, and there are no such places as St. Stephen's,
Jolimont, St. James', and Swan, in the said divisions, or any of them, and that each of
such divisions consists of a large area of ground, and contains a great number of streets
and places.

Fourth.—That James Goodall Francis, Philip Johnson, your Petitioner, and
Archibald Baird Wardrop, duly became, and on the twenty-ninth day of October last,
the day of nomination named in the said Writ, were duly announced by the said
Returning Officer to have been duly nominated, and to have become candidates at the
said election.

Fifth.—That the said Returning Officer, on thirty-first day of October last, duly
published in the Melbourne daily newspaper called the *Argus* of that day such
announcement ; and on the same day, and in the same newspaper, published announce-
ment headed "Electoral District of Richmond" in the words and figures following, that
is to say : "A Poll will be taken for the election of two members on Thursday, the 3rd

day of November next, commencing at 9 o'clock a.m. and closing at 4 o'clock p.m., in the following divisions of the District: Saint Stephens', at the Artillery Orderly Room, Bridge Road; Swan, at the Rifle Orderly Room, Gipps-street; Saint James', at the Court House, Bridge Road; Jolimont, at the National School, Grey-street, East Melbourne."

Sixth.—That the poll was taken on the said third day of November, at the said Artillery Orderly Room, Rifle Orderly Room, Court House, and National School, accordingly.

Seventh.—That there were seven polling booths for the taking of the said poll; namely, three at the said Rifle Orderly Room for the said Swan Division, two at the said Artillery Orderly Room for the said St. Stephen's Division, one at the said Court House for the said St. James' Division, and one at the said National School for the said Jolimont Division.

Eighth.—That the said Returning Officer did not preside and take the poll at any booth of any such polling place, and took no part whatever in the taking of the poll, except visiting the different polling booths at intervals during the election.

Ninth.—That the poll was taken by the seven persons and in manner hereinafter mentioned; namely, at one of the said three booths at the said Rifle Orderly Room, by one Frank James Bartlett; at another of such three booths, by one George Burgoyne; and at the other of such three booths, by one Edgar Sprague; at one of the said two booths at the said Artillery Orderly Room, by one Henry Notley Hull; and at the other of such two booths, by one John Felix Matthews; at the single booth at the said Court House, by one Henry Saint John Clarke; and at the single booth at the said National School, by one John Clipperton.

Tenth.—That the said Returning Officer on the fourth day of November in the year of our Lord One thousand eight hundred and sixty-four, in the said newspaper called the *Argus* of that day declared the said James Goodall Francis and Archibald Baird Wardrop to be duly elected as members for the said district, and the names of such two persons were endorsed on the said Writ by the said Returning Officer and the said Writ was by him returned to the Governor within the time therein specified.

Eleventh.—That notwithstanding such declaration your Petitioner submits that the said James Goodall Francis, and Archibald Baird Wardrop were not, nor was either of them duly elected members or a member at such election for the said district, and that such election was and is absolutely void, for the following reasons:—

First.—That the Governor in Council did not appoint within and for each or any division of the said district any place for taking the poll in such division at such election.

Second.—That the said Writ did not name polling places lawfully appointed for taking the poll, and was therefore void.

Third.—That the several places at which the poll was taken were not, nor was any of them named in the said Writ.

Fourth.—That the Returning Officer did not preside and take the poll at any booth of any polling place within the said district at the said election.

Fifth.—That the persons who took the poll or one of them had no authority whatever for taking the same.

Twelfth.—That your Petitioner has paid into the Bank of New South Wales, being a bank carrying on business in Victoria, the sum of one hundred pounds to the credit of the Speaker of the Legislative Assembly in relation to this Petition.

Your Petitioner therefore respectfully prays—

First.—That you will as soon as conveniently may be, lay this Petition before the Legislative Assembly.

Second.—That the Legislative Assembly will be pleased to forthwith refer such Petition to the Committee of Elections and Qualifications.

Third.—That when such reference has been made, such Committee will determine and report to the Legislative Assembly, that the said James Goodall Francis and Archibald Baird Wardrop were not nor was either of them duly elected.

Fourth.—That thereupon a new Writ may be issued for the election of two Members to serve in the Legislative Assembly for the said district.

Lastly.—That your Petitioner may have such further and other relief as the nature of the case requires.

And your Petitioner will ever pray, &c.

THOMAS PARSONS,

One of the Candidates for the Electoral District of Richmond at the late Election.

Temple Court,
1st December, 1864.

6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next Order of the Day:—

"*Consolidating and Amending Bills—Message of His Excellency the Governor to be considered in Committee.*"

7. **CONSOLIDATION BILLS.**—The Order of the Day for the consideration of His Excellency the Governor's Message, No. 2, having been read—
On the motion of Mr. Higinbotham, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the Report be received to-morrow.
8. **CONSOLIDATING AND AMENDING BILLS.**—The Order of the Day for the consideration of His Excellency the Governor's Message, No. 1, having been read—
On the motion of Mr. Higinbotham, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the report be received to-morrow.
9. **SUPPLY.**—The Order of the Day being read for the House to resolve itself into a Committee to consider the motion made yesterday—That a Supply be granted to Her Majesty.
On the motion of Mr. Verdon, it was ordered that His Excellency's Speech be referred to the said Committee ; and
On the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the motion—That a Supply be granted to Her Majesty.
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the report be received to-morrow.
10. **REGISTRATION ACT AMENDMENT BILL.**—Mr. Macgregor moved, pursuant to notice, That he have leave to bring in a Bill to facilitate the Registration of holders of Miners' Rights, and other annual Occupiers of Crown Lands, as Parliamentary Electors.
Question—put and resolved in the affirmative.
Ordered—That Mr. Macgregor and Mr. Ramsay do prepare and bring in the Bill.
Mr. Macgregor then brought up a Bill intituled "*A Bill to facilitate the Registration of holders of Miners' Rights and other annual Occupiers of Crown Lands as Parliamentary Electors,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 9th December instant.
11. **CROWLANDS ELECTION.**—Mr. Campbell moved, pursuant to notice, That there be laid upon the Table of this House, copies of all correspondence, telegrams, &c., which have passed between the Government and the Returning Officer for the Electoral District of Crowlands, with reference to the appointment of Glenpatrick as the polling place for the Glenpatrick division, instead of Amphitheatre, and also, the appointment of Crowlands as the polling place for the Malakhoff division, instead of Landsborough.
Question—put and resolved in the affirmative.
12. **COLAC DISTRICT ROAD BOARD.**—Mr. Connor moved, pursuant to notice, That there be laid on the Table of this House, copies of the letters received by the Honorable the Attorney-General from the Colac District Road Board, dated respectively the 1st of February and the 2nd of March last, requesting his opinion on the legality of the magistrates of that District adjudicating in each others cases in the Appeal Court against the valuation of the Road Board ; and also a copy of any opinion given upon the question submitted to him.
Debate ensued.
Motion by leave withdrawn.
13. **RAILWAY FREE PASSES.**—Mr. Houston moved, pursuant to notice, That there be laid upon the Table of this House, a Return setting forth a statement of all Free Passes issued by each Branch of the Railway Department since the dissolution of the last Parliament.
(2.) By whom issued, and to whom.
(3.) Where at, and where to.
(4.) The time during which each Pass was to remain in force.
Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 5.

FRIDAY, 2ND DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant appointing the Committee of Elections and Qualifications was again laid upon the Table by Mr. Speaker.
3. PAPERS.—Mr. McCulloch presented—
Electoral District of Crowlands.—Return to an Order of the Legislative Assembly, dated 1st instant, for copies of all correspondence, telegrams, &c., which have passed between the Government and the Returning Officer for the Electoral District of Crowlands, with reference to the appointment of Glenpatrick as the polling place for the Glenpatrick division, instead of Amphitheatre, and also, the appointment of Crowlands as the polling place for the Malakhoff division, instead of Landsborough.
Ordered to lie on the Table.
4. PASTORAL TENANTS—FENCES.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of this House a return showing—
 - (1.) All applications made by the pastoral tenants of the Crown for the sanction of the Board of Land and Works, under the Land Act of 1862, for the fencing in of their runs, distinguishing between cases where such sanction has been granted and withheld.
 - (2.) The conditions on which fencing runs has been sanctioned.
 - (3.) All applications, if any, by pastoral tenants for leave to close up roads left by Government surveyors between allotments of land for the use of the public.Question—put and resolved in the affirmative.
5. MINING ACCIDENTS.—Mr. Carpenter moved, pursuant to *amended* notice, That there be laid on the Table of the House a Return of all fatal Mining Accidents that have happened on the various gold fields since the year 1860, the same to be classified as follows—
 - (1.) The number caused by the falling in of superincumbent ground, both in quartz and alluvial workings.
 - (2.) The number caused by the appliances in use for the lowering and raising persons to and from their work. The description of the appliance to be given; also, whether the accident was caused by the breaking of a rope or chain, the slipping or catching of a bucket or cage.
 - (3.) The number caused by falling in shafts, holes or pits, whether the same were being worked or abandoned at the time of accident.
 - (4.) The number caused by the workings being charged with foul air or choke damp.
 - (5.) The number caused by the inundation of water from adjacent workings.
 - (6.) The number caused through being entangled in machinery.
 - (7.) The number caused by boiler explosions.
 - (8.) The name of the gold field where the accidents happened.
 - (9.) The number of instances in which coroners' juries have attached riders to verdicts, calling the attention of the Government to the defective condition of the laws for the prevention of mining accidents.Debate ensued.
Question—put and negatived.
6. YARRA POLLUTION PREVENTION ACT REPEAL BILL.—Mr. Edwards moved, pursuant to notice, That he have leave to bring in a Bill to repeal the *Yarra Pollution Prevention Act*.
Debate ensued.
Motion by leave withdrawn.

7. MANUFACTURES.—Mr. Edwards moved, pursuant to *amended* notice, That a Committee be appointed to enquire into and report upon the progress and present condition of the manufacture in the Colony of Tobacco, Cigars, and Spirits, under the operation of differential duties, and of Ale and Porter under an Import Duty ; the Committee to consist of Mr. Francis, Mr. Macgregor, Mr. Dyte, Mr. Cope, Mr. Berry, Mr. Levey, Mr. Halfey, Mr. Kyte, Mr. O'Grady, Mr. O'Shanassy, Mr. Harker, and the Mover, with power to send for persons and papers ; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

8. CONSOLIDATING BILLS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

(1st December.)

Resolved—That it is expedient that the laws relating to Police Offences, Volunteers, Registration of Births, Deaths, &c., Party Processions, Pawnbrokers, Pounds, Passengers, Harbors and Navigation, Medical Practitioners, Police Regulation, Savings Banks, Thistles, Aliens, Torts, Theatres, Hawkers and Pedlers, County Courts, Fences, Hospitals, Coroners, Juries, Patents, Public Moneys and Audit, Crown Remedies and Liability, Public Health, Friendly Societies, Supreme Court, Common Law Procedure, Equity Practice, Bakers and Millers, Religious Trusts, Seamen, Insolvency, Public Works, and Transfer of Real Estate, be consolidated, and that Bills be introduced for that purpose ; and that such sums of money as may be necessary for the purposes of such Bills, or any of them, be appropriated out of the Consolidated Revenue.

On the motion of Mr. Higinbotham, the Assembly agreed to the said resolution and ordered the several Bills to be brought in accordingly.

9. POLICE OFFENCES LAW CONSOLIDATION BILL. — Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Law relating to the Management of Towns and other Populous Places and for the suppression of various Offences,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
10. VOLUNTEERS LAWS CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Laws relating to the Volunteer Force,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
11. REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES LAWS CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Law relating to the Registration of Births Deaths and Marriages,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
12. PARTY PROCESSIONS LAW CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Law relating to Unlawful Assemblies Special Constables and Riotously Disturbed Districts,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
13. PAWNBROKERS LAWS CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Laws relating to Pawnbrokers,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
14. IMPOUNDING LAW CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Law relating to the Impounding of Cattle,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
15. PASSENGERS HARBORS AND NAVIGATION LAW CONSOLIDATION BILL. — Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Law relating to Passengers Harbors and Navigation,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
16. MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “ *A Bill to consolidate the Laws relating to Medical Practitioners,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

17. **POLICE REGULATION LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to the Police Force in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
18. **SAVINGS BANKS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Savings Banks,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
19. **THISTLES LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to the Eradication of Thistles,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
20. **ALIENS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Aliens,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
21. **TORTS LAWS CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Laws relating to Torts,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
22. **THEATRES LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Licensed Theatres,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
23. **HAWKERS AND PEDLERS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Hawkers and Pedlers,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
24. **COUNTY COURTS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill for the consolidation of the Law relating to County Courts,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
25. **FENCES LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Dividing Fences,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
26. **HOSPITALS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Hospitals and Charitable Institutions,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
27. **CORONERS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law relating to Coroners,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
28. **JURIES BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill for Regulating Juries,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
29. **PATENTS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate the Law concerning Letters Patent for Inventions,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

30. **PUBLIC MONEYS AND AUDIT LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law for the Collection and Payment of the Public Moneys and the Audit of the Public Accounts,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
31. **CROWN REMEDIES AND LIABILITY LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to the Protection and recovery of Crown Property and the enforcement of Claims against the Crown,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
32. **PUBLIC HEALTH LAWS CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought a Bill, intituled “*A Bill to consolidate the Laws relating to Public Health,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
33. **FRIENDLY SOCIETIES LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to Friendly Societies,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
34. **SUPREME COURT LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to the Constitution of the Supreme Court,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
35. **COMMON LAW PROCEDURE LAWS CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate and amend the Laws relating to the Pleading and Practice in the Supreme Court in its Common Law Jurisdiction,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
36. **EQUITY PRACTICE LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to the Practice in the Supreme Court in its Equitable Jurisdiction,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
37. **BAKERS AND MILLERS LAWS CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Laws relating to Bakers and Millers,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
38. **RELIGIOUS TRUSTS LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to Trusts for Religious purposes,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
39. **SEAMEN LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Law relating to Seamen,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
40. **INSOLVENCY LAW CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to Consolidate the Law relating to Insolvents and their Estates,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.
41. **PUBLIC WORKS LAWS CONSOLIDATION BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled “*A Bill to consolidate the Laws relating to Public Works,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

42. **TRANSFER OF REAL ESTATE BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to simplify the Title to and the Transfer and Encumbrance of Estates in Land,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

43. **CONSOLIDATING AND AMENDING BILLS.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—

(1st December.)

Resolved—That it is expedient that the Laws relating to Elections, the Constitution, and Justices of the Peace be consolidated and amended, and that Bills be introduced for that purpose; and that such sums of money as may be necessary for the purposes of such Bills, or any of them, be appropriated out of the Consolidated Revenue.

On the motion of Mr. Higinbotham, the Assembly agreed to the said resolution, and ordered the Bills to be brought in accordingly.

44. **ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

45. **JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.**—Mr. Higinbotham, pursuant to the resolution of the Assembly, then brought up a Bill, intituled "*A Bill to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th day of December instant.

46. **SUPPLY.**—Mr. Lalor reported from the Committee, to whom it was referred to consider the motion, That a Supply be granted to Her Majesty, a resolution which was read and is as follows—

That a Supply be granted to Her Majesty.

The said resolution being read a second time, Mr. Verdon moved, That this House doth agree with the Committee in the said resolution, That a Supply be granted to Her Majesty.

Question—put and resolved in the affirmative.

Mr. Verdon moved, That this House will, on Tuesday next, resolve itself into a Committee to consider of the Supply granted to Her Majesty.

Question—put and resolved in the affirmative.

47. **COUNTY COURTS LAW AMENDMENT BILL.**—Mr. Casey moved, pursuant to notice, That he have leave to bring in a Bill to provide for the better administration of Justice in County Courts.

Question—put and resolved in the affirmative.

Ordered—That Mr. Casey and Mr. Verdon do prepare and bring in the Bill.

Mr. Casey then brought up a Bill, intituled "*A Bill to provide for the better administration of Justice in County Courts,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 9th December instant.

Assembly adjourned at eleven minutes to seven o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 6.

TUESDAY, 6TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Verdon presented—

Volunteer Force.—Regulations for the Victorian Volunteer Force.
Ordered to lie on the Table.

Mr. Grant presented—

Pastoral Tenants — Fences.—Return to an Order of the Legislative Assembly, dated Friday, 2nd December instant for a Return, showing—

- (1.) All applications made by the pastoral tenants of the Crown for the sanction of the Board of Land and Works, under the Land Act of 1862, for the fencing in of their runs, distinguishing between cases where such sanction has been granted and withheld.
- (2.) The conditions on which fencing runs has been sanctioned.
- (3.) All applications, if any, by pastoral tenants for leave to close up roads left by Government surveyors between allotments of land for the use of the public.

Ordered to lie on the Table.

3. MEMBER SWORN.—G. B. Kerferd, Esq., took the Oath and his Seat as a Member of the Assembly.

4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Greeves moved, That this House disapproves of Mr. Speaker's Warrant, appointing "The Committee of Elections and Qualifications."

Debate ensued.

Question—put.

Assembly divided.

Ayes, 18.

| | |
|----------------|-----------------|
| Mr. Berry, | Mr. Ramsay, |
| Mr. Burt, | Mr. Randall, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cowell, | Mr. Robinson, |
| Capt. Dane, | Mr. Vale. |
| Mr. Edwards, | |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Halfey, | Mr. Levey, |
| Mr. Longmore, | Mr. Casey. |
| Mr. Macgregor, | |
| Mr. McCann, | |

Noes, 51.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. McCulloch, |
| Mr. Bindon, | Mr. McLellan, |
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Brown, | Mr. Michie, |
| Mr. Campbell, | Mr. Moffatt, |
| Mr. Cohen, | Mr. Moore, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Creswick, | Mr. O'Shanassy, |
| Mr. Crews, | Mr. Pearson, |
| Mr. Cunningham, | Mr. Riddell, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. J. T. Smith, |
| Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Harbison, | Mr. Thomson, |
| Mr. Harker, | Mr. Tucker, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Houston, | Mr. Wardrop, |
| Mr. Howard, | Mr. Wheeler, |
| Mr. Jones, | Mr. Zeal. |
| Mr. Kerferd, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Lalor, | |
| Mr. Mason, | Mr. Carpenter, |
| Mr. MacBain, | Mr. L. L. Smith. |

And so it passed in the negative.

5. PRIVATE BILL BUSINESS.—Mr. McCulloch moved, pursuant to *amended* notice, That the Sessional Order, fixing the days upon which Government Business shall have precedence, be read.

Question—put and resolved in the affirmative.

And the said Order having been read,

Mr. McCulloch moved, That so much of said Sessional Order as would prevent private Bill business having precedence on Wednesdays, be rescinded.

Question—put and resolved in the affirmative.

Mr. McCulloch then moved, That private Bill business have precedence on Wednesdays over all questions and other business from half-past Four o'clock to half-past Six o'clock.

Question—put and resolved in the affirmative.

6. POLICE OFFENCES LAW CONSOLIDATION BILL.—VOLUNTEERS LAWS CONSOLIDATION BILL.—REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES LAWS CONSOLIDATION BILL.—PARTY PROCESSIONS LAW CONSOLIDATION BILL.—PAWNBROKERS LAWS CONSOLIDATION BILL.—IMPOUNDING LAW CONSOLIDATION BILL.—MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILL.—POLICE REGULATION LAW CONSOLIDATION BILL.—SAVINGS BANKS LAW CONSOLIDATION BILL.—THISTLES LAW CONSOLIDATION BILL.—ALIENS LAW CONSOLIDATION BILL.—TORTS LAWS CONSOLIDATION BILL.—THEATRES LAW CONSOLIDATION BILL.—HAWKERS AND PEDLERS LAW CONSOLIDATION BILL.—COUNTY COURTS LAW CONSOLIDATION BILL.—FENCES LAW CONSOLIDATION BILL.—CORONERS LAW CONSOLIDATION BILL.—JURIES BILL.—PATENTS LAW CONSOLIDATION BILL.—PUBLIC MONIES AND AUDIT LAW CONSOLIDATION BILL.—CROWN REMEDIES AND LIABILITY LAW CONSOLIDATION BILL.—PUBLIC HEALTH LAWS CONSOLIDATION BILL.—FRIENDLY SOCIETIES LAW CONSOLIDATION BILL.—EQUITY PRACTICE LAW CONSOLIDATION BILL.—BAKERS AND MILLERS LAWS CONSOLIDATION BILL.—RELIGIOUS TRUSTS LAW CONSOLIDATION BILL.—SEAMEN LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, these several Bills were read a second time, and ordered to be committed to a Committee of the whole Assembly.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Post Office Savings Banks Regulation Bill—Second reading,*” until Tuesday, 13th December instant ;

“*Land Act 1862 Amendment Bill—Second reading,*” until to-morrow ;

“*Passengers Harbors and Navigation Law Consolidation Bill—Second reading,*”

“*Hospitals Law Consolidation Bill—Second reading,*” until after the consideration of the 38th Order for to-day ;

“*Supreme Court Law Consolidation Bill—Second reading,*”

“*Common Law Procedure Laws Consolidation Bill—Second reading,*”

“*Insolvency Law Consolidation Bill—Second reading,*”

“*Transfer of Real Estate Laws Consolidation Bill—Second reading,*”

“*Electoral Law Consolidation and Amendment Bill—Second reading,*”

“*Justices Law Consolidation and Amendment Bill—Second reading,*” until Tuesday, 13th December instant.

8. PUBLIC WORKS LAWS CONSOLIDATION BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

Mr. Greeves moved, as an amendment, That all the words after the word “That” be omitted with a view to insert instead thereof the words “to appropriate to general purposes, or for the use of other localities, a local tax imposed upon the property of a particular locality, for its own purposes, is manifestly unjust.”

(2.) That to continue the present rate for water supply to Melbourne and its suburbs, for the purpose of supplying distant localities, would be an arbitrary exercise of power.

(3.) That the present surplus revenue from the Yan Yean supply would be advantageously applied for effecting the sewerage of Melbourne and its suburbs, without further imposts upon those localities.

(4.) That according to the intention of the Melbourne Sewerage and Water Act, so soon as those objects have been effected, and the loans for effecting the same paid off, the property in such works, and the revenue thence arising, should revert to the said locality in equitable proportions, in easement of the local burthens of the inhabitants thereof.

Debate ensued.

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

Question—that this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time and ordered to be committed to the Committee of the whole House on the other consolidating Bills.

9. PASSENGERS, HARBORS, AND NAVIGATION LAW CONSOLIDATION BILL.—HOSPITALS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, these Bills were read a second time, and ordered to be committed to the Committee of the whole of the House on the Consolidating Bills.

10. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and read, and is as follows :—

Special Supplementary Estimates of Expenditure for 1864.

C. H. DARLING,
Governor.

Message, No. 3.

The Governor transmits to the Legislative Assembly a Special Supplementary Estimate of Expenditure for 1864, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, 6th December, 1864.

Ordered to be printed with the accompanying Estimates and referred to the Committee of Supply.

11. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 13th December instant, again resolve into the said Committee.

12. POLICE OFFENCES LAW CONSOLIDATION BILL.—VOLUNTEERS LAWS CONSOLIDATION BILL.—REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES LAWS CONSOLIDATION BILL.—PARTY PROCESSIONS LAW CONSOLIDATION BILL.—PAWNBROKERS LAWS CONSOLIDATION BILL.—IMPOUNDING LAW CONSOLIDATION BILL.—MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILL.—POLICE REGULATION LAW CONSOLIDATION BILL.—SAVINGS BANKS LAW CONSOLIDATION BILL.—THISTLES LAW CONSOLIDATION BILL.—ALIENS LAW CONSOLIDATION BILL.—TORTS LAWS CONSOLIDATION BILL.—THEATRES LAW CONSOLIDATION BILL.—HAWKERS AND PEDLERS LAW CONSOLIDATION BILL.—COUNTY COURT LAW CONSOLIDATION BILL.—FENCES LAW CONSOLIDATION BILL.—CORONERS LAW CONSOLIDATION BILL.—JURIES BILL.—PATENTS LAW CONSOLIDATION BILL.—PUBLIC MONEYS AND AUDIT LAW CONSOLIDATION BILL.—CROWN REMEDIES AND LIABILITY LAW CONSOLIDATION BILL.—PUBLIC HEALTH LAWS CONSOLIDATION BILL.—FRIENDLY SOCIETIES LAW CONSOLIDATION BILL.—EQUITY PRACTICE LAW CONSOLIDATION BILL.—BAKERS AND MILLERS LAWS CONSOLIDATION BILL.—RELIGIOUS TRUSTS LAW CONSOLIDATION BILL.—SEAMEN LAW CONSOLIDATION BILL.—PUBLIC WORKS LAW CONSOLIDATION BILL.—PASSENGERS HARBORS AND NAVIGATION LAWS CONSOLIDATION BILL.—HOSPITALS LAW CONSOLIDATION BILL.—The Order of the Day for the consideration of these Bills in Committee of the whole Assembly having been read, on the motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in these Bills, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 13th December instant, again resolve itself into the said Committee.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

WEDNESDAY, 7TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Grant presented—

Pastoral Occupation.—Return to an Order of the Legislative Assembly, dated 19th May, 1864, for a Return, showing the number of runs in each Crown Lands Commissioner's district, the number of acres rented from the Crown by pastoral tenants in each run, and the rent per acre paid by each tenant; and in those cases where the absolute area has not been ascertained a statement of the approximate area.

Ordered to lie on the Table.

Mr. Verdon presented—

Public Accounts—Regulations respecting.

Ordered to lie on the Table.
3. PETITION.—Mr. Pope presented a Petition from Edward Hammond Hargraves, of Noraville, Gosford, in the Colony of New South Wales, praying the House would take the statements set forth in the Petition into consideration, and take such other steps in the matter as to this House might seem just.

Ordered to lie on the Table.

4. MANUFACTURES COMMITTEE.—Mr. Edwards moved, by leave of the Assembly, That leave be given to this Committee to sit on days on which the House does not sit.

Question—put and resolved in the affirmative.

5. POLICE.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of the House—

 - (1.) A copy of the "Duty Returns" of all members of the police force stationed in the Ararat District during the last five years.
 - (2.) A Return showing how all Government horses in charge of the police force in the same district have been employed during the same period.

Question—put and resolved in the affirmative.

6. LAND ACT 1862 AMENDMENT BILL.—Mr. Grant moved, That this Bill be now read a second time.

Mr. Levi moved as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words "in the opinion of this House it is desirable that all classes of the community should bear an equal proportion of the burdens of the State, and considering the greater security of tenure, and the compensation for improvements, granted to the squatters by the Land Act of 1862, any amendment of the same, to be acceptable to this House, or to the country, should, as an equivalent for these advantages to the pastoral tenants of the Crown, secure to the State an amount of rent in excess of that paid by the squatters before such advantages were granted to them by the Legislature, and which Act fails to secure a fair rental for the thirty seven millions of acres of pastoral lands of the colony."

Debate ensued.

Mr. Berry moved, That this debate be now adjourned.

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

7. SUPPLY.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read, and is as follows :—

SPECIAL SUPPLEMENTARY ESTIMATES FOR 1864.

(6th December.)

Resolved—That the sum hereinafter mentioned be granted to Her Majesty to defray the special supplementary charge for the year 1864, for the miscellaneous service hereunder specified, being—

| IV.—TREASURER. | £ | s. | d. |
|--|-----|----|----|
| DIVISION No. 47. | | | |
| MISCELLANEOUS. | | | |
| To meet the claims of local bodies for licenses issued (viz., Publicans, Spirit Merchants, and Brewers), during the period 1st January to 30th September, 1863, within the respective boroughs and shires (as the case may be), created during the year 1863, under Acts 27 Vic., No. 176, and 27 Vic., No. 184, for which the previous Vote of £50,000, under Division 47—57 of 1863, has proved insufficient | 716 | 17 | 1 |

And the said resolution was read a second time and agreed to by the Assembly.

8. VICTORIA VOLUNTEER FORCE.—Mr. King moved, pursuant to notice, That there be laid upon the Table of the House a copy of the Report of the Board appointed to conduct the examination of candidates for promotion to the ranks of subaltern and non-commissioned officers in the Volunteer Force of Victoria in August, 1864.
Question—put and resolved in the affirmative.
9. PAPERS.—Mr. Verdon presented—
Victoria Volunteer Force.—Return to above Order.
Ordered to lie on the Table.
10. PASTORAL TENANTS.—Mr. Levi moved, pursuant to notice, That there be laid upon the Table of the House a Return, showing—
(1.) The number of licenses issued to pastoral tenants of the Crown for grazing purposes during the present year.
(2.) The number of parties to whom the same were issued.
(3.) The number of acres of land held under such licenses for grazing purposes.
Question—put and resolved in the affirmative.
11. DAMAGE BY FLOODS.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the House, a schedule, showing the manner in which it is proposed to distribute the Vote for the repairs of damage done by floods.
Question—put and resolved in the affirmative.
12. LAND ACT 1862 AMENDMENT BILL—LANDS SURVEYED, ETC.—Mr. O'Shanassy moved, pursuant to *amended* notice—
(1.) That there be laid on the Table of this House a map, showing the surveyed lands marked in the "blue," in terms of *The Land Act* 1862, which it is proposed to open for lease under the amended Bill now before this House.
(2.) Showing also the extent and position of lands in the "white," already surveyed for agricultural settlement under the new Land Bill.
(3.) An estimate of the quantity of land already surveyed, in the "blue" and "white," which it is proposed to declare open for lease under the amended Bill now before the House.
(4.) A Return of the number of the cases which the Board of Land and Works are prepared to bring before the Supreme Court, with the view to an increase of rent, on the grounds stated in the 51st Clause of the amended Bill; and an estimate of the amount of increase of rent if such cases are successful.
Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

THURSDAY, 8TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, and upon the amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words—In the opinion of this House it is desirable that all classes of the community should bear an equal proportion of the burdens of the State, and considering the greater security of tenure, and the compensation for improvements, granted to the squatters by the Land Act of 1862, any amendment of the same, to be acceptable to this House, or to the country, should, as an equivalent for these advantages to the pastoral tenants of the Crown, secure to the State an amount of rent in excess of that paid by the squatters before such advantages were granted to them by the Legislature, and which Act fails to secure a fair rental for the thirty-seven millions of acres of pastoral lands of the colony—having been read,

Debate resumed.

Mr. Longmore moved, That this debate be further adjourned.

Question—That this debate be further adjourned until Tuesday next—put and resolved in the affirmative.

3. DECLARATIONS OF VALUE OF ALLOTMENTS, BALLAARAT.—Mr. Vale moved, pursuant to amended notice, That there be laid upon the Table of the House copies of the official declaration of values for improvements on Lots 1, 2, 6, and 7, of Section 18, Soldier's Hill, Ballaarat, north of the town boundary, sold on the 29th August, 1862; and also the names of the purchasers, and the price at which they bought.

Question—put and resolved in the affirmative.

4. JUDGES' RIGHTS.—Mr. Harker moved, pursuant to notice, That there be laid upon the Table of the House copies of any correspondence that has recently taken place between the Government and the judges of the Supreme Court respecting the rights and privileges of the judges.

Mr Higinbotham moved, That this debate be now adjourned.

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

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

FRIDAY, 9TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Neglected and Criminal Children Act—Regulations for Industrial Schools.
Ordered to lie on the Table.
Mr. Sullivan presented, by command of His Excellency the Governor—
Mining within exempted Lands, Castlemaine—Orders in Council.
Ordered to lie on the Table.
Mr. Sullivan presented—
Damage by Floods.—Return to an Order of the Legislative Assembly, dated 7th December instant, for a schedule, showing the manner in which it is proposed to distribute the Vote for the repairs of damage done by floods.
Ordered to lie on the Table.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following Members, viz., N. Levi, Esq., J. Orr, Esq., J. O'Shanassy, Esq., and J. F. Sullivan, Esq., Members of this Committee, were sworn at the Table by the Clerk.
4. MINING ACCIDENTS PREVENTION BILL.—Mr. Carpenter moved, pursuant to notice, That he have leave to bring in a Bill for the prevention of mining and other accidents.
Question—put and resolved in the affirmative.
Ordered—That Mr. Carpenter and Mr. Bindon do prepare and bring in the Bill.
5. WAYS AND MEANS.—Mr. Verdon moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into the Committee of Ways and Means.
Question—put and resolved in the affirmative.
6. WATER SUPPLY TO CASTLEMAINE AND SANDHURST DISTRICTS.—Mr. Tucker moved, pursuant to amended notice, That a Select Committee be appointed to enquire into and report upon the three rival schemes for supplying the Castlemaine and Sandhurst Districts with water; such Committee to consist of Mr. Sullivan, Mr. Francis, Mr. Howard, Mr. Casey, Mr. Zeal, Mr. Carpenter, Mr. Edwards, Mr. Wheeler, Mr. Richardson, Mr. B. G. Davies, Mr. Ramsay, and the Mover, with power to call for persons, documents, and papers; five to form a quorum; with leave to sit on days the House does not sit.
Debate ensued.
Question—put and resolved in the affirmative.
7. REGISTRATION ACT AMENDMENT BILL.—Mr. Macgregor moved, That this Bill be now read a second time.
Debate ensued.
Mr. Vale moved, That the debate be now adjourned.
Question—That this debate be adjourned until Friday next—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Friday, 16th December instant:—
“County Courts Law Amendment Bill—Second reading.”

9. JUDGES' RIGHTS.—The Order of the Day for the resumption of the debate on the question,
That there be laid on the Table on the House copies of any correspondence that has
recently taken place between the Government and the judges of the Supreme Court
respecting the rights and privileges of the judges, having been read,

Debate resumed.

Question—put and resolved in the affirmative.

Assembly adjourned at eighteen minutes to seven o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 10.

TUESDAY, 13TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch by command of His Excellency the Governor, presented—
Birth of a Son to His Royal Highness the Prince of Wales—Copy of a Despatch from the Right Honorable the Secretary of State, acknowledging receipt of Addresses from the Legislative Council and Legislative Assembly of Victoria on the Birth of a Son to His Royal Highness the Prince of Wales.
Central Board of Health—Ninth Annual Report.
Transportation—Further papers respecting.
Severally ordered to lie on the Table.
Mr. Francis presented—
Railway Free Passes—Return to an Order of the Legislative Assembly, dated 1st December, instant, for a Return setting forth a statement of all Free Passes issued by each Branch of the Railway Department since the dissolution of the last Parliament.
 - (2.) By whom issued, and to whom.
 - (3.) Where at, and where to.
 - (4.) The time during which each Pass was to remain in force.Ordered to lie on the Table.
Mr. Higinbotham presented—
Judges' Rights—Return to an Order of the Legislative Assembly, dated 9th December instant, for copies of any correspondence that has recently taken place between the Government and the Judges of the Supreme Court respecting the rights and privileges of the judges.
Ordered to lie on the Table and to be printed.
3. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard, Chairman, brought up the First Report from this Committee.
Ordered to lie on the Table, and to be printed, and taken into consideration in Committee of the whole Assembly Tuesday, 20th December instant.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Edward Cope, Esq., G. Harker, Esq., and J. McBain, Esq., were sworn at the Table by the Clerk.
Mr. Speaker appointed that the first meeting of this Committee be held on Thursday, the 15th December instant, at 11 o'clock, in the Old Library.
5. RICHMOND ELECTION PETITION.—Mr. Higinbotham, by leave of the Assembly, moved, That the Petition of Thomas Parsons, complaining of the return of James Goodall Francis and A. B. Wardrop, for the Electoral District of Richmond, presented to this House 1st December instant, be referred to "The Committee of Elections and Qualifications."
Question—put and resolved in the affirmative.
6. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, and upon the amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words—In the opinion of this House it is desirable that all classes of the community should bear an equal proportion of the burdens of the State, and considering the greater security of tenure, and the compensation for improvements, granted to the squatters by the Land Act of 1862, any amendment of the same, to be acceptable to this House, or to the country, should, as an equivalent for these advantages to the pastoral tenants of the Crown, secure to the State an amount of rent in excess of that paid by the squatters before such advantages were granted to them by the Legislature, and which Act fails to secure a fair rental for the thirty-seven millions of acres of pastoral lands of the colony—having been read,
Debate resumed.

Mr. Macgregor moved, That the debate be now adjourned.

Debate ensued.

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

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several other Orders of the Day on the paper for to-day be postponed until Thursday, 15th December instant.

8. UNIVERSITY EXPENDITURE.—Capt. Dane moved, pursuant to notice, That there be laid upon the Table of this House a detailed statement of the salaries and allowances, together with such other advantages as are possessed by the professors and officers of the University of Melbourne, more particularly included under the head of "Expenditure," amounting to £6,591 15s. 3d., and dated "Audit Office, 4th July, 1864.—Report of the Proceedings, University of Melbourne."

Question—put and resolved in the affirmative.

9. DILL v. MURPHY.—Mr. Sands moved, pursuant to notice, That there be laid on the Table of the House a Return, showing the total amount of costs incurred by the colony in the case of *Dill v. Murphy*.

Question—put and resolved in the affirmative.

10. RED BANK COMMON.—Mr. Houston moved, pursuant to *amended* notice, That there be laid upon the Table of the House copies of all documents and correspondence which took place between the Department of Lands and Survey, and all other persons whatever, relative to the diminution of the Red Bank Common.

Debate ensued.

Motion by leave withdrawn.

11. GEELONG AND MELBOURNE RAILWAY.—Mr. Zeal moved, pursuant to notice, That there be laid on the Table of the House a Return, showing—

(1.) The amount of money already spent on the Geelong and Melbourne Railway under the head of "Day work" since the purchase of the line by the Government; setting forth the gross amount of money spent in each separate year, and all money disbursed under the head of "Maintenance;" this latter item to be returned in a separate form.

(2.) The gross amount of money spent (under the head of "Day work") by the Engineer-in-Chief from 1st June, 1858, to the present time, setting forth the gross amount of money spent in each year.

Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

WEDNESDAY, 14TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented, by command of His Excellency the Governor—
Land Act 1862.—Races, Dams, and Reservoirs—Order in Council.
Ordered to lie on the Table.
Mr. Verdon presented—
Private Rea.—Return to an Order of the Legislative Assembly, dated 27th May, 1864, for copies of all correspondence and documents connected with the Prahran and South Yarra Rifle Corps, relating to the period from the enrolment of that corps till 25th May, 1864, so far as relates to the case of Private Rea, late a member of the corps.
Ordered to lie on the Table.
3. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY BILL.—Mr. Howard moved, pursuant to *amended* notice—
 - (1.) That the Sandhurst, Inglewood, and Loddon District Tramway Bill be referred to a Select Committee to consist of the following Members: Mr. Francis, Mr. Davies, Mr. Casey, Mr. Berry, Mr. Lalor, Mr. Harker, Mr. Tucker, Mr. Orr, Mr. Kerferd, Mr. Zeal, Mr. Macgregor, and the Mover; five to form a quorum.
 - (2.) That leave be given to print the evidence taken before such Committee.Debate ensued.
Question—put and resolved in the affirmative.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the First Report from this Committee.
Ordered to lie on the Table and to be printed.
5. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, and upon the amendment, That all the words after the word “That” be omitted with a view to insert instead thereof the words—In the opinion of this House it is desirable that all classes of the community should bear an equal proportion of the burdens of the State, and considering the greater security of tenure, and the compensation for improvements, granted to the squatters by the Land Act of 1862, any amendment of the same, to be acceptable to this House, or to the country, should, as an equivalent for these advantages to the pastoral tenants of the Crown, secure to the State an amount of rent in excess of that paid by the squatters before such advantages were granted to them by the Legislature, and which Act fails to secure a fair rental for the thirty-seven millions of acres of pastoral lands of the colony—having been read,
Debate resumed.
Amendment by leave withdrawn.
Question—That this Bill be now read a second time—put and resolved in the affirmative—
Bill read a second time.
Mr. Grant moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
Mr. Grant moved, That Mr. Speaker do now leave the Chair.
Mr. Macgregor moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “inasmuch as the means provided by the present Land Act have failed in obtaining a fair and sufficient rental for the pastoral lands of the Crown, and as that measure distinctly provides that no occupier of land for pastoral purposes shall, by reason of its being hereafter repealed or altered, be entitled to any compensation, this House is of opinion that it is just and expedient that provision should at once be made for securing to the State the payment of an increased and adequate return for the use of the public lands for pastoral purposes.

Debate ensued.

Mr. McLellan moved, That this debate be now adjourned.

Debate continued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 26.

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|------------------|------------------|
| Mr. Burt, | Mr. McCann, |
| Mr. Campbell, | Mr. McLellan, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. O'Shanassy, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Greeves, | Mr. J. T. Smith, |
| Mr. Halfey, | Mr. Vale. |
| Mr. Harker, | |
| Mr. Houston, | |
| Mr. Kyte, | |
| Mr. Levi, | |
| Mr. Longmore, | |
| Mr. Macgregor, | |

Tellers.

Mr. L. L. Smith,
Mr. Berry.

Noes, 46.

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|------------------|------------------|
| Mr. Bayles, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Brown, | Mr. Moore, |
| Mr. Carpenter, | Mr. Pearson, |
| Mr. Creswick, | Mr. Pope, |
| Mr. Crews, | Mr. Randall, |
| Mr. Davies, | Mr. Riddell, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Foott, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Thomson, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Hopkins, | Mr. Wheeler, |
| Mr. Howard, | Mr. Zeal. |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Lalor, | |
| Mr. Mason, | |
| Mr. MacBain, | |
| Mr. McCulloch, | |

Tellers:

Mr. Cohen,
Mr. Casey.

And so it passed in the negative.

Debate continued.

And the House having continued to sit till after twelve of the clock—

THURSDAY, 15TH DECEMBER, 1864.

Mr. McCann moved, That this House do now adjourn.

Debate continued.

Question—That this House do now adjourn—put and negatived.

Debate further continued.

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

Assembly divided.

Ayes, 47.

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| Mr. Bayles, | Mr. Longmore, |
| Mr. Bindon, | Mr. Mason, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Carpenter, | Mr. Macpherson, |
| Mr. Casey, | Mr. Michie, |
| Mr. Cohen, | Mr. Moore, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Creswick, | Mr. Randall, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Frazer, | Mr. Tucker, |
| Mr. Gillies, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Wheeler, |
| Mr. Hopkins, | Mr. Zeal. |
| Mr. Houston, | |
| Mr. Howard, | |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Lalor, | |

Tellers.

Mr. Francis,
Mr. B. G. Davies.

Noes, 20.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Moffatt, |
| Mr. Burt, | Mr. O'Grady, |
| Mr. Campbell, | Mr. O'Shanassy, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Greeves, | Mr. Sherwin. |
| Mr. Halfey, | |
| Mr. Kyte, | |
| Mr. Macgregor, | |
| Mr. McCann, | |

Tellers.

Mr. L. L. Smith,
Mr. McLellan.

And so it was resolved in the affirmative.

Question—That Mr. Speaker do now leave the Chair—put and resolved in the affirmative, Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will this day again resolve itself into the said Committee.

6. PAPER.—Mr. Higinbotham presented—

Judges' Rights—Further return to an Order of the Legislative Assembly, dated 9th December instant, for copies of any correspondence that has recently taken place between the Government and the Judges of the Supreme Court respecting the rights and privileges of the judges.

Ordered to lie on the Table and to be printed.

7. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard, by leave of the Assembly, moved, That the Report from the Refreshment Rooms Committee be taken into consideration in Committee of the whole Assembly on Tuesday, the 20th December instant.

Question—put and resolved in the affirmative.

8. MAIN LINES OF ROAD, CROWLANDS.—Mr. Campbell moved, pursuant to notice, That there be laid upon the Table of the House a return of all the roads proclaimed as main lines of road throughout the electoral district of Crowlands.

Question—put and resolved in the affirmative.

9. GIPPS LAND LAKES.—Mr. Snodgrass moved, pursuant to notice, That there be laid upon the Table of the House a copy of the report of Capt. Ferguson upon the entrance to the Lakes, North Gipps Land.

Question—put and resolved in the affirmative.

10. PAPER.—Mr. Francis presented—

Gipps Land Lakes—Return to above Order.

Ordered to lie on the Table.

11. IMPRISONMENT FOR DEBT ABOLITION BILL.—Mr. Frazer moved pursuant to notice, That he have leave to bring in a Bill to abolish imprisonment for debt.

Question—put and resolved in the affirmative.

Ordered—That Mr. Frazer and Mr. Houston do prepare and bring in the Bill.

Mr. Frazer then brought up a Bill, intituled, "*A Bill to abolish Imprisonment for Debt*," and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 20th December instant.

Assembly adjourned at twenty-five minutes to three o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

THURSDAY, 15TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—
Hospitals and Lunatic Asylums—Copy Despatch from the Right Honorable the
Secretary of State with enclosures relative to Public Hospitals and Lunatic
Asylums.
Ordered to lie on the Table.
 3. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the further consideration of
this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the
Chair, and the Assembly resolved itself into a Committee of the whole for the further
consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made
progress in the Bill, and that he was directed to move, That the Committee may have
leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
 4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of
the other Orders of the Day, on the Paper for to-day, be postponed until to-morrow.
 5. TRACK TO THE JORDAN GOLD FIELDS.—Mr. McLellan moved, pursuant to notice, That there
be laid upon the Table of the House the Engineer's Report as to the best track to the
Jordan Gold Fields.
Question—put and resolved in the affirmative.
 6. MANDURANG SCHOOLS.—Mr. Dyte moved, pursuant to notice, That there be laid upon the
Table of this House—
(1.) Copies of all correspondence between the Board of Education, or any member thereof,
and Mr. Casey respecting certain schools in the Mandurang district.
(2.) Copies of any minutes made by the Board thereon, together with any reports made by
the secretary to the Board in relation to such correspondence.
Question—put and resolved in the affirmative.
- Assembly adjourned at four minutes past eleven o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

FRIDAY, 16TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. L. L. Smith presented a Petition from Michael Ashton, a prisoner for debt in the Central Gaol, Melbourne, praying the House would so alter the Insolvent Act as to enable the full Court to grant the Petitioner his discharge, or adopt such other means as might secure the Petitioner his release from custody.
Petition read, and ordered to lie on the Table.
3. WOOD'S POINT—YARRA TRACK.—Mr. Orr moved, pursuant to notice, That there be laid on the Table of this House a Return showing—
 - (1.) The total amount spent upon the Yarra Track to Wood's Point, distinguishing the portions of such amount spent upon contract and day labor respectively.
 - (2.) The votes out of which such sums have been spent, the dates of any minutes authorising such expenditure, and the name of the minister signing such minutes.
 - (3.) The names of all persons to whom any portion of the money spent upon day labor was actually paid at the Treasury.
 - (4.) The names of all persons by whom any orders on the Treasury for any portion of such money so spent upon day labor may be endorsed.Debate ensued.
Question—put and resolved in the affirmative.
4. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock—

SATURDAY, 17TH DECEMBER, 1864.

- Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 20th December instant, again resolve itself into the said Committee.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—
 - “Registration Act Amendment Bill—Second reading—Resumption of debate,” until Wednesday, 21st December instant;
 - “County Courts Law Amendment Bill—Second reading,” until Friday, 23rd December instant;
 - “Post Office Savings Banks Regulation Bill—Second reading,”
 - “Supreme Court Law Consolidation Bill—Second reading,”
 - “Common Law Procedure Laws Consolidation Bill—Second reading,”
 - “Insolvency Law Consolidation Bill—Second reading,”
 - “Transfer of Real Estate Bill—Second reading,”
 - “Electoral Law Consolidation and Amendment Bill—Second reading,”
 - “Justices Law Consolidation and Amendment Bill—Second reading,” until Thursday, 22nd December instant;
 - “Supply—To be further considered in Committee,” until Tuesday, 20th December instant;
 - “Police Offences Law Consolidation Bill—To be further considered in Committee,”
 - “Volunteers Laws Consolidation Bill—To be further considered in Committee,”
 - “Registration of Births, Deaths, and Marriages Laws Consolidation Bill—To be further considered in Committee,”

- “*Party Processions Law Consolidation Bill—To be further considered in Committee,*”
 “*Pawnbrokers Laws Consolidation Bill—To be further considered in Committee,*”
 “*Impounding Law Consolidation Bill—To be further considered in Committee,*”
 “*Medical Practitioners Laws Consolidation Bill—To be further considered in Committee,*”
 “*Police Regulation Law Consolidation Bill—To be further considered in Committee,*”
 “*Savings Banks Law Consolidation Bill—To be further considered in Committee,*”
 “*Thistles Law Consolidation Bill—To be further considered in Committee,*”
 “*Aliens Law Consolidation Bill—To be further considered in Committee,*”
 “*Torts Laws Consolidation Bill—To be further considered in Committee,*”
 “*Theatres Law Consolidation Bill—To be further considered in Committee,*”
 “*Hawkers and Pedlers Law Consolidation Bill—To be further considered in Committee,*”
 “*County Courts Law Consolidation Bill—To be further considered in Committee,*”
 “*Fences Law Consolidation Bill—To be further considered in Committee,*”
 “*Coroners Law Consolidation Bill—To be further considered in Committee,*”
 “*Juries Bill—To be further considered in Committee,*”
 “*Patents Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”
 “*Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Health Laws Consolidation Bill—To be further considered in Committee,*”
 “*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”
 “*Equity Practice Law Consolidation Bill—To be further considered in Committee,*”
 “*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”
 “*Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”
 “*Seamen Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Works Laws Consolidation Bill—To be further considered in Committee,*”
 “*Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”
 “*Hospitals Law Consolidation Bill—To be further considered in Committee,*”
 until Thursday, 22nd December instant ;
 “*Ways and Means—To be considered in Committee,*” until Tuesday, 20th December instant.

Assembly adjourned at fourteen minutes past two o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

TUESDAY, 20TH DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented—

Track to the Jordan Gold Fields.—Return to an Order of the Legislative Assembly, dated 15th December instant, That there be laid on the Table of this House the Engineer's Report as to the best track to the Jordan Gold Fields.

Ordered to lie on the Table.

Wood's Point—Yarra Track.—Return to an Order of the Legislative Assembly, dated 16th December instant, for a Return, showing—

- (1.) The total amount spent upon the Yarra Track to Wood's Point, distinguishing the portions of such amount spent upon contract and day labor respectively.
- (2.) The votes out of which such sums have been spent, the dates of any minutes authorising such expenditure, and the name of the minister signing such minutes.
- (3.) The names of all persons to whom any portion of the money spent upon day labor was actually paid at the Treasury.
- (4.) The names of all persons by whom any orders on the Treasury for any portion of such money so spent upon day labor may be endorsed.

Ordered to lie on the Table.

Mr. Michie presented—

Wood's Point County Court—Order in Council.

Wood's Point Court of Mines—Order in Council.

Severally ordered to lie on the Table.

3. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Second Report from this Committee.

Ordered to lie on the Table, and to be printed.

4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. O'Shanassy, from the Committee of Elections and Qualifications, brought up certain resolutions in the matter of of the Petition of Thomas Parsons against the return of James Goodall Francis, Esq., and A. B. Wardrop, Esq., for the Electoral District of Richmond, which resolutions are as follow :—

- (1.) That the polling places, as set forth in the Writ, were appointed and set forth in sufficient compliance with "*The Electoral Act 1863.*"
- (2.) That the conduct of the Returning Officer, in neglecting to preside and take the poll, as directed by the Electoral Act, was irregular ; but that the result of the election was not at all affected by such irregularity.
- (3.) That the election for the Electoral District of Richmond was a good and valid election.
- (4.) That neither the Petition nor the opposition to it appeared to be frivolous or vexatious.

Ordered to lie on the Table, together with the Minutes of Proceedings and Evidence, and to be printed.

5. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, to-morrow, again resolve itself into the said Committee

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—

“*Supply—To be further considered in Committee,*”

“*Ways and Means—To be considered in Committee,*”

“*Refreshment Rooms—Report of Committee to be considered in Committee,*” until to-morrow ;

“*Imprisonment for Debt Bill—Second reading,*” until Thursday, 22nd December instant.

6. **CONVICTS.**—Mr. Kerferd moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return of all convictions in the Supreme Court and General Sessions since 1852, showing the number of bond convicts to the colonies, and free.

Debate ensued.

Question—put and resolved in the affirmative.

7. **PROSPECTING FOR COAL.**—Mr. Houston moved, pursuant to notice, That there be laid upon the Table of this House a Return, showing how the sum of fifteen hundred pounds voted for “prospecting for new seams and fields of coal, during 1864,” has been expended, and the persons to whom the money has been paid.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-one minutes past eleven o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

WEDNESDAY, 21ST DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Verdon presented, by command of His Excellency the Governor—

Constitution Act, Schedule D.—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., Cap. 55, on account of the Year 1862.

Constitution Act, Schedule D.—Similar Statement of Expenditure on account of the year 1863, defrayed during 1863.

Severally ordered to lie on the Table.

Mr. Francis presented, by command of His Excellency the Governor—
Trade and Customs—Accounts relating to, for the Year 1863.

Ordered to lie on the Table.
3. PETITION.—Mr. O'Shanassy presented a Petition from their Honors the Judges of the Supreme Court, calling the attention of the Assembly to the provision in the Supreme Court Law Consolidation Bill, proposing to re-enact certain Clauses of the Act 15 Vict. No. 10, which their Honors contended were repealed by the *Constitution Act*, and relying upon the House to take that question into its deliberate consideration—divest it of all extraneous circumstances foreign to the gravity of the subject, and maintain the independence of the Bench, as might seem best calculated to ensure the continuance of true constitutional freedom, and perfect security of life and property.

Petition read, and ordered to lie on the Table.

4. FLINDERS SCHOOL, GEELONG.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the House copies of all correspondence that has taken place between the Board of Education, the district inspector, and local authorities, as to the appointment of teachers to the Flinders School, Geelong.

Debate ensued.

Motion, by leave, withdrawn.

5. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“Supply—To be further considered in Committee,”

“Ways and Means—To be considered in Committee,” until to-morrow;

“Registration Act Amendment Bill—Second reading—Resumption of debate,”

“Refreshment Rooms—Report of Committee to be considered in Committee,” until Friday, 23rd December instant.

7. EXPORTS.—Mr. Harker moved, pursuant to notice, That there be laid upon the Table of the House a Return, showing the exports from 1st January, 1863, to 1st October, 1864, of all goods the produce or manufacture of the colony, with the number of packages and estimated value of such exports.

Question—put and resolved in the affirmative.

8. OCCUPATION LICENSES.—Mr. Pope moved, pursuant to notice, That there be laid upon the Table of the House a Return, showing—

- (1.) The names, residences, and occupations of persons to whom occupation licenses were issued under the minutes or orders dated May 31st, and August 26th, 1861.
- (2.) The dates of such licenses, and localities in which the lands so occupied are situated.
- (3.) Also similar returns of leases issued under the 47th Clause of the Land Act 1862, together with the purposes to which such lands are to be devoted, and the rent per acre charged in each case.

Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 16.

THURSDAY, 22ND DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SANDRIDGE ELECTION.—Mr. Speaker laid before the Assembly a Petition that had been presented to him this day, which is as follows :—

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

The Petition of Robert Byrne, of Sandridge, in the Colony of Victoria, Auctioneer, whose name is hereunto subscribed,

RESPECTFULLY SHEWETH—

That the Petitioner was a candidate at the last election of a member to serve in the Legislative Assembly for this present Parliament for the Electoral District of Sandridge, in the Colony of Victoria.

That at the said last election of a member to serve in the Legislative Assembly for the said Electoral District of Sandridge, in the months of October and November, One thousand eight hundred and sixty-four, David Moore, Charles Muirhead Ingles, and the Petitioner, were candidates duly nominated for the representation of the said electoral district in the Legislative Assembly of Victoria.

That a poll was taken by Andrew Plummer, Esquire, the Returning Officer of the said electoral district, on the third day of November, One thousand eight hundred and sixty-four.

That the said David Moore was declared by the said Returning Officer to have had a majority of votes at the said election, and to have been duly elected ; and was returned as member duly elected to serve in this present Legislative Assembly of the Colony of Victoria for the said Electoral District of Sandridge.

The Petitioner complains—

That before, and at, and after, the issuing of the writ for the said election, and before, at, during, and after, the holding of the said election, the said David Moore did, by himself, his friends, agents, managers, partizans, and supporters, and by divers other persons, at the request of the said David Moore, regardless of the law, by divers ways and means, at his and their charge, and on his and their behalf, directly and indirectly, give, present, and allow to persons, having votes at such election, money, meat, drink, lodging, entertainment, provision, and reward, and did make presents, gifts, rewards, and promises, agreements, obligations, and engagements, to give and allow money, meat, drink, provision, presents, rewards, and entertainments to, and for persons, having votes as aforesaid, for the use, advantage, benefit, profit, and preferment of such persons, in order that they might be induced to vote for the said David Moore, and that the said David Moore might be elected, and for being elected to serve in the Legislative Assembly for the said Electoral District of Sandridge at the said election.

That before and during the said election, as well, the said David Moore, by himself, his agents, managers, friends, partizans, supporters, and divers other persons, was guilty of gross, extensive, systematic, and notorious bribery, and before and during the said election did by money, gifts, presents, and rewards, and by promises, agreements for presents and rewards corrupt and procure divers persons, having, or claiming to have, votes at such election, to give their votes in favor of the said David Moore, or forbear to give them in favor of the Petitioner ; that the said David Moore, by reason of the said corrupt and illegal practices, was and is wholly disabled and incapacitated and ineligible to serve in this present Legislative Assembly for the Electoral District of Sandridge and the return of the said David Moore was and is wholly void.

The Petitioner further complains—

That the majority of votes, declared by the Returning Officer in favor of the said David Moore, was only an apparent and colorable majority, inasmuch as the votes of divers persons were accepted and recorded in favor of the said David Moore, who were not legally entitled, and had no legal right to vote at the said election; and that the real majority of good and legal votes polled at the said election was in favor of the Petitioner over the said David Moore: that divers persons were admitted to vote, and did vote, at the said election for the said David Moore, who were not entitled by law to vote at the said election for the said electoral district, or to use, for the purpose of voting, electors' rights previously issued to them by the electoral registrar for the said electoral district, by reason of their not having any qualification in respect of property, occupation, residence, rating, or payment of taxes, and whose qualification was, for other and various reasons, insufficient or totally gone, or who were subject to legal incapacities, and whose names had been improperly retained on both or either of the electoral rolls of the said electoral district; and that the votes so admitted ought to be struck off the poll: that at the said election, divers persons voted for the said David Moore who were enrolled as voters, by reason of their having a residential qualification for the said electoral district, but who had become disqualified as electors for the said electoral district through not having resided and lived within the limits and boundaries of the said electoral district for the six months next preceding the said election, as required by an Act passed in the said Colony of Victoria in the twenty-seventh year of the reign of Her Majesty Queen Victoria, and known as the Electoral Act of One thousand eight hundred and sixty-three; and that such votes were admitted by the said Returning Officer as good votes for the said David Moore, and ought now to be struck off the poll: that at the said election, divers persons who had been employed for hire, as attorneys, agents, clerks, committee-men, canvassers, and cabmen, or in some such other capacity, and had either before, or during, or after such election, accepted, received or taken from the said David Moore, or from some other persons on his behalf, for, or in consideration of, or in respect to such employment, a sum or sums of money, did vote for the said David Moore at such election; and that such votes were admitted and received as good votes for the said David Moore, and ought now to be struck off the poll: that many persons were admitted to vote, and did vote, at the said election in favor of the said David Moore, who had asked, received, or taken money, gifts, employments, rewards, or promises for money gifts employments, or rewards, or who were otherwise bribed or corruptly influenced to vote at the said election in favor of the said David Moore, or to forbear to vote for the Petitioner; and that all the votes so admitted for the said David Moore ought to be struck off the poll: that many persons were admitted to vote, and did vote, at the said election in favor of the said David Moore, who did before, at, and during the said election, by themselves and other persons employed by them, by gifts, money, and rewards, the giving of meat, drink, and entertainment, or promises of gifts, money, and rewards, or meat, drink, and entertainment and by divers other illegal practices, procure divers persons, having votes at the said election, to give their votes in favor of the said David Moore, and to forbear to give their votes for the Petitioner; and the votes so admitted ought to be struck off the poll: that divers persons were admitted and vote, and did vote, at the said election for the said David Moore, who were disqualified, by reason of their having made wagers or bets on the said election; and the votes so admitted ought to be struck off the poll: that at the said election many persons were compelled, by violence, threats, intimidation, and force, practised by friends, agents, partizans, managers, committee-men, and supporters of the said David Moore, or one of them, to vote for the said David Moore, or to forbear to vote for the Petitioner; and the votes so admitted ought now to be struck off the poll: that at the said election the votes of divers persons were counted on the said poll who did not, in fact, vote for the said David Moore, but who were personated and fraudulently represented by other persons who had themselves no title to vote, or had already voted in their own proper persons; and that such votes ought now to be struck off the poll: that divers persons, at the said election, who were themselves unable to read or write, or by reason of some bodily infirmity were incapacitated from marking their voting papers, did request the Returning Officer, at the said election, to mark out for them, and on their behalf, the names of the candidates for whom they did not intend or purpose to vote, as the said Returning Officer might lawfully do, and that the said Returning Officer, in divers instances, and for and on behalf of divers persons, legally entitled to vote, and did purpose to vote for the Petitioner, did strike out the name of the Petitioner and one other candidate, instead of the names of the said David Moore and Charles Muirhead Ingles, notwithstanding that the said persons did there and then distinctly declare to the said Returning Officer their intention of voting in favor of the Petitioner; and that such votes ought now to be struck off the poll for the said David Moore, and be counted for the Petitioner: that the votes of divers persons were tendered for the Petitioner and refused, which ought to have been received and added to the poll for the Petitioner; and that such votes ought now to be counted for the Petitioner: that by the ways and means aforesaid, the said David Moore obtained an apparent majority over the Petitioner, whereas, in fact, and in truth, the Petitioner had a majority of good, and legal votes over the said David Moore, and was duly elected a member of the Legislative Assembly, to serve in the present Parliament for the said Electoral District of Sandridge, and ought to have been returned as such member.

The Petitioner humbly prays, that the Legislative Assembly will take the premises into their consideration, and will declare the said election and return of the said David Moore to be wholly null and void, and that the said David Moore was not duly elected, and ought not have been returned at the said election, and that the Petitioner had a majority of legal votes over the said David Moore at the said election, and was duly elected and ought to have been returned, and will cause the return to be amended by erasing the name of the said David Moore therefrom, and substituting the name of the Petitioner instead of the name of said David Moore, and that the Legislative Assembly will give the Petitioner such further and other relief as the Legislative Assembly shall think meet, and that the case of the Petitioner be referred to the Committee of Elections and Qualifications as early as the Legislative Assembly shall see fit.

And the Petitioner will ever pray, &c.

ROBERT BYRNE,

A Candidate at the last Election for the Electoral District of Sandridge.

Mr. Higinbotham moved, by leave of the Assembly, That the above Petition be referred to the Committee of Elections and Qualifications.

Question—put and resolved in the affirmative.

3. PAPERS.—Mr. McCulloch presented—

University Expenditure—Return to an Order of the Legislative Assembly, dated 13th December instant, for a detailed statement of the salaries and allowances, together with such other advantages as are possessed by the professors and officers of the University of Melbourne, more particularly included under the head of "Expenditure," amounting to £6,591 15s. 3d., and dated "Audit Office 4th July, 1864.—Report of the Proceedings, University of Melbourne."

Ordered to lie on the Table.

Mr. Grant presented, by command of His Excellency the Governor—

Lands sold and leased—Return of all Lands sold and leased within the Colony of Victoria under the provisions of sections in Parts I. and II., and section 47 of Part III. of "*The Land Act 1862*," specifying that offered for sale by public auction, that withdrawn from sale, that for which no offer was made, that forfeited, that sold at auction, that sold and leased by selection, and that alienated under pre-emptive right, from the 1st January to the 30th June, 1864.

Ordered to lie on the Table.

Mr. Grant presented—

Pastoral Tenants—Return to an Order of the Legislative Assembly, dated 7th December instant, showing—

- (1.) The number of licenses issued to pastoral tenants of the Crown for grazing purposes during the present year.
- (2.) The number of parties to whom the same were issued.
- (3.) The number of acres of land held under such licenses for grazing purposes.

Prospecting for Coal—Return to an Order of the Legislative Assembly, dated 20th December instant, showing how the sum of fifteen hundred pounds, voted for "prospecting for new seams and fields of coal during 1864" has been expended, and the persons to whom the money has been paid.

Severally ordered to lie on the Table.

Mr. Francis presented—

Immigration—Monthly Progress Reports for August, September, October, and November, 1864.

Ordered to lie on the Table.

Mr. Sullivan presented, by command of His Excellency the Governor—

Authorised Mining—Avoca, St. Arnaud, Haddon—Orders in Council.

Ordered to lie on the Table.

4. PETITION.—Mr. Jones presented a Petition from Robert Service, praying the House to take the statements set forth in the Petition into serious consideration, and act in the whole matter according to justice.

Ordered to lie on the Table.

5. LAND ACT 1862 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 23RD DECEMBER, 1864.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the other several Orders of the Day on the Paper for to-day be postponed until this day.
7. **RESERVED JUDGMENTS—SUPREME COURT.**—Mr. Snodgrass moved, pursuant to notice given by Dr. Girdlestone, That there be laid upon the Table of this House a Return of the Supreme Court cases in which judgments have been reserved and now remain undelivered, together with the dates of such reservations respectively.
Question—put and resolved in the affirmative.
8. **JUDGES' PETITION.**—Mr. O'Shanassy moved, pursuant to notice, That the Petition from their Honors the Judges of the Supreme Court, presented to this House on the 21st instant, be printed and taken into consideration in Committee on the Supreme Court Law Consolidation Bill.
Question—put and resolved in the affirmative.

Assembly adjourned at ten minutes to two o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

FRIDAY, 23RD DECEMBER, 1864.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Aborigines—Fourth Report of the Central Board appointed to watch over the interests of the Aborigines in the Colony of Victoria.
Ordered to lie on the Table.
Mr. Sullivan presented—
Main Lines of Roads—Crowlands—Return to an Order of the Legislative Assembly, dated 15th December instant, for a Return of all the roads proclaimed as main lines of road throughout the Electoral District of Crowlands.
Ordered to lie on the Table.
3. MINISTERS' SALARIES.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the House a Schedule, showing the present distribution of the Special Appropriation for ministers' salaries.
Question—put and resolved in the affirmative.
4. LIENS ON CROPS BILL.—Mr. Casey moved, pursuant to notice, That he have leave to bring in a Bill to legalise preferable liens on yearly crops.
Question—put and resolved in the affirmative.
Ordered—That Mr. Casey and Mr. Longmore do prepare and bring in the Bill.
Mr. Casey then brought up a Bill intituled "*A Bill to legalise preferable Liens on yearly Crops,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time 20th January, 1865.
5. CLAIMS OF OFFICERS OF CIVIL SERVICE.—Mr. Kyte moved, pursuant to notice, That a Select Committee be appointed to consider and report upon the claims of those officers of the Civil Service referred to in the resolution of this House, passed on the 1st April, 1863, and whose cases have not yet been satisfactorily dealt with; such Committee to consist of Mr. Creswick, Mr. Grant, Mr. Levey, Mr. Edwards, Mr. O'Grady, Mr. Richardson, Mr. Ramsay, Mr. Robinson, and the Mover, with power to take evidence, and to call for persons and papers; three to form a quorum.
Debate ensued.
Question put.
Assembly divided.

Ayes, 25.

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| Mr. Burt, | Mr. McLellan, |
| Mr. Cope, | Mr. O'Grady, |
| Mr. Crews, | Mr. Ramsay, |
| Capt. Dane, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Halfey, | Mr. Sands, |
| Mr. Harbison, | Mr. G. V. Smith, |
| Mr. Kerferd, | Mr. Tucker, |
| Mr. King, | Mr. Wardrop. |
| Mr. Kyte, | |
| Mr. Levey, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. Macgregor, | Mr. Edwards, |
| Mr. McCann, | Mr. L. L. Smith. |

Noes, 30.

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| Mr. Berry, | Mr. Longmore, |
| Mr. Bindon, | Mr. Mason, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Connor, | Mr. Moffatt, |
| Mr. Cunningham, | Mr. O'Shanassy, |
| Mr. Dyte, | Mr. Sherwin, |
| Mr. Fairbairn, | Mr. J. T. Smith, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon. |
| Mr. Higinbotham, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Howard, | Mr. Casey, |
| Mr. Jones, | Mr. Francis. |

And so it passed in the negative.

6. **QUARTZ REEFS DRAINAGE AMENDMENT BILL.**—Mr. Howard moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act intituled “*An Act to amend the Law relating to the Drainage of Quartz Reefs.*”
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Howard and Mr. Carpenter do prepare and bring in the Bill.
 Mr. Howard then brought up a Bill intituled “*A Bill to amend ‘An Act to amend the Law relating to the Drainage of Quartz Reefs,’*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 17th January, 1865.
7. **LANDS SURVEYED.**—Mr. Carpenter moved, pursuant to notice, That there be laid upon the Table of the House a statement, showing the quantity of public land that has been surveyed during the present Surveyor-General’s tenure of office, the price per acre it has cost to survey, and distinguishing the quantity surveyed under the contract system from that done by the paid officers of the department.
 Question—put and resolved in the affirmative.
8. **ABORIGINES.**—Captain Dane moved, pursuant to *amended* notice, That there be laid upon the Table of the House a Return, showing the number of Aborigines who have received relief from the Revenue during the years 1863 and 1864, and the places where given.
 Debate ensued.
 Motion, by leave, withdrawn.
9. **ADJOURNMENT.**—Mr. McCulloch moved, pursuant to notice, That the House, at its rising this day, do adjourn until Tuesday, 17th January, 1865.
 Debate ensued.
 Question—put and resolved in the affirmative.
10. **PASTORAL OCCUPATION.**—Dr. Girdlestone moved, pursuant to notice, That a Return, recently laid on the Table of this House, showing the “Area and rent of runs according to rate paid per acre ; and area, and rent charged on runs declared forfeited,” be printed.
 Debate ensued.
 Motion, by leave, withdrawn.
11. **COAL.**—Mr. Dyte moved, pursuant to notice, That there be laid on the Table of the House a Return, showing—
 (1.) The quantity of coal that has been raised in the Colony.
 (2.) Where such coal has been raised.
 (3.) What sum has been received for royalty.
 (4.) By whom has such royalty been paid.
 Debate ensued.
 Question—put and resolved in the affirmative.
12. **REFRESHMENT ROOMS COMMITTEE REPORT.**—The Order of the Day for the consideration of the Report from the Select Committee on the Refreshment Rooms having been read—
 On the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That he have leave to sit again.
 Resolved—That this House will, on Friday, 20th January, 1865, again resolve itself into the said Committee,
13. **LAND ACT 1862 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock—

SATURDAY, 24TH DECEMBER, 1864.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments.

On the motion of Mr. Higinbotham, the Assembly ordered this Bill to be re-committed to a Committee of the whole Assembly, and on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 17th January, 1865.—Bill, as amended, to be printed.

14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—

- “*County Courts Law Amendment Bill—Second reading,*” until Friday, 20th January, 1865.
- “*Registration Act Amendment Bill—Second reading—Resumption of debate,*” until Thursday, 26th January, 1865;
- “*Supply—To be further considered in Committee,*”
- “*Ways and Means—To be considered in Committee,*”
- “*Post Office Savings Banks Regulation Bill—Second reading,*”
- “*Supreme Court Law Consolidation Bill—Second reading,*”
- “*Common Law Procedure Laws Consolidation Bill—Second reading,*”
- “*Insolvency Law Consolidation Bill—Second reading,*”
- “*Transfer of Real Estate Bill—Second reading,*”
- “*Electoral Law Consolidation and Amendment Bill—Second reading,*”
- “*Justices Law Consolidation and Amendment Bill—Second reading,*”
- “*Police Offences Law Consolidation Bill—To be further considered in Committee,*”
- “*Volunteers Laws Consolidation Bill—To be further considered in Committee,*”
- “*Registration of Births, Deaths, and Marriages Laws Consolidation Bill—To be further considered in Committee,*”
- “*Party Processions Law Consolidation Bill—To be further considered in Committee,*”
- “*Pawnbrokers Laws Consolidation Bill—To be further considered in Committee,*”
- “*Impounding Law Consolidation Bill—To be further considered in Committee,*”
- “*Medical Practitioners Laws Consolidation Bill—To be further considered in Committee,*”
- “*Police Regulation Law Consolidation Bill—To be further considered in Committee,*”
- “*Savings Banks Law Consolidation Bill—To be further considered in Committee,*”
- “*Thistles Law Consolidation Bill—To be further considered in Committee,*”
- “*Aliens Law Consolidation Bill—To be further considered in Committee,*”
- “*Torts Laws Consolidation Bill—To be further considered in Committee,*”
- “*Theatres Law Consolidation Bill—To be further considered in Committee,*”
- “*Hawkers and Pedlers Law Consolidation Bill—To be further considered in Committee,*”
- “*County Courts Law Consolidation Bill—To be further considered in Committee,*”
- “*Fences Law Consolidation Bill—To be further considered in Committee,*”
- “*Coroners Law Consolidation Bill—To be further considered in Committee,*”
- “*Juries Bill—To be further considered in Committee,*”
- “*Patents Law Consolidation Bill—To be further considered in Committee,*”
- “*Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”
- “*Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”
- “*Public Health Laws Consolidation Bill—To be further considered in Committee,*”
- “*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”
- “*Equity Practice Law Consolidation Bill—To be further considered in Committee,*”
- “*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”
- “*Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”
- “*Seamen Law Consolidation Bill—To be further considered in Committee,*”
- “*Public Works Laws Consolidation Bill—To be further considered in Committee,*”
- “*Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”
- “*Hospitals Law Consolidation Bill—To be further considered in Committee,*”
- “*Imprisonment for Debt Bill—Second reading,*” until Tuesday, 17th January, 1865.

Assembly adjourned at twenty-one minutes past one o'clock until Tuesday, 17th January, 1865.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

TUESDAY, 17TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—

Statistics of the Colony of Victoria for the Year 1863.
Ordered to lie on the Table.

Mr. McCulloch presented—
Ministers' Salaries.—Return to an Order of the Legislative Assembly, dated 23rd December last, for a Schedule, showing the present distribution of the Special Appropriation for ministers' salaries.
Ordered to lie on the Table.

Mr. Mische presented—
County Courts.—Order in Council for holding at—at Ballan.
Ordered to lie on the Table.

Mr. Francis presented—
New Manufactures and Industries.—Report of the Board appointed by His Excellency the Governor in Council to consider claims for rewards or premiums out of the vote for £5000 granted for the promotion of new manufactures and industries, in accordance with the regulations submitted to Parliament on the 1st June, 1864.
Exports.—Return to an Order of the Legislative Assembly, dated 21st December, 1864, for a Return, showing the exports from 1st January, 1863, to 1st October, 1864, of all goods the produce or manufacture of the colony, with the number of packages and estimated value of such exports.

Severally ordered to lie on the Table.
3. PETITIONS.—Mr. Blackwood presented a Petition from certain Members of the Melbourne Chamber of Commerce and others interested in the Trade of Melbourne, praying the House to take the statements set forth in the Petition into favorable consideration, and adopt measures for the removal of the grievances of which the Petitioners complain, by the total abolition of Wharfage Rates.
Petition read, and ordered to lie on the Table.
- Mr. Macgregor presented a Petition from the inhabitants of Echuca, praying the House to refuse its assent to that portion of the Public Works Statute which purports to ratify the destruction of the Petitioners' property, and leave to Echuca those commercial advantages which have attracted so large a population to the banks of the River Murray, and that the branch or extension of the line of rails running from the main line through the town of Echuca might be at once removed, and the excavation filled up to the original level, and that the Petitioners might be heard by counsel at the Bar of the House in opposition to the said Bill.
Petition read, and ordered to lie on the Table.
- Mr. Howard presented a Petition from certain persons, on behalf of themselves, or as managers thereto duly authorized of, or as partners in quartz mining companies, in the Mining District of Sandhurst, praying that the subject matter of their Petition might receive the favorable consideration of the Assembly, that an effectual drainage law might be passed with the most convenient despatch, and that provision might be made for compelling payment of the arrears of drainage assessments at present due by leaseholders from the Crown, and of all assessments hereafter to be made.
Ordered to lie on the Table.
- Mr. Francis presented a Petition from Lachlan McLauchlan, of Richmond, near Melbourne, praying the House to take the statements set forth in the Petition into consideration, and to enact such a measure, founded on the principles of the Petition, as might be fair and equitable to all classes of the community.
Petition read and ordered to lie on the Table.

4. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—

“ *Land Act 1862 Amendment Bill* ”—Consideration of Report.

5. LAND ACT 1862 AMENDMENT BILL.—Mr. Higinbotham moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair.—Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as further amended, to be printed.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—

“ *Supply—To be further considered in Committee,*”

“ *Ways and Means—To be considered in Committee,*” until Thursday, 19th January instant ;

“ *Post Office Savings Banks Regulation Bill—Second reading,*”

“ *Supreme Court Law Consolidation Bill—Second reading,*”

“ *Common Law Procedure Laws Consolidation Bill—Second reading,*”

“ *Insolvency Law Consolidation Bill—Second reading,*”

“ *Transfer of Real Estate Bill—Second reading,*”

“ *Electoral Law Consolidation and Amendment Bill—Second reading,*”

“ *Justices Law Consolidation and Amendment Bill—Second reading,*”

“ *Police Offences Law Consolidation Bill—To be further considered in Committee,*”

“ *Volunteers Laws Consolidation Bill—To be further considered in Committee,*”

“ *Registration of Births, Deaths, and Marriages Laws Consolidation Bill—To be further considered in Committee,*”

“ *Party Processions Law Consolidation Bill—To be further considered in Committee,*”

“ *Pawnbrokers Laws Consolidation Bill—To be further considered in Committee,*”

“ *Impounding Law Consolidation Bill—To be further considered in Committee,*”

“ *Medical Practitioners Laws Consolidation Bill—To be further considered in Committee,*”

“ *Police Regulation Law Consolidation Bill—To be further considered in Committee,*”

“ *Savings Banks Law Consolidation Bill—To be further considered in Committee,*”

“ *Thistles Law Consolidation Bill—To be further considered in Committee,*”

“ *Aliens Law Consolidation Bill—To be further considered in Committee,*”

“ *Torts Laws Consolidation Bill—To be further considered in Committee,*”

“ *Theatres Law Consolidation Bill—To be further considered in Committee,*”

“ *Hawkers and Pedlers Law Consolidation Bill—To be further considered in Committee,*”

“ *County Courts Law Consolidation Bill—To be further considered in Committee,*”

“ *Fences Law Consolidation Bill—To be further considered in Committee,*”

“ *Coroners Law Consolidation Bill—To be further considered in Committee,*”

“ *Juries Bill—To be further considered in Committee,*”

“ *Patents Law Consolidation Bill—To be further considered in Committee,*”

“ *Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”

“ *Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”

“ *Public Health Laws Consolidation Bill—To be further considered in Committee,*”

“ *Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”

“ *Equity Practice Law Consolidation Bill—To be further considered in Committee,*”

“ *Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”

“ *Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”

“ *Seamen Law Consolidation Bill—To be further considered in Committee,*”

“ *Public Works Laws Consolidation Bill—To be further considered in Committee,*”

“ *Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”

“ *Hospitals Law Consolidation Bill—To be further considered in Committee,*” until to-morrow ;

“ *Imprisonment for Debt Bill—Second reading,*” until Friday, 20th January instant.

7. QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.—Mr. Howard moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Howard moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Friday, 20th January instant, again resolve itself into the said Committee,

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 19.

WEDNESDAY, 18TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMPLAINT.—Mr. Cowell having complained of an article which appeared in the *Age* newspaper, printed and published on the 30th December last, handed in the said newspaper. The article was read by the clerk.
Mr. Cowell then moved, That the article contained in the *Age* newspaper of the 30th day of December, 1864, more particularly in reference to Mr. Cowell, is a scandalous breach of the privileges of this House.
Debate ensued.
Motion, by leave, withdrawn.
3. PAPERS.—Mr. Grant presented—
Declarations of value of Allotments of Land, Ballaarat.—Return to an Order of the Legislative Assembly, dated 8th December last, for copies of the official declaration of values for improvements on Lots 1, 2, 6, and 7, of Section 18, at Soldiers' Hill, Ballaarat, north of the town boundary, sold on the 29th August, 1862; and also the names of the purchasers, and the price at which they bought.
Ordered to lie on the Table.
Mr. McCulloch presented—
Acclimatization Society.—Return to an Order of the Legislative Assembly, dated 18th May, 1864, for a Return showing the different amounts granted to the Acclimatization Society of Victoria, with a detailed statement of the expenditure of such amounts by the said society from its establishment to the 31st July, 1864.
Ordered to lie on the Table.
Mr. McCulloch presented, by command of His Excellency the Governor—
Transportation.—Further papers on the subject of Transportation to Western Australia.
Read and ordered to lie on the Table.
Royal Mint.—Further correspondence on the subject of the establishment of a branch of the Royal Mint at Melbourne.
Read and ordered to lie on the Table.
Mr. Higinbotham presented—
Reserved Judgments.—Return to an Order of the Legislative Assembly, dated 23rd December last, for a Return of the Supreme Court cases in which judgments have been reserved and now remain undelivered, together with the dates of such reservations respectively.
Mr. Urquhart.—Return to an Order of the Legislative Assembly, dated 30th November last, for the Papers and Correspondence connected with the conviction of Mr. Urquhart and his superintendent for a breach of the Scab Act, and the subsequent remission of the fine inflicted.
Severally ordered to lie on the Table.
4. PETITION.—Mr. Francis presented a Petition from Henry Hopwood, of Echuca, ferryman, praying that the House would reject all consideration of a Petition referred to in this Petition, and would, before the passing the Public Works Consolidation Statute, take such steps as, by the rules of this House, might be authorized, to obtain evidence as to the wishes of the inhabitants of Echuca with reference to the removal or retention of the branch line of railway along the bank of the River Murray at Echuca.
Ordered to lie on the Table.
5. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.—Mr. Howard moved, pursuant to notice, That the quorum of the Select Committee of this House upon the Sandhurst, Inglewood, and Loddon District Tramway Company's Bill, be reduced from five to three.
Question—put and resolved in the affirmative.

6. **BRANCH LINE OF RAILWAY, ECHUCA.**—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of this House a copy of all correspondence and papers relating to a branch line of railway at Echuca.

Question—put and resolved in the affirmative.

7. **CLERK OF MINING BOARD, ARARAT.**—Dr. Girdlestone moved, pursuant to notice, That there be laid upon the Table of this House all correspondence or papers connected with recent charges made by the Police Magistrate at Ararat, against the Clerk of the Mining Board.

Question—put and resolved in the affirmative.

8. **AGRICULTURAL STATISTICS.**—Mr. Ramsay moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the distribution, during the year 1864, of the Vote for the collection of Agricultural Statistics.

Question—put and resolved in the affirmative.

9. **LAND ACT 1862 AMENDMENT BILL.**—The Order of the Day for the consideration of the report from the Committee of the whole, on this Bill, having been read, on the motion of Mr. Grant, the several amendments were read by the Clerk.

Amendments to and inclusive of those contained in Clause 22, were read a second time and agreed to by the Assembly.

Amendments made in clause 23, read a second time.

Mr. Higinbotham moved, That amendment in line 5, be amended by inserting the words “in person” after the word “administrators.”

Question—That the words proposed to be inserted, be so inserted—put and resolved in the affirmative.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

Amendments in clauses 24 to 31, both inclusive, were read a second time and agreed to by the Assembly.

Amendment made in clause 32, read a second time.

Mr. Berry moved, That amendment in line 6 be amended by leaving out the words “and save in special cases.”

Question—That the words proposed to be omitted stand part of the amendment—put and resolved in the affirmative.

Mr. Higinbotham moved, That such amendment be further amended by inserting the words, “to an extent not exceeding one hundred and sixty acres in any case” after the word “cases.”

Debate ensued.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Higinbotham moved, That such amendment be further amended by inserting the words, “of not less value than £1 per acre” after the word “improvements.”

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Higinbotham moved, That such amendment be further amended by inserting the words, “before the passing of this Act” after the word “made.”

Debate ensued.

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

Assembly divided.

| Ayes, 30. | | Noes, 33. | |
|-----------------|------------------|------------------|------------------|
| Mr. Bindon, | Mr. Levi, | Mr. Blackwood, | Mr. Moore, |
| Mr. Brown, | Mr. Longmore, | Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Burt, | Mr. Mason, | Mr. Creswick, | Mr. Pearson, |
| Mr. Campbell, | Mr. McLellan, | Mr. Davies, | Mr. Ramsay, |
| Mr. Cohen, | Mr. Macpherson, | Mr. Fairbairn, | Mr. Randall, |
| Mr. Connor, | Mr. O'Grady, | Mr. Foott, | Mr. Sherwin, |
| Mr. Cope, | Mr. Richardson, | Mr. Francis, | Mr. J. T. Smith, |
| Mr. Cowell, | Mr. Robinson, | Mr. Frazer, | Mr. Snodgrass, |
| Mr. Crews, | Mr. Thomson, | Dr. Girdlestone, | Mr. Sullivan, |
| Mr. Cunningham, | Mr. Vale, | Mr. Grant, | Mr. Tucker, |
| Mr. Dyte, | Mr. Zeal. | Mr. Howard, | Mr. Verdon, |
| Mr. Gillies, | | Mr. Jones, | Mr. Wardrop, |
| Mr. Greeves, | | Mr. Kerferd, | Mr. Wheeler. |
| Mr. Halfey, | | Mr. Lalor, | |
| Mr. Harbison, | <i>Tellers.</i> | Mr. Levey, | |
| Mr. Harker, | Mr. Berry, | Mr. MacBain, | <i>Tellers.</i> |
| Mr. Houston, | Mr. L. L. Smith. | Mr. McCulloch, | Mr. Casey, |
| | | Mr. Michie, | Mr. Sands. |

And so it passed in the negative.

Mr. Higinbotham moved, That such amendment be further amended by leaving out the last words, "and to an extent not exceeding 160 acres in any case."

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

And the several amendments, from clause 33 to clause 47, both inclusive, were read a second time and agreed to by the Assembly.

Amendment made in clause 48 read a second time.

Mr. Higinbotham moved, That amendment in line 7 be amended by inserting the words "or re-proclaimed" after the word "proclaimed."

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

Amendments in clauses 49 and 50 were read a second time and agreed to by the Assembly.

Amendment made in clause 51, line 5, read a second time.

Mr. Higinbotham moved, That such amendment be amended by leaving out the word "unpaid" and inserting the word "unascertained" instead thereof.

Question—That the word proposed to be omitted stand part of the amendment—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

And the several other amendments made in this Bill were read a second time, and agreed to by the Assembly.

The following Clause having been read a first time, viz. :—

If the Board of Land and Works shall make entry upon any allotment for breach of any condition or if any lands in a proclaimed area shall remain open for selection purchase or leasing for any time not less than three years and shall not during such time be selected or purchased or leased the Governor in Council may direct that any such allotments or lands may be leased by public auction for grazing purposes in blocks not exceeding two thousand five hundred and sixty acres and the Board of Land and Works shall have power to fix the minimum rent per acre of such lands and also the term not being less than five nor more than nine years for which the same shall be leased and the Board shall cause a notice to be published in the *Government Gazette* at least one month prior to the day fixed for such auction describing the blocks and setting forth the time and place at which such auction shall be holden.

Mr. Lalor moved, That such clause be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

| | |
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| Ayes, 27. | |
| Mr. Bayles, | Mr. Houston, |
| Mr. Bindon, | Mr. Lalor, |
| Mr. Brown, | Mr. Macgregor, |
| Mr. Burt, | Mr. Mason, |
| Mr. Campbell, | Mr. McLellan, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Edwards, | Mr. G. V. Smith. |
| Mr. Gillies, | |
| Dr. Girdlestone, | |
| Mr. Halfey, | |
| Mr. Harbison, | |
| Mr. Hopkins, | |
| | <i>Tellers.</i> |
| | Mr. Berry, |
| | Mr. Levey. |

| | |
|------------------|-----------------|
| Noes, 38.* | |
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Casey, | Mr. Michie, |
| Mr. Creswick, | Mr. Moore, |
| Mr. Crews, | Mr. Pearson, |
| Mr. Cunningham, | Mr. Randall, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Francis, | Mr. Thomson, |
| Mr. Frazer, | Mr. Tucker, |
| Mr. Grant, | Mr. Vale, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Harker, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Wheeler, |
| Mr. Howard, | Mr. Zeal. |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Longmore, | |
| Mr. MacBain, | |
| Mr. McCulloch, | |
| | <i>Tellers.</i> |
| | Mr. Cohen, |
| | Mr. Carpenter. |

* Sic in orig.

And so it passed in the negative.

Mr. Higinbotham moved, That clause 5 be amended by leaving out from line 8 thereof the words "holder of," and inserting the words "person who shall have received" instead thereof.

Debate ensued.

Question—That the words to be omitted stand part of the amendment—put and negatived.

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

Mr. Higinbotham moved, That such clause be further amended by inserting the words "his executors or administrators" after the word "certificate" in line 9 thereof.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Higinbotham moved, That clause 14 be amended by inserting in line 6 the words "before or" after the word "substitute."

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Grant, read a third time and *passed*.

Mr. Grant moved, That the following be the title of the Bill :—

"An Act to amend 'The Land Act 1862.'"

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

10. SUPREME COURT LAW CONSOLIDATION BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Higinbotham moved—That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 24th January instant, again resolve itself into the said Committee.

11. COMMON LAW PROCEDURE LAWS CONSOLIDATION BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

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

Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

Ordered—That this Bill be committed to the Committee on the other consolidating Bills.

12. INSOLVENCY LAW CONSOLIDATION BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

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

Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

Ordered—That this Bill be committed to the Committee on the other consolidating Bills.

13. POLICE OFFENCES LAW CONSOLIDATION BILL.—VOLUNTEERS LAWS CONSOLIDATION BILL.—REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES LAWS CONSOLIDATION BILL.—PARTY PROCESSIONS LAW CONSOLIDATION BILL.—PAWNBROKERS LAWS CONSOLIDATION BILL.—IMPOUNDING LAW CONSOLIDATION BILL.—The Orders of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through these Bills and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 25th January instant.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—

"Post Office Savings Banks Regulation Bill—Second reading," until Wednesday, 25th January instant;

"Transfer of Real Estate Bill—Second reading," until Thursday, 26th January instant;

"Electoral Law Consolidation and Amendment Bill—Second reading," until Tuesday, 24th January instant;

"Justices Law Consolidation and Amendment Bill—Second reading," until to-morrow;

"Medical Practitioners Laws Consolidation Bill—To be further considered in Committee,"

"Police Regulation Law Consolidation Bill—To be further considered in Committee,"

- "Savings Banks Law Consolidation Bill—To be further considered in Committee,"
 "Thistles Law Consolidation Bill—To be further considered in Committee,"
 "Aliens Law Consolidation Bill—To be further considered in Committee,"
 "Torts Laws Consolidation Bill—To be further considered in Committee,"
 "Theatres Law Consolidation Bill—To be further considered in Committee,"
 "Hawkers and Pedlers Law Consolidation Bill—To be further considered in Committee,"
 "County Courts Law Consolidation Bill—To be further considered in Committee,"
 "Fences Law Consolidation Bill—To be further considered in Committee,"
 "Coroners Law Consolidation Bill—To be further considered in Committee,"
 "Juries Bill—To be further considered in Committee,"
 "Patents Law Consolidation Bill—To be further considered in Committee,"
 "Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,"
 "Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,"
 "Public Health Laws Consolidation Bill—To be further considered in Committee,"
 "Friendly Societies Law Consolidation Bill—To be further considered in Committee,"
 "Equity Practice Law Consolidation Bill—To be further considered in Committee,"
 "Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,"
 "Religious Trusts Law Consolidation Bill—To be further considered in Committee,"
 "Seamen Law Consolidation Bill—To be further considered in Committee,"
 "Public Works Laws Consolidation Bill—To be further considered in Committee,"
 "Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,"
 "Hospitals Law Consolidation Bill—To be further considered in Committee,"
 "Common Law Procedure Laws Consolidation Bill—To be considered in Committee,"
 "Insolvency Law Consolidation Bill—To be considered in Committee," until to-morrow.

15. **OVERLAND MAIL.**—Captain Dane moved, pursuant to notice, That there be laid upon the Table of this House a Return showing :—

- (1.) The number of letters received in and despatched from the Colony by the Overland Mail Boats, during each quarter of the years 1863 and 1864.
- (2.) The Amount realised by the Postal Department during the years 1863 and 1864, for letters and papers to and from this Colony.
- (3.) The amount of Gold, Bullion, and Coin, sent from the Colony in the years 1863 and 1864, by the above transit, to England and the East.

Question—put and resolved in the affirmative.

16. **MICHAEL ASHTON.**—Mr. L. L. Smith moved, pursuant to notice, That the petition presented to this House on the 16th December, 1864, from Michael Ashton, now a prisoner for debt in the Central Gaol, Melbourne, be printed.

Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

THURSDAY, 19TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—

Pleuro-pneumonia.—Report of the Royal Commission appointed by His Excellency the Governor to enquire into the origin and nature of the disease known as Pleuro-pneumonia.

Ordered to lie on the Table.
3. PETITIONS.—Mr. Cohen presented a Petition from the mayor, aldermen, councillors, and citizens of the City of Melbourne, under the seal of the said city, praying this House to reject so much of the Bill called "*The Justices of the Peace Consolidation Statute 1864*" as proposes to deprive the mayor of the precedence in all magisterial courts within the city, and to confer upon the Executive Government the power to remove the mayor from the magistracy.

Petition read and ordered to lie on the Table.

Mr. Dyte presented a Petition from John Christian Lyons, of Ballarat, chemist and inventor, praying the House would cause to be added to the list accompanying any further distribution of rewards and premiums for "New Manufactures and Industries," lignite in its manufactured state as fuel and manure, &c., or how otherwise as this House might think fit.

Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, chairman, brought up the third Report from this Committee.

Ordered to lie on the Table and to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—

"*Supply—To be further considered in Committee,*" until after the consideration of the second Order for to-day ;

"*Ways and Means—To be considered in Committee,*" until after the consideration of the other Orders for to-day ;

"*Justices Law Consolidation and Amendment Bill—Second reading,*" until after the consideration of the 29th Order for to-day.
6. CONSOLIDATING BILLS.—The Order of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the following Bills, viz. :—

"*Medical Practitioners Laws Consolidation Bill,*"

"*Police Regulation Law Consolidation Bill,*"

"*Savings Banks Law Consolidation Bill,*"

"*Thistles Law Consolidation Bill,*"

"*Aliens Law Consolidation Bill,*"

"*Torts Laws Consolidation Bill,*"

"*Theatres Law Consolidation Bill,*"

"*Hawkers and Pedlers Law Consolidation Bill,*"

and agreed to such Bills with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 25th January instant.

Mr. Lalor also reported that the Committee had made progress in the other consolidating Bills, and that he was directed to move that the Committee may have leave to sit again.

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

7. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—

“ *Justices Laws Consolidation and Amendment Bill—Second reading.* ”

8. **WAYS AND MEANS.**—On the motion of Mr. Verdon, Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a certain resolution.

Mr. Verdon moved, by leave of the Assembly, that the Standing Orders and Practice of the House relating to the receiving a Report from the Committee of Ways and Means be suspended, in order to allow the Resolution to be reported this day.

Question—put and resolved in the affirmative.

Mr. Lalor then reported the following Resolution from the Committee of Ways and Means, which was read and is as follows :

Resolved—That the Commissioner of Trade and Customs be authorized to take such measures as may be necessary for the protection of the new duties proposed during the discussion of the Resolutions now before the Committee.

And the said resolution was read a second time, and agreed to by the Assembly.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

9. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read and is as follows :—

Estimates for 1865.

Supplementary Estimates 1864.

C. H. DARLING,
Governor.

Message No. 4.

The Governor transmits to the Legislative Assembly Estimates of Expenditure for 1865, and Supplementary Estimates of Expenditure for 1864, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, January, 1865.

Ordered to be printed, together with the accompanying Estimates, and referred to the Committee of Supply.

10. **SUPPLY.**—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 25th January instant, again resolve itself into the said Committee.

Assembly adjourned at half-past nine o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

FRIDAY, 20TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair ; and having at twenty-six minutes to five o'clock counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House, without question being first put, until Tuesday next, at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

TUESDAY, 24TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Howard presented a Petition from the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, under the respective corporate seals of the several Corporations, praying that they might have leave to bring in a Bill to amalgamate the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, and for other purposes, and that this House would pass the said Bill. Ordered to lie on the Table.
Mr. Cohen presented a Petition from certain merchants, traders, and others of the City of Melbourne, praying that this House would appoint a Select Committee to receive evidence on the whole subject of the new Tariff, before giving permanent Legislative effect thereto. Petition read, and ordered to lie on the Table.
Mr. Moore presented a Petition from certain importers of hardware and saddlery of the City of Melbourne, praying the House not to pass duties or restrictions which may prevent or hamper trade. Trade is the only means the Petitioners have of maintaining their living; and if it is considered they are making too large profits, the Petitioners are willing those profits should be taxed, but they firmly protest against their means of life being taken from them; and the Petitioners beg this House not to assent to the new Tariff as proposed by the Honorable the Treasurer. Petition read, and ordered to lie on the Table.
Mr. Cohen presented a Petition from certain warehousemen and wholesale traders in textile manufactures, drapery, apparel, and sloop goods in the City of Melbourne, praying that this House would not pass any Bill imposing an import duty on textile fabrics, drapery, apparel, and slops, and that the Petitioners either by deputation from themselves or by Counsel, might be heard in opposition to such Bill, either at the Bar of this House or before a Select Committee which the Petitioners pray might be appointed for obtaining further information, and to which the Bill embodying such proposed new Tariff might be referred. Petition read and ordered to lie on the Table.
Mr. Greeves presented a Petition from the manufacturing jewellers and others connected with the trade in the City of Melbourne, praying this House would accept the facts set forth in the Petition, and reconsider the alteration proposed in the Tariff in respect to articles of jewellery. Petition read and ordered to lie on the Table.
Mr. Levi presented a Petition from certain importers and traders in jewellery, silver plate, watches, and fancy goods, praying this House would reject the proposed oppressive injurious Tariff; and if the necessities of the State require a duty on such articles, that it might be so moderate as to aid the Revenue without injuring the Trade and Commerce of Victoria. Petition read and ordered to lie on the Table.
3. MINING ACCIDENTS BILL.—Mr. Carpenter brought up a Bill, intituled, "*A Bill for the Prevention of Mining and other Accidents,*" and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday 3rd day of February next.
4. NEW MANUFACTURES.—Mr. Edwards, Chairman, brought up the Report from this Committee. Report read and ordered to lie on the Table, and to be printed, together with the Minutes of Evidence and Proceedings of the Committee.
5. PAPER.—Mr. Verdon presented—
Volunteer Cavalry—Regulations for.
Ordered to lie on the Table.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Police Offences Law Consolidation Bill—Consideration of Report,*”
- “ *Volunteers Laws Consolidation Bill—Consideration of Report,*”
- “ *Registration of Births, Deaths, and Marriages Laws Consolidation Bill—Consideration of Report,*”
- “ *Party Processions Law Consolidation Bill—Consideration of Report,*”
- “ *Pawnbrokers Laws Consolidation Bill—Consideration of Report,*”
- “ *Impounding Law Consolidation Bill—Consideration of Report,*”
- “ *Medical Practitioners Laws Consolidation Bill—Consideration of Report,*”
- “ *Police Regulation Law Consolidation Bill—Consideration of Report,*”
- “ *Savings Banks Law Consolidation Bill—Consideration of Report,*”
- “ *Thistles Law Consolidation Bill—Consideration of Report,*”
- “ *Aliens Law Consolidation Bill—Consideration of Report,*”
- “ *Torts Laws Consolidation Bill—Consideration of Report,*”
- “ *Theatres Law Consolidation Bill—Consideration of Report,*”
- “ *Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,*” until Thursday, 26th January instant ;
- “ *Supply—Resolution in Committee to be reported,*”
- “ *Ways and Means—To be further considered in Committee,*” until after the consideration of the 17th Order for to-day.

7. **SUPPLY.**—The House according to Order resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a certain resolution.

Mr. Verdon moved, by leave of the Assembly, that the Standing Orders and practice of this House relating to receiving a Report from the Committee of Supply the same day the resolution is agreed to, be suspended, to allow the Report to be received this day.

Question—put and resolved in the affirmative.

Mr. Lalor then reported the following resolutions from the Committee of Supply, which were read, and are as follow :—

(19th January.)

Resolved—That a sum not exceeding Five hundred thousand pounds be granted to Her Majesty on account of salaries, wages, and contingencies for the year 1865, at the rates specified and set forth in the Estimates for that year referred to the Committee of Supply.

(24th January.)

Resolved—That a sum not exceeding Sixty thousand pounds be granted to Her Majesty for or towards the supplementary services for the year 1864, specified and set forth in the Estimates submitted to Parliament on the 19th day of January, 1865.

And the said resolutions were read a second time and agreed to by the Assembly.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Thursday, 26th January instant, again resolve itself into the said Committee.

8. **WAYS AND MEANS.**—The House according to Order resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.

Mr. Verdon moved by leave of the Assembly, That the Standing Orders and practice of this House, relating to the receiving a Report from the Committee of Ways and Means the same day resolutions were agreed to, be suspended to allow the Report to be received this day.

Question—put and resolved in the affirmative.

Mr. Lalor then reported from the Committee of Ways and Means certain resolutions which were read and are as follow :—

Resolved—

(1.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1865, any sums of money not exceeding £60,000, towards raising a sum of money towards defraying supplementary charges for the service of the year 1864, specified and set forth in the Estimates submitted to Parliament on the 19th day of January, 1865.

(2.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1865, any sum of money not exceeding £500,000 which have been voted by the Legislative Assembly, for or towards salaries, wages, and contingencies for the year 1865, at the rates specified and set forth in the Estimates for that year.

And the said resolutions were read a second time and agreed to by the Assembly.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

9. **WAYS AND MEANS.**—The Order of the Day, That the House do now resolve itself into a Committee of Ways and Means, having been read—Mr. Verdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of the Ways and Means.

Mr. Levi moved as an amendment, that all the words after the word "That" be omitted with a view to insert instead thereof the words "this House having considered the Estimate of Income for 1865, as submitted by the Government, is of opinion that it is based upon miscalculations, and likely to be productive of serious injury and oppression to the industrial classes of the community. It is further of opinion, that it will not equalise the distribution of taxation, it will interfere considerably with the intercolonial trade, it will be a costly and expensive mode of collecting revenue, and will not favor the productions or encourage the industry of this colony; and this House therefore declines to enter upon its consideration.

Debate ensued.

Amendment by leave withdrawn.

The House then resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

10. **PLEURO-PNEUMONIA COMMISSION.**—Mr. Howard moved, pursuant to notice, That there be laid on the Table of this House, a statement in detail of all the expenses in connection with the Commission of Enquiry into the cause of Pleuro Pneumonia in Cattle, including cost, conveyance, and maintenance of cattle, and all charges of whatsoever kind which were incurred; together with the final Report of the Commissioners.

Question—put and resolved in the affirmative.

11. **MERCANTILE INSTRUMENTS AND SECURITIES TRANSFER BILL.**—Mr. Levi moved, pursuant to notice, That he have leave to bring in a Bill to facilitate the transfer of various mercantile instruments and securities.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That Mr. Levi and Mr. McCann do prepare and bring in the Bill.

Mr. Levi then brought up a Bill, intituled, "*A Bill to facilitate the transfer of various Mercantile Instruments and Securities,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Friday, 27th January instant.

12. **PROSECUTIONS UNDER SCAB ACT.**—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the Assembly a Return showing—

- (1.) The number of prosecutions that have taken place under the recent Scab Act.
- (2.) The number of convictions.
- (3.) The amount of fines, specifying the amounts recovered and the amounts still due.
- (4.) The amount paid into the revenue for licenses to clean sheep, from the commencement of the Act until the 31st December, 1864.

Question—put and resolved in the affirmative.

13. **IMMIGRATION.**—Captain Dane moved, pursuant to notice, That there be laid upon the Table of the House returns for the years 1862, 1863, and 1864, in continuation of the one presented to the House on the 28th April, 1863, relative to immigration.

Question—put and resolved in the affirmative.

14. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

"*Supreme Court Law Consolidation Bill—To be further considered in Committee,*"

"*Electoral Law Consolidation and Amendment Bill—Second reading,*"

"*County Courts Law Consolidation Bill—To be further considered in Committee,*"

"*Fences Law Consolidation Bill—To be further considered in Committee,*"

"*Coroners Law Consolidation Bill—To be further considered in Committee,*"

"*Juries Bill—To be further considered in Committee,*"

"*Patents Law Consolidation Bill—To be further considered in Committee,*"

"*Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*"

"*Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*"

"*Public Health Laws Consolidation Bill—To be further considered in Committee,*"

"*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*"

"*Equity Practice Law Consolidation Bill—To be further considered in Committee,*"

"*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*"

- “Religious Trusts Law Consolidation Bill—To be further considered in Committee,”*
“Seamen Law Consolidation Bill—To be further considered in Committee,”
“Public Works Laws Consolidation Bill—To be further considered in Committee,”
“Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,”
“Hospitals Law Consolidation Bill—To be further considered in Committee,”
“Common Law Procedure Laws Consolidation Bill—To be considered in Committee,”
“Insolvency Law Consolidation Bill—To be considered in Committee,”
“Justices Law Consolidation and Amendment Bill—Second reading,” until Thursday, 26th January, instant ;
“Lien on Crops Bill—Second reading,”
“County Courts Law Amendment Bill—Second reading.”
“Refreshment Rooms—Report of Committee to be further considered in Committee,”
“Quartz Reefs Drainage Law Amendment Bill—To be further considered in Committee,” and
“Imprisonment for Debt Bill—Second reading,” until Friday, 27th January instant.

Assembly adjourned at fourteen minutes to twelve o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

WEDNESDAY, 25TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented, by command of His Excellency the Governor—
Mines—Authorised Mining, Sandhurst.—Order in Council.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Cohen presented a Petition from certain importers of china, earthenware, and glass, of the City of Melbourne, praying that this House would appoint a Select Committee to receive evidence on the subject of their particular imports, being prepared to prove, from the nature of the goods, that they suffer more than any other body.
Petition read and ordered to lie on the Table.
Mr. Blackwood presented a Petition from the mayor, aldermen, councillors, and citizens of the City of Melbourne, under the Seal of the said City, praying this House would take the statements set forth in the Petition into consideration, and give such instructions in respect to the commencement of the Sewerage of the City of Melbourne, as to this House should seem fit.
Ordered to lie on the table.
Mr. Levi presented a Petition from Daniel Taylor, styling himself Mayor of Maryborough and Chairman of a Public Meeting of the Inhabitants of the Borough of Maryborough, praying the House to reject the proposed Tariff.
Petition read and ordered to lie on the Table.
Mr. Dyte presented a Petition from the mayor, councillors, and burgesses of the Borough of Ballarat, and the mayor, councillors, and burgesses of the Borough of Ballarat East, praying that leave might be given to bring in a Bill to accomplish the objects set forth in the Petition in such manner as to this House might seem meet; and that under the circumstances therein stated, this House would suspend or dispense with the Standing Rules and Orders so as to enable the Petitioners to bring in such Bill.
Ordered to lie on the Table.
4. THE MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Howard moved, pursuant to notice, For leave to bring in a Bill to amalgamate the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, and for other purposes.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. Howard do prepare and bring in the Bill.
Mr. Howard then brought up a Bill, intituled, "*A Bill to amalgamate the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time.
5. CONSOLIDATED REVENUE BILL.—Mr. Verdon, in pursuance of a resolution of this House, brought up a Bill, intituled, "*A Bill to apply out of the Consolidated Revenue the sum of Sixty thousand pounds to the service of the year One thousand eight hundred and sixty-four and Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed.
Mr. Verdon moved, by leave of the Assembly, That the several rules and practice of the House be suspended, in order to allow this Bill to be read a second time this day.
Question—put and resolved in the affirmative.
Mr. Verdon moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.

And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.

Mr. Verdon moved, That the following be the title of the Bill :—

“ An Act to apply out of the Consolidated Revenue the sum of Sixty thousand pounds to the service of the year One thousand eight hundred and sixty-four and Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 31st January instant :—

“ Post Office Savings Banks Regulation Bill—Second reading.”

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

THURSDAY, 26TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Speaker announced that the Audit Commissioners had forwarded to the Clerk of the Assembly, to be laid on the Table of the House—
Finance.—Statement prepared by the Honorable the Treasurer, of the Receipts and Payments of the Public Account for the year 1863, and Report of the Audit Commissioners for the year 1863.
Ordered to lie on the Table, and to be printed.
3. IMPRISONMENT FOR DEBT LAW AMENDMENT BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to Imprisonment for Debt.
Question—put and resolved in the affirmative.
Ordered—That Mr. Higinbotham and Mr. McCulloch do prepare and bring in the Bill.
Mr. Higinbotham then brought up a Bill, intituled, "*A Bill to amend the Law relating to Imprisonment for Debt,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 31st January instant.
4. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Tuesday, 31st January inst., again resolve itself into the said Committee.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to apply out of the Consolidated Revenue the sum of Sixty thousand pounds to the service of the year One thousand eight hundred and sixty-four, and Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five,*" without amendment.
Legislative Council Chamber,
26th January, 1865.
(Signed) J. F. PALMER,
President.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
"Supply—To be further considered in Committee,"
"Transfer of Real Estate Bill—Second reading,"
"Police Offences Law Consolidation Bill—Consideration of Report,"
"Volunteers Laws Consolidation Bill—Consideration of Report,"
"Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,"
"Party Processions Law Consolidation Bill—Consideration of Report,"
"Pawnbrokers Laws Consolidation Bill—Consideration of Report,"
"Impounding Law Consolidation Bill—Consideration of Report,"
"Medical Practitioners Laws Consolidation Bill—Consideration of Report,"
"Police Regulation Law Consolidation Bill—Consideration of Report,"
"Savings Banks Law Consolidation Bill—Consideration of Report,"

- “*Thistles Law Consolidation Bill—Consideration of Report,*”
 “*Aliens Law Consolidation Bill—Consideration of Report,*”
 “*Torts Laws Consolidation Bill—Consideration of Report,*”
 “*Theatres Law Consolidation Bill—Consideration of Report,*”
 “*Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,*”
 “*Supreme Court Law Consolidation Bill—To be further considered in Committee,*”
 “*Electoral Law Consolidation and Amendment Bill—Second reading,*”
 “*County Courts Law Consolidation Bill—To be further considered in Committee,*”
 “*Fences Law Consolidation Bill—To be further considered in Committee,*”
 “*Coroners Law Consolidation Bill—To be further considered in Committee,*”
 “*Juries Bill—To be further considered in Committee,*”
 “*Patents Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”
 “*Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Health Laws Consolidation Bill—To be further considered in Committee,*”
 “*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”
 “*Equity Practice Law Consolidation Bill—To be further considered in Committee,*”
 “*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”
 “*Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”
 “*Seamen Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Works Laws Consolidation Bill—To be further considered in Committee,*”
 “*Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”
 “*Hospitals Law Consolidation Bill—To be further considered in Committee,*”
 “*Common Law Procedure Laws Consolidation Bill—To be considered in Committee,*”
 “*Insolvency Law Consolidation Bill—To be considered in Committee,*”
 “*Justices Law Consolidation and Amendment Bill—Second reading,*” until Tuesday, 31st January instant ;
 “*Registration Act Amendment Bill—Second reading—Resumption of debate,*” until to-morrow.

7. MR. L. McLAUCHLAN.—Mr. Zeal moved, pursuant to notice, That the petition of Lachlan McLauchlan, presented to this House on the 17th instant, be printed.
 Question—put and negatived.

Assembly adjourned at half-past eleven o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

FRIDAY, 27TH JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Blackwood presented a petition from the mayor, aldermen, councillors, and citizens of the City of Melbourne, under seal of the said city, praying the House that the intention of the Legislature, expressed in the Act 16 Victoria, No. 39, and the want of sewerage for the city might be taken into consideration in any alteration of the law relating to the control of the Yan Yean Waterworks.
Ordered to lie on the Table.
Mr. O'Grady presented a Petition from the mayor and councillors of the Borough of Hawthorn, under the Corporate Seal of the Borough, praying the House to reject so much of the Bill called "The Justices of the Peace Consolidation Statute, 1864," as proposes to deprive the Mayor of the precedence in all Magisterial Courts within the City, and to confer upon the Executive Government the power to remove the Mayor from the Magistracy; and to insert therein a clause or clauses giving to the Mayor of Melbourne and the Mayors of Boroughs precedence in all Magisterial Courts within their jurisdiction; and to withhold from the Executive Government the power to remove Mayors from the Magistracy.
Ordered to lie on the Table.
3. PAPERS.—Mr. Francis presented—
Immigration—Monthly Progress Report on, for the month of December last.
Ordered to lie on the Table.
Mr. McCulloch presented—
Agricultural Statistics.—Return to an Order of the Legislative Assembly, dated 18th January instant, for a Return showing the distribution, during the year 1864, of the Vote for the collection of Agricultural Statistics.
Ordered to lie on the Table.
Mr. Higinbotham presented, by command of His Excellency the Governor—
Banking Companies.—Copy of a Circular despatch from the Secretary of State for the Colonies relative to the operation of Colonial Acts for the incorporation of Banking Companies.
Ordered to lie on the Table.
Mr. Sullivan presented, by command of His Excellency the Governor—
Mining Lease.—Order in Council, for amended form of.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Fourth Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. MRS. CULLUM.—Mr. Lalor moved, pursuant to notice given by Mr. Snodgrass, That there be laid upon the Table of this House copies of all papers connected with the claim for an allowance of Mrs. Margaret Cullum, widow of the late boatswain, Robert Cullum, who died at Port Albert, in February, 1864.
Question—put and resolved in the affirmative.
6. UNIVERSITY PROFESSORS AND CIVIL SERVANTS.—Mr. Edwards moved, pursuant to notice, That there be laid upon the Table of this House a Return of all moneys and fees paid by the Government to Professors of the University and Civil Servants beyond the salaries attached to their respective offices, since the 1st January, 1862.
Question—put and resolved in the affirmative.
7. NEW INDUSTRIES.—Mr. Edwards moved, pursuant to notice, That there be laid upon the Table of the House copies of all the papers and correspondence relating to or entertained by the Board appointed for the distribution of the Grant of £5000 for New Industries, and the Minutes of Proceedings of such Board.
Question—put and resolved in the affirmative.

8. **MR. THOMAS BURY.**—Mr. Harker moved, pursuant to notice, That there be laid on the Table of the House copies of all the correspondence between Mr. Thomas Bury, the Mining Department, and the Board of Land and Works.
Debate ensued.
Motion by leave withdrawn.
9. **MERCANTILE INSTRUMENTS AND SECURITIES TRANSFER BILL.**—Mr. Levi moved, That this Bill be now read a second time.
Mr. Michie moved, That the debate be now adjourned.
Debate ensued.
Question—That this debate be now adjourned until Friday 3rd February next—put and resolved in the affirmative.
10. **LIEN ON CROPS BILL.**—Mr. Casey moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Casey moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Casey, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Friday, 3rd February next, again resolve itself into the said Committee.
11. **QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration on Wednesday, 1st February next.—Bill as amended to be printed.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*County Courts Law Amendment Bill—Second reading.*”
“*Refreshment Rooms—Report of Committee to be further considered in Committee,*”
“*Imprisonment for Debt Bill—Second reading,*” until Friday, 3rd February next.
“*Registration Act Amendment Bill—Second reading—Resumption of debate,*” until Wednesday, 1st February next.

Assembly adjourned at twenty-five minutes to seven o'clock, until Tuesday next at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 26.

TUESDAY, 31ST JANUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. McCulloch, and the same was read, and is as follows:—

C. H. DARLING,
Governor.

Message, No. 5.

The Governor informs the Legislative Assembly that he has this day, at the Government House at Toorak, given the Queen's Assent to the undermentioned Act of the present Session, viz., "*An Act to apply out of the Consolidated Revenue the sum of Sixty thousand pounds to the service of the year One thousand eight hundred and sixty-four and Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five.*"

Government House,

Toorak, 31st January, 1865.

Ordered to lie on the Table, and to be printed.

3. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—
Agricultural Statistics.—Agricultural and Live Stock Statistics of Victoria, for the year ending 31st March, 1864, with preliminary Statistical Notes.

Ordered to lie on the Table.

Mr. McCulloch presented—

Mandurang Schools.—Return to an Order of the Legislative Assembly, dated 15th December, 1864, for—

- (1.) Copies of all correspondence between the Board of Education, or any member thereof, and Mr. Casey, respecting certain schools in the Mandurang district.
- (2.) Copies of any minutes made by the Board thereon, together with any reports made by the secretary to the Board in relation to such correspondence.

Ordered to lie on the Table.

Mr. Francis presented—

Mrs. Cullum.—Return to an Order of the Legislative Assembly, dated 27th January instant, for copies of all papers connected with the claim for an allowance of Mrs. Margaret Cullum, widow of the late boatswain, Robert Cullum, who died at Port Albert, in February, 1864.

Ordered to lie on the Table.

Mr. Sullivan presented—

Sewers and Water Supply.—Cash Sheet and Balance Sheet, year 1863.

Ordered to lie on the Table.

Clerk of Mining Board, Ararat.—Return to an Order of the Legislative Assembly, dated the 18th day of January instant, for all correspondence or papers connected with the recent charges made by the Police Magistrate at Ararat against the Clerk of the Mining Board.

Ordered to lie on the Table.

Mr. Verdon presented—

Accounts.—Regulation respecting Public.

Ordered to lie on the Table.

4. PETITIONS.—Mr. Houston presented a Petition from the creditors of the St. Kilda and Brighton Railway Company, praying for leave to bring in a Bill to authorise the sale and purchase of the St. Kilda and Brighton Railway, and for other purposes; and that this House would, under the circumstances stated in the Petition, suspend or dispense with the Standing Rule and Order of the Legislative Assembly relating to Private Bills numbered seven, in order to enable the Petitioners to introduce such Bill.

Ordered to lie on the Table.

Mr. Gillies presented a Petition from the mayors and councillors of the respective Towns or Boroughs of Sandhurst, Ballaarat, Ballaarat East, and Castlemaine, under the respective seals of the several Municipalities, praying this House would grant the petitioners leave to bring in a Bill to incorporate the respective inhabitants of the several Towns or Boroughs of Sandhurst, Ballaarat, Ballaarat East, and Castlemaine.

Ordered to lie on the Table.

Mr. Richardson presented a Petition from the mayor, aldermen, councillors, and burgesses of the town of Geelong, under the corporate seal of the said town, praying this House to reject so much of the Bill called "*The Justices of the Peace Consolidation Statute 1864*," as proposes to deprive the mayor of the precedence in all magisterial courts within the town, and to confer upon the Executive Government the power to remove the mayor from the magistracy.

Petition read, and ordered to lie on the Table.

Mr. MacBain presented a Petition from certain carriers, storemen, coopers, stevedores, and others, of Melbourne and suburbs, praying this House to take into consideration the serious loss to the petitioners, should the contemplated changes in the Tariff be carried into effect.

Petition read, and ordered to lie on the Table.

Mr. Moore presented a Petition from certain boot and shoe importers, manufacturers, and traders of Melbourne, praying this House not to assent to the Tariff, as proposed by the Honorable the Treasurer.

Petition read, and ordered to lie on the Table.

Mr. McCann presented a Petition from James Lowe, styling himself Chairman of a public meeting of the citizens of Geelong, praying the House to assent to the Tariff proposed by the Government.

Petition read and ordered to lie on the Table.

Mr. Kyte presented a Petition from certain persons engaged in the manufacture of boots and shoes in the City of Melbourne, praying the House to give the duty proposed to be imposed on boots and shoes the most careful consideration, and grant the prayer of the Petitioners to increase the proposed rate of duty.

Petition read and ordered to lie on the Table.

5. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 1ST FEBRUARY, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

"*Post Office Savings Banks Regulation Bill—Second Reading,*"

"*Imprisonment for Debt Law Amendment Bill—Second reading,*" until Thursday, 2nd February instant;

"*Supply—To be further considered in Committee,*" until this day;

"*Transfer of Real Estate Bill—Second reading,*"

"*Police Offences Law Consolidation Bill—Consideration of Report,*"

"*Volunteers Laws Consolidation Bill—Consideration of Report,*"

"*Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,*"

"*Party Processions Law Consolidation Bill—Consideration of Report,*"

"*Pawnbrokers Laws Consolidation Bill—Consideration of Report,*"

"*Impounding Law Consolidation Bill—Consideration of Report,*"

"*Medical Practitioners Laws Consolidation Bill—Consideration of Report,*"

"*Police Regulation Law Consolidation Bill—Consideration of Report,*"

"*Savings Banks Law Consolidation Bill—Consideration of Report,*"

"*Thistles Law Consolidation Bill—Consideration of Report,*"

"*Aliens Law Consolidation Bill—Consideration of Report,*"

"*Torts Laws Consolidation Bill—Consideration of Report,*"

- “Theatres Law Consolidation Bill—Consideration of Report,”
 “Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,”
 “Supreme Court Law Consolidation Bill—To be further considered in Committee,”
 “Electoral Law Consolidation and Amendment Bill—Second reading,”
 “County Courts Law Consolidation Bill—To be further considered in Committee,”
 “Fences Law Consolidation Bill—To be further considered in Committee,”
 “Coroners Law Consolidation Bill—To be further considered in Committee,”
 “Juries Bill—To be further considered in Committee,”
 “Patents Law Consolidation Bill—To be further considered in Committee,”
 “Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,”
 “Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,”
 “Public Health Laws Consolidation Bill—To be further considered in Committee,”
 “Friendly Societies Law Consolidation Bill—To be further considered in Committee,”
 “Equity Practice Law Consolidation Bill—To be further considered in Committee,”
 “Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,”
 “Religious Trusts Law Consolidation Bill—To be further considered in Committee,”
 “Seamen Law Consolidation Bill—To be further considered in Committee,”
 “Public Works Laws Consolidation Bill—To be further considered in Committee,”
 “Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,”
 “Hospitals Law Consolidation Bill—To be further considered in Committee,”
 “Common Law Procedure Laws Consolidation Bill—To be considered in Committee,”
 “Insolvency Law Consolidation Bill—To be considered in Committee,”
 “Justices Law Consolidation and Amendment Bill—Second reading,” until Thursday, 2nd February instant.

Assembly adjourned at five minutes to two o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

WEDNESDAY, 1ST FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Francis presented—
Branch Line of Railway, Echuca.—Return to an Order of the Legislative Assembly, dated 18th January, 1865, for a copy of all correspondence and papers relating to a branch line of railway at Echuca.
Ordered to lie on the Table.
3. PETITION.—Mr. Casey presented a Memorial from Charles Stilwell, styling himself Chairman, and Henry E. Bower, styling himself Honorary Secretary, on behalf of the miners, storekeepers, and others, of Raywood, praying that this House would cause the New Tariff now before it to become law, and thereby give encouragement to native industry.
Ordered to lie on the Table.
4. BALLAARAT AND BALLAARAT EAST WATER COMMISSION INCORPORATION BILL.—Mr. Dyte moved, pursuant to notice, That Standing Orders 5 and 8, relating to Private Bills, be suspended, and that he have leave to bring in a Bill to incorporate the Ballaarat and Ballaarat East Water Commission, and for other purposes.
Debate ensued.
Mr. Gillies moved, That this debate be adjourned until Wednesday, 8th February instant.
Question—That this debate be adjourned until Wednesday, 8th February instant—put and resolved in the affirmative.
5. ST. KILDA AND BRIGHTON RAILWAY PURCHASE BILL.—Mr. Houston moved, pursuant to notice, That Standing Order No. 7, relating to Private Bills, be suspended, and that he have leave to bring in a Bill to authorise the Sale and Purchase of the St. Kilda and Brighton Railway, and for other purposes.
Question—put and resolved in the affirmative.
Ordered—That Mr. Houston and Mr. Sands do prepare and bring in the Bill.
Mr. Houston then brought up a Bill, intituled, "*A Bill to authorise the Sale and Purchase of the St. Kilda and Brighton Railway and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time.
6. THE MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Kyte moved, pursuant to notice given by Mr. Howard, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
7. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions and had made progress in others.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—
"Supply—To be further considered in Committee,"
"Quartz Reefs Drainage Law Amendment Bill—Consideration of Report," until to-morrow.
"Registration Act Amendment Bill—Second reading—Resumption of debate," until Tuesday, 7th February instant.
9. MR. HARGREAVES.—Mr. Pope moved, pursuant to notice, That the Petition of Mr. Hargreaves, recently presented to this House, be printed.
Question—put and resolved in the affirmative.
Assembly adjourned at eleven o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

THURSDAY, 2ND FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Orr presented a Petition from William Smith, styling himself Mayor of Rutherglen and Chairman of the Burgesses of that Borough, in public meeting assembled, praying the House would entirely reject the Tariff proposed by the Ministry. Petition read and ordered to lie on the Table.
Mr. Riddell presented a Petition from certain residents and owners of land along the Melbourne and Essendon Railway, and also owners of stock and cattle, and frequenters of the Cattle Yards and Racecourse, and others desirous of using the Essendon Railway, praying the House would take the Petitioners' case, as set forth in their Petition, into consideration, and afford them such relief as to this House might seem meet.
Ordered to lie on the Table.
Mr. Kyte presented a Petition from certain cabinet makers of Melbourne and its vicinity praying the House to enter furniture in a higher class in the Tariff.
Petition read and ordered to lie on the Table.
Mr. Dyte presented a Petition from Geo. Lovitt, styling himself Chairman of the Inhabitants of Ballarat and Ballarat East in public meeting assembled, praying the House would pass the Tariff into law with as little delay as possible.
Petition read and ordered to lie on the Table.
3. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions and had made progress in others.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Tuesday, 7th February instant, again resolve itself into the said Committee.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 7th February instant:—
 - “Supply—To be further considered in Committee,”
 - “Post Office Savings Banks Regulation Bill—Second Reading.”
 - “Imprisonment for Debt Law Amendment Bill—Second reading.”
 - “Transfer of Real Estate Bill—Second reading,”
 - “Police Offences Law Consolidation Bill—Consideration of Report,”
 - “Volunteers Laws Consolidation Bill—Consideration of Report,”
 - “Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,”
 - “Party Processions Law Consolidation Bill—Consideration of Report,”
 - “Pawnbrokers Laws Consolidation Bill—Consideration of Report,”
 - “Impounding Law Consolidation Bill—Consideration of Report,”
 - “Medical Practitioners Laws Consolidation Bill—Consideration of Report,”
 - “Police Regulation Law Consolidation Bill—Consideration of Report,”
 - “Savings Banks Law Consolidation Bill—Consideration of Report,”
 - “Thistles Law Consolidation Bill—Consideration of Report,”
 - “Aliens Law Consolidation Bill—Consideration of Report,”
 - “Torts Laws Consolidation Bill—Consideration of Report,”
 - “Theatres Law Consolidation Bill—Consideration of Report,”

- "Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,"
 "Supreme Court Law Consolidation Bill—To be further considered in Committee,"
 "Electoral Law Consolidation and Amendment Bill—Second reading,"
 "County Courts Law Consolidation Bill—To be further considered in Committee,"
 "Fences Law Consolidation Bill—To be further considered in Committee,"
 "Coroners Law Consolidation Bill—To be further considered in Committee,"
 "Juries Bill—To be further considered in Committee,"
 "Patents Law Consolidation Bill—To be further considered in Committee,"
 "Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,"
 "Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,"
 "Public Health Laws Consolidation Bill—To be further considered in Committee,"
 "Friendly Societies Law Consolidation Bill—To be further considered in Committee,"
 "Equity Practice Law Consolidation Bill—To be further considered in Committee,"
 "Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,"
 "Religious Trusts Law Consolidation Bill—To be further considered in Committee,"
 "Seamen Law Consolidation Bill—To be further considered in Committee,"
 "Public Works Laws Consolidation Bill—To be further considered in Committee,"
 "Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,"
 "Hospitals Law Consolidation Bill—To be further considered in Committee,"
 "Common Law Procedure Laws Consolidation Bill—To be considered in Committee,"
 "Insolvency Law Consolidation Bill—To be considered in Committee,"
 "Justices Law Consolidation and Amendment Bill—Second reading."
 "Quartz Reefs Drainage Law Amendment Bill—Consideration of Report."

5. ADJOURNMENT.—Mr. Howard moved, by leave of the Assembly, That this House, at its rising, do adjourn until Tuesday, 7th February instant.

Debate ensued.

Motion, by leave, withdrawn.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

FRIDAY, 3RD FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair ; and having at twenty-five minutes to five o'clock counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House, without question being first put, until Tuesday next at four o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 30.

TUESDAY, 7TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Electric Telegraph—Report of the General Superintendent of Electric Telegraph, on the advancement and condition of his Department for the year ending 31st December, 1864.
Transportation—Further Papers on the subject of.
Severally ordered to lie on the Table.
Mr. Verdon presented—
Public Accounts—Regulation respecting.
Ordered to lie on the Table.
Mr. Francis presented—
Immigration—Return to an Order of the Legislative Assembly dated 24th January, 1865, for Returns for the years 1862, 1863, and 1864, in continuation of the one presented to the House on the 28th April, 1863, relative to immigration.
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Fifth Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. PETITIONS.—Mr. L. L. Smith presented a petition from Robert Bell and William Cowley, praying this House would impose the proposed duty of twenty shillings per ton upon imported salt, as that article can be manufactured in this colony of a quality equal to the imported, and in sufficient quantity to supply the colonial markets, and that its manufacture in this colony would afford employment to a large number of persons.
Petition read and ordered to lie on the Table.
Mr. Howard presented a Petition from the Mayor and Council of the Borough of Sandhurst, under the corporate seal of the said borough, praying the House to reject so much of the Bill called "The Justices of the Peace Consolidation Statute 1864" as proposes to deprive the Mayor of the precedence in all magisterial courts within the city, and to confer upon the Executive Government the power to remove the Mayor from the Magistracy.
Ordered to lie on the Table.
Mr. Creswick presented a Petition from certain ministers, trustees, and other managers of the affairs of various religious denominations in Melbourne and the suburbs, praying the House would exempt from the operation of the Tariff, all organs and harmoniums consigned to any trustees or managers of the affairs of any congregation for the sole use of such congregation.
Petition read and ordered to lie on the Table.
Mr. Howard presented a Petition from certain merchants, traders, miners, and others of the borough of Sandhurst, praying the House to appoint a Select Committee to receive evidence on the whole subject of the new Tariff, before giving permanent legislative effect thereto.
Ordered to lie on the Table.
5. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANIES BILL.—Mr. Howard, Chairman, brought up the report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
6. COMMONS.—Mr. Fairbairn moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return showing the total quantity of Crown lands in the colony used as Commons; the number of persons making use of each Common; the number of each description of stock depastured, and the amount of fees paid therefor to the managers of each Common; and the amount of revenue each Common yields to the several Shires and Road Boards and to the State.
Debate ensued.
Question—put and resolved in the affirmative.
7. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions and had made progress in others.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

- "Supply—To be further considered in Committee,"
- "Post Office Savings Banks Regulation Bill—Second Reading,"
- "Imprisonment for Debt Law Amendment Bill—Second reading,"
- "Transfer of Real Estate Bill—Second reading,"
- "Police Offences Law Consolidation Bill—Consideration of Report,"
- "Volunteers Laws Consolidation Bill—Consideration of Report,"
- "Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,"
- "Party Processions Law Consolidation Bill—Consideration of Report,"
- "Pawnbrokers Laws Consolidation Bill—Consideration of Report,"
- "Impounding Law Consolidation Bill—Consideration of Report,"
- "Medical Practitioners Laws Consolidation Bill—Consideration of Report,"
- "Police Regulation Law Consolidation Bill—Consideration of Report,"
- "Savings Banks Law Consolidation Bill—Consideration of Report,"
- "Thistles Law Consolidation Bill—Consideration of Report,"
- "Aliens Law Consolidation Bill—Consideration of Report,"
- "Torts Laws Consolidation Bill—Consideration of Report,"
- "Theatres Law Consolidation Bill—Consideration of Report,"
- "Hawkers and Pedlars Law Consolidation Bill—Consideration of Report,"
- "Supreme Court Law Consolidation Bill—To be further considered in Committee,"
- "Electoral Law Consolidation and Amendment Bill—Second reading,"
- "County Courts Law Consolidation Bill—To be further considered in Committee,"
- "Fences Law Consolidation Bill—To be further considered in Committee,"
- "Coroners Law Consolidation Bill—To be further considered in Committee,"
- "Juries Bill—To be further considered in Committee,"
- "Patents Law Consolidation Bill—To be further considered in Committee,"
- "Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,"
- "Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,"
- "Public Health Laws Consolidation Bill—To be further considered in Committee,"
- "Friendly Societies Law Consolidation Bill—To be further considered in Committee,"
- "Equity Practice Law Consolidation Bill—To be further considered in Committee,"
- "Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,"
- "Religious Trusts Law Consolidation Bill—To be further considered in Committee,"
- "Seamen Law Consolidation Bill—To be further considered in Committee,"
- "Public Works Laws Consolidation Bill—To be further considered in Committee,"
- "Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,"
- "Hospitals Law Consolidation Bill—To be further considered in Committee,"
- "Common Law Procedure Laws Consolidation Bill—To be considered in Committee,"
- "Insolvency Law Consolidation Bill—To be considered in Committee,"
- "Justices Law Consolidation and Amendment Bill—Second reading,"
- "Registration Act Amendment Bill—Second reading—Resumption of debate,"
- "Quartz Reefs Drainage Law Amendment Bill—Consideration of Report," until Thursday, 9th February instant ;
- "Mining Accidents Bill—Second reading," until Friday, 17th February instant ;
- "Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,"
- "Lien on Crops Bill—To be further considered in Committee,"
- "County Courts Law Amendment Bill—Second reading," until Friday, 10th February instant ;
- "Refreshment Rooms—Report of Committee to be further considered in Committee," until Thursday, the 9th February instant ;
- "Imprisonment for Debt Bill—Second reading," until Tuesday, 14th February instant.

9. INSOLVENT LAW AMENDMENT BILL.—MR. L. L. SMITH moved, pursuant to notice, That he have leave to bring in a Bill to amend the existing Insolvent Law.

Debate ensued.

Motion, by leave, withdrawn.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

WEDNESDAY, 8TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
Geelong and Melbourne Railway.—Return to an Order of the Legislative Assembly, dated the 13th day of December, 1864, for a Return, showing—
 - (1.) The amount of money already spent on the Geelong and Melbourne Railway under the head of "Day work" since the purchase of the line by the Government; setting forth the gross amount of money spent in each separate year, and all money disbursed under the head of "Maintenance."
 - (2.) The gross amount of money spent (under the head of "Day work") by the Engineer-in-Chief from the 1st June, 1858, to the present time.Ordered to lie on the Table.
3. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Howard moved, pursuant to *amended* notice, That the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill be now committed to a Select Committee, to consist of the following members:—Mr. Creswick, Mr. Levey, Mr. Kerferd, Mr. Kyte, Mr. Zeal, Mr. Fairbairn, Dr. Greeves, Mr. Halfey, Mr. Snodgrass, Mr. Crews, Mr. Wardrop, and the Mover, three to form a quorum; and that leave be given to print the evidence taken before such Committee.
Debate ensued.
Question—put and resolved in the affirmative.
4. ST. KILDA AND BRIGHTON RAILWAY SALE BILL.—Mr. Houston moved, pursuant to notice, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
5. BALLAARAT AND BALLAARAT EAST WATER COMMISSION INCORPORATION BILL.—The Order of the Day for the resumption of the debate on the question that Standing Orders 5 and 8 relating to Private Bills be suspended, and that leave be given to bring in a Bill to incorporate the Ballaarat and Ballaarat East Water Commission, and for other purposes, having been read,
Mr. Frazer moved, That the debate be further adjourned.
Debate ensued.
Question—That this debate be further adjourned until this day week—put and resolved in the affirmative.
6. COUNTY COURT JUDGES.—Dr. Girdlestone moved, pursuant to notice, That there be laid on the Table of this House a Return showing—
 - (1.) The number of courts held by each of the eight County Court Judges, and the place at which each court was held in the year 1864.
 - (2.) The distance of each court from the presiding judge's usual residence.
 - (3.) The number or approximate number of days each judge was necessarily absent from home on public business in the year 1864.Question—put and resolved in the affirmative.

7. **GEELONG RAILWAY GOODS TRAFFIC.**—Mr. Ramsay moved, pursuant to notice, That a Return be laid upon the Table of the House, showing—

- (1.) The quantity of goods received and despatched at the Geelong station from the 1st January to the 31st December, 1863.
- (2.) The cost per ton incurred at said station in forwarding said goods, distinguishing the clerical from other labor.
- (3.) The number and amount of claims for compensation sent in for losses sustained by owners of goods in the management of said traffic, and the expense incurred in arranging said claims.
- (4.) A Return of the same items for the year 1864.

Question—put and resolved in the affirmative.

8. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions and had made progress in others.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 32.

THURSDAY, 9TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
New Industries—Return to an Order of the Legislative Assembly, dated 27th January, 1865, for Copies of all the papers and correspondence relating to or entertained by the Board appointed for the distribution of the Grant of £5000 for New Industries, and the Minutes of Proceedings of such Board.
Ordered to lie on the Table.
3. PETITIONS.—The following Petitions, praying the House to refuse assent to the Bill for facilitating the transfer of various Mercantile Instruments and Securities, were presented as under :—
By Mr. Richardson, from Geo. A. Stephen, styling himself Chairman of the Chamber of Commerce Committee at Geelong.
By Mr. Cohen, from the President, Vice-President, and Members of Committee of the Melbourne Chamber of Commerce.
Severally read and ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Sixth Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions and had made progress in others.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Tuesday, 14th February instant, again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 14th February instant :—
“Supply—To be further considered in Committee,”
“Post Office Savings Banks Regulation Bill—Second Reading.”
“Imprisonment for Debt Law Amendment Bill—Second reading.”
“Transfer of Real Estate Bill—Second reading,”
“Police Offences Law Consolidation Bill—Consideration of Report,”
“Volunteers Laws Consolidation Bill—Consideration of Report,”
“Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,”
“Party Processions Law Consolidation Bill—Consideration of Report,”
“Pawnbrokers Laws Consolidation Bill—Consideration of Report,”
“Impounding Law Consolidation Bill—Consideration of Report,”
“Medical Practitioners Laws Consolidation Bill—Consideration of Report,”
“Police Regulation Law Consolidation Bill—Consideration of Report,”
“Savings Banks Law Consolidation Bill—Consideration of Report,”
“Thistles Law Consolidation Bill—Consideration of Report,”
“Aliens Law Consolidation Bill—Consideration of Report,”
“Torts Laws Consolidation Bill—Consideration of Report,”
“Theatres Law Consolidation Bill—Consideration of Report,”
“Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,”
“Supreme Court Law Consolidation Bill—To be further considered in Committee,”
“Electoral Law Consolidation and Amendment Bill—Second reading,”
“County Courts Law Consolidation Bill—To be further considered in Committee,”
“Fences Law Consolidation Bill—To be further considered in Committee,”
“Coroners Law Consolidation Bill—To be further considered in Committee,”
“Juries Bill—To be further considered in Committee,”
“Patents Law Consolidation Bill—To be further considered in Committee,”
“Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,”
“Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,”
“Public Health Laws Consolidation Bill—To be further considered in Committee,”

- "*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*"
 "*Equity Practice Law Consolidation Bill—To be further considered in Committee,*"
 "*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*"
 "*Religious Trusts Law Consolidation Bill—To be further considered in Committee,*"
 "*Seamen Law Consolidation Bill—To be further considered in Committee,*"
 "*Public Works Laws Consolidation Bill—To be further considered in Committee,*"
 "*Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*"
 "*Hospitals Law Consolidation Bill—To be further considered in Committee,*"
 "*Common Law Procedure Laws Consolidation Bill—To be considered in Committee,*"
 "*Insolvency Law Consolidation Bill—To be considered in Committee,*"
 "*Justices Law Consolidation and Amendment Bill—Second reading,*"
 "*Registration Act Amendment Bill—Second reading—Resumption of debate,*"
 "*Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*"

7. **GOVERNMENT RAILWAYS—EXPENSES.**—Mr. Kyte moved, pursuant to notice, That a Return be laid on the Table of this House, showing—
- (1.) The cost during the year 1864 on the Melbourne and Sandhurst, Melbourne and Geelong, and Geelong and Ballarat Railways respectively, under each of the following heads :—
 - (a) The maintenance per mile of the permanent way.
 - (b) The repairs per train mile of locomotive engines and rolling stock.
 - (c) The running per train mile.
 - (2.) The total amount expended on the stores and machinery now in stock but not in absolute use ; and an estimate of the sum they would realise if sold by auction.
 - (3.) Whether the Railway Department have decided upon a plan for permanent workshops for the repair and construction of rolling stock.
 - (4.) When the Government intend to commence the erection of workshops.
 - (5.) What amount they intend to expend upon them.
 - (6.) On what site they propose erecting them.
 - (7.) What extent of ground they propose to occupy.
- Debate ensued.
 Question—put and resolved in the affirmative.
8. **RAILWAY ENGINES.**—Mr. Kyte moved, pursuant to notice, That there be laid upon the Table of the House a Return, showing—
- (1.) The number of miles run by Passenger, Goods, and Pilot Railway Engines.
 - (2.) The quantity of Coke, Coal, and Wood consumed.
 - (3.) The cost per mile for the year ending 31st December, 1864.
- Question—put and resolved in the affirmative.
9. **GRANT FOR CHARITABLE INSTITUTIONS.**—Mr. Houston moved, pursuant to notice, That there be laid on the Table of this House a statement showing how it is proposed to distribute the sum of Fifty thousand pounds placed on the Estimates for Charitable Institutions this year.
- Debate ensued.
 Motion, by leave, withdrawn.
10. **IMPORTATION OF SILVER AND COPPER COINS.**—Captain Dane moved, pursuant notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, the sum of £20,000, to be remitted to England in eight instalments, for the purpose of bringing out to the Colony silver and copper coins, in equal proportions.
- Debate ensued.
 Motion, by leave, withdrawn.
11. **MRS. M. CULLUM.**—Mr. Snodgrass moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, the sum of One hundred pounds as a gratuity to Mrs. Margaret Cullum, widow of the late boatswain Cullum.
- Debate ensued.
 Question—put and resolved in the affirmative.
12. **REFRESHMENT ROOMS COMMITTEE.**—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on the Refreshment Rooms having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
- Ordered—That the said report be received to-morrow.
- Assembly adjourned at sixteen minutes to twelve o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

FRIDAY, 10TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. L. L. Smith presented a Petition from certain fishmongers, fish salesmen, and retail dealers in fish, praying that the House would accede to the resolution for the exploration and discovery of deep sea and other fisheries on the sea coast of this colony.
Ordered to lie on the Table.
3. BARRISTERS ADMISSION BILL.—Mr. Edwards moved, pursuant to notice, That he have leave to bring in a Bill to regulate the Admission of Barristers.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. Edwards and Mr. Ramsay do prepare and bring in the Bill.
Mr. Edwards then brought up a Bill, intituled, “*A Bill to regulate the Admission of Barristers,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 17th February instant.
4. SEARCHING FOR GOLD—PUBLIC RESERVES, MELBOURNE.—Mr. Levey moved, pursuant to notice, That in the opinion of this House it is not expedient to allow any person to dig or search for gold in any of the parks or public reserves around Melbourne.
Debate ensued.
Motion, by leave, withdrawn.
5. LAND TAX.—Mr. L. L. Smith moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to consider the following resolutions :—
 - (1.) That it is expedient that a Land Tax shall be levied in this Colony.
 - (2.) That all alienated lands shall be valued.
 - (3.) That a tax of threepence in the pound, per annum, shall be charged on all lands in the Colony.
Debate ensued.
Motion, by leave, withdrawn.
6. ADJOURNMENT.—Mr. Cohen moved, That this House do now adjourn.
Question—That this House do now adjourn—put and resolved in the affirmative.
Assembly adjourned at twenty-eight minutes to seven o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 34.

TUESDAY, 14TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. McCulloch presented—

Pleuro-pneumonia Commission.—Return to an Order of the Legislative Assembly dated 24th January last, for a statement in detail of all the expenses in connection with the Commission of Enquiry into the causes of Pleuro-pneumonia in Cattle, including cost, conveyance, and maintenance of cattle, and all charges of whatsoever kind which were incurred; together with the final Report of the Commissioners.

Ordered to lie on the Table.

Mr. Sullivan presented—

Mining Surveyors and Registrars—Reports of, for the Quarter ending 31st December, 1864.

Ordered to lie on the Table.

3. PETITIONS.—Mr. O'Shanassy presented a Petition from certain market-gardeners and farmers, praying the House would pass such an Act as would establish a sufficiently large market or markets as their increasing and important town, the metropolis of the Australian Colonies, requires, and place it or them on such a basis as should tend to promote the prosperity, health, and comfort of the entire community; that would be commensurate with the wants of the people; and that would reflect credit upon our Legislature.

That this House would exact only such fees as are really necessary to keep the market in its proper state of cleanliness, &c.

That this House would also make the road tolls free to the gardeners, or reduce them at the highest to threepence for one-horse carts, and sixpence for two-horse carts; and in all respects remove every hindrance to the cultivation of the land; and make ample provision for all necessary requirements that may be demanded in future by the increase of our population, gardeners, and farmers.

And that this House would prohibit the leasing the market or markets in future; and cause that a collector or collectors be appointed to gather whatever fees may be made; and enact that the management of the market or markets be under a committee consisting of gardeners, farmers, citizens, and Members of the two Houses.

Ordered to lie on the Table.

Mr. Kyte presented a Petition from certain brass-founders and finishers, of the City of Melbourne, praying that this House would levy such a duty on imported finished brass-work, as would be the means of carrying out the wishes of the petitioners.

Petition read and ordered to lie on the Table.

4. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered, That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 28th February instant, again resolve itself into the said Committee.

5. POST OFFICE AND TELEGRAPH DEPARTMENTS.—Mr. Orr moved, pursuant to notice, That a Select Committee be appointed to enquire into the working of the Post Office and Telegraph Departments, and to report upon the best mode of effecting a reduction of the expenditure incurred in carrying on the business of these Departments; such Committee to consist of Mr. O'Shanassy, Mr. Randall, Mr. Thomson, Mr. Kerferd, Mr. Campbell, Mr. Bindon, Dr. Girdlestone, Mr. Houston, and the Mover; three to form a quorum, with power to call for persons and papers.

Debate ensued.

Captain Dane moved, as an amendment, That the words "and of all the Public Departments" be inserted after the word "Departments."

Debate continued.

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

Question—That a Select Committee be appointed to enquire into the working of the Post Office and Telegraph Departments, and to report upon the best mode of effecting a reduction of the expenditure incurred in carrying on the business of these Departments; such Committee to consist of Mr. O'Shanassy, Mr. Randall, Mr. Thomson, Mr. Kerferd, Mr. Campbell, Mr. Bindon, Dr. Girdlestone, Mr. Houston, and the Mover; three to form a quorum, with power to call for persons and papers—put and negatived.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

- "Supply—To be further considered in Committee,"
- "Post Office Savings Banks Regulation Bill—Second Reading."
- "Imprisonment for Debt Law Amendment Bill—Second reading."
- "Transfer of Real Estate Bill—Second reading,"
- "Police Offences Law Consolidation Bill—Consideration of Report,"
- "Volunteers Laws Consolidation Bill—Consideration of Report,"
- "Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,"
- "Party Processions Law Consolidation Bill—Consideration of Report,"
- "Pawnbrokers Laws Consolidation Bill—Consideration of Report,"
- "Impounding Law Consolidation Bill—Consideration of Report,"
- "Medical Practitioners Laws Consolidation Bill—Consideration of Report,"
- "Police Regulation Law Consolidation Bill—Consideration of Report,"
- "Savings Banks Law Consolidation Bill—Consideration of Report,"
- "Thistles Law Consolidation Bill—Consideration of Report,"
- "Aliens Law Consolidation Bill—Consideration of Report,"
- "Torts Laws Consolidation Bill—Consideration of Report,"
- "Theatres Law Consolidation Bill—Consideration of Report,"
- "Hawkers and Pedlars Law Consolidation Bill—Consideration of Report,"
- "Supreme Court Law Consolidation Bill—To be further considered in Committee,"
- "Fences Law Consolidation Bill—To be further considered in Committee,"
- "Coroners Law Consolidation Bill—To be further considered in Committee,"
- "Juries Bill—To be further considered in Committee,"
- "Patents Law Consolidation Bill—To be further considered in Committee,"
- "Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,"
- "Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,"
- "Public Health Laws Consolidation Bill—To be further considered in Committee,"
- "Friendly Societies Law Consolidation Bill—To be further considered in Committee,"
- "Equity Practice Law Consolidation Bill—To be further considered in Committee,"
- "Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,"
- "Religious Trusts Law Consolidation Bill—To be further considered in Committee,"
- "Seamen Law Consolidation Bill—To be further considered in Committee,"
- "Public Works Laws Consolidation Bill—To be further considered in Committee,"
- "Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,"
- "Hospitals Law Consolidation Bill—To be further considered in Committee,"
- "Common Law Procedure Laws Consolidation Bill—To be considered in Committee,"
- "Insolvency Law Consolidation Bill—To be considered in Committee,"
- "Justices Law Consolidation and Amendment Bill—Second reading,"
- "Electoral Law Consolidation and Amendment Bill—Second reading,"
- "County Courts Law Consolidation Bill—To be further considered in Committee,"
- "Imprisonment for Debt Bill—Second reading,"
- "Mrs. Cullum—Motion for Address to be considered in Committee,"
- "Registration Act Amendment Bill—Second reading—Resumption of debate,"
- "Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,"
- "Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,"
- "Lien on Crops Bill—To be further considered in Committee,"
- "County Courts Law Amendment Bill.—Second reading."

7. REFRESHMENT ROOMS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

8th February.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause a sum of £100 to be placed on an Additional Estimate for 1865, as a gratuity to the widow of the late stable-keeper.

And the said resolution was read a second time and agreed to by the Assembly.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 35.

WEDNESDAY, 15TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ST. KILDA AND BRIGHTON RAILWAY SALE BILL.—Mr. Houston moved, pursuant to *amended* notice, That the St. Kilda and Brighton Railway Sale Bill be now committed to a Select Committee, to consist of the following Members:—Mr. Carpenter, Mr. Cope, Mr. Crews, Mr. Sands, Mr. Davies, Mr. Tucker, Mr. Howard, Mr. Levey, Mr. Sherwin, Mr. Zeal, and the Mover; three to form a quorum; and that leave be given to print the evidence taken before such Committee.

Debate ensued.

Question—put and resolved in the affirmative.

3. BALLAARAT AND BALLAARAT EAST WATER COMMISSION INCORPORATION BILL.—The Order of the Day for the resumption of the debate on the question, That Standing Orders 5 and 8, relating to Private Bills, be suspended, and that leave be given to bring in a Bill to incorporate the Ballaarat and Ballaarat East Water Commission and for other purposes, having been read,

Debate resumed.

Question—put.

Assembly divided.

Ayes, 31.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. J. T. Smith, |
| Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Thomson, |
| Mr. Howard, | Mr. Tucker, |
| Mr. Jones, | Mr. Vale, |
| Mr. Longmore, | Mr. Verdon, |
| Mr. Mason, | Mr. Zeal. |
| Mr. MacBain, | |
| Mr. McCulloch, | <i>Tellers.</i> |
| Mr. McLellan, | |
| Mr. Michie, | Mr. Creswick, |
| Mr. Moore, | Mr. Halfey. |

Noes, 19.

| | |
|----------------|-----------------|
| Mr. Bayles, | Mr. Harker, |
| Mr. Blackwood, | Mr. Hopkins, |
| Mr. Brown, | Mr. Kerferd, |
| Mr. Burtt, | Mr. Levey, |
| Mr. Carpenter, | Mr. Randall, |
| Mr. Connor, | Mr. Robinson. |
| Mr. Cope, | |
| Mr. Cowell, | <i>Tellers.</i> |
| Capt. Dane, | |
| Mr. Fairbairn, | Mr. Houston, |
| Mr. Greeves, | Mr. Berry. |

And so the motion was declared to be not carried.

4. TARIFF.—Mr. Lalor reported from the Committee of Ways and Means certain resolutions, which were read and are as follow:—

14th February.

Resolved—That towards raising the supply granted to Her Majesty, and in lieu of the duties of Customs now chargeable on the articles undermentioned imported into Victoria, the following duties shall be charged, viz. :—

| | | | | | | | |
|--------------------|-----|-----|-----|-----|-----|-----|--------------|
| Opium | ... | ... | ... | ... | ... | ... | 10s. per lb. |
| Tea | ... | ... | ... | ... | ... | ... | 3d. per lb. |
| Sugar and molasses | ... | ... | ... | ... | ... | ... | 3s. per cwt. |
| Dried fruits | ... | ... | ... | ... | ... | ... | 1d. per lb. |

Resolved—That towards raising the supply granted to Her Majesty, and in lieu of the duty of Customs now chargeable on gold exported from Victoria, the following duties shall be charged viz. :—

| | | |
|--|--------|------------------|
| Until the 31st December, 1865 | ... .. | 1s. per oz. troy |
| From the 31st December, 1865, until the 31st December, 1866 | ... .. | 6d. per oz troy |
| And from and after the 31st December, 1866, the said duty shall cease and determine. | | |

Resolved—That towards raising the supply granted to Her Majesty, the following duties of Customs shall be charged on the articles undermentioned imported into Victoria, viz.—

| | | |
|---|--------|--|
| Cocoa and chocolate | ... .. | 2d. per lb. |
| Preserved fruits and vegetables, nuts of all kinds (not including cocoa-nuts), butter, cheese, candles, bacon, lard, hams, starch, soap, confectionery, biscuits, comfits, sweetmeats, succades, jams, maccaroni, vermicelli, maizena, preserved meats and fish | ... .. | 1d. per lb., or package of that reputed weight |

And the said resolutions were read a second time and agreed to by the Assembly.

| | | |
|------|--------|---------------|
| Salt | | 20s. per ton. |
|------|--------|---------------|

This item having been read a second time, Mr. Houston moved that this item be omitted. Debate ensued.

Question—That the item proposed to be omitted stand part of the resolutions—put. Assembly divided.

Ayes, 30.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Longmore, |
| Mr. Brown, | Mr. McCann, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Connor, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Riddell, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Greeves, | Mr. Vale, |
| Mr. Halfey, | Mr. Verdon. |
| Mr. Higinbotham, | |
| Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Jones, | Mr. Sullivan, |
| Mr. Lalor, | Mr. Zeal. |

Noes, 21.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. McLellan, |
| Mr. Blackwood, | Mr. Moore, |
| Mr. Campbell, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Cohen, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. Tucker. |
| Mr. Harker, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Creswick. |
| Mr. Levey, | Mr. Sands. |
| Mr. MacBain, | |

And so it was resolved in the affirmative.

| | | |
|--|--------|---|
| Vinegar | ... .. | 6d. per gallon. |
| Varnish | ... .. | 2s. per gallon. |
| Salted provisions, including fish not otherwise enumerated, and not caught from vessels owned in the colony | ... .. | 5s. per cwt. |
| Doors | ... .. | 1s. each. |
| Window sashes | ... .. | 1s. per pair. |
| Jewellery { Gold plate | ... .. | 8s. per oz. troy gross |
| Jewellery { Silver plate | ... .. | 1s. per oz. troy gross |
| Watches, jewels, and jewellery of all kinds | ... .. | 10 per centum <i>ad valorem.</i> |
| Manufactures of silk or mixed materials of which the greater part is silk | ... .. | 10 per centum <i>ad valorem.</i> |
| Millinery, and all articles made up from fabrics of silk or of silk mixed with other materials | ... .. | 5s. per cubic foot, measuring outside the package, or for any package less than one cubic foot. |
| Apparel and slops, and all articles made up, wholly or in part, from fabrics of wool, cotton, linen, or mixed materials, boots and shoes, hosiery and gloves, hats, caps, and bonnets, saddles, harness, and leather-ware | ... .. | 4s. per ditto, ditto, ditto. |
| Musical instruments, carriages, glass and glass-ware, china-ware and porcelain, furniture, toys, and turnery, wooden-ware, brush-ware and wickerware, earthenware, oilmen's stores not otherwise enumerated, woollen blankets and rugs | ... .. | 10 per centum <i>ad valorem</i> upon invoice value, with 10 per centum added. |
| Barley and oats | ... .. | 3d. per bushel. |

And the said resolutions were read a second time and agreed to by the Assembly.

Ordered—That Mr. Verdon and Mr. McCulloch do prepare and bring in a Bill to carry out the above resolutions.

5. CUSTOMS DUTIES LAWS AMENDMENT BILL.—Mr. Verdon then brought up a Bill, intituled, "*A Bill to amend the Laws for granting Duties of Customs,*" and moved that it be now read a first time.

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

6. RAILWAY STATIONS.—Mr. Zeal moved, pursuant to *amended* notice, That there be laid on the Table of this House a Return showing—

- (1.) The gross cost of constructing the following stations on the Victorian Railways, viz., Ballaarat East, Buninyong, Lal-lal, Meredith, Lethbridge, Leigh Road, Moorabool, Diggersrest, Sunbury, Lancefield Road, Riddell's Creek, Carlsruhe, Harcourt, and Kangaroo Flat.
- (2.) The gross cost of each station separately, including all outlay for earthwork and ballast in sidings, labor and material, rails, chairs, sleepers, points and crossings, turntables, water-cranes, and all other works.
- (3.) The cost of the abandoned works in the cases of Diggersrest, Sunbury, and Kangaroo Flat stations.
- (4.) A return of the passenger and goods traffic, and all other receipts for six months previous to the 31st December last, of the above-mentioned stations, giving the revenue from each station separately.

Question—put and resolved in the affirmative.

7. QUEEN'S PLATE.—Mr. Zeal moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause a sum of £200 to be placed on an Additional Estimate for 1865, to defray the expense of a Queen's Plate, to be run for on the Melbourne course, under the auspices of the Victorian Racing Club.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 32.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. Mason, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Carpenter, | Mr. Macpherson, |
| Mr. Cohen, | Mr. Moore, |
| Mr. Creswick, | Mr. O'Grady, |
| Mr. Dyte, | Mr. Orr, |
| Mr. Francis, | Mr. Ramsay, |
| Mr. Frazer, | Mr. Riddell, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Hopkins, | Mr. G. V. Smith, |
| Mr. Howard, | Mr. Snodgrass, |
| Mr. Jones, | Mr. Wardrop, |
| Mr. Kerferd, | Mr. Zeal. |
| Mr. King, | |
| Mr. Kyte, | <i>Tellers.</i> |
| Mr. Lalor, | Mr. Levey, |
| Mr. Levi, | Mr. L. L. Smith. |

Noes, 23.

| | |
|-----------------|-----------------|
| Mr. Berry, | Mr. McLellan, |
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. Richardson, |
| Mr. Campbell, | Mr. Robinson, |
| Mr. Casey, | Mr. Sands, |
| Mr. Cope, | Mr. Tucker, |
| Mr. Cowell, | Mr. Vale, |
| Mr. Crews, | Mr. Verdon. |
| Mr. Cunningham, | |
| Mr. Gillies, | <i>Tellers.</i> |
| Mr. Harker, | Mr. Macgregor, |
| Mr. Houston, | Mr. Harbison. |
| Mr. Longmore, | |

And so it was resolved in the affirmative.

8. BARRABOOL ROAD BOARD.—Mr. Hopkins moved, pursuant to notice, That there be laid upon the Table of this House a copy of all the correspondence between the Department of Roads and Bridges and the Barrabool Road Board, relative to the erection of the bridge over the Barwon River at Ceres.

Question—put and resolved in the affirmative.

9. KYNETON POLICE COURT.—Mr. Sands moved, pursuant to *amended* notice, That there be laid upon the Table of the House Returns showing the number of cases adjudicated upon at the Kyneton Police Court during the last twelve years; the nature of the cases each year so adjudicated upon; the amount of fees arising therefrom each year; and the amount of salaries paid to magistrates and clerks of petty sessions each year; together with a similar return from other Benches under the same Police Magistrate; and all additional duties performed by the officers referred to.

Debate ensued.

Question—put and resolved in the affirmative.

10. PAYMENT OF MEMBERS OF ASSEMBLY.—Mr. Harker moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—

- (1.) That it is necessary for the satisfactory representation of the People in this House that Members be compensated for their attendance.
- (2.) That in the opinion of this Committee such compensation should be the sum of £ per annum.
- (3.) That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the above purpose.

Debate ensued.

Mr. Berry moved, That this debate be now adjourned.

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

11. **MRS. MARGARET CULLUM.**—The Order of the Day for the consideration in Committee of the whole Assembly of the question that this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, the sum of One hundred pounds as a gratuity to Mrs. Margaret Cullum, widow of the late boatswain Cullum, having been read, on the motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will on Friday, 17th February, instant, again resolve itself into the said Committee.

12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Supply—To be further considered in Committee,*”
 “*Post Office Savings Banks Regulation Bill—Second Reading,*”
 “*Imprisonment for Debt Law Amendment Bill—Second reading,*”
 “*Transfer of Real Estate Bill—Second reading,*”
 “*Police Offences Law Consolidation Bill—Consideration of Report,*”
 “*Volunteers Laws Consolidation Bill—Consideration of Report,*”
 “*Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,*”
 “*Party Processions Law Consolidation Bill—Consideration of Report,*”
 “*Pawnbrokers Laws Consolidation Bill—Consideration of Report,*”
 “*Impounding Law Consolidation Bill—Consideration of Report,*”
 “*Medical Practitioners Laws Consolidation Bill—Consideration of Report,*”
 “*Police Regulation Law Consolidation Bill—Consideration of Report,*”
 “*Savings Banks Law Consolidation Bill—Consideration of Report,*”
 “*Thistles Law Consolidation Bill—Consideration of Report,*”
 “*Aliens Law Consolidation Bill—Consideration of Report,*”
 “*Torts Laws Consolidation Bill—Consideration of Report,*”
 “*Theatres Law Consolidation Bill—Consideration of Report,*”
 “*Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,*”
 “*Supreme Court Law Consolidation Bill—To be further considered in Committee,*”
 “*Fences Law Consolidation Bill—To be further considered in Committee,*”
 “*Coroners Law Consolidation Bill—To be further considered in Committee,*”
 “*Juries Bill—To be further considered in Committee,*”
 “*Patents Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”
 “*Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Health Laws Consolidation Bill—To be further considered in Committee,*”
 “*Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”
 “*Equity Practice Law Consolidation Bill—To be further considered in Committee,*”
 “*Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”
 “*Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”
 “*Seamen Law Consolidation Bill—To be further considered in Committee,*”
 “*Public Works Laws Consolidation Bill—To be further considered in Committee,*”
 “*Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”
 “*Hospitals Law Consolidation Bill—To be further considered in Committee,*”
 “*Common Law Procedure Laws Consolidation Bill—To be considered in Committee,*”
 “*Insolvency Law Consolidation Bill—To be considered in Committee,*”
 “*Justices Law Consolidation and Amendment Bill—Second reading,*”
 “*Electoral Law Consolidation and Amendment Bill—Second reading,*”
 “*County Courts Law Consolidation Bill—To be further considered in Committee,*”
 “*Registration Act Amendment Bill—Second reading—Resumption of debate,*”
 “*Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*”
 “*Lien on Crops Bill—To be further considered in Committee,*”
 “*County Courts Law Amendment Bill.—Second reading,*” until to-morrow ;
 “*Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,*” until Friday, 17th February instant ;
 “*Imprisonment for Debt Bill—Second reading,*” until Tuesday, 21st February instant.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

THURSDAY, 16TH FEBRUARY, 1865.

Assembly met pursuant to adjournment.—Mr. Speaker took the Chair; and having, at twenty-six minutes to five o'clock, counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House, without question being first put, until to-morrow at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

FRIDAY, 17TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
Immigration—Return of, for the Month of January, 1865.
Ordered to lie on the Table.
Mr. Verdon presented—
Bank Liabilities and Assets—General Abstract of Sworn Returns of the Average Liabilities and Assets of the several Banks in Victoria, for the Quarter ending 31st December, 1864.
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Seventh Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. MRS. MARGARET CULLUM.—The Order of the Day for the further consideration in Committee of the whole Assembly of the question that this House resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, the sum of One hundred pounds as a gratuity to Mrs. Margaret Cullum, widow of the late boatswain Cullum, having been read, on the motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the Report be received Tuesday, 21st February instant.
5. QUEEN'S PLATE.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that he will cause a sum of £200 to be placed on an Additional Estimate for 1865, to defray the expense of a Queen's Plate, to be run for on the Melbourne course, under the auspices of the Victorian Racing Club, having been read—On the motion of Mr. Zeal, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the report be received Tuesday, 21st February instant.
6. PAYMENT OF MEMBERS OF ASSEMBLY.—The Order of the Day for the resumption of the debate on the question, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
 - (1.) That it is necessary for the satisfactory representation of the People in this House that Members be compensated for their attendance.
 - (2.) That in the opinion of this Committee such compensation should be the sum of £ per annum.
 - (3.) That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the above purpose—having been read,Debate resumed.
Mr. Howard moved, That this debate be further adjourned.
Question—That this debate be further adjourned until Tuesday, 21st February instant—put and resolved in the affirmative.
7. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—
“ Quartz Reefs Drainage Law Amendment Bill—Consideration of Report.”

8. QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.—Mr. Howard moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 21st February instant.

Bill, as amended, to be printed.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“Mining Accidents Bill—Second reading,”

“Barristers Admission Bill—Second reading,” until Friday, 24th February instant;

“Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,”

“Customs Duties Laws Amendment Bill—Second reading,”

“Supply—To be further considered in Committee,”

“Post Office Savings Banks Regulation Bill—Second Reading,”

“Imprisonment for Debt Law Amendment Bill—Second reading,”

“Transfer of Real Estate Bill—Second reading,”

“Police Offences Law Consolidation Bill—Consideration of Report,”

“Volunteers Laws Consolidation Bill—Consideration of Report,”

“Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,”

“Party Processions Law Consolidation Bill—Consideration of Report,”

“Pawnbrokers Laws Consolidation Bill—Consideration of Report,”

“Impounding Law Consolidation Bill—Consideration of Report,”

“Medical Practitioners Laws Consolidation Bill—Consideration of Report,”

“Police Regulation Law Consolidation Bill—Consideration of Report,”

“Savings Banks Law Consolidation Bill—Consideration of Report,”

“Thistles Law Consolidation Bill—Consideration of Report,”

“Aliens Law Consolidation Bill—Consideration of Report,”

“Torts Laws Consolidation Bill—Consideration of Report,”

“Theatres Law Consolidation Bill—Consideration of Report,”

“Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,”

“Supreme Court Law Consolidation Bill—To be further considered in Committee,”

“Fences Law Consolidation Bill—To be further considered in Committee,”

“Coroners Law Consolidation Bill—To be further considered in Committee,”

“Juries Bill—To be further considered in Committee,”

“Patents Law Consolidation Bill—To be further considered in Committee,”

“Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,”

“Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,”

“Public Health Laws Consolidation Bill—To be further considered in Committee,”

“Friendly Societies Law Consolidation Bill—To be further considered in Committee,”

“Equity Practice Law Consolidation Bill—To be further considered in Committee,”

“Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,”

“Religious Trusts Law Consolidation Bill—To be further considered in Committee,”

“Seamen Law Consolidation Bill—To be further considered in Committee,”

“Public Works Laws Consolidation Bill—To be further considered in Committee,”

“Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,”

“Hospitals Law Consolidation Bill—To be further considered in Committee,”

“Common Law Procedure Laws Consolidation Bill—To be considered in Committee,”

“Insolvency Law Consolidation Bill—To be considered in Committee,”

“Justices Law Consolidation and Amendment Bill—Second reading,”

“Electoral Law Consolidation and Amendment Bill—Second reading,”

“County Courts Law Consolidation Bill—To be further considered in Committee,” until Tuesday, 21st February instant;

“Registration Act Amendment Bill—Second reading—Resumption of debate,” until Wednesday, 22nd February instant;

“Lien on Crops Bill—To be further considered in Committee,”

“County Courts Law Amendment Bill—Second reading,” until Friday, 24th February instant.

Assembly adjourned at eight minutes past six o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

TUESDAY, 21ST FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Harker, on behalf of Mr. O'Shanassy, Chairman, brought up from this Committee the following resolutions, viz.:—
 - (1.) That David Moore, Esq., was duly elected Member to serve in the present Parliament for the Electoral District of Sandridge.
 - (2.) That the Committee have altered the poll at the said election, by the addition of the name of John O'Donnel Carew to the votes given for Robert Byrne, Esq.
 - (3.) That the Petition was neither frivolous nor vexatious.
 - (4.) That the opposition to the Petition was neither frivolous nor vexatious.
 - (5.) That the Committee see no reason to declare any objection to any particular elector to be frivolous or vexatious.Committee Room,
21st February, 1865.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
3. PAPERS.—Mr. Michie presented—
Courts of Mines—Order in Council—Altering the intervals for the holding of, at Beechworth and Yackandandah.
County Courts—Order in Council—Altering the intervals for holding of, at Beechworth and Yackandandah.
Severally ordered to lie on the Table.
4. PETITIONS —Mr. Crews presented a Petition from the Mayor, Councillors, and Burgesses of the Borough of St. Kilda, under the Corporate Seal of the said Borough, praying the House to reject so much of the Bill called "*Justices of the Peace Consolidation Statute 1864*" as proposes to deprive Mayors of the precedence in all Magisterial Courts within the City and Boroughs, and to confer upon the Executive Government the power to remove them from the magistracy.
Ordered to lie on the Table.
Mr. Levi presented a petition from certain Banking Companies of the City of Melbourne, praying that the Bill for facilitating the transfer of various Mercantile Instruments and Securities might pass into law.
Petition read and ordered to lie on the Table.
5. BANKS AND CURRENCY LAW.—Mr. McCulloch moved, pursuant to *amended* notice, That this House do now resolve itself into a Committee of the whole, for the purpose of considering the following resolution :—
That it is expedient to amend the Law relating to Banks and Currency.
Question—put and resolved in the affirmative.
Whereupon Mr Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the report be received Thursday, 23rd February instant.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Customs Duties Laws Amendment Bill—Second reading,*"
" *Supply—To be further considered in Committee,*" until to-morrow ;
" *Post Office Savings Banks Regulation Bill—Second reading,*" until Thursday, 23rd February, instant.
The several Orders, Government Business, 4 to 40, both inclusive, until after the consideration of the 5th Order, General Business, on the Paper for to-day.
" *Imprisonment for Debt Law Amendment Bill—Second reading,*" until Friday, 24th February instant ;
" *Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,*" until to-morrow.

7. **MRS. CULLUM.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

17th February.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause a sum of £35 3s. 6d. to be placed on an Additional Estimate for 1865, as a gratuity to Mrs. Margaret Cullum, widow of the late boatswain Cullum.

And the said resolution was read a second time and agreed to by the Assembly.

8. **QUEEN'S PLATE.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

17th February.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause a sum of £200 to be placed on an Additional Estimate for 1865, to defray the expense of a Queen's Plate, to be run for on the Melbourne course, under the auspices of the Victorian Racing Club.

And the said resolution was read a second time and agreed to by the Assembly.

9. **PAYMENT OF MEMBERS OF ASSEMBLY.**—The Order of the Day for the resumption of the debate on the question, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

- (1.) That it is necessary for the satisfactory representation of the People in this House that Members be compensated for their attendance.
- (2.) That in the opinion of this Committee such compensation should be the sum of £ per annum.
- (3.) That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the above purpose—having been read,

Debate resumed.

Mr. Macgregor moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

| Ayes, 25. | Noes, 28. |
|----------------|------------------|
| Mr. Berry, | Mr. Blackwood, |
| Mr. Burt, | Mr. Brown, |
| Mr. Campbell, | Mr. Creswick, |
| Mr. Carpenter, | Mr. Cunningham, |
| Mr. Casey, | Mr. Fairbairn, |
| Mr. Connor, | Mr. Francis, |
| Mr. Cowell, | Mr. Halfey, |
| Mr. Dyte, | Mr. Harbison, |
| Mr. Frazer, | Mr. Higinbotham, |
| Mr. Grant, | Mr. Hopkins, |
| Mr. Harker, | Mr. Howard, |
| Mr. Houston, | Mr. Kerferd, |
| Mr. McCann, | Mr. King, |
| Mr. McLellan, | Mr. Macgregor, |
| | Mr. Mason, |
| | Mr. McCulloch, |
| | Mr. Macpherson, |
| | Mr. Michie, |
| | Mr. Moffatt, |
| | Mr. Moore, |
| | Mr. Pope, |
| | Mr. Randall, |
| | Mr. Riddell, |
| | Mr. Sherwin, |
| | Mr. Thomson, |
| | Mr. Wheeler. |
| | <i>Tellers.</i> |
| | Mr. Cohen, |
| | Mr. MacBain. |

And so it passed in the negative.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

- “Imprisonment for Debt Law Amendment Bill—Second reading,”
- “Transfer of Real Estate Bill—Second reading,”
- “Police Offences Law Consolidation Bill—Consideration of Report,”
- “Volunteers Laws Consolidation Bill—Consideration of Report,”
- “Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,”
- “Party Processions Law Consolidation Bill—Consideration of Report,”
- “Pawnbrokers Laws Consolidation Bill—Consideration of Report,”
- “Impounding Law Consolidation Bill—Consideration of Report,”
- “Medical Practitioners Laws Consolidation Bill—Consideration of Report,”
- “Police Regulation Law Consolidation Bill—Consideration of Report,”
- “Savings Banks Law Consolidation Bill—Consideration of Report,”
- “Thistles Law Consolidation Bill—Consideration of Report,”
- “Aliens Law Consolidation Bill—Consideration of Report,”
- “Torts Laws Consolidation Bill—Consideration of Report,”
- “Theatres Law Consolidation Bill—Consideration of Report,”
- “Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,”
- “Supreme Court Law Consolidation Bill—To be further considered in Committee,”
- “Fences Law Consolidation Bill—To be further considered in Committee,”
- “Coroners Law Consolidation Bill—To be further considered in Committee,”
- “Juries Bill—To be further considered in Committee,”
- “Patents Law Consolidation Bill—To be further considered in Committee,”

- “ *Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,*”
 “ *Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,*”
 “ *Public Health Laws Consolidation Bill—To be further considered in Committee,*”
 “ *Friendly Societies Law Consolidation Bill—To be further considered in Committee,*”
 “ *Equity Practice Law Consolidation Bill—To be further considered in Committee,*”
 “ *Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,*”
 “ *Religious Trusts Law Consolidation Bill—To be further considered in Committee,*”
 “ *Seamen Law Consolidation Bill—To be further considered in Committee,*”
 “ *Public Works Laws Consolidation Bill—To be further considered in Committee,*”
 “ *Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,*”
 “ *Hospitals Law Consolidation Bill—To be further considered in Committee,*”
 “ *Common Law Procedure Laws Consolidation Bill—To be considered in Committee,*”
 “ *Insolvency Law Consolidation Bill—To be considered in Committee,*”
 “ *Justices Law Consolidation and Amendment Bill—Second reading,*”
 “ *Electoral Law Consolidation and Amendment Bill—Second reading,*”
 “ *County Courts Law Consolidation Bill—To be further considered in Committee,*”
 “ *Quartz Reefs Drainage Law Amendment Bill—Consideration of Report.*”

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

WEDNESDAY, 22ND FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. LIBRARY COMMITTEE.—Mr. Casey brought up a Report from the Joint Library Committee.
Ordered to lie on the Table and to be printed.
3. PAPER.—Mr. Higinbotham presented—
Convicts.—Return to an Order of the Legislative Assembly, dated 20th December last, for a Return of all convictions in the Supreme Court and General Sessions since 1852, showing the number of bond convicts to the colonies, and free.
Ordered to lie on the Table.
4. PETITION.—Mr. L. L. Smith presented a Petition from certain gardeners and others in the district of Gardiner, praying this House would place a duty of one halfpenny per lb. on all fruit imported green into this colony, or afford such other relief as this House might deem fit.
Petition read, and ordered to lie on the Table.
5. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Howard moved, pursuant to notice, That all Petitions deposited in the Private Bill Office, in favor of the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill, be referred to the Select Committee on such Bill.
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Customs Duties Laws Amendment Bill—Second reading,*”
“ *Supply—To be further considered in Committee,*”
“ *Imprisonment for Debt Law Amendment Bill—Second reading,*” until to-morrow.
“ *Transfer of Real Estate Bill—Second reading,*” until Tuesday, 28th February, instant.
“ *Police Offences Law Consolidation Bill—Consideration of Report,*”
“ *Volunteers Laws Consolidation Bill—Consideration of Report,*”
“ *Registration of Births Deaths and Marriages Laws Consolidation Bill—Consideration of Report,*”
“ *Party Processions Law Consolidation Bill—Consideration of Report,*”
“ *Pawnbrokers Laws Consolidation Bill—Consideration of Report,*”
“ *Impounding Law Consolidation Bill—Consideration of Report,*”
“ *Medical Practitioners Laws Consolidation Bill—Consideration of Report,*”
“ *Police Regulation Law Consolidation Bill—Consideration of Report,*”
“ *Savings Banks Law Consolidation Bill—Consideration of Report,*”
“ *Thistles Law Consolidation Bill—Consideration of Report,*”
“ *Aliens Law Consolidation Bill—Consideration of Report,*”
“ *Torts Laws Consolidation Bill—Consideration of Report,*”
“ *Theatres Law Consolidation Bill—Consideration of Report,*”
“ *Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,*” until after the consideration of the 39th Order for to-day.
“ *Supreme Court Law Consolidation Bill—To be further considered in Committee,*” until Tuesday, 28th February instant.
7. CONSOLIDATING BILLS.—The Order of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of these Bills.
Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the following Bills, viz. :—County Courts Law Consolidation Bill, Fences Law Consolidation Bill, Hospitals Law Consolidation Bill, Coroners Law Consolidation

Bill, Juries Bill, Patents Law Consolidation Bill, Public Moneys and Audit Law Consolidation Bill, Crown Remedies and Liability Law Consolidation Bill, Public Health Laws Consolidation Bill, Friendly Societies Law Consolidation Bill, Common Law Procedure Laws Consolidation Bill, Equity Practice Law Consolidation Bill, Bakers and Millers Laws Consolidation Bill, Religious Trusts Law Consolidation Bill, Seamen Law Consolidation Bill, Insolvency Law Consolidation Bill, and Passengers Harbors and Navigation Law Consolidation Bill, and had agreed to the same with amendments, the Assembly ordered that the same be taken into consideration to-morrow.

Mr. Lalor also reported that the Committee had made progress in the Public Works Law Consolidation Bill, and that he was directed to move, That he have leave to sit again to-morrow.

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Justices Law Consolidation and Amendment Bill—Second reading* ”
 “ *Electoral Law Consolidation and Amendment Bill—Second reading* ”
 “ *Police Offences Law Consolidation Bill—Consideration of Report,* ”
 “ *Volunteers Laws Consolidation Bill—Consideration of Report,* ”
 “ *Registration of Births, Deaths, and Marriages Laws Consolidation Bill—Consideration of Report,* ”
 “ *Party Processions Law Consolidation Bill—Consideration of Report.* ”
 “ *Pawnbrokers Laws Consolidation Bill—Consideration of Report.* ”
 “ *Impounding Law Consolidation Bill—Consideration of Report,* ”
 “ *Medical Practitioners Laws Consolidation Bill—Consideration of Report,* ”
 “ *Police Regulation Law Consolidation Bill—Consideration of Report,* ”
 “ *Savings Banks Law Consolidation Bill—Consideration of Report,* ”
 “ *Thistles Law Consolidation Bill—Consideration of Report,* ”
 “ *Aliens Law Consolidation Bill—Consideration of Report,* ”
 “ *Torts Laws Consolidation Bill—Consideration of Report,* ”
 “ *Theatres Law Consolidation Bill—Consideration of Report,* ”
 “ *Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,* ” until to-morrow ;
 “ *Registration Act Amendment Bill—Second reading—Resumption of debate,* ” until Tuesday, 28th February instant ;
 “ *Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,* ” until to-morrow.

9. MANUFACTURES.—Mr. Halfey moved, pursuant to notice given by Mr. Edwards, That this House will, on Friday next, resolve itself into a Committee of the whole to consider the Report of the Select Committee on Manufactures.

Question—put and resolved in the affirmative.

10. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—

“ *Quartz Reefs Drainage Law Amendment Bill—Consideration of Report.* ”

11. QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.—Mr. Howard moved, That this Bill be now recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that it appeared from the report of the Tellers, That a quorum of members was not present in the Committee, Mr. Speaker counted the House, and a quorum of members being present, on the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported, That the Committee had made progress in the Bill ; and that he was directed to move, That he have leave to sit again.

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

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

THURSDAY, 23RD FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Cope presented a Petition from the market gardeners and others in the district of Pentridge, praying the House to make an addition to the present Tariff by imposing a duty of one halfpenny per pound upon imported green fruit, to prevent in some measure the unjust competition, referred to in the Petition, between unsound and worthless fruit and those fresh and wholesome grown in the colony, and with which the petitioners are prepared to supply the market abundantly and as cheap as they could be imported.
Petition read and ordered to lie on the Table.
Mr. Zeal presented a Petition from the mayor and councillors of the Borough of Castlemaine, under the Seal of the said borough, praying this House to reject so much of the "*Justices of the Peace Laws Consolidation Bill*" as proposes to deprive the Mayor of the precedence in all Magisterial Courts within the city of Melbourne, and to confer upon the Executive Government the power to remove the Mayor from the magistracy.
Ordered to lie on the table.
Mr. Cope presented a Memorial from the fruit growers residing in the district of Heidelberg, submitting to the Assembly that their industry would be greatly encouraged, and the price to the consumer not affected, by an impost of one halfpenny per pound on all imported raw fruits.
Ordered to lie on the Table.
3. LICENSED ABATTOIRS ACT AMENDMENT BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill to amend the Licensed Abattoirs Act.
Question—put and resolved in the affirmative.
Ordered—That Mr. Higinbotham and Mr. McCulloch do prepare and bring in the Bill.
Mr. Higinbotham then brought up a Bill, intituled, "*A Bill to amend the Licensed Abattoirs Act,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 28th February instant.
4. BANKS AND CURRENCY LAWS.—Mr. Lalor reported from a Committee of the whole a certain resolution which was read, and is as follows:—
(21st February, 1865.)
Resolved—That it is expedient to amend the Law relating to Banks and Currency.
And the said resolution was read a second time and agreed to.
Ordered—That Mr. McCulloch and Mr. Higinbotham do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill, intituled, "*A Bill to amend the Law relating to Banks and Currency,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 28th February instant.
5. PUBLIC WORKS LAWS CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair.
6. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved that this House will, on Tuesday next, again resolve itself into the said Committee.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

- “*Post Office Savings Banks Regulation Bill—Second reading,*” until Wednesday, 1st March next;
- “*Customs Duties Laws Amendment Bill—Second reading,*”
- “*Supply—To be further considered in Committee,*”
- “*Imprisonment for Debt Law Amendment Bill—Second reading,*”
- “*Electoral Law Consolidation and Amendment Bill—Second reading,*”
- “*County Courts Law Consolidation Bill—Consideration of Report,*”
- “*Fences Law Consolidation Bill—Consideration of Report,*”
- “*Hospitals Law Consolidation Bill—Consideration of Report,*”
- “*Coroners Law Consolidation Bill—Consideration of Report,*”
- “*Juries Bill—Consideration of Report,*”
- “*Patents Law Consolidation Bill—Consideration of Report,*”
- “*Public Moneys and Audit Law Consolidation Bill—Consideration of Report,*”
- “*Crown Remedies and Liability Law Consolidation Bill—Consideration of Report,*”
- “*Public Health Laws Consolidation Bill—Consideration of Report,*”
- “*Friendly Societies Law Consolidation Bill—Consideration of Report,*”
- “*Common Law Procedure Laws Consolidation Bill—Consideration of Report,*”
- “*Equity Practice Law Consolidation Bill—Consideration of Report,*”
- “*Bakers and Millers Laws Consolidation Bill—Consideration of Report,*”
- “*Religious Trusts Law Consolidation Bill—Consideration of Report,*”
- “*Seamen Law Consolidation Bill—Consideration of Report,*”
- “*Insolvency Law Consolidation Bill—Consideration of Report,*”
- “*Passengers Harbors and Navigation Laws Consolidation Bill—Consideration of Report,*”
- “*Police Offences Law Consolidation Bill—Consideration of Report,*”
- “*Volunteers Laws Consolidation Bill—Consideration of Report,*”
- “*Registration of Births, Deaths, and Marriages Laws Consolidation Bill—Consideration of Report,*”
- “*Party Processions Law Consolidation Bill—Consideration of Report,*”
- “*Pawnbrokers Laws Consolidation Bill—Consideration of Report,*”
- “*Impounding Law Consolidation Bill—Consideration of Report,*”
- “*Medical Practitioners Laws Consolidation Bill—Consideration of Report,*”
- “*Police Regulation Law Consolidation Bill—Consideration of Report,*”
- “*Savings Banks Law Consolidation Bill—Consideration of Report,*”
- “*Thistles Law Consolidation Bill—Consideration of Report,*”
- “*Aliens Law Consolidation Bill—Consideration of Report,*”
- “*Torts Laws Consolidation Bill—Consideration of Report,*”
- “*Theatres Law Consolidation Bill—Consideration of Report,*”
- “*Hawkers and Pedlers Law Consolidation Bill—Consideration of Report,*”
- “*Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,*”
- “*Quartz Reefs Drainage Law Amendment Bill—To be further considered in Committee,*” until Tuesday, 28th February instant.

8. ADJOURNMENT.—Mr. Riddell moved, by leave of the Assembly, that the House at its rising this day do adjourn until Tuesday, 28th February instant.

Question—put and resolved in the affirmative.

9. HANNAH REYNOLDS.—Captain Dane moved, pursuant to notice, That there be laid upon the Table of the House a copy of all correspondence that has passed between Hannah Reynolds, of Allansford, the Chief Secretary, the Minister of Justice, and Stipendiary Magistrate at Warrnambool, relative to a male child found in her house about four months since.

Question—put and resolved in the affirmative.

Assembly adjourned at eighteen minutes to seven o'clock until four o'clock on Tuesday, 28th February instant.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

TUESDAY, 28TH FEBRUARY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. McCulloch presented—

Overland Mail.—Return to an Order of the Legislative Assembly, dated 18th January last, showing—

- (1.) The number of letters received in and despatched from the colony by the Overland mail boats during each quarter of the years 1863 and 1864.
- (2.) The amount realised by the Postal Department during the years 1863 and 1864 for letters and papers to and from this colony.
- (3.) The amount of gold, bullion, and coin sent from the colony in the years 1863 and 1864 by the above transit to England and the East.

Ordered to lie on the Table.

Mr. Sullivan presented, by command of His Excellency the Governor—

Mining Operations at Wedderburne.—Order in Council.

Ordered to lie on the Table.

Mr. Sullivan presented—

Local Government Act.—First Report of the Assistant Commissioner of Roads and Bridges on the execution of the Local Government Act, No. 176, comprising the period from 2nd September, 1863, to 31st December, 1864; with eight appendices.

Ordered to lie on the Table.

Mr. Francis presented—

Geelong Railway Goods Traffic.—Return to an Order of the Legislative Assembly, dated 8th February instant, showing—

- (1.) The quantity of goods received and despatched at the Geelong station from the 1st January to the 31st December, 1863.
- (2.) The cost per ton incurred at said station in forwarding said goods, distinguishing the clerical from other labor.
- (3.) The number and amount of claims for compensation sent in for losses sustained by owners of goods in the management of said traffic, and the expense incurred in arranging said claims.
- (4.) A return of the same items for the year 1864.

Victorian Railways.—Report of the Engineer-in-Chief upon the breaks in use on the Victorian Railways.

Severally ordered to lie on the Table.

3. PETITIONS.—The following Petitions, praying the House to reject so much of the Bill called the "*Justices of the Peace Consolidation Statute 1864*," as proposes to deprive the Mayor of Melbourne of precedence in all magisterial courts in the City, and to enable the Executive Council to remove mayors of boroughs from the magistracy, were presented, as under—

By Mr. Harker, from the mayor and councillors of the Borough of Fitz Roy, under the seal of the said Borough.

By Mr. Tucker, from the mayor and councillors of the Borough of Malmsbury.

By Mr. MacPherson, from the mayor and council of the Borough of Portland, under the seal of the said Borough.

Severally ordered to lie on the Table.

Mr. Edwards presented a Petition from Thomas Embling, praying the House to adopt steps to prevent the disfranchisement of the freeholders of Victoria, and the securement of their rights and privileges in so far as the election of Coroners shall obtain.

Petition read, and ordered to lie on the Table.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER—

The Legislative Council return to the Legislative Assembly the Bill, intituled, “*An Act to amend the Land Act 1862,*” with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
22nd February, 1865.

On the motion of Mr. Grant the Assembly ordered the Amendments to be printed and taken into consideration this day.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the accompanying Report of the Library Committee, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
28th February, 1865.

5. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the 8th Report from this Committee.

Ordered to lie on the Table and to be printed.

6. LAND ACT (1862) AMENDMENT BILL —Mr. Grant moved, That the amendments made by the Legislative Council in this Bill be now taken into consideration.

Question—put and resolved in the affirmative.

Whereupon the said amendments were read a first time, and are as follow :—

- (1.) { Clause 5, line 21, leave out “or.”
 “ ” line 21, after “administrators” insert “or assigns.”
- (2.) Clause 7, line 8, after “conditions” insert “restrictions.”
- (3.) “ ” line 11, leave out “and upon publication in the *Government Gazette* of the allowance by the board of such application.”
- (4.) “ ” line 36, at end of clause add “Provided also that all persons from the time of the passing of the Land Act of 1862 entitled to receive certificates shall be entitled to receive the same within three months after the passing of this Act.”
- (5.) Clause 21, line 5, leave out “three years” and insert “one year.”
- (6.) “ ” line 7, leave out “two” and insert “five.”
- (7.) Clause 22, line 12, at beginning of clause, insert “no will or codicil shall be deemed to be an assignment or transfer within the meaning of this Act and.”
- (8.) After clause 22 take in new clause—
A. “The Board of Land and Works shall as soon as conveniently may be after the last days of March June September and December in every year prepare a list of the names of all persons from whom rent shall have become due during the three months ending on those days respectively (upon leases granted under ‘*The Land Act 1862*’ or this Act) and who shall not have paid such rent and the days on which such rents became due and every such list shall be in the form in the Third Schedule to this Act and shall be forthwith published in the *Government Gazette* and the insertion in such list of the name of any person from whom rent became due during the periods aforesaid respectively shall be *prima facie* evidence of the non-payment of such rent.”
- (9.) Clause 23, line 34, after “enclosed” insert “either alone or with any adjoining land in the occupation of the same person.”
- (10.) “ ” terminate clause 23, at the word “before” in the 34th line.
- (11.) “ ” after 34th line of clause 23, take in new clause B.—
B. “If any lessee or assignee of a lease granted under the “Land Act 1862” or this Act or the executor or administrator of any such lessee or assignee shall be guilty of a breach of any of the provisions of this Act or of any condition or covenant of such lease he shall notwithstanding the provisions hereinbefore contained be incapable of making a distress for damage done to the land comprised in such lease or of commencing or maintaining any action suit or proceeding for or in respect of such land or for the recovery of damages for any wrong committed to or upon the same or for restraining any person from committing such wrong.”
- (11a.) Part of Clause 23, commencing line 35, to stand as Clause C.
- (12.) Clause C, line 35, after “shall” insert “dig any ditch trench or drain or.”
- (13.) “ ” line 36, leave out “or without the consent of the Board of Land and Works which consent shall be published in the *Government Gazette* on or across any land reserved for a road.”
- (14.) “ ” line 39, at end of clause add “but nothing herein contained shall apply to any gate erected and continued by the written consent of the Board of Land and Works or of the road board or shire council within whose jurisdiction the same shall be erected if such gate shall not be locked or otherwise permanently fastened.”

Non-payment of
rent to be ga-
zatted.

Third Schedule.

Persons incurring
forfeitures not
to sue.

(15.) Before Clause 24 take in new Clause D.—

D. "Where a road intersects the purchased lands of any one proprietor and is not presently necessary or required for the public use or convenience but which does not come within the provisions of the forty-third section of the "Land Act 1862" if the owner of such lands make application to close such road and if the local authority lawfully appointed for the management of the roads of the district or in case there be no such local authority the Board of Land and Works approve thereof and if notice be given in the *Government Gazette* and in the local newspapers if any of such application and if an adequate rent to be determined by the said Board be paid for the same the Governor in Council at any period not less than six months after the first publication of such notice may order such road to be closed and the Governor may grant a lease for pastoral purposes only of the soil of the said road so closed to the owner of such adjoining lands for a period not exceeding fourteen years subject however to be determined at any time by twelve months' notice being given by the Board of Land and Works in case it shall be made to appear to the said Board that such road should be re-opened for public use and convenience."

Useless roads may be leased as well as sold.

(16.) Clause 29, line 31, leave out "cultivation."

(17.) Clause 30, line 37, before "forty-sixth" insert "forty-first and."

After clause 30 insert new clause.

(18.) E. It shall be a condition of sale at every such auction that the purchaser pay at the time of the sale the whole price bid for the same and on failure of such payment the land shall be put up again.

Price to be paid on fall of hammer.

(19.) Clause 31, line 5, leave out "three years and save in special cases to an extent not exceeding one hundred and sixty acres in any case where improvements of not less value than one pound per acre have been made on land outside any agricultural area" and insert "one year."

(20.) After Clause 31, take in new Clauses F and G—

"F. Any person may at any time apply to the Board of Land and Works to cause to be surveyed and proclaimed for sale by auction in fee simple in allotments not exceeding five thousand acres each any lands not delineated in the map mentioned in the twelfth section of "The Land Act 1862" hereinafter called "lands in the white" and which are not auriferous or known to contain valuable metals or minerals and which are not required for any of the purposes mentioned in the fifth section of "The Land Act 1862" and the Board of Land and Works shall forthwith cause the lands in the locality indicated in such application according to the acreage applied for by such applicant hereinafter called "applicant in the white" if the same be not already surveyed to be surveyed in allotments of the size required by such applicant not exceeding the area aforesaid and proclaimed for sale by auction as aforesaid and such survey shall be completed within two months from the time of such application being made and the sale thereof shall take place not sooner than four nor later than six months from the time of such application and a proclamation shall be published in the *Government Gazette* at least three months before the day of sale stating the locality in which such land is situate the area number and description of the allotments for sale the upset price per acre and the time and place at which such sale shall be held."

(21.) G. The Board of Land and Works shall before proceeding to survey the said land in the white or if surveyed before proclaiming the said land open for sale by auction shall call upon the applicant in the white to deposit a sum of money at the rate of sixpence for every acre he shall apply to have surveyed and submitted for sale by auction which sum shall be paid by such applicant to and held by the board until the day proclaimed for the sale of such land and the board shall give to the said applicant a receipt for such sum. And if the applicant in the white shall purchase the said land or part of it and the rest of the land shall be purchased by any other person the money so deposited shall be taken in part payment of the purchase money of the portion purchased by the said applicant upon his producing the receipt of the board for the same to the officer conducting such sale or if the whole of the said land shall be purchased by any other person or persons the money so deposited shall be returned to the said applicant but if any part of such land submitted for sale as aforesaid shall be unsold at such sale the said board shall retain as forfeited and pay into the consolidated revenue so much of the money deposited as aforesaid as shall represent sixpence an acre of such unsold land

(22.) Clause 35, leave out this clause.

(23.) Clause 36, line 39, at beginning of clause insert "the forty-seventh section of 'The Land Act, 1862,' shall be and the same is hereby repealed," and

(24.) " line 46, leave out "and the last preceding."

(25.) Clause 38, line 31, leave out "thirty-seventh," and insert "thirty-ninth."

(26.) Clause 39, line 38, leave out "or may grant a lease of any."

(27.) " line 40, leave out "or rent."

(28.) " line 42, leave out "or lease."

(29.) Clause 40, line 45, leave out "auriferous."

(30.) " line 45, after "lands," insert, "on any gold field within the meaning of any Act now or hereafter to be in force relative to the gold fields."

(31.) Clause 41, line 5, leave out "thirty-sixth, thirty-seventh, thirty-ninth or fortieth sections," and insert "thirty-ninth and forty-first sections."

- (32.) Clause 41, line 7, leave out "thirty-eighth" and insert "fortieth."
- (33.) „ line 8, leave out "fortieth and forty-first," and insert "forty-second and forty-third."
- (34.) Clause 42, line 20, leave out "the land so conveyed as in the said sections mentioned or upon."
- (35.) Clause 45, line 6, leave out "sixty-eighth," and insert "sixty-seventh."
- (36.) „ line 6, after "1862," insert "shall extend to all commons under whatsoever Act they may have been or may be proclaimed, and the sixty-eighth section of the said Act."
- (37.) Clause 47, line 33, after "1862." insert "and shall in both sections include bulls."
- (38.) Clause 48, line 39, after "may," insert ("if the occupier of the run upon which such common shall have been proclaimed shall not on notice thereof to him from the Board of Land and Works elect to occupy the same.")
- (39.) Clause 48, line 44, after "this Act," leave out all words to end of clause, and insert "but when any common shall be diminished, altered, or abolished, the occupier of the run upon which such common was proclaimed, shall (if he thinks fit) be again entitled to the part no longer a common, in like manner as if the common had never been proclaimed; and such occupier shall pay for the same such rent as shall be agreed upon between himself and the Board of Land and Works; or, if they shall not agree, then such rent as shall be awarded by a jury in a Crown suit for the recovery thereof, and the rent so agreed or awarded shall be added to and form part of the rent of such run.

After Clause 48 take in new Clauses H, I, K, L :—

- (40.) H. The three hundred and twenty-sixth and three hundred and twenty-seventh sections of the Act numbered CLXXVI shall be and the same are hereby repealed.
- (41.) I. The council of each shire and the road board of every road district shall in the place and stead of the Board of Land and Works alone have control over all unoccupied Crown lands if authorized in that behalf by the said board and over all farmers' commons and temporary commons within such shire and district respectively and the residue mentioned in the seventy-third section of "The Land Act 1862" of fees payable in respect of all such commons as aforesaid shall be paid to the shire fund or district road board as the case may be and the said Act shall take effect accordingly in and for such shire or road district as the case may be.
- (42.) K. In all cases in which part only of any such common as lastly hereinbefore mentioned shall be situate within any shire or road district the Governor in Council may order that the whole of such common either shall be and be deemed to be included in or excluded from such shire or else may order that the several parts of such common so lying within and without such shire or road district respectively shall be separate commons and such commons shall to all intents and purposes be deemed to be either within or without such shire or road district (as the case may be) or such several parts thereof to be separate commons according to the tenor of such order.
- (43.) L. So much of the seventy-third section of the "*Land Act 1862*" as enables the managers to make rules and to determine the number of cattle to be depastured and the fees payable in respect thereof shall be and the same is hereby repealed and the powers aforesaid shall in future be exercised by the body whether incorporated or not by whom the managers are appointed and no member of any shire or borough council or of any road board shall be capable of being appointed a manager by such council or board and every person who shall act as manager of any common being at the time of so acting a member of the council or board by which he was appointed shall on conviction thereof forfeit and pay for every such offence the sum of five pounds.
- (44.) Clause 50, line 21, after "may" insert "with the written consent of the occupier of such run."
- (45.) Clause 54, line 7, leave out "memorandum" and insert "registration."
- (46.) „ line 8, leave out "and signed."
- (47.) Clause 57, line 33, leave out "or continue or be allowed and no compensation in respect of such improvements shall be paid after" and insert "unless such claim shall be made before."
- (48.) Insert new Schedule at end of Bill, viz :—

THIRD SCHEDULE.

List of Occupants of Crown Lands who have not paid rents reserved upon leases during the three months ending on the last day of 186

| Occupants Alphabetically. | | Rent when due. | Date of Lease. |
|---------------------------|-----------------|----------------|----------------|
| Surname. | Christian Name. | | |
| | | | |

Repeal of No. 176 ss. 326 and 327.

Substituted provisions.

Provision where common partly in the district.

Powers and disqualification of managers.

Mr. Grant moved, That amendment 1 be read a second time.

Question—put and negatived.

On the motion of Mr. Grant, amendments 2 and 3 were read a second time and agreed to.

Mr. Grant moved, That the amendment 4 be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 35.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moore, |
| Mr. Brown, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Creswick, | Mr. Randall, |
| Mr. Davies, | Mr. Richardson, |
| Mr. Frazer, | Mr. Riddell, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. J. T. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Hopkins, | Mr. Thomson, |
| Mr. Howard, | Mr. Tucker, |
| Mr. Kerferd, | Mr. Wheeler. |
| Mr. Lalor, | |
| Mr. Levey, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. MacBain. | Mr. Cohen, |
| Mr. Moffatt, | Mr. Sands. |

Noes, 31.

| | |
|------------------|-----------------|
| Mr. Bindon, | Mr. Jones, |
| Mr. Burt, | Mr. Mason, |
| Mr. Campbell, | Mr. McCulloch, |
| Mr. Casey, | Mr. McLellan, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. Michie, |
| Mr. Crews, | Mr. Orr, |
| Mr. Cunningham, | Mr. Ramsay, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. Sullivan, |
| Mr. Edwards, | Mr. Vale, |
| Mr. Fairbairn, | Mr. Verdon. |
| Mr. Francis, | |
| Mr. Grant, | <i>Tellers.</i> |
| Mr. Halfey, | Mr. Macgregor, |
| Mr. Higinbotham, | Mr. Berry. |
| Mr. Houston, | |

And so it was resolved in the affirmative.

The said amendment was then agreed to.

Question—That amendments 5 and 6 be read a second time—put and negatived.

Amendment 7 read a second time and agreed to.

Amendment 8 read a second time.

Mr. Bindon moved, That such amendment be amended by leaving out the words "March and September."

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Mr. Bindon moved, That such amendment be further amended by leaving out the word "three" from line 3 thereof, and inserting the word "six" instead thereof.

Debate ensued.

Question—That the word proposed to be omitted stand part of the amendment—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Macgregor moved, as a further amendment, That the words "within one month after the same shall have become due" be inserted after the word "rent," in the fifth line of such proposed amendment.

Debate ensued.

Amendment by leave withdrawn.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

Amendment 9 read a second time and agreed to.

Amendments 10 and 11, 11a, 12, 13, 14, 15, 16, 17, 18, disagreed to.

Amendment 19 read a second time.

Amendment to leave out "three years" disagreed to. Amendment to leave out all the other words in this amendment agreed to.

Amendment to insert "one year" disagreed to.

Amendments 20, 21, 22, 23, and 24, disagreed to.

Amendments 25, 26, 27, 28, 29, 30, 31, 32, and 33, read a second time and agreed to.

Amendment 34 disagreed to.

Amendments 35, 36, and 37, read a second time and agreed to.

Amendments 38 and 39 disagreed to.

Amendment 40 read a second time and agreed to.

Mr. Grant moved that the consideration of amendments 41, 42, 43, be postponed until to-morrow.

Question—put and resolved in the affirmative.

Amendment 44 disagreed to.

Amendments 45, 46, and 47, read a second time and agreed to.

Amendment 48 read a second time.

Mr. Grant moved, That such amendment be amended by leaving out the word "three," and inserting the word "six" instead thereof.

Debate ensued.

Question—That the word proposed to be omitted stand part of the amendment—put and negated.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Grant moved, That such amendment be further amended by inserting the words "Amount of" before the word "rent," and the third column be divided into two columns.

Debate ensued.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the third column be divided into two columns—put and resolved in the affirmative.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

7. DISCHARGE OF ORDERS OF THE DAY.—On the motion of Mr. Higinbotham, the Assembly ordered that the Orders of the Day 11 to 41, both inclusive, be read and discharged.

8. CONSOLIDATING BILLS.—Mr. Higinbotham moved, That such bills be recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of these Bills.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress in these Bills and that he was directed to move, That the Committee may have leave to sit again.

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

9. EXTENSION OF RAILWAY COMMUNICATION.—Mr. Kerferd moved, pursuant to amended notice, That a Select Committee be appointed to consider and report upon the desirability of extending railway communication to a point that will be available for the traffic of the Ovens and Murray gold fields; such committee to consist of Mr. Francis, Mr. O'Shanassy, Mr. Harker, Mr. Zeal, Mr. Houston, Mr. G. V. Smith, Mr. Orr, Mr. Levey, and the Mover; with power to call for persons and papers; three to form a quorum.

Debate ensued.

Question—put.

Assembly divided.

| Ayes, 23. | | Noes, 21. | |
|----------------|------------------|------------------|-----------------|
| Mr. Bindon, | Mr. Pearson, | Mr. Burt, | Mr. Michie, |
| Mr. Blackwood, | Mr. Richardson, | Mr. Cohen, | Mr. Moffatt, |
| Mr. Brown, | Mr. Sands, | Mr. Cope, | Mr. Ramsay, |
| Mr. Campbell, | Mr. Sherwin, | Mr. Cunningham, | Mr. Robinson, |
| Mr. Halfey, | Mr. G. V. Smith, | Mr. Edwards, | Mr. Sullivan, |
| Mr. Harker, | Mr. L. L. Smith, | Mr. Fairbairn, | Mr. Verdon. |
| Mr. Houston, | Mr. Snodgrass, | Mr. Francis, | |
| Mr. Howard, | Mr. Tucker. | Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Kerferd, | | Mr. Greeves, | |
| Mr. Levi, | <i>Tellers.</i> | Mr. Higinbotham, | Mr. Harbison, |
| Mr. Macgregor, | | Mr. Hopkins, | Mr. Connor. |
| Mr. MacBain, | Mr. Creswick, | Mr. McCulloch, | |
| Mr. O'Grady, | Mr. McLellan. | Mr. Macpherson, | |

And so it was resolved in the affirmative.

10. DEEP-SEA FISHERIES.—Mr. L. L. Smith, moved pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to take into consideration the following resolution:—That a sum of £2,000 be placed upon an additional Estimate for 1865, to build or purchase a vessel, and provide it with suitable tackle and material, &c., for the purpose of exploring and discovering the deep-sea fisheries of this coast.

Debate ensued.

Question—put and resolved in the affirmative.

11. CIVIL SERVANTS.—Mr. Cope moved, pursuant to notice, That there be laid upon the Table of this House a return of all persons employed in the Public Works Department, not classified as Civil Servants; the date of their engagement; the nature of the work upon which they are employed, with the amount of salary they receive, and from what source they are paid.

Question—put and resolved in the affirmative.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

- "Ways and Means—To be further considered in Committee," until to-morrow;
- "Transfer of Real Estate Bill—Second reading," until Tuesday, 7th March next;
- "Supreme Court Law Consolidation Bill—To be further considered in Committee,"
- "Licensed Abattoirs Act Amendment Bill—Second reading,"

- “ *Banks and Currency Law Amendment Bill—Second reading,*”
 “ *Customs Duties Laws Amendment Bill—Second reading,*” until Thursday,
 2nd March next ;
 “ *Supply—To be further considered in Committee,*” until to-morrow ;
 “ *Imprisonment for Debt Law Amendment Bill—Second reading,*” until Tuesday,
 7th March next ;
 “ *Justices Law Consolidation and Amendment Bill—To be further considered in
 Committee,*” until Thursday, 2nd March next ;
 “ *Electoral Law Consolidation and Amendment Bill—Second reading,*” until
 to-morrow ;
 “ *Registration Act Amendment Bill—Second reading—Resumption of debate,*”
 until Tuesday, 7th March next ;
 “ *Mercantile Instruments and Securities Transfer Bill—Second reading—Resump-
 tion of Debate,*” until Thursday, 2nd March next ;
 “ *Quartz Reefs Drainage Law Amendment Bill—To be further considered in
 Committee,*”
 “ *Mining Accidents Bill—Second reading,*” until to-morrow ;
 “ *Barristers Admission Bill—Second reading,*” until Friday, 3rd March next ;
 “ *Lien on Crops Bill—To be further considered in Committee,*”
 “ *County Courts Law Amendment Bill—Second reading,*” until to-morrow ;
 “ *Imprisonment for Debt Law Amendment Bill—Second reading,*” until Thursday,
 2nd March next ;
 “ *Manufactures—Report of Select Committee—To be considered in Committee,*”
 until to-morrow.

Assembly adjourned at half-past eleven o'clock until four o'clock to-morrow.

FRAN^{ES}. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

WEDNESDAY, 1ST MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented—
Barrabool Road Board—Return to an Order of the Legislative Assembly, dated 15th February last, for a copy of all the correspondence between the Department of Roads and Bridges and the Barrabool Road Board, relative to the erection of the bridge over the Barwon River at Ceres.
Ordered to lie on the Table.
3. PETITION.—Mr. Levi presented a Petition from certain members of the mercantile community of the city of Melbourne, praying that the Bill for facilitating the transfer of various mercantile instruments and securities might pass this House.
Petition read, and ordered to lie on the Table.
4. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—Mr. Higinbotham, in pursuance of a resolution of the Assembly, brought up a Bill, intituled, "*A Bill to amend and consolidate the Law relating to Public Works,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.
5. ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
6. CASTLEMAINE AND SANDHURST WATER SUPPLY.—Mr. Tucker moved, pursuant to *amended* notice, That Mr. Francis and Mr. Edwards be relieved from attendance on the Committee of the Castlemaine and Sandhurst Water Supply, and that the names of Mr. Berry and Mr. Dyte be added to such Committee.
Debate ensued.
Question—put and resolved in the affirmative.
7. LIBRARY COMMITTEE REPORT.—Mr. Casey moved, pursuant to *amended* notice, That the Library Committee have authority to confer with the Parliament Buildings Committee in the selection of a suitable room for the accomodation of maps.
Question—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Post Office Savings Banks Regulation Bill—Second reading,*" until Tuesday, 7th March instant;
" *Land Act Amendment Bill—Amendments of Legislative Council—To be further considered,*" until to-morrow;
" *Ways and Means—To be further considered in Committee,*" until Wednesday, 8th March instant;

- "Supply—To be further considered in Committee," until to-morrow ;
 "County Courts Law Consolidation Bill—To be further considered in Committee,"
 "Fences Law Consolidation Bill—To be further considered in Committee,"
 "Hospitals Law Consolidation Bill—To be further considered in Committee,"
 "Coroners Law Consolidation Bill—To be further considered in Committee,"
 "Juries Bill—To be further considered in Committee,"
 "Patents Law Consolidation Bill—To be further considered in Committee,"
 "Public Moneys and Audit Law Consolidation Bill—To be further considered in Committee,"
 "Crown Remedies and Liability Law Consolidation Bill—To be further considered in Committee,"
 "Public Health Laws Consolidation Bill—To be further considered in Committee,"
 "Friendly Societies Law Consolidation Bill—To be further considered in Committee."
 "Common Law Procedure Laws Consolidation Bill—To be further considered in Committee,"
 "Equity Practice Law Consolidation Bill—To be further considered in Committee,"
 "Bakers and Millers Laws Consolidation Bill—To be further considered in Committee,"
 "Religious Trusts Law Consolidation Bill—To be further considered in Committee,"
 "Seamen Law Consolidation Bill—To be further considered in Committee,"
 "Insolvency Law Consolidation Bill—To be further considered in Committee,"
 "Passengers Harbors and Navigation Law Consolidation Bill—To be further considered in Committee,"
 "Police Offences Law Consolidation Bill—To be further considered in Committee,"
 "Volunteers Laws Consolidation Bill—To be further considered in Committee,"
 "Registration of Births, Deaths, and Marriages Laws Consolidation Bill—To be further considered in Committee,"
 "Party Processions Law Consolidation Bill—To be further considered in Committee,"
 "Pawnbrokers Laws Consolidation Bill—To be further considered in Committee,"
 "Impounding Law Consolidation Bill—To be further considered in Committee,"
 "Medical Practitioners Laws Consolidation Bill—To be further considered in Committee,"
 "Police Regulation Law Consolidation Bill—To be further considered in Committee,"
 "Savings Banks Law Consolidation Bill—To be further considered in Committee,"
 "Thistles Law Consolidation Bill—To be further considered in Committee,"
 "Aliens Law Consolidation Bill—To be further considered in Committee,"
 "Torts Laws Consolidation Bill—To be further considered in Committee,"
 "Theatres Law Consolidation Bill—To be further considered in Committee,"
 "Hawkers and Pedlers Law Consolidation Bill—To be further considered in Committee," until to-morrow ;
 "Quartz Reefs Drainage Law Amendment Bill—To be further considered in Committee," until Tuesday, 7th March instant ;
 "Mining Accidents Bill—Second reading," until Friday, 3rd March instant ;
 "Lien on Crops Bill—To be further considered in Committee,"
 "County Courts Law Amendment Bill—Second reading," until to-morrow ;
 "Manufactures—Report of Select Committee—To be considered in Committee," until Friday, 3rd March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 43.

THURSDAY, 2ND MARCH, 1865.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
3. PETITION.—Mr. Levi presented a Petition from certain bonded storekeepers and warehouse-keepers of the City of Melbourne, praying this House that the Bill for facilitating the transfer of various mercantile instruments and securities might pass this House.
Ordered to lie on the Table.
4. SALT PRODUCING LAKES.—Mr. Bindon moved, pursuant to notice, That there be laid upon the Table of this House a Report prepared by the Surveyor General and the Geological Surveyor of his Department, setting out the approximate number and the situation of the several salt-producing lakes in this country, with the approximate area of each ; also, all available information with reference to the quantity and quality of the salt procurable, and such further information as may assist this House in coming to a just conclusion as to the resources of the country with reference to the product alluded to.
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 - “ *Supreme Court Law Consolidation Bill—To be further considered in Committee,*”
 - “ *Licensed Abattoirs Act Amendment Bill—Second reading,*”
 - “ *Banks and Currency Law Amendment Bill—Second reading,*”
 - “ *Customs Duties Laws Amendment Bill—Second reading,*”
 - “ *Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*” until Tuesday, 7th March instant ;
 - “ *Public Works Law Amendment and Consolidation Bill—Second reading,*” until after the consideration of the 40th Order for to-day ;
 - “ *Supply—To be further considered in Committee,*” until Tuesday, 7th March instant ;
 - “ *Electoral Law Consolidation and Amendment Bill—To be further considered in Committee,*” until after the consideration of the 40th Order for to-day.
6. LAND ACT AMENDMENT BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read,
On the motion of Mr. Grant, amendments 41 and 42 were read a second time, and agreed to by the Assembly.
Amendment 43 read a second time.
Mr. Grant moved, That the said amendment be amended by leaving out all the words after the word “ appointed,” in the 5th line thereof.
Question—That the words proposed to be omitted stand part of the said amendment—put and negatived.
Question—That the Assembly agree to the said amendment as so amended—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Council with a message acquainting them that the Legislative Assembly have agreed to some of the amendments made by the Legislative Council in this Bill ; that they have disagreed to others of such amendments ; and that they have agreed to others of them with amendments, in which they desire the concurrence of the Legislative Council.

7. CONSOLIDATING BILLS.—The Order of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to some of the Bills hereunder mentioned with further amendments, and to others without any amendment, viz. :—

- “ *Passengers Harbors and Navigation Law Consolidation Bill,*”
- “ *Police Offences Law Consolidation Bill,*”
- “ *Volunteers Laws Consolidation Bill,*”
- “ *Registration of Births Deaths and Marriages Laws Consolidation Bill,*”
- “ *Police Regulation Law Consolidation Bill,*”
- “ *Medical Practitioners Laws Consolidation Bill,*”
- “ *Party Processions Law Consolidation Bill,*”
- “ *Pawnbrokers Laws Consolidation Bill,*”
- “ *Impounding Law Consolidation Bill,*”
- “ *Savings Banks Law Consolidation Bill,*”
- “ *Aliens Law Consolidation Bill,*”
- “ *Torts Laws Consolidation Bill,*”
- “ *Theatres Law Consolidation Bill,*”
- “ *Hawkers and Pedlers Law Consolidation Bill,*”
- “ *Thistles Law Consolidation Bill,*”
- “ *County Courts Law Consolidation Bill,*”
- “ *Fences Law Consolidation Bill,*”
- “ *Coroners Law Consolidation Bill,*”
- “ *Juries Bill,*”
- “ *Patents Law Consolidation Bill,*”
- “ *Public Moneys and Audit Law Consolidation Bill,*”
- “ *Crown Remedies and Liability Law Consolidation Bill,*”
- “ *Friendly Societies Law Consolidation Bill,*”
- “ *Common Law Procedure Laws Consolidation Bill,*”
- “ *Equity Practice Law Consolidation Bill,*”
- “ *Bakers and Millers Laws Consolidation Bill,*”
- “ *Religious Trusts Law Consolidation Bill,*”
- “ *Seamen Law Consolidation Bill,*”
- “ *Insolvency Law Consolidation Bill,*”
- “ *Public Health Laws Consolidation Bill,*”

The Assembly ordered the same to be taken into consideration to-morrow.

Mr. Lalor also reported, that the Committee had made progress in the “ *Hospitals Law Consolidation Bill,*” and that he was directed to move, that he have leave to sit again.

Resolved—That this House will to-morrow again resolve itself into the said Committee.

8. ELECTORAL ACT.—Mr. Houston moved, pursuant to notice, That a Select Committee be appointed to enquire into the action of the present Electoral Act, especially in reference to the many irregularities that occurred during the late general election; such Committee to consist of Mr. McCulloch, Mr. O'Shanassy, Mr. Kyte, Mr. Casey, Mr. Sands, Mr. Campbell, Mr. G. V. Smith, Mr. McLellan, Mr. Orr, and the Mover; with power to send for persons and papers; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 3RD MARCH, 1865.

9. CIVIL SERVANTS.—Mr. Sands moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the number and names of civil servants whose age exceeds sixty years, and whose term of service entitles them to retire from the service.

Question—put and resolved in the affirmative.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until this day :—

- “ *Public Works Law Amendment and Consolidation Bill—Second reading,*”
- “ *Electoral Law Consolidation and Amendment Bill—To be further considered in Committee,*”
- “ *Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of Debate,*”
- “ *Imprisonment for Debt Law Amendment Bill—Second reading,*”
- “ *Lien on Crops Bill—To be further considered in Committee,*”
- “ *County Courts Law Amendment Bill—Second reading.*”

Assembly adjourned at two minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 44.

FRIDAY, 3RD MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAYMENT OF MEMBERS.—Mr. Houston moved, pursuant to notice given by Mr. Harker, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the following resolutions :—
 - (1.) That it is expedient to provide compensation to Members of the Legislative Council and the Legislative Assembly, for their attendance in Parliament.
 - (2.) That an Address be presented to his Excellency the Governor, requesting him to take such steps as may be necessary to effect this object.
 - (3.) That a Bill be brought in for the above purpose.Question—put and resolved in the affirmative.
3. MR. WARDEN ALLEY.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of this House a Return, showing—
 - (1.) How Mr. Warden Alley has been employed daily since his appointment to the Wood's Point District.
 - (2.) The number of times he has presided over Courts of Petty Sessions ; and the place or places where such courts have been held.
 - (3.) The number of mining disputes that have been brought before him and settled by him.
 - (4.) The number of cases that have been postponed from time to time (and the length of postponement in each case), through his inability to hear them.
 - (5.) The number of cases he has refused to attend to, if any.
 - (6.) The number of days he has been absent from Wood's Point ; and the cause of his absence.
 - (7.) The greatest length of time Wood's Point and surrounding district have been left without a Warden or Police Magistrate, owing to his absence.Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Deep Sea Fisheries—Motion for address to be considered in Committee,*”
“ *Barristers Admission Bill—Second reading,*”
“ *Mining Accidents Bill—Second reading,*” until Friday, 10th March instant ;
“ *Manufactures—Report of Select Committee—To be considered in Committee,*” until Tuesday, 7th March instant.

The several Orders, 5 to 37, both inclusive, until after the consideration of the 33th Order for to-day.

“ *Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of debate,*” until Thursday, 9th March instant ;
“ *Public Health Laws Consolidation Bill—Consideration of Report,*” until Tuesday, 7th March instant.
5. MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—

“ *An Act to consolidate the laws relating to Medical Practitioners.*”

Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. **FENCES LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to Consolidate the law relating to Dividing Fences.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
7. **PATENTS LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the Amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law concerning Letters Patent for Inventions.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. **CROWN REMEDIES AND LIABILITY LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to the protection and recovery of Crown Property and the enforcement of Claims against the Crown.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
9. **EQUITY PRACTICE LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to the Practice in the Supreme Court in its Equitable Jurisdiction.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
10. **BAKERS AND MILLERS LAWS CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the laws relating to Bakers and Millers.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
11. **RELIGIOUS TRUSTS LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to Trusts for Religious Purposes.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
12. **SEAMEN LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to Seamen.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

13. **INSOLVENCY LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to Insolvents and their Estates.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

14. **VOLUNTEERS LAWS CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the laws relating to the Volunteer Force.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

15. **REGISTRATION OF BIRTHS, DEATHS, AND MARRIAGES LAWS CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to the Registration of Births Deaths and Marriages.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

16. **PARTY PROCESSIONS LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to Unlawful Assemblies Special Constables and Riotously Disturbed Districts.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

17. **PAWNBROKERS LAWS CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the laws relating to Pawnbrokers.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

18. **IMPOUNDING LAW CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to the Impounding of Cattle.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

19. SAVINGS BANKS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to Savings Banks.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
20. THISTLES LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to the Eradication of Thistles.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
21. TORTS LAWS CONSOLIDATION BILL.—On the motion of Mr. Higinbotham the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :
“*An Act to consolidate the laws relating to Wrongs.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
22. THEATRES LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to Licensed Theatres.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
23. COUNTY COURTS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act for the consolidation of the law relating to County Courts.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
24. CORONERS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committee had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to consolidate the law relating to Coroners.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
25. JURIES BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act for regulating Juries.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

26. PUBLIC MONIES AND AUDIT LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the law for the Collection and Payment of the Public Monies and the Audit of the Public Accounts.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
27. FRIENDLY SOCIETIES LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the law relating to Friendly Societies.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
28. COMMON LAW PROCEDURE LAWS CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the laws relating to the Pleading and Practice of the Supreme Court in its Common Law Jurisdiction.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
29. PASSENGERS, HARBORS, AND NAVIGATION LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the law relating to Passengers Harbors and Navigation.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
30. POLICE OFFENCES LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time.
- Mr. Higinbotham moved, That Clause 5 be amended by inserting in line 2, of subsection XVI., after the word “of” the word “the.”
- Question—That the word proposed to be inserted be so inserted—put and resolved in the affirmative.
- Question—That this Bill do pass—put and resolved in the affirmative.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the law relating to the Management of Towns and other Populous Places and for the suppression of various Offences.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
31. ALIENS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
- Mr. Higinbotham moved, That the following be the title of the Bill :—
“An Act to consolidate the law relating to Aliens.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

32. POLICE REGULATION LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to the Police Force in Victoria.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

33. HAWKERS AND PEDLERS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“An Act to consolidate the law relating to Hawkers and Pedlers.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

34. CONSOLIDATING BILLS.—The Orders of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had gone through the *“Hospitals Law Consolidation Bill,”* and agreed to the same with amendments, the Assembly ordered the same to be printed and taken into consideration Tuesday, 7th March instant.

Mr. Lalor also reported, that the Committee had made progress in the *“Electoral Law Consolidation and Amendment Bill,”* and that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 7th March instant, again resolve itself into the said Committee.

35. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 7th March next :—

“Public Works Law Amendment and Consolidation Bill—Second reading,”

“Imprisonment for Debt Law Amendment Bill—Second reading,”

“Lien on Crops Bill—To be further considered in Committee,”

“County Courts Law Amendment Bill—Second reading.”

Assembly adjourned at nine minutes past seven o'clock until Tuesday next at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

TUESDAY, 7TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read, and is as follows :—

Loan.—National Railways.

C. H. DARLING,

Governor.

Message No. 6.

The Governor, in accordance with the Act 18 and 19 Vict. cap. 55, recommends to the Legislative Assembly that provision be made for the interest that shall become due upon the sum of Five hundred thousand pounds, proposed to be raised by loan for the completion of the national railways.

Government Offices,
Melbourne, 6th March, 1865.

Ordered to lie on the Table and to be printed.

3. PAPERS.—Mr. McCulloch presented—

Hannah Reynolds.—Return to an Order of the Legislative Assembly, dated 23rd February last, for a copy of all correspondence that has passed between Hannah Reynolds, of Allansford, the Chief Secretary, the Minister of Justice, and Stipendiary Magistrate at Warrnambool, relative to a male child found in her house about four months since.

Ordered to lie on the Table.

4. PETITION.—Mr. Crews presented a Petition from the Borough Council of Prahran, under the corporate seal of the said borough, praying the House to again insert the 69th clause in the *Public Health Laws Consolidation Bill*.

Petition read and ordered to lie on the Table.

5. MRS. RYAN.—Mr. McLellan moved, pursuant to notice, That there be laid upon the Table of this House all Papers having reference to the case of Mrs. Ryan, of Yalla-y-poorra.
- Question—put and resolved in the affirmative.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Transfer of Real Estate Bill—Second reading,*”

“ *Imprisonment for Debt Law Amendment Bill—Second reading,*”

“ *Post Office Savings Banks Regulation Bill—Second reading,*”—until Thursday, 9th March instant.

“ *Supreme Court Law Consolidation Bill—To be further considered in Committee,*” until Tuesday, 14th March instant.

“ *Licensed Abattoirs Act Amendment Bill—Second reading,*”

“ *Banks and Currency Law Amendment Bill—Second reading,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*”

“ *Supply—To be further considered in Committee,*” until Thursday, 9th March instant.

“ *Public Health Laws Consolidation Bill—Consideration of Report,*”

“ *Hospitals Law Consolidation Bill—Consideration of Report,*”

“ *Electoral Law Consolidation Bill—To be further considered in Committee,*”

“ *Public Works Law Amendment and Consolidation Bill—Second reading,*” until after the consideration of the 3rd Order, General Business, for to-day.

“ *Registration Act Amendment Bill—Second reading—Resumption of Debate,*” until to-morrow.

7. **JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, this day, again resolve itself into the said Committee.
8. **QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be printed, and taken into consideration on Tuesday, 14th March instant.
9. **PAYMENT OF MEMBERS OF PARLIAMENT.**—The Order of the Day for the consideration in Committee of the whole Assembly of the question—
(1.) That it is expedient to provide compensation to Members of the Legislative Council and the Legislative Assembly, for their attendance in Parliament;
(2.) That an Address be presented to his Excellency the Governor, requesting him to take such steps as may be necessary to effect this object;
(3.) That a Bill be brought in for the above purpose;
Having been read, on the motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
10. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“*Justices Law Consolidation and Amendment Bill—To be further considered in Committee.*”
11. **PUBLIC HEALTH LAWS CONSOLIDATION BILL.**—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
On the motion of Mr. Michie, the following new clauses were read a first time, and are as follows :—

PART IV.—PREVENTION OF YARRA POLLUTION.

69. If any person after the first day of June One thousand eight hundred and fifty-five shall heretofore have established or newly carried on or shall hereafter establish or newly carry on the trade business or occupation of a tanner fellmonger skinner parchment maker woolwasher or any other trade business or occupation whereby any refuse filth dirt grease decomposed substance whether vegetable or animal or any other poisonous or unwholesome matter shall flow into or be thrown cast or otherwise go or be liable to fall into the waters of the river Yarra Yarra or upon the banks thereof above the city of Melbourne or shall heretofore have enlarged or extended or shall hereafter enlarge or extend any such trade business or occupation existing established or carried on before the said first day of June One thousand eight hundred and fifty-five he shall forfeit and pay a penalty for the first offence of not less than ten pounds nor more than fifty pounds and for every subsequent offence not less than twenty pounds nor more than one hundred pounds.

70. All offences under this Part of this Act shall be heard and determined in a summary way before any two or more justices and one half of all penalties or fines inflicted shall go to the informer and the other half to the consolidated revenue.

Mr. Michie moved, That these clauses be now read a second time.

Debate ensued.

Mr. Edwards moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 18.

| | |
|----------------|-----------------|
| Mr. Carpenter, | Mr. Richardson, |
| Mr. Davies, | Mr. Robinson, |
| Mr. Edwards, | Mr. Sands, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Harker, | |
| Mr. Longmore, | <i>Tellers.</i> |
| Mr. McLellan, | Mr. Houston, |
| Mr. Ramsay, | Mr. Dyte. |

Noes, 27.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. McCulloch, |
| Mr. Bindon, | Mr. Macpherson, |
| Mr. Cohen, | Mr. Michie, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cunningham, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Riddell, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. L. L. Smith, |
| Mr. Higinbotham, | Mr. Snodgrass. |
| Mr. Kerferd, | |
| Mr. Kyte, | <i>Tellers.</i> |
| Mr. Lalor, | |
| Mr. MacBain, | Mr. Blackwood, |
| Mr. McCann, | Mr. Zeal. |

And so it passed in the negative.

Debate continued.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 8TH MARCH, 1865.

Question—That these clauses be now read a second time—put.
Assembly divided.

| | | | |
|------------------|------------------|----------------|-----------------|
| Ayes, 15. | | Noes, 3. | |
| Mr. Cohen, | Mr. Michie, | Mr. McCulloch. | <i>Tellers.</i> |
| Mr. Connor, | Mr. Sherwin, | | Mr. Francis, |
| Mr. Cunningham, | Mr. G. V. Smith, | | Mr. Sullivan. |
| Dr. Girdlestone, | Mr. Snodgrass. | | |
| Mr. Greeves, | | | |
| Mr. Higinbotham, | <i>Tellers.</i> | | |
| Mr. Kerferd, | | | |
| Mr. Kyte, | Mr. Blackwood, | | |
| Mr. McCann, | Mr. Pearson. | | |

It appearing from the report of the Tellers that a quorum of Members was not present, Mr. Speaker, at five minutes past twelve o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

WEDNESDAY, 8TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SUSPENSION OF STANDING ORDERS RELATING TO PRIVATE BILLS.—Mr. Gillies, by leave of the Assembly, moved, That the necessary Standing Orders relating to Private Bills be suspended, in order to permit "The Four Towns Bill" to be introduced.
Question—put and resolved in the affirmative.
3. THE FOUR TOWNS BILL.—Mr. Gillies moved, pursuant to notice, That leave be given to bring in a Bill, intituled, "*A Bill for incorporating the respective inhabitants of the several towns or boroughs of Sandhurst, Ballaarat, Ballaarat East, and Castlemaine.*"
Debate ensued.
Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 5th Order, General Business, for to-day.
 - "*Public Health Laws Consolidation Bill—Consideration of Report,*"
 - "*Hospitals Law Consolidation Bill—Consideration of Report,*"
 - "*Electoral Law Consolidation Bill—To be further considered in Committee,*"
 - "*Public Works Law Amendment and Consolidation Bill—Second reading,*"
 - "*Ways and Means—To be further considered in Committee,*"
 - "*Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*"
 - "*Manufactures—Report of Select Committee—To be considered in Committee,*"
 - "*Imprisonment for Debt Law Amendment Bill—Second reading,*"
 - "*Lien on Crops Bill—To be further considered in Committee,*"
 - "*County Courts Law Amendment Bill—Second reading.*"
5. REGISTRATION ACT AMENDMENT BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time having been read, Debate resumed.
Question—That this Bill be now read a second time—put and resolved in the affirmative—
Bill read a second time.
Mr. Macgregor moved, That this Bill be now committed to a Committee of the whole Assembly,
Question—put and resolved in the affirmative.
And on the further motion of Mr. Macgregor, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Macgregor, read a third time and *passed*.
Mr. Macgregor moved, That the following be the title to the Bill :—
 - "*An Act to facilitate the Registration of Holders of Miners' Rights and other annual occupiers of Crown Lands as Parliamentary Electors.*"Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. PUBLIC HEALTH LAWS CONSOLIDATION BILL.—Mr. Michie moved, That the following clauses be now read a second time:—

PART IV.—PREVENTION OF YARRA POLLUTION.

69. If any person after the first day of June One thousand eight hundred and fifty-five shall heretofore have established or newly carried on or shall hereafter establish or newly carry on the trade business or occupation of a tanner fellmonger skinner parchment maker woolwasher or any other trade business or occupation whereby any refuse filth dirt grease decomposed substance whether vegetable or animal or any other poisonous or unwholesome matter shall flow into or be thrown cast or otherwise go or be liable to fall into the waters of the river Yarra Yarra or upon the banks thereof above the city of Melbourne or shall heretofore have enlarged or extended or shall hereafter enlarge or extend any such trade business or occupation existing established or carried on before the said first day of June One thousand eight hundred and fifty-five he shall forfeit and pay a penalty for the first offence of not less than ten pounds nor more than fifty pounds and for every subsequent offence not less than twenty pounds nor more than one hundred pounds.

70. All offences under this Part of this Act shall be heard and determined in a summary way before any two or more justices and one half of all penalties or fines inflicted shall go to the informer and the other half to the consolidated revenue.

Question—put.

Assembly divided.

| Ayes, 18. | | Noes, 20. | |
|------------------|------------------|----------------|------------------|
| Mr. Bindon, | Mr. O'Grady, | Mr. Burt, | Mr. Richardson, |
| Mr. Cohen, | Mr. Orr, | Mr. Carpenter, | Mr. Robinson, |
| Mr. Connor, | Mr. Riddell, | Mr. Cope, | Mr. Sullivan, |
| Mr. Crews, | Mr. G. V. Smith, | Mr. Davies, | Mr. Vale, |
| Dr. Girdlestone, | Mr. J. T. Smith. | Mr. Francis, | Mr. Verdon, |
| Mr. Greeves, | Mr. Tucker. | Mr. Harker, | Mr. Wheeler. |
| Mr. Halfey, | | Mr. Houston, | |
| Mr. Higinbotham, | <i>Tellers.</i> | Mr. Longmore, | <i>Tellers.</i> |
| Mr. Levey, | Mr. MacBain, | Mr. McCulloch, | |
| Mr. Michie, | Mr. Macgregor. | Mr. McLellan, | Mr. Dyte, |
| | | Mr. Moffatt, | Mr. L. L. Smith. |
| | | Mr. Ramsay, | |

And so it passed in the negative.

Dr. Girdlestone moved, That Clause 90 be amended by inserting after the word "all" in line 13 the word "unnecessary."

Debate ensued.

Question—That the word proposed to be inserted be so inserted—put and negatived.

Dr. Girdlestone moved, That the words "necessary and" be omitted from line 15 of Clause 90.

Question—That the words proposed to be omitted stand part of the clause—put and resolved in the affirmative.

Dr. Girdlestone moved, That the following words, viz., "and all such infected persons shall be under the supervision and control of the Central Board of Health for the time being and shall not be prohibited from receiving the advice and attendance of their own private medical practitioner if any at all hours of the day or night," be inserted after the word "purpose" in Clause 90, line 16.

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

Assembly divided.

| Ayes, 17. | | Noes, 24. | |
|----------------|------------------|------------------|-----------------|
| Mr. Carpenter, | Mr. McLellan, | Mr. Bindon, | Mr. O'Grady, |
| Mr. Cohen, | Mr. Robinson, | Mr. Crews, | Mr. Orr, |
| Mr. Connor, | Mr. G. V. Smith, | Mr. Cunningham, | Mr. Pearson, |
| Mr. Cope, | Mr. Tucker, | Mr. Fairbairn, | Mr. Ramsay, |
| Mr. Gillies, | Mr. Wheeler. | Mr. Francis, | Mr. Sands, |
| Mr. Greeves, | | Mr. Halfey, | Mr. Sherwin, |
| Mr. Harbison, | <i>Tellers.</i> | Mr. Harker, | Mr. Sullivan, |
| Mr. Houston, | | Mr. Higinbotham, | Mr. Vale, |
| Mr. Lalor, | Dr. Girdlestone, | Mr. King, | Mr. Wardrop. |
| Mr. Levey, | Mr. Macgregor. | Mr. Longmore, | |
| | | Mr. McCulloch, | <i>Tellers.</i> |
| | | Mr. Macpherson, | Mr. Dyte, |
| | | Mr. Michie, | Mr. McCann. |

And so it was resolved in the negative.

Ordered—That the Bill be read a third time on Tuesday, 14th March instant.

7. HOSPITALS LAW CONSOLIDATION BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole on this Bill having been read—Mr. Higinbotham moved, That this Bill, as amended in Committee, be now taken into consideration.

Mr. Harker moved, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "this Order of the Day be discharged, and that the Bill be recommitted to a Committee of the whole Assembly."

Debate ensued.

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

Question—That this Order of the Day be discharged, and that the Bill be recommitted to a Committee of the whole Assembly—put and resolved in the affirmative.

And on the further motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.

8. **ELECTORAL LAW CONSOLIDATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments.

Mr. Higinbotham moved, That this Bill be now re-committed to a Committee of the whole Assembly for re-consideration.

And, on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"Public Works Law Amendment and Consolidation Bill—Second reading,"

"Ways and Means—To be further considered in Committee,"

"Justices Law Consolidation and Amendment Bill—To be further considered in Committee,"

"Manufactures—Report of Select Committee—To be considered in Committee,"

"Imprisonment for Debt Law Amendment Bill—Second reading," until to-morrow;

"Lien on Crops Bill—To be further considered in Committee,"

"County Courts Law Amendment Bill—Second reading," until Friday, 10th March instant.

10. **PAYMENT OF MEMBERS.**—Mr. Lalor reported from a Committee of the whole certain resolutions which were read, and are as follow :—

(7th March, 1865.)

Resolved—

(1.) That it is expedient to provide compensation to Members of the Legislative Council and the Legislative Assembly, for their attendance in Parliament.

(2.) That an Address be presented to His Excellency the Governor, requesting him to take such steps as may be necessary to effect this object.

And the said resolutions were read a second time and agreed to by the Assembly.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 47.

THURSDAY, 9TH MARCH, 1865.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. MELBOURNE PUBLIC LANDS.—Mr. Greeves moved, pursuant to notice, That there be laid upon the Table of this House an abstract of all correspondence between the corporation of the City of Melbourne and the Government, respecting lands for public uses within and near the city.
Question—put and resolved in the affirmative.
3. RAILWAY LOAN.—Mr. Verdon moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering His Excellency the Governor's Message, recommending that provision be made for the interest upon a loan of £500,000 for the completion of the National Railways.
Question—put and resolved in the affirmative.
4. SUPPLY.—The Order of the Day for the Committee of Supply having been read, Mr. Verdon moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 46.

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| Mr. Berry. | Mr. McCann, |
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. Pearson, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cope, | Mr. Randall, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Mr. Davies, | Mr. Sands, |
| Mr. Dyte, | Mr. J. T. Smith, |
| Mr. Foott, | Mr. L. L. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Jones, | Mr. Wheeler, |
| Mr. King, | Mr. Zeal. |
| Mr. Kyte, | |
| Mr. Lalor, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Edwards, |
| Mr. Macgregor, | Mr. Casey. |

Noes, 23.

| | |
|------------------|------------------|
| Mr. Creswick, | Mr. Moffatt, |
| Capt. Dane, | Mr. Moore, |
| Mr. Fairbairn, | Mr. O'Grady, |
| Mr. Gillies, | Mr. Orr, |
| Dr. Girdlestone, | Mr. O'Shanassy, |
| Mr. Harker, | Mr. Sherwin, |
| Mr. Houston, | Mr. G. V. Smith, |
| Mr. Howard, | Mr. Thomson. |
| Mr. Kerferd, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. MacBain, | Mr. Blackwood, |
| Mr. McLellan, | Mr. Carpenter. |
| Mr. Macpherson, | |

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Lalor acquainted the House that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 14th March instant, again resolve itself into the said Committee.

5. SALE OF LANDS, KYNETON.—Mr. Sands moved, pursuant to notice, That there be laid upon the Table of this House Returns showing the amount of money realised by the sale of public lands in the township of Kyneton ; also, the amount realised in the sale of the suburban lands of Kyneton.

Question—put and resolved in the affirmative.

6. GRANTS TO SCOTCH COLLEGE.—Mr. Davies moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the amounts, if any, paid in aid to the institution known as the Scotch College, at East Melbourne, since the separation of the colony, stating the sum paid each year.

Question—put and resolved in the affirmative.

7. — MOORE.—Mr. Howard moved, pursuant to notice, That there be laid upon the Table of this House a copy of all the correspondence connected with the case of — Moore, recently incarcerated in Gaol, on the charge of being an escaped convict from Tasmania.

Question—put and resolved in the affirmative.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Transfer of Real Estate Bill—Second reading,*”

“ *Imprisonment for Debt Law Amendment Bill—Second reading,*”

“ *Post Office Savings Banks Regulation Bill—Second reading,*”

“ *Licensed Abattoirs Act Amendment Bill—Second reading,*”

“ *Banks and Currency Law Amendment Bill—Second reading,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*”

“ *Hospitals Law Consolidation Bill—Consideration of Report,*”

“ *Electoral Law Consolidation Bill—Consideration of Report,*”

“ *Public Works Law Amendment and Consolidation Bill—Second reading,*”

“ *Ways and Means—To be further considered in Committee,*”

“ *Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*” until Tuesday, 14th March instant ;

“ *Mercantile Instruments and Securities Transfer Bill—Second reading—Resumption of debate,*” until to-morrow ;

“ *Manufactures—Report of Select Committee—To be considered in Committee,*” until Tuesday, 14th March instant ;

“ *Imprisonment for Debt Law Amendment Bill—Second reading,*” until to-morrow.

9. ADJOURNMENT.—Mr. Zeal, by leave of the Assembly moved, That the House at its rising this day do adjourn until Tuesday next.

Question—put and resolved in the affirmative.

Assembly adjourned at a quarter past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

TUESDAY, 14TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Higinbotham, and the same were read and are as follow :—

C. H. DARLING,
Governor.

Message No. 7.

In accordance with the requirements of the 57th section of the "Constitution Act," the Governor recommends that the law relating to the Post Office be amended, and that a Bill be introduced for that purpose ; and also, that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

Government Offices,
Melbourne, 13th March, 1865.

C. H. DARLING,
Governor.

Message No. 8.

In accordance with the requirements of the 57th section of the "Constitution Act," the Governor recommends to the Legislative Assembly that the laws relating to lunacy be amended, and that a Bill be introduced for that purpose and also that the fees or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

Government Offices,
Melbourne, 13th March, 1865.

C. H. DARLING,
Governor.

Message No. 9.

In accordance with the requirements of the 57th section of the "Constitution Act," the Governor recommends that the law relating to abattoirs be amended, and that a Bill be introduced for that purpose ; and also that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

Government Offices,
Melbourne, 13th March, 1865.

C. H. DARLING,
Governor.

Message No. 10.

In accordance with the requirements of the 57th section of the "Constitution Act," the Governor recommends to the Legislative Assembly that the law relating to the sale of liquors be amended, and that a Bill be introduced for that purpose ; and also that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

Government Offices,
Melbourne, 13th March, 1865.

C. H. DARLING,
Governor.

Message No. 11.

In accordance with the provisions of the 57th section of the "Constitution Act," the Governor recommends to the Legislative Assembly that the laws relating to insolvency be amended, and that a Bill be introduced for that purpose ; and also that the fees or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

Government Office,
Melbourne, 13th March, 1865.

Severally ordered to be printed, and taken into consideration in Committee of the whole Assembly to-morrow.

3. CONSTITUTION ACT CONSOLIDATION BILL.—Mr. Higinbotham, pursuant to the resolution of the Assembly, brought up a Bill, intituled, “*A Bill to consolidate the Laws relating to the Constitution and the Parliament of Victoria,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 23rd March next.
4. COMPLAINT.—Mr. McCann having detailed to the House certain circumstances relating to an assault committed upon him on Thursday last, in the Refreshment Rooms in the Parliament Houses, by Mr. Howard, a Member of the Assembly, and after debate had thereon—
Mr. Harker moved, That this House do now proceed to the business on the paper.
Debate continued.
Question—put and resolved in the affirmative.
5. ADJUDICATIONS BY POLICE MAGISTRATES.—Mr. Casey moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return showing the number of cases adjudicated by each police magistrate during the latter half of the year 1864.
Question—put and resolved in the affirmative.
6. MARINE SURVEY.—Mr. Casey moved, pursuant to notice, That an Address be presented to His Excellency the Governor requesting him to cause to be laid upon the Table of the House copies of all Correspondence between the Imperial Authorities, Commander Cox, R.N., and the Government, respecting the providing of a steam vessel for surveying purposes.
Question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Supreme Court Law Consolidation Bill*”—to be further considered in Committee until Tuesday, 21st March instant.
“*Public Health Laws Consolidation Bill*”—Third reading—until after the consideration of the 12th Order for to-day.
“*Railway Loan Interest*”—To be considered in Committee—until Tuesday, 21st March instant.
8. SUPPLY.—The House according to Order resolved itself in the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
9. HOSPITALS LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and passed.
Mr. Higinbotham moved, That the following be the title of the Bill :—“*A Bill intituled “An Act to consolidate the Law relating to Hospitals and Charitable Institutions.”*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
10. ELECTORAL LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to amendments made by the Committee of the whole in this Bill.
Mr. Greeves, pursuant to notice given by Mr. Dyte, That the following words be added to clause 16 :—
Provided that no registrar or deputy-registrar shall be eligible to be nominated as a candidate for the Legislative Council or Legislative Assembly for any province or district for any division of which he shall have acted as registrar or deputy-registrar within a period of six months before the day of nomination.
And the same having been read a first time,
Mr. Greeves moved, That the said amendment be now read a second time.
Debate ensued.
Question—put and negatived.
Mr. Higinbotham moved, That clause 67 be amended by leaving out the word “him” from line 16, and inserting the words “such court” instead thereof.
Question—That the word proposed to be omitted stand part of the clause—put and negatived.
Question—That the words proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Higinbotham moved, That clause 69 be amended by leaving out the word "magistrate" from line 7, and inserting the word "court" instead thereof.

Question—That the word proposed to be omitted stand part of the clause—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Mr. Casey moved, pursuant to notice, That clause 102 be amended by leaving out all the words in such clause after the word "require," in line 6 thereof.

Debate ensued.

Question—That the words proposed to be omitted stand part of the clause—put and resolved in the affirmative.

Mr. Casey moved, pursuant to notice, That clause 108 be struck out from the Bill.

Debate ensued.

Mr. Macgregor moved, That this debate be now adjourned.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Transfer of Real Estate Bill—Second reading,*" until Tuesday, 21st March instant ;

"*Imprisonment for Debt Law Amendment Bill—Second reading,*"

"*Post Office Savings Banks Regulation Bill—Second reading,*"

"*Licensed Abattoirs Act Amendment Bill—Second reading,*"

"*Banks and Currency Law Amendment Bill—Second reading,*" until Thursday, 16th March instant ;

"*Customs Duties Laws Amendment Bill—Second reading,*" until Tuesday, 21st March instant ;

"*Public Health Laws Consolidation Bill—Third reading,*" until Thursday, 16th March instant ;

"*Public Works Law Amendment and Consolidation Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee,*" until to-morrow ;

"*Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*"

"*Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*" until after the consideration of the 8th Order, General Business, for to-day ;

"*Manufactures—Report of Select Committee—To be considered in Committee,*" until Tuesday, 21st March instant ;

"*Deep Sea Fisheries—Motion for address to be considered in Committee,*"

"*Barristers Admission Bill—Second reading,*" until to-morrow ;

"*Mining Accidents Bill—Second reading,*" until Thursday, 16th March instant ;

"*Lien on Crops Bill—To be further considered in Committee,*"

"*County Courts Law Amendment Bill—Second reading,*" until to-morrow.

12. MERCANTILE INSTRUMENTS AND SECURITIES TRANSFER BILL.—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read.

Debate resumed.

Question—put.

Assembly divided.

Ayes, 26.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Moffatt, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Casey, | Mr. O'Shanassy, |
| Mr. Cohen, | Mr. Sands, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Hopkins, | Mr. Vale, |
| Mr. Howard, | Mr. Wardrop, |
| Mr. Kerferd, | Mr. Wheeler. |
| Mr. King, | |
| Mr. Kyte, | <i>Tellers.</i> |
| Mr. Levey, | Mr. L. L. Smith, |
| Mr. McLellan, | Mr. Levi. |

Noes, 12.

| | |
|------------------|-----------------|
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Grant, | Mr. Sullivan. |
| Mr. Higinbotham, | |
| Mr. Mason, | <i>Tellers.</i> |
| Mr. McCann, | Mr. Francis, |
| Mr. McCulloch, | Mr. Richardson. |

And so it was resolved in the affirmative.—Bill read a second time.

Mr. Levi moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Levi, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“Justices Law Consolidation and Amendment Bill—To be further considered in Committee,” until to-morrow ;

“Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,” until Thursday, 16th March instant ;

“Imprisonment for Debt Law Amendment Bill (2) Second reading,” until to-morrow.

Assembly adjourned at nine minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

WEDNESDAY, 15TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY, AND MELBOURNE RAILWAY COMPANY'S AMALGAMATION BILL.—Mr. Blackwood presented a Petition from the Municipal Corporation of the mayor, aldermen, councillors, and citizens of the City of Melbourne, under the Corporate Seal of the said City, praying that the House would take the statements set forth in the Petition into consideration, and direct that provisions retaining the obligations referred to in the Petition might be inserted in the said Bill; and that the House would suspend the Standing Order of the House relating to Private Bills, Nos. 61 and 113, in so far as to permit the Petition to be referred to the Select Committee to which this Bill stands referred; and that the Petitioners might have leave to appear by themselves, their town clerk, counsel, agents, and witnesses in support of their Petition, and otherwise in protection of their interests before the said Select Committee.
Ordered to lie on the Table.
3. PAPERS.—Mr. Francis presented—
Immigration—Return of, for the month of February last.
River Murray.—Report from the Public Works Department, on the work done in clearing the River Murray, and expenses incurred in connexion therewith.
Severally ordered to lie on the Table.
Mr. Grant presented—
Sale of Lands, Kyneton.—Return to an Order of the Legislative Assembly, dated 9th March instant, for a Return showing the amount of money realised by the sale of public lands in the township of Kyneton; also, the amount realised in the sale of the suburban lands of Kyneton.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the 9th Report from this Committee.
Ordered to lie on the Table and to be printed.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council:—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Land Act 1862*," and acquaint the Legislative Assembly that they do not insist on some amendments, do insist on other amendments, have agreed to some amendments made by the Legislative Assembly on amendments made by the Legislative Council, and have disagreed with other amendments made by the Legislative Assembly on amendments made by the Legislative Council, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
15th March, 1865.
Ordered to be printed and taken into consideration this day.
6. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.—Mr. Howard moved, pursuant to notice, That the Sandhurst, Inglewood, and Loddon District Tramway Company's Bill, as reported from the Select Committee, be now committed to a Committee of the whole Assembly.
Debate ensued.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 22nd March instant, again resolve itself into the said Committee.

7. **LAND ACT 1862 AMENDMENT BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council, received this day having been read, Mr. Grant moved, That a Committee, consisting of Mr. Bindon, Mr. Berry, Mr. Macgregor, Mr. Randall, Mr. Longmore, Mr. Higinbotham, and Mr. Grant, seven to form a quorum, be appointed to confer with seven Members of the Legislative Council on the amendments made by the Legislative Council in the Bill, intituled, "*An Act to amend the Land Act 1862,*" some of which amendments have been disagreed to by the Legislative Assembly, and some of which have been amended by the Legislative Assembly.
- Debate ensued.
- Question—put and resolved in the affirmative.
8. **CALL OF THE HOUSE.**—Mr. Higinbotham moved, pursuant to notice, That on Thursday, 23rd March instant, the House be called.
- Question—put and resolved in the affirmative.
9. **CHINESE ACT AMENDMENT BILL.**—Mr. McCulloch moved, pursuant to *amended* notice, That he have leave to bring in a Bill to amend the laws affecting the Chinese immigrating to or resident in Victoria.
- Question—put and resolved in the affirmative.
- Ordered—That Mr. McCulloch and Mr. Higinbotham do prepare and bring in the Bill.
- Mr. McCulloch then brought up a Bill, intituled, "*A Bill to amend the laws affecting the Chinese immigrating to or resident in Victoria,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 21st March instant.
10. **FOUR TOWNS BILL.**—Mr. Jones brought up a Bill, intituled, "*A Bill for incorporating the respective inhabitants of the several towns or boroughs of Sandhurst, Ballarat, Ballarat East, and Castlemaine,*" and moved, That it be now read a first time.
- Question—put and resolved in the affirmative.
- Bill read a first time.
11. **HIS EXCELLENCY THE GOVERNOR'S MESSAGES, 7, 8, 9, 10, AND 11.**—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Messages, 7, 8, 9, 10, and 11, having been read, on the motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
- Ordered—That the Report be received to-morrow.
- Mr. Lalor also acquainted the House that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this house will on Tuesday, 21st March instant, again resolve itself into the said Committee.
12. **SUPPLY.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—
- SECOND SUPPLEMENTARY ESTIMATES FOR 1864.**
9th March.
Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the supplementary charges for the year 1864, for the several services hereunder specified, being—

| I.—Chief Secretary. | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|-------|----|----|
| SALARIES AND WAGES. | | | | | | |
| DIVISION No. 9. | | | | | | |
| <i>VICTORIA STEAM SLOOP.</i> | | | | | | |
| Pay of Commander and persons in charge of the ship during | | | | | | |
| August | £149 | 9 | 6 | | | |
| September | 134 | 6 | 8 | | | |
| October | 140 | 14 | 9 | | | |
| November | 220 | 9 | 4 | | | |
| December | 375 | 10 | 0 | | | |
| | | | | 1,020 | 10 | 3 |
| Mr. G. C. Elliott for services from 21st Aug. to 28th Sep., the date of his release from responsibility as Paymaster | | | | 26 | 16 | 8 |
| | | | | 1,047 | 6 | 11 |
| 14th March. | | | | | | |
| DIVISION No. 16B. | | | | | | |
| INDUSTRIAL SCHOOLS. | | | | | | |
| Salaries and Wages | 1,000 | 0 | 0 | | | |
| | | | | 2,047 | 6 | 11 |

| | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|-------|----|----|
| DIVISION No. 17. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 11. LUNATIC ASYLUM. | | | | | | |
| Allowance in lieu of quarters to Mr. Probst | 33 | 6 | 8 | | | |
| Subdivision No. 16. MUSEUM. | | | | | | |
| Specimens, Models, Cases, &c. | 1,200 | 0 | 0 | | | |
| Subdivision No. 19. INDUSTRIAL SCHOOLS. | | | | | | |
| Contingencies (including stores, food, clothing, fittings and furniture taken over from the Immigrants' Aid Society) and incidental expenses | 4,060 | 0 | 0 | 5,293 | 6 | 8 |
| DIVISION No. 22. | | | | | | |
| MISCELLANEOUS. | | | | | | |
| Subdivisions— <i>Inalterable</i> — | | | | | | |
| No. 1. Maintenance of Destitute Children | 1,000 | 0 | 0 | | | |
| No. 7. Prizes for the best Essays on the following subjects, viz.:— | 300 | 0 | 0 | | | |
| 1. <i>Pleuro-pneumonia</i> ; its causes, symptoms, post mortem appearances, pathology, the best means of treatment, and practical hints on the avoidance of the disease, and its eradication from the colony. | | | | | | |
| 2. <i>Scab</i> ; its causes, symptoms, pathology, best means of treatment, and practical hints for its avoidance and extermination. | | | | 1,300 | 0 | 0 |
| III.—Attorney General. | | | | | | |
| DIVISION No. 30 A. | | | | | | |
| CURATOR OF INTESTATE ESTATES. | | | | | | |
| Clerk, at £208 per annum, from 11th July to 31st December, 1864 | 98 | 8 | 2 | | | |
| Clerk, at £156 ditto ditto ditto | 73 | 16 | 1 | | | |
| Clerk, at £130 ditto ditto ditto | 61 | 10 | 1 | 233 | 14 | 0 |
| DIVISION No. 31. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 2. | | | | | | |
| LAW OFFICERS OF THE CROWN. | | | | | | |
| Costs and other Expenses, &c. | 848 | 4 | 0 | | | |
| (Costs in appeal Queen at the suit of Dallimore and others | 800 | 0 | 0 | | | |
| Reimbursement to Sergeant Britt, costs in defending action Ford v. Britt | 18 | 4 | 0 | | | |
| To reimburse G. P. Hackett, Esq., amount paid by him in settlement of action brought by — Carr | 30 | 0 | 0 | | | |
| Subdivision No. 8. | | | | | | |
| CURATOR OF INTESTATE ESTATES. | | | | | | |
| Stores | 60 | 0 | 0 | | | |
| Fuel, Light, and Water | 6 | 0 | 0 | | | |
| Incidental Expenses | 6 | 0 | 0 | | | |
| | 72 | 0 | 0 | 920 | 4 | 0 |
| III.—Minister of Justice. | | | | | | |
| DIVISION No. 35. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 2. POLICE MAGISTRATES. | | | | | | |
| Allowances to Police Magistrates for Forage and Travelling Expenses | 400 | 0 | 0 | | | |
| Ditto, on account of the Year 1863 | 84 | 19 | 5 | | | |
| | 484 | 19 | 5 | | | |
| Subdivision No. 3. CORONERS. | | | | | | |
| Remuneration to Surgeons, &c. | 200 | 0 | 0 | | | |

| No. | Classification. | | | £ s. d. | | | £ s. d. | | |
|---|-----------------|-----------|--|---------|-----|------------|---------|---|---------|
| | Class. | Schedule. | | | | | | | |
| IV.—Treasurer. | | | | | | | | | |
| DIVISION No. 36. | | | | | | | | | |
| Subdivision No. 1. | | | | | | | | | |
| TREASURER'S OFFICE. | | | | | | | | | |
| 1 | 3 | ... | Clerk at £425 per annum, from 1st July to 31st December | ... | ... | 212 | 10 | 0 | |
| 1 | 4 | ... | Clerk at £350 do. do. | ... | ... | 175 | 0 | 0 | |
| | | | | | | 387 10 0 | | | |
| Subdivision No. 2. | | | | | | | | | |
| RECEIVERS AND PAYMASTERS. | | | | | | | | | |
| 1 | 2 | ... | Travelling Receiver and Paymaster, from the 5th September to the 31st December, at £541 13s. 4d. per annum | ... | ... | 174 | 10 | 9 | 562 0 9 |
| DIVISION No. 37. | | | | | | | | | |
| STORES AND TRANSPORT. | | | | | | | | | |
| (1st July to 31st December, 1864.) | | | | | | | | | |
| 1 | 1 | 1 | Government Storekeeper, at £625 per annum | ... | ... | 312 | 10 | 0 | |
| 1 | 2 | ... | Accountant, at £533 6s. 8d. | ... | ... | 266 | 13 | 4 | |
| 1 | 3 | ... | Clerk, at £418 6s. 8d. | ... | ... | 209 | 3 | 4 | |
| 1 | 4 | ... | Clerk, at £350, to 20th August | ... | ... | 47 | 19 | 8 | |
| 2 | 4 | ... | Clerks | ... | ... | 350 | 0 | 0 | |
| 1 | 4 | ... | Clerk, at £300, to 30th September | ... | ... | 75 | 0 | 0 | |
| 1 | 4 | ... | Clerk, at £275 | ... | ... | 137 | 10 | 0 | |
| 3 | 5 | ... | Clerks—One at £180, and two at £113 6s. 8d. | ... | ... | 203 | 6 | 8 | |
| 1 | ... | 3 | Resident Storeman, at £175 | ... | ... | 87 | 10 | 0 | |
| 1 | ... | 3 | Messenger, at £130 | ... | ... | 65 | 0 | 0 | |
| 1 | ... | 3 | Housekeeper, at £40 | ... | ... | 20 | 0 | 0 | |
| | | | | | | 1,774 13 0 | | | |
| DIVISION No. 38. | | | | | | | | | |
| GOVERNMENT PRINTER. | | | | | | | | | |
| 1 | 4 | ... | Clerk at £260, in lieu of £235 previously voted—difference | ... | ... | ... | | | 25 0 0 |
| DIVISION No. 39 A. | | | | | | | | | |
| NAVAL TRAINING SHIP. | | | | | | | | | |
| (From 1st August to 31st December, 1864.) | | | | | | | | | |
| | | | Lieutenant in Charge, at £510 per annum | ... | ... | 212 | 10 | 0 | |
| | | | Boatswain and Carpenter, 13s. 6d. per diem each | ... | ... | 206 | 11 | 0 | |
| | | | Gunner's Mate, at 10s. per diem | ... | ... | 76 | 10 | 0 | |
| | | | | | | 495 11 0 | | | |
| DIVISION No. 40. | | | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | | | |
| Subdivision No. 2. | | | | | | | | | |
| STORES AND TRANSPORT. | | | | | | | | | |
| | | | Occasional Clerical Assistance | ... | ... | 75 | 0 | 0 | |
| | | | Transport | ... | ... | 1,750 | 0 | 0 | |
| | | | Fuel, Light, and Water | ... | ... | 25 | 0 | 0 | |
| | | | Stores | ... | ... | 50 | 0 | 0 | |
| | | | Travelling and other Incidental Expenses | ... | ... | 25 | 0 | 0 | |
| | | | Purchase of Samples | ... | ... | 25 | 0 | 0 | |
| | | | | | | 1,950 0 0 | | | |
| Subdivision No. 3. | | | | | | | | | |
| GOVERNMENT PRINTER. | | | | | | | | | |
| | | | Paper and Parchment | ... | ... | 2,000 | 0 | 0 | |
| Subdivision No. 7. | | | | | | | | | |
| VOLUNTEER FORCE. | | | | | | | | | |
| | | | Transport by Railway | ... | ... | 2,000 | 0 | 0 | |

| IV.—TREASURER— <i>continued.</i> | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|-------|----|----|
| DIVISION No. 40. | | | | | | |
| Subdivision No. 8. | | | | | | |
| NAVAL TRAINING SHIP. | | | | | | |
| Fitting out and equipment for the reception of two hundred Boys, and purchase of Clothing and Bedding ... | 1,300 | 0 | 0 | | | |
| Fitting as a 9-Gun Block Ship, including Artificers' and Seamen's labor ... | 700 | 0 | 0 | | | |
| | 2,000 | 0 | 0 | | | |
| DIVISION No. 41. | | | | | | |
| ADVERTISING. | | | | | | |
| Advertising in the Public Journals ... | ... | | | 1,000 | 0 | 0 |
| DIVISION No. 44. | | | | | | |
| CHARITABLE INSTITUTIONS. | | | | | | |
| Subdivision No. 1— <i>Inalterable</i> — | | | | | | |
| No. 26. St. Vincent de Paul's Orphanage, Emerald Hill—Building, in lieu of like amount erroneously stated in Appropriation Act of 1864 as for another institution ... | 1,000 | 0 | 0 | | | |
| No. 41. The Upper Goulburn District Hospital, Wood's Point—Building ... | 1,000 | 0 | 0 | | | |
| | | | | 2,000 | 0 | 0 |
| DIVISION No. 45. | | | | | | |
| MISCELLANEOUS. | | | | | | |
| Subdivisions— <i>Inalterable</i> — | | | | | | |
| No. 1. Expenses of Colonial Agency ... | 250 | 0 | 0 | | | |
| No. 6. Expenses of Pounds ... | 200 | 0 | 0 | | | |
| No. 10. Retiring allowances to Officers of the Railway Department, whose services have been or shall be dispensed with, or who have been injured or disabled whilst on duty (in addition) ... | 300 | 0 | 0 | | | |
| No. 21. Compensation to — McKaon for injuries sustained at the Yarra Bend Asylum ... | 100 | 0 | 0 | | | |
| No. 22. Compensation to Mr. Ulrich, for loss of Equipment | 150 | 0 | 0 | | | |
| No. 23. Compensation to C. Bilton, as clerk in the Gold Office, Melbourne, for loss of his office ... | 262 | 4 | 2 | | | |
| No. 24. To J. Brady, compensation for injuries received from the kick of a policeman's horse ... | 150 | 0 | 0 | | | |
| No. 25. Allowance to the Widow of the late Michael Baldwin, late of the Store Department, for wages due to her husband from 1st July, the day of his leaving through illness, to 3rd September, 1864, the day of his decease, being at the rate of 7s. per diem ... | 22 | 15 | 0 | | | |
| No. 26. Remission of Duty upon Gold used in the manufacture of a Bridal Present to H.R.H. the Princess of Wales ... | 3 | 15 | 0 | | | |
| No. 27. Gratuity to the family of the late Richard Heales, Esq., to be vested in Trustees ... | 3,000 | 0 | 0 | | | |
| No. 28. For the purchase of Seeds of Australian Forest Trees to be presented to the Government of Madras | 30 | 0 | 0 | | | |
| No. 29. Net proceeds of a horse sold out of Ballarat Pound, on the property of Mr. Armstrong, lapsed, but now to be refunded ... | 8 | 16 | 6 | | | |
| No. 30. To defray the Expenses of the Government in Snowball's arbitration case against the Board of Land and Works ... | 63 | 5 | 0 | | | |
| No. 31. Compensation to Mr. J. Lord for injuries sustained by his wife at the Queen's Birthday Review ... | 15 | 15 | 0 | | | |
| | | | | 4,556 | 10 | 8 |

| | £ | s. | d. | £ | s. | d. | |
|--|-----|-------|----|-----|-----|----|----|
| V.—Commissioner of Crown Lands and Survey. | | | | | | | |
| DIVISION No. 47. | | | | | | | |
| Subdivision No. 3. | | | | | | | |
| GEOLOGICAL SURVEY. | | | | | | | |
| Moiety of Salary of Director of Mining and Geological Surveys, from 1st January to 30th June, 1864 | ... | | | 200 | 0 | 0 | |
| DIVISION No. 48. | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | |
| Subdivision No. 3. | | | | | | | |
| GEODETTIC SURVEY. | | | | | | | |
| Standard Bar, amount paid to War Department | ... | 78 | 10 | 0 | | | |
| Conveyance of Apparatus, Stores, &c. | ... | 150 | 0 | 0 | | | |
| | | 228 | 10 | 0 | | | |
| Subdivision No. 5. | | | | | | | |
| OBSERVATORY. | | | | | | | |
| Printing results of Meteorological and Nautical Observations of the Colony | ... | 318 | 0 | 0 | | | |
| | | | | | 546 | 10 | 0 |
| DIVISION No. 49. | | | | | | | |
| CONTRACT SURVEYS. | | | | | | | |
| Balance due to C. P. O. Rafferty upon a survey contract executed in 1861 | ... | | | | 47 | 10 | 0 |
| VI.—Commissioner of Public Works. | | | | | | | |
| DIVISION No. 55. | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | |
| PUBLIC WORKS. | | | | | | | |
| Water Rates for 1859 and 1860 | ... | | | | 18 | 3 | 11 |
| DIVISION No. 56. | | | | | | | |
| WORKS AND BUILDINGS. | | | | | | | |
| Subdivisions— <i>Inalterable</i> — | | | | | | | |
| No. 1. WHARVES, JETTIES, HARBORS, RIVERS, ETC. | | | | | | | |
| No. 2. Clearing the Murray | ... | 1,850 | 0 | 0 | | | |
| No. 2. POLICE BUILDINGS. | | | | | | | |
| For Police Buildings generally | ... | 150 | 0 | 0 | | | |
| No. 9. MILITARY BUILDINGS AND WORKS OF DEFENCE. | | | | | | | |
| Purchase of the Richmond Orderly Room | ... | 245 | 11 | 10 | | | |
| Interest on £190 at 8 per cent. from 19th August to 30th November | ... | 4 | 6 | 7 | | | |
| Constructing Experimental Raft | ... | 450 | 0 | 0 | | | |
| Fitting and equipping Gun Boat | ... | 60 | 0 | 0 | | | |
| | | 759 | 18 | 5 | | | |

| | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|-------|----|----|
| VI.—COMMISSIONER OF PUBLIC WORKS—continued. | | | | | | |
| DIVISION No. 56. | | | | | | |
| No. 15. POST OFFICES AND TELEGRAPH STATIONS. | | | | | | |
| No. 3. For New Post and Telegraph Offices throughout the country, including additions and repairs to existing buildings | 300 | 0 | 0 | | | |
| No. 4. Furniture and Fittings for Post and Telegraph Offices throughout the country | 250 | 0 | 0 | | | |
| | 550 | 0 | 0 | | | |
| No. 17. RENTS AND FURNITURE. | | | | | | |
| No. 1. Rent of Public Offices and Buildings | 600 | 0 | 0 | | | |
| No. 2. Fittings and Furniture for Public Offices, including repairs, and Furniture for the new Police Court and Offices in Swanston street | 750 | 0 | 0 | | | |
| | 1,350 | 0 | 0 | | | |
| No. 22. SUNDRY WORKS—MELBOURNE. | | | | | | |
| Piers, &c., for Bridge—Botanic Gardens | 1,550 | 0 | 0 | | | |
| No. 23. MISCELLANEOUS. | | | | | | |
| Fittings and Furniture at the National Museum | 200 | 0 | 0 | | | |
| Repairs to Boilers of <i>Victoria</i> steam-sloop | 1,106 | 13 | 0 | | | |
| | 1,306 | 13 | 0 | 7,516 | 11 | 5 |
| <hr/> | | | | | | |
| VII.—Commissioner of Trade and Customs. | | | | | | |
| DIVISION No. 57. | | | | | | |
| CUSTOMS. | | | | | | |
| Subdivision No. 1. | | | | | | |
| OFFICE. | | | | | | |
| Inspector-General of Customs at £1000, from 1st August to 31st December, less salary at £700 as Collector of Customs at Geelong | 125 | 0 | 0 | | | |
| Allowance at the rate of £95 per annum to the Acting Shipping Master from 1st October to 31st December, in addition to his salary of £275 during the absence on leave of the Shipping Master | 23 | 15 | 0 | | | |
| | | | | 148 | 15 | 0 |
| DIVISION No. 64. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 1. | | | | | | |
| CUSTOMS. | | | | | | |
| Clerical Assistance and Occasional Officers (to provide for special officers on frontiers) | 600 | 0 | 0 | | | |
| Subdivision No. 2. | | | | | | |
| PORTS AND HARBORS. | | | | | | |
| For Building a new Steamer as Buoy Tender | 3,000 | 0 | 0 | 3,600 | 0 | 0 |

VIII.—Postmaster-General.

| | | £ | s. | d. | £ | s. | d. | | | | | | |
|--|-----------------|--------|--|--------------|--------|----------|---------|--------|----------|----------------------------------|-----------|----|---|
| DIVISION No. 67. | | | | | | | | | | | | | |
| POST OFFICE. | | | | | | | | | | | | | |
| Subdivision No. 1. | | | | | | | | | | | | | |
| GENERAL POST OFFICE, MELBOURNE. | | | | | | | | | | | | | |
| 15 | 5 | ... | Clerks—Two at £180, nine at £172 14s., and four at £149 3s., from 3rd August to 31st December, 1864, in lieu of Sorters promoted under 3rd section of 27 Vic. No. 226 | | | 1,032 | 14 | 3 | | | | | |
| Subdivision No. 2.—ALL OTHER POST OFFICES. | | | | | | | | | | | | | |
| No. | Classification. | Class. | Schedule. | Postmasters. | | | Clerks. | | | Period. | | | |
| | | | | No. | Class. | Rate. | No. | Class. | Rate. | | | | |
| | | | | | | | | | | | | | |
| 3 | Ballarat ... | ... | ... | 3 | 5 | 172 14 0 | 3 | 5 | 172 14 0 | From 3rd Aug. to 31st Dec., 1864 | 213 | 1 | 9 |
| 1 | Beechworth ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Castlemaine ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Creswick ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Geelong ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Jamieson ... | 1 | 4 | 200 | ... | ... | ... | ... | ... | From 1st June to 31st Dec., 1864 | 116 | 13 | 4 |
| 1 | Kyneton ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | From 3rd Aug. to 31st Dec., 1864 | 71 | 0 | 7 |
| 1 | Maryborough ... | ... | ... | 1 | 5 | 133 9 0 | 1 | 5 | 133 9 0 | Ditto ditto | 54 | 17 | 9 |
| 1 | Sandhurst ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Talbot ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Warrnambool ... | ... | ... | 1 | 5 | 172 14 0 | 1 | 5 | 172 14 0 | Ditto ditto | 71 | 0 | 7 |
| 1 | Wood's Point | 1 | 4 | 200 | ... | ... | ... | ... | ... | From 24 June to 31st Dec., 1864 | 103 | 17 | 9 |
| | | | | | | | | | | | 1,056 | 15 | 3 |
| Subdivision No. 3. | | | | | | | | | | | 250 | 0 | 0 |
| Allowances to Country Postmasters | | | | | | | | | | | 2,339 9 6 | | |
| DIVISION No. 68. | | | | | | | | | | | | | |
| ELECTRIC TELEGRAPH OFFICE. | | | | | | | | | | | | | |
| Subdivision No. 2. | | | | | | | | | | | | | |
| MELBOURNE STATION. | | | | | | | | | | | | | |
| One Officekeeper and Head Messenger at £120, from 1st May to 31st December, 1864 | | | | | | | | 80 | 0 | 0 | | | |
| One Messenger, at 5s. per working day, from 1st May to 31st December, 1864 | | | | | | | | 52 | 10 | 0 | | | |
| (In lieu of similar offices provided for in error in the "Appropriation Act," Division No. 67, Subdivision No. 1.) | | | | | | | | | | | | | |
| One Clerk of the 4th class at £275, instead of one of the 5th class at £180, for the year 1863, difference ... | | | | | | | | 95 | 0 | 0 | 227 10 0 | | |

| | £ | s. | d. | £ | s. | d. |
|--|--------|----|----|--------|-------|-----|
| VIII.—POSTMASTER-GENERAL—continued. | | | | | | |
| DIVISION No. 69. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 1. | | | | | | |
| POST OFFICE. | | | | | | |
| For Supernumerary Letter Carriers, Assistance, and Over- | 1,050 | 0 | 0 | | | |
| time | | | | | | |
| Stores, Paper for Postage Stamps, &c. | 350 | 0 | 0 | | | |
| Mail Bags and Boxes | 200 | 0 | 0 | | | |
| Travelling Expenses | 70 | 0 | 0 | | | |
| Fuel, Light, and Water | 150 | 0 | 0 | | | |
| Incidental | 20 | 0 | 0 | | | |
| Special Allowance to Postmaster, Jamieson, from 1st June | | | | | | |
| to 31st December, at £104 per annum | 60 | 13 | 4 | | | |
| Special Allowance to Postmaster, at Wood's Point, from | | | | | | |
| 24th June to 31st December, 1864, at £104 per annum... | 54 | 0 | 5 | | | |
| | | | | 1,954 | 13 | 9 |
| DIVISION No. 70. | | | | | | |
| MAIL SERVICE. | | | | | | |
| No. 1. Conveyance of Inland Mails | | | | | 4,418 | 0 0 |
| IX.—Commissioner of Railways and Roads and Bridges. | | | | | | |
| DIVISION No. 73. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 2. | | | | | | |
| RAILWAYS. | | | | | | |
| Stores for general issue | 15,000 | 0 | 0 | | | |
| To reimburse the Department; amount stolen from the | | | | | | |
| North Melbourne Station on the 8th October, 1864 ... | 5 | 0 | 0 | | | |
| | 15,005 | 0 | 0 | | | |
| Subdivision No. 3. | | | | | | |
| STATIONS. | | | | | | |
| Compensation on account of the year 1863 | 4,000 | 0 | 0 | | | |
| | | | | 19,005 | 0 | 0 |
| DIVISION No. 75. | | | | | | |
| ROAD WORKS AND BRIDGES, | | | | | | |
| To meet Liabilities on account of the year 1863 and previous | | | | | | |
| years | 3,976 | 14 | 10 | | | |
| To cover Engagements entered into for opening Roads in | | | | | | |
| various localities | 321 | 7 | 9 | | | |
| | | | | 4,298 | 2 | 7 |
| X.—Minister of Mines. | | | | | | |
| DIVISION No. 78. | | | | | | |
| WORKS. | | | | | | |
| For continuation of the Stormwater Channel at Sandhurst | | | | | 100 | 0 0 |

THIRD SUPPLEMENTARY ESTIMATES, 1864.

£ s. d.

I.—CHIEF SECRETARY.

DIVISION No. 17.

DEPARTMENTAL CONTINGENCIES.

Subdivision No. 9.

STEAM SLOOP VICTORIA.

To defray outstanding liabilities and to complete necessary repairs

| £ | s. | d. |
|-------|----|----|
| 2,239 | 15 | 8 |

Subdivision No. 13.

PUBLIC LIBRARY.

To reimburse the Exhibition Commissioners for expenditure incurred on account of the Public Library ...

| | | |
|-----|---|---|
| 225 | 5 | 3 |
|-----|---|---|

2,465 0 11

II.—ATTORNEY-GENERAL.

DIVISION No. 31.

DEPARTMENTAL CONTINGENCIES.

Subdivision No. 2.

LAW OFFICERS OF THE CROWN.

Costs, &c. Action—Wood v. Board of Land and Works

150 0 0

III.—MINISTER OF JUSTICE.

DIVISION No. 35.

DEPARTMENTAL CONTINGENCIES.

Subdivision No. 2.

POLICE MAGISTRATES.

Allowance to Mr. Cogdon for forage and travelling expenses from the 1st March, 1862 to the 21st May, 1863, while in charge of the Jamieson and Wood's Point Gold Fields

100 0 0

IV.—TREASURER.

DIVISION No. 40.

DEPARTMENTAL CONTINGENCIES.

Subdivision No. 2.

STORES AND TRANSPORT.

Allowance for overtime to Mr. Lane late clerk in the Store Department ..

200 0 0

DIVISION No. 45.

MISCELLANEOUS.

Subdivisions (*Inalterable*.)

No. 2. To refund to the executors of the late William Walker, amount overpaid on Land purchased in October, 1847, near Geelong

No. 3. Mr. W. H. McMillan, Bailiff, Medical Expenses incurred in consequence of injuries received during the performance of his duty

No. 4. To reimburse the Exhibition Commissioners for expenditure incurred on account of the University

No. 5. Compensation to John Cooper, in consequence of the issue to him of an erroneous Crown Grant ...

No. 6. Gratuity to Mr. H. C. Staveley, for acting as Receiver and Paymaster at Castlemaine, from the 25th June to the 31st December, 1864

| £ | s. | d. |
|----|----|----|
| 44 | 12 | 6 |
| 6 | 17 | 0 |
| 90 | 18 | 6 |
| 25 | 0 | 0 |
| 50 | 0 | 0 |

217 8 0

V. COMMISSIONER OF CROWN LANDS AND SURVEY.

£ s. d.

| | | | | |
|--------------------------------------|-----|-----|-----|---------|
| DIVISION No. 48. | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | |
| Subdivision No. 5. | | | | |
| OBSERVATORY. | | | | |
| Printing Observations (renewed vote) | ... | ... | ... | 100 0 0 |

VI.—COMMISSIONER OF PUBLIC WORKS.

| | | | | |
|--|-----|-----|-----|---------|
| DIVISION No. 56. | | | | |
| WORKS AND BUILDINGS. | | | | |
| Subdivision No. 2 (<i>Inalterable</i>). | | | | |
| POLICE BUILDINGS. | | | | |
| For Police Buildings, &c. (lapsed vote of 1863) | ... | | | 50 0 0 |
| Subdivision No. 15 (<i>Inalterable</i>). | | | | |
| POST OFFICES AND TELEGRAPH STATIONS. | | | | |
| Towards the General Post Office, Melbourne | ... | | | 305 2 3 |
| For new Post and Telegraph Offices (lapsed vote of 1863) | ... | | | 170 0 0 |
| Subdivision No. 17 (<i>Inalterable</i>). | | | | |
| RENTS AND FURNITURE. | | | | |
| Fittings and Furniture for the Office of the Lands Titles Commissioners, &c. | ... | ... | ... | 750 0 0 |
| Subdivision No. 23 (<i>Inalterable</i>). | | | | |
| MISCELLANEOUS. | | | | |
| National Museum, for repairs, &c. | ... | ... | ... | 275 1 3 |

VII.—COMMISSIONER OF TRADE AND CUSTOMS.

| | | | | | |
|---|-----|-----|---|-----|---------|
| | | | DIVISION No. 57. | | |
| | | | CUSTOMS. | | |
| | | | Subdivision No. 8. | | |
| | | | (Salaries from 1st October to 31st December.) | | |
| | | | | | |
| | | | COWANA. | | |
| 1 | ... | 3 | Coastwaiter and Searcher, at £150 | ... | 37 10 0 |
| | | | NARUNG. | | |
| 1 | ... | 3 | Coastwaiter and Searcher, at £150 | ... | 37 10 0 |
| | | | SWAN HILL. | | |
| 1 | 5 | ... | Coastwaiter and Searcher, at £150 | ... | 37 10 0 |
| | | | ECHUCA. | | |
| 1 | ... | 3 | Coastwaiter and Searcher, at 9s. 6d. per diem | | 43 14 0 |
| | | | WAHGUNYAH. | | |
| 1 | .. | 3 | Coastwaiter and Searcher, at £185 | ... | 46 5 0 |
| | | | BELVOIR. | | |
| 1 | ... | 3 | Coastwaiter and Searcher, at £185 | ... | 46 5 0 |
| | | | | ... | |

248 14 0

IX.—COMMISSIONER OF RAILWAYS AND ROADS.

| | £ | s. | d. |
|---------------------------------|-------|----|----|
| DIVISION No. 73. | | | |
| DEPARTMENTAL CONTINGENCIES. | | | |
| Subdivision No. 2. | | | |
| Stores for General Issue | 6,000 | 0 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

13. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

14. ELECTORAL LAW CONSOLIDATION BILL.—The Order of the Day for the resumption of the debate on the consideration of this Bill, as reported from the Committee of the whole, having been read—Mr. Casey moved, pursuant to notice, That clause 108 be struck out from the Bill.

Debate ensued.

Question—That clause 108, proposed to be struck out, stand part of the Bill—put and negatived.

On the motion of Mr. Higinbotham, the following amendments were made in clause I. of this Bill, viz.: the following figures were omitted, 133, 134, 144, 145, and 148; and the following figures inserted instead thereof, 132, 133, 143, 144, and 147.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill:—

“An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

15. BARRABOOL ROAD BOARD.—Mr. Hopkins moved, pursuant to notice, That the Correspondence between the Department of Roads and Bridges and the Barrabool Road Board, laid upon the Table of this House on the 1st March instant, be printed.

Debate ensued.

Motion by leave withdrawn.

16. DEEP SEA FISHERIES.—The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of placing a sum of £2,000 upon Additional Estimate for 1865, to build or purchase a Vessel and provide it with suitable tackle and material, &c., for the purpose of exploring and discovering the deep sea fisheries of this coast, having been read, on the motion of Mr. L. L. Smith, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

17. MERCANTILE INSTRUMENTS AND SECURITIES TRANSFER BILL.—On the motion of Mr. Levi, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Levi read a third time and *passed*.

Mr. Levi moved; That the following be the title of the Bill:—*“An Act for facilitating the Transfer of various Mercantile Instruments and Securities.”*

Question—put and resolved in the affirmative.

Ordered that the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

18. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Public Works Law Amendment and Consolidation Bill—Second reading,*” until to-morrow ;
- “ *Ways and Means—To be further considered in Committee,*” until Tuesday, 21st March instant ;
- “ *Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*”
- “ *Barristers Admission Bill—Second reading,*”
- “ *Lien on Crops Bill—To be further considered in Committee,*”
- “ *County Courts Law Amendment Bill—Second reading,*”
- “ *Imprisonment for Debt Law Amendment Bill (2) Second reading,*” until to-morrow.

Assembly adjourned at half-past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 50.

THURSDAY, 16TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PETITIONS.—Mr. Macgregor presented a Memorial from the inhabitants of Echuca, praying that the Government of Victoria would meet in a spirit of equity and conciliation the advances which the Memorialists believe have been already made by the Government of New South Wales, and thus remove from the commerce of Victoria a burden and an obstruction which threatens grievous injury to the entire community, and little less than extinction and ruin to the trade and progress of Echuca.

Petition read and ordered to lie on the Table.

Mr. Crews presented a Petition from James Hobbs, of Burnett street, St. Kilda, a retired civil servant of the colony of Victoria, praying the House to take the circumstances set forth in the Petition into consideration, and grant him an enquiry by a Select Committee, or such other relief as to this House might seem meet.

Ordered to lie on the Table.

3. EXPLORATION EXPEDITION.—Mr. Bindon moved, pursuant to notice, That there be laid upon the Table of this House a Return of all moneys expended in connection with the late exploration expedition, and the different subsequent expeditions for the relief of the explorers.

Question—put and resolved in the affirmative.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have appointed a Committee of seven Members to confer with the Committee appointed by the Legislative Assembly on the amendments in the Bill, intituled, "*An Act to amend the Land Act 1862*," and have empowered the Committee to confer immediately with the Committee of the Legislative Assembly in the south room of the Library.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 16th March, 1865.

On the motion of Mr. Grant, the Assembly ordered that the Committee do now proceed to confer with the Committee of the Legislative Council.

5. LAND ACT 1862 AMENDMENT BILL.—The Committee having returned, Mr. Grant moved, That the Assembly do still insist on disagreeing with the amendment of the Legislative Council, No. 5.

Question—put and resolved in the affirmative.

Mr Grant moved, That the Assembly do not insist on disagreeing with the amendment of the Legislative Council, No. 10.

Question—put and resolved in the affirmative.

On the motion of Mr. Grant, the Assembly agreed not to insist on disagreeing with the amendments of the Legislative Council, Nos. 11a and 12.

On the motion of Mr. Grant, the Assembly resolved to agree to the amendment of the Legislative Council, No. 13, with the following amendments, viz., after the first word "or" insert "any surveyed road," and omit "on or across any land reserved for a road."

On the motion of Mr. Grant, the Assembly resolved to agree to the amendment of the Legislative Council, No. 14, with the following amendment, viz., omit the words "or of the road board or shire council with whose jurisdiction the same shall be erected."

On the motion of Mr. Grant, the Assembly resolved to insist on their several disagreements to the amendment of the Legislative Council, No 19.

On the motion of Mr. Grant, the Assembly resolved not to insist on their disagreement to the amendment of the Legislative Council, No. 23.

On the motion of Mr. Grant, the Assembly resolved not to insist on disagreeing to the amendment of the Legislative Council, No. 34.

On the motion of Mr. Grant, the Assembly resolved to insist on their disagreement to the insertion of the words proposed to be inserted by the Legislative Council, No. 38, and instead thereof to insert the words "by auction, selection, or leasing, under this Act."

On the motion of Mr. Grant, the Assembly resolved not to insist on their disagreement to leave out the words in the amendment of the Legislative Council, No. 39, but to insist on their disagreement to insert the words in the said amendment.

On the motion of Mr. Grant, the Assembly agreed not to insist on their amendment to the amendment of the Legislative Council, No. 43.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly do not insist on disagreeing to some of the amendments of the Legislative Council; that they insist on disagreeing to others of the said amendments; and that they have agreed to others of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

6. MINING BYE-LAWS BILL.—Mr. Sullivan moved, pursuant to notice, That he have leave to bring in a Bill to remove doubts as to the validity of certain Mining Bye-laws.

Question—put and resolved in the affirmative.

Ordered—That Mr. Sullivan and Mr. Ramsay do prepare and bring in the Bill.

Mr. Sullivan then brought up a Bill, intituled, "*A Bill to remove Doubts as to the validity of certain Mining Bye-laws,*" and moved that it be now read a first time.

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

Mr. Sullivan moved, That this Bill be now read a second time.

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

Mr. Sullivan moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Sullivan, read a third time and passed.

Mr. Sullivan moved, That the following be the title of the Bill :—"*An Act to remove Doubts as to the validity of certain Mining Bye-laws.*"

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. HIS EXCELLENCY THE GOVERNOR'S MESSAGES 7, 8, 9, AND 10.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

15th March.

POST OFFICE LAW AMENDMENT.—

Resolved—That it is expedient that the Law relating to the Post Office be amended, and that a Bill be introduced for that purpose; and that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

LUNACY LAWS AMENDMENT.—

Resolved—That it is expedient that the laws relating to lunacy be amended, and that a Bill be introduced for that purpose, and that the fees or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

ABATTOIRS LAW AMENDMENT.—

Resolved—That it is expedient that the law relating to Abattoirs be amended, and that a Bill be introduced for that purpose; and that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

LIQUORS SALE LAW AMENDMENT.—

Resolved—That it is expedient that the law relating to the Sale of Liquors be amended, and that a Bill be introduced for that purpose; and that the fees, fines, or imposts provided for in such Bill be appropriated in accordance with the provisions thereof.

And the said resolutions were read a second time and agreed to by the Assembly.

Ordered—That Mr. McCulloch do prepare and bring in the said Bills.

8. POST OFFICE LAW AMENDMENT BILL.—Mr. McCulloch then brought up a Bill, intituled, "*A Bill to amend the Law relating to the Post Office,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 21st March instant.

9. LUNACY LAWS AMENDMENT BILL.—Mr. McCulloch then brought up a Bill, intituled, "A Bill to amend the Laws relating to Lunacy," and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 21st March instant.

10. ABATTOIRS LAW AMENDMENT BILL.—Mr. McCulloch then brought up a Bill, intituled, "A Bill to amend the Law relating to Abattoirs," and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 21st March instant.

11. LIQUORS SALE LAW AMENDMENT BILL.—Mr. McCulloch then brought up a Bill, intituled, "A Bill to amend the Law relating to the sale of Liquors," and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 21st March instant.

12. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

ESTIMATES FOR 1865.

15th March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

| | £ | s. | d. |
|---|--------|----|----|
| DIVISION No. 58. | | | |
| WORKS AND BUILDINGS, DETAILED. | | | |
| Subdivisions— <i>Inalterable</i> . | | | |
| No. 1. | | | |
| WHARVES, JETTIES, HARBORS, RIVERS, &c. | | | |
| 1. For Dredging Operations and other River and Harbor Improvements on River Yarra, including maintenance and repairs of Steam Dredges and vessels in connection therewith | 18,500 | 0 | 0 |
| 2. Clearing the Murray River | 10,000 | 0 | 0 |
| 3. Repairs and additions to Wharves, Sheds, &c., Melbourne | 3,000 | 0 | 0 |
| 4. Repairs and additions to Sandridge Jetty | 3,000 | 0 | 0 |
| 5. Repairs and additions to Wharves, Sheds, and Jetties, Geelong | 600 | 0 | 0 |
| 6. Repairs and additions to Wharves, Sheds, and Jetties, throughout the country | 1,500 | 0 | 0 |
| 7. Extension and other works at Frankston Jetty | 600 | 0 | 0 |
| 8. Extension and other works at Flinders Jetty | 800 | 0 | 0 |
| 9. Extension and other works at Dromana Jetty | 900 | 0 | 0 |
| 10. Extension and other works at St. Kilda Jetty | 1,250 | 0 | 0 |
| | 40,150 | 0 | 0 |
| No. 2. | | | |
| POLICE BUILDINGS. | | | |
| For Police Buildings generally, including Quarters, Lockups, Outbuildings, Fireplaces, Sheds, Tanks, Stables, Portable Buildings, Repairs and Additions, Transport, and Fittings and Furniture | 20,000 | 0 | 0 |
| No. 3. | | | |
| GAOLS. | | | |
| Repairs and Additions generally, including Fittings and Furniture | 8,000 | 0 | 0 |
| No. 4. | | | |
| DOCK ACCOMMODATION. | | | |
| Towards the Graving Dock at Williamstown | 37,500 | 0 | 0 |
| No. 5. | | | |
| PENAL ESTABLISHMENTS. | | | |
| Repairs and Additions to Buildings and Hulks | 3,500 | 0 | 0 |

| VI.—COMMISSIONER OF PUBLIC WORKS— <i>continued.</i> | | £ | s. | d. |
|--|-----|--------|----|----|
| DIVISION No. 58— <i>continued.</i> | | | | |
| No. 6. LUNATIC ASYLUMS. | | | | |
| 1. Repairs and other Works at Yarra Bend and Temporary Asylum, including Fittings and Furniture | ... | 2,000 | 0 | 0 |
| 2. Towards the New Asylum at Kew | ... | 30,000 | 0 | 0 |
| 3. Towards the New Asylum at Beechworth | ... | 20,000 | 0 | 0 |
| 4. Towards the New Asylum at Ararat | ... | 20,000 | 0 | 0 |
| | | 72,000 | 0 | 0 |
| No. 7. REFORMATORIES AND INDUSTRIAL SCHOOLS. | | | | |
| Towards Buildings and other Works for Reformatories or Industrial Schools | | 20,000 | 0 | 0 |
| No. 8. COURT HOUSES. | | | | |
| 2. Towards the erection or completion of Court Houses for the holding Circuit Courts, General and Petty Sessions, County Courts, and Courts of Mines, and for Sheriff's and Keeper's quarters, including fittings and repairs, and additions | ... | 15,000 | 0 | 0 |
| 3. For Warden's Offices and Wardens | ... | 1,500 | 0 | 0 |
| | | 16,500 | 0 | 0 |

And the said resolutions were read a second time and agreed to by the Assembly.

13. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
- Ordered—That the Report be received Tuesday, 21st March instant.
- Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
- Resolved—That this House will, on Tuesday next, again resolve itself into the said Committee.
14. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council:—
- MR. SPEAKER,
- The Legislative Council acquaint the Legislative Assembly that they do not insist on the amendments with which the Legislative Assembly have disagreed in the Bill, intituled, "*An Act to amend the Land Act 1862,*" and that they agree to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in the Bill.
- (Signed) J. F. PALMER,
President.
- Legislative Council Chamber,
16th March, 1865.
- MR. SPEAKER,
- The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to remove Doubts as to the validity of certain Mining Bye-laws,*" without amendment.
- (Signed) J. F. PALMER,
President.
- Legislative Council Chamber,
16th March, 1865.
15. ADJOURNMENT.—Mr. King moved, by leave of the Assembly, that the House at its rising this day do adjourn until Tuesday next.
- Question—put and resolved in the affirmative.
16. DAVID GARTH STEWART.—Mr. Longmore moved, pursuant to notice, That there be laid upon the Table of this House all the papers relating to the dispute between David Garth Stewart and party and Mr. Warden Pohlman.
- Question—put and resolved in the affirmative.
17. RESIDENCE RIGHTS OF HOLDERS OF MINERS' RIGHTS.—Mr. King moved, pursuant to notice given by Mr. Casey, That there be laid upon the Table of this House copies of the opinions given by Mr. H. S. Chapman, while Attorney-General, and the Hon. G. Higinbotham, the present Attorney-General, respecting the right of holders of miners' rights of occupying Crown lands for residence purposes.
- Question—put and resolved in the affirmative.

18. DISCHARGE OF ORDERS OF THE DAY.—On the motion of Mr. McCulloch, the Assembly ordered the following Orders of the Day to be read and discharged :—

- “ *Post Office Savings Banks Regulation Bill—Second reading,*”
 “ *Licensed Abattoirs Act Amendment Bill—Second reading.*”

Ordered—That the said Bills be withdrawn.

19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Public Health Laws Consolidation Bill—Third reading,*”
 “ *Public Works Law Amendment and Consolidation Bill—Second reading,*”
 “ *Justices Law Consolidation and Amendment Bill—To be further considered in Committee,*”
 “ *Imprisonment for Debt Law Amendment Bill—Second reading,*”
 “ *Banks and Currency Law Amendment Bill—Second reading,*” until Tuesday, 21st March instant ;
 “ *Mining Accidents Bill—Second reading,*” until Thursday, 23rd March instant ;
 “ *Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*” until Wednesday, 22nd March instant ;
 “ *Barristers Admission Bill—Second reading,*”
 “ *Lien on Crops Bill—To be further considered in Committee,*”
 “ *County Courts Law Amendment Bill—Second reading,*”
 “ *Imprisonment for Debt Law Amendment Bill (2)—Second reading,*” until Tuesday, 21st March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

TUESDAY, 21ST MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2.—PAPERS.—Mr. Grant presented—

Mrs. Ryan.—Return to an Order of the Legislative Assembly, dated 7th March instant, for all Papers having reference to the case of Mrs. Ryan, of Yalla-y-poorra.

Ordered to lie on the Table and to be printed.

3. PETITIONS.—Mr. Crews presented a Petition from the inhabitants of the Borough of Prahran, praying the House that the enactments referred to in the Petition might not become Law, and that the Revenues of the Yan Yean Water Works be applied as originally designed for the benefit of the inhabitants of the localities concerned.

Ordered to lie on the Table.

Mr. Cohen presented a Petition from the mayor, aldermen, councillors, and citizens of the City of Melbourne, under the Corporate Seal of the said city, praying the House to restore to the Public Health Laws Consolidation Bill the portions thereof struck out as in the said Petition mentioned, and that this House would in no wise permit the further pollution of the River Yarra.

Ordered to lie on the Table.

Mr. Wardrop presented a Petition from the inhabitants of the Borough of Richmond, praying the House would oppose the reinstating of clauses 69 and 70 in the Public Health Laws Consolidation Bill.

Ordered to lie on the Table.

4. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read, and is as follows :—

Message No. 12.

C. H. DARLING,

Governor.

In accordance with the requirements of the 57th section of the " Constitution Act," the Governor recommends that an appropriation be made from the Consolidated Revenue Fund for the purposes of a Bill to provide for the Public Health, and also that the rates and other moneys specified in such Bill be appropriated in accordance with the provisions thereof.

Government Offices,

Melbourne, 20th March, 1865.

Ordered to lie on the Table and to be printed.

The following Message from His Excellency the Governor was presented by Mr. Grant, and the same was read and is as follows :—

C. H. DARLING,

Governor.

Message No. 13.

In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendments, which he recommends to be made in the Bill intituled " *An Act to amend the Land Act 1862* :"—

Clause 7, for word " persons," at the commencement of clause, substitute " any person."

Clause 40, line 23, for words " thirty-ninth sections " substitute " thirty-eight section."

Clause 43, line 3, for words " thirty-ninth," and " forty-first " substitute " thirty-seventh, thirty-eighth, and fortieth ;" in line 5, for word " fortieth " substitute " thirty-ninth ;" and in line 6, for words " forty-second and forty-third," substitute " forty-first and forty-second."

Government Offices,

Melbourne, 21st March, 1865.

Ordered to lie on the Table, and to be taken into consideration this day.

5. LAND ACT 1862 AMENDMENT BILL.—On the motion of Mr. Grant, the Assembly agreed to the several amendments recommended by His Excellency the Governor to be made in this Bill.

Ordered—That a Message be transmitted to the Legislative Council, forwarding the above Message from His Excellency the Governor, and acquainting them that the Legislative Assembly have agreed to the amendments recommended by His Excellency the Governor.

6. CHINESE ACT AMENDMENT BILL.—Mr. McCulloch moved, That this Bill be now read a second time.

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

Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. McCulloch, read a third time and passed.

Mr. McCulloch moved, That the following be the title of the Bill :—

“ An Act to amend the Laws affecting the Chinese immigrating to or resident in “ Victoria.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. PUBLIC HEALTH LAWS CONSOLIDATION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time. On the motion of Mr. Michie, the following Clauses were read a first time as follow :—

PART IV.—PREVENTION OF YARRA POLLUTION.

69. If any person after the first day of June One thousand eight hundred and fifty-five shall heretofore have established or newly carried on or shall hereafter establish or newly carry on the trade business or occupation of a tanner fellmonger skinner parchment-maker woolwasher or any other trade business or occupation whereby any refuse filth dirt grease decomposed substance whether vegetable or animal or any other poisonous or unwholesome matter shall flow into or be thrown cast or otherwise go or be liable to fall into the waters of the river Yarra Yarra or upon the banks thereof above the city of Melbourne, or shall heretofore have enlarged or extended or shall hereafter enlarge or extend any such trade business or occupation existing established or carried on before the said first day of June One thousand eight hundred and fifty-five, he shall forfeit and pay a penalty for the first offence of not less than ten pounds nor more than fifty pounds, and for every subsequent offence not less than twenty pounds nor more than one hundred pounds.

70. All offences under this Part of this Act shall be heard and determined in a summary way before any two or more justices; and one-half of all penalties or fines inflicted shall go to the informer and the other half to the consolidated revenue.

Mr. Michie moved, That these Clauses be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 25.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. MacBain, |
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Brown, | Mr. Michie, |
| Mr. Connor, | Mr. Orr, |
| Mr. Crews, | Mr. Randall, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Dr. Girdlestone, | Mr. J. T. Smith, |
| Mr. Greeves, | Mr. Zeal. |
| Mr. Halfey, | |
| Mr. Higinbotham, | Tellers. |
| Mr. King, | |
| Mr. Kyte, | Mr. Cohen, |
| Mr. Macgregor. | Mr. Kerferd. |

Noes, 20.

| | |
|----------------|-----------------|
| Mr. Burt, | Mr. Ramsay, |
| Mr. Carpenter, | Mr. Richardson, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Cowell, | Mr. Sullivan, |
| Capt. Dane, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harker, | Mr. Wardrop. |
| Mr. Hopkins, | |
| Mr. Kyte, | Tellers. |
| Mr. McCulloch, | Mr. Francis, |
| Mr. Moffatt, | Mr. Berry. |

And so it was resolved in the affirmative.

And the said Clauses were read a second time, a third time, and added to the Bill.

Dr. Girdlestone moved, That the following proviso be added to Clause 90 of this Bill,
 "Provided however that all unnecessary hardship or inconvenience may be prevented it shall be lawful for the Governor in Council to allow such persons suffering from contagious or infectious diseases to be visited by their friends relations or private medical adviser at any time under the recommendation or request of the Chief Medical Officer or of a majority of the Board of Health for the time being."

Question—put and resolved in the affirmative.

On the motion of Mr. Higinbotham, the Assembly ordered the word "this" to be inserted after the last word "of" in line 2 of Clause 111.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Higinbotham moved, That the following be the title of the Bill :—

"An Act to consolidate the Laws relating to Public Health."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Bills without amendment, viz :—

"Fences Law Consolidation Bill,"
"Patents Law Consolidation Bill,"
"Crown Remedies and Liability Law Consolidation Bill,"
"Equity Practice Law Consolidation Bill,"
"Bakers and Millers Laws Consolidation Bill,"
"Religious Trusts Law Consolidation Bill,"
"Seamen Law Consolidation Bill,"
"Insolvency Law Consolidation Bill,"
"Volunteer Laws Consolidation Bill,"
"Registration of Births Deaths and Marriages Laws Consolidation Bill,"
"Party Processions Law Consolidation Bill,"
"Pawnbrokers Laws Consolidation Bill,"
"Impounding Law Consolidation Bill,"
"Thistles Law Consolidation Bill,"
"Torts Laws Consolidation Bill,"
"Theatres Law Consolidation Bill,"
"County Courts Law Consolidation Bill,"
"Coroners Law Consolidation Bill,"
"Friendly Societies Law Consolidation Bill,"
"Passengers Harbors and Navigation Law Consolidation Bill,"
"Police Offences Law Consolidation Bill,"
"Aliens Law Consolidation Bill,"
"Police Regulation Law Consolidation Bill,"
"Hawkers and Pedlers Law Consolidation Bill,"
"Savings Banks Laws Consolidation Bill."

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 21st March, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments suggested by His Excellency the Governor in the Bill, intituled
"An Act to amend the Land Act 1862."

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 21st March, 1865.

9. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

10. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

ESTIMATES FOR 1865.

16th March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

| | £ | s. | d. |
|---|--------|----|----|
| DIVISION No. 58. | | | |
| WORKS AND BUILDINGS, DETAILED. | | | |
| Subdivisions—(<i>Inalterable.</i>) | | | |
| No. 9. | | | |
| Lighthouses and Lightships, Lighthouse-keepers' Quarters, &c. | | | |
| 1. Repairs and additions to Lighthouses and Lightships, including fittings, &c. | 1,500 | 0 | 0 |
| No. 10. | | | |
| POWDER MAGAZINES. | | | |
| For Powder Magazines, as required including repairs and additions ... | 2,000 | 0 | 0 |
| No. 11. | | | |
| SURVEY OFFICES. | | | |
| New Buildings, Fittings, and Repairs and Additions to buildings for the use of the department of Lands and Survey, and in public parks and gardens under the control of the Board of Land and Works ... | 1,000 | 0 | 0 |
| No. 12. | | | |
| TREASURY BUILDINGS. | | | |
| For Gold Offices and other Works and Buildings for Departments under the Treasurer ... | 2,000 | 0 | 0 |
| No. 13. | | | |
| ELECTRIC TELEGRAPHS. | | | |
| 1. Extensions of and alterations, repairs, additions, &c., to Telegraph lines | 5,000 | 0 | 0 |
| 2. Extension from Beechworth to Morse's Creek Gold Fields ... | 2,000 | 0 | 0 |
| 3. Extension from Sandhurst to Heathcote ... | 1,200 | 0 | 0 |
| 4. Extension from Casterton to South Australian boundary, <i>en route</i> to Penola ... | 600 | 0 | 0 |
| | 8,800 | 0 | 0 |
| No. 14. | | | |
| POST OFFICES AND TELEGRAPH STATIONS. | | | |
| 1. Towards the General Post Office, Melbourne, for completion ... | 29,500 | 0 | 0 |
| 2. For new Offices throughout the country, including additions and repairs to existing Buildings ... | 13,250 | 0 | 0 |
| 3. Furniture and Fittings for Offices throughout the country ... | 1,000 | 0 | 0 |
| 4. Fittings and Furniture, &c., General Post Office ... | 3,000 | 0 | 0 |
| | 46,750 | 0 | 0 |
| No. 15. | | | |
| FENCES AND REPAIRS TO FENCES, &c. | | | |
| 1. Public Buildings and Sites ... | 1,000 | 0 | 0 |
| 2. Cemeteries ... | 2,000 | 0 | 0 |
| 3. Police Reserves ... | 1,000 | 0 | 0 |
| | 4,000 | 0 | 0 |
| No. 16. | | | |
| RENTS AND FURNITURE. | | | |
| 1. Rents of Public Offices and Buildings for the use of the Government, and allowances for rents in lieu of quarters to officers entitled to them by the Appropriation Act ... | 10,500 | 0 | 0 |
| 2. Rent for a Volunteer Office ... | 250 | 0 | 0 |
| 3. Fittings and Furniture for Public Offices, including repairs ... | 3,000 | 0 | 0 |
| | 13,750 | 0 | 0 |
| No. 17. | | | |
| WATER RESERVOIRS, ETC. | | | |
| Maintenance and repair of Reservoirs and other expenses connected therewith | 1,500 | 0 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

WEDNESDAY, 22ND MARCH, 1865.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—

Essendon Railway—Correspondence relating to the proposed purchase of the Railway by Her Majesty's Government, together with the Reports of the Engineer-in-Chief on the state of the line, its present value, &c.

Ordered to lie on the Table.

Mr. Sullivan presented—

Civil Servants—Return to an Order of the Legislative Assembly, dated 28th February last, for a Return of all persons employed in the Public Works Department not classified as Civil Servants; the date of their engagement; the nature of the work upon which they are employed, with the amount of salary they receive, and from what source they are paid.

Ordered to lie on the Table.
3. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Wednesday, 29th March instant, again resolve itself into the said Committee.
4. VICTORIAN RAILWAYS ACCOUNTS.—Mr. Bindon moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the profit and loss account of the Victorian Railways for the year 1864, with details as to receipts and expenditure, in such form as is usually adopted by the directors of railway companies; and, from 1st January, 1865, that such accounts be supplied to this House half-yearly, if sitting, and, if not sitting, that the said accounts be published half-yearly in the *Government Gazette*.
- Debate ensued.
- Question—put and resolved in the affirmative.
5. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair, and Mr. Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

6. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

ESTIMATES FOR 1865.

21st March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | | £ | s. | d. |
|---|--------|--------|----|----|
| WORKS AND BUILDINGS, DETAILED. | | | | |
| Subdivisions— <i>Inalterable.</i> | | | | |
| No. 20. PUBLIC LIBRARY. | | | | |
| 1. For buildings, repairs, fittings, furniture, gas fittings, &c., for the Melbourne Public Library | ... .. | 2,500 | 0 | 0 |
| No. 21. SUNDRY WORKS, MELBOURNE. | | | | |
| 1. For Approaches, &c., Botanic Gardens Bridge | ... .. | 850 | 0 | 0 |
| 2. For Buildings, Fences, and other works, including works for Water Supply at Botanic Gardens | ... .. | 2,000 | 0 | 0 |
| 3. Repairs, &c., Parliament Houses, and fittings and furniture | ... .. | 1,000 | 0 | 0 |
| 4. Buildings for Immigration purposes, Melbourne | ... .. | 1,500 | 0 | 0 |
| | | 5,350 | 0 | 0 |
| No. 23. MISCELLANEOUS. | | | | |
| 1. Cost of clearing Road and making Bridges from Labertouche Creek to Red Hill | ... .. | 200 | 0 | 0 |
| 2. For Public Buildings on the Gold Fields, including repairs, additions, and furniture | ... .. | 4,000 | 0 | 0 |
| 3. For buildings for the use of the Department of Mines | ... .. | 2,000 | 0 | 0 |
| 4. Repairs and additions to Public Works and Buildings, including laying on Gas and Water | ... .. | 5,000 | 0 | 0 |
| 5. Other Public Works, &c. | ... .. | 6,000 | 0 | 0 |
| 6. For the completion of the Stormwater Channel at Ballarat, commencing at the White Flat Bridge towards the outlet (when completed the cost of maintenance to be borne by the Borough Council) | ... .. | 5,000 | 0 | 0 |
| | | 22,200 | 0 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

7. SUPPLY.—The House according to Order resolved itself in the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Imprisonment for Debt Law Amendment Bill—Second reading,*”
“*His Excellency the Governor’s Message, No. 11—To be further considered in Committee,*” until to-morrow;
“*Lunacy Laws Amendment Bill—Second reading,*” until Tuesday, 28th March instant;
“*Abattoirs Law Amendment Bill—Second reading,*”
“*Liquors Sale Law Amendment Bill—Second reading,*”
“*Public Works Law Amendment and Consolidation Bill—Second reading,*” until to-morrow;
“*Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*” until Tuesday, 28th March instant;
“*Imprisonment for Debt Law Amendment Bill (2)—Second reading,*” until to-morrow.
9. CERES BRIDGE.—Mr. Hopkins moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £200 to be placed upon an Additional Estimate for 1865, for the purpose of making an approach to the Ceres Bridge, within the shire of Bannockburn.
Debate ensued.
Motion by leave withdrawn.
Assembly adjourned at twenty-four minutes past eleven o’clock until four o’clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

THURSDAY, 23RD MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented—
Mr. J. P. Main.—Copy of the Report of the Board appointed on the recommendation of the Select Committee of the Legislative Assembly to enquire into the case of Mr. J. P. Main, in connexion with the supply by him of certain stone for Prince's Bridge.
Ordered to lie on the Table.
Mr. Grant presented—
Lands Surveyed.—Return to an Order of the Legislative Assembly, dated 23rd December, 1864, for a statement showing the quantity of public land that has been surveyed during the present Surveyor-General's tenure of office; the price per acre it has cost to survey; and distinguishing the quantity surveyed under the contract system from that done by the paid officers of the department.
Ordered to lie on the Table.
3. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council :—
MR. SPEAKER,
His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.
Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several Bills following, viz.:—
“*An Act to amend the Land Act 1862.*”
“*An Act to remove doubts as to the validity of certain Mining Bye-laws.*”
4. FINES AND PENALTIES.—Mr. Casey moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting him to cause to be laid upon the Table of this House a copy of any opinion furnished by the Hon. J. D. Wood while Attorney-General as to the power of the Governor or “Governor in Council” to remit fines or penalties; and also a copy of any minute made by His Excellency Sir Henry Barkly on such opinion.
Question—put and resolved in the affirmative.
5. PAPER.—Mr. Higinbotham presented—
Fines and Penalties—Return to the above Order.
Ordered to lie on the Table.
6. CASTLEMAINE, SANDHURST, AND BALLAARAT HOSPITALS.—Mr. Zeal moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the gross amount of money granted to 31st December, 1864, in aid of the Building Funds of the Hospitals at Castlemaine, Sandhurst, and Ballaarat.
Question—put and resolved in the affirmative.
7. PAPERS.—Mr. Verdon presented—
Castlemaine, Sandhurst, and Ballaarat Hospitals—Return to the above Order.
Ordered to lie on the Table.
8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read and is as follows :—
C. H. DARLING,
Governor. *Message No. 14.*
The Governor recommends the appropriation of the moneys constituting the Assurance Fund mentioned in the Bill “to simplify the title to and the transfer and encumbrance of Estates in Land,” for the purposes specified in such Bill, and also recommends the appropriation out of the Consolidated Revenue of such sum as may be necessary in case the balance to the credit of the Assurance Fund shall be inadequate to defray the amount specified in any certificate to be given under clause 148 of such Bill.
Government Offices,
Melbourne, 21st March, 1865.
Ordered to be printed, and taken into consideration in Committee of the whole Assembly to-morrow.

9. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order, of the Day be postponed until after the consideration of the second Order for to-day :—

“ *Constitution Law Consolidation Bill—Second reading.*”

10. **CALL OF THE HOUSE.**—The Order of the day for the Call of the House having been read—
Ordered—That this House be called over.
Ordered—That the Serjeant-at-Arms do go to the places adjacent and summon the Members there to attend the service of the House, and he went accordingly ; and being returned, the House was called over, and all the Members appeared, with the following exceptions, viz. : B. G. Davies, Esq., J. O’Shanassy, Esq., W. Pearson, Esq., F. Longmore, Esq., W. N. McCann, Esq., and W. Bayles, Esq., who were severally excused.
11. **CONSTITUTION LAW CONSOLIDATION BILL.**—Mr. Higinbotham moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative, with the concurrence of fifty-four members, being an absolute majority of the whole number of the Members of the Legislative Assembly—Bill read a second time.
Mr. Higinbotham moved, by leave of the Assembly, That this Bill be referred to a Select Committee, consisting of Mr. McCulloch, Mr. O’Shanassy, Mr. Bindon, Mr. Berry, Mr. Macgregor, Mr. Greeves, Mr. Casey, Mr. Harker, and Mr. Higinbotham, with power to send for persons and papers ; five to form a quorum.
Question—put and resolved in the affirmative.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the various Orders of the Day, 3 to 14, Government Business, be postponed until after the consideration of the first Notice of Motion, General Business, on the Paper for to-day.
13. **MR. URQUHART.**—Mr. Levey moved, pursuant to notice, That a Select Committee be appointed to investigate the action taken by the Government in remitting the fine inflicted by the Cowana bench of magistrates upon Mr. George Urquhart and his overseer, with power to call for persons and papers ; such Committee to consist of Mr. Sherwin, Mr. MacBain, Mr. Fairbairn, Mr. Mason, Mr. Randall, Mr. Kerferd, and the Mover ; three to form a quorum.
Debate ensued.
Question—put and negatived.
14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the various Orders of the Day, 3 to 14, Government Business, be postponed until after the consideration of the second Notice of Motion, General Business, on the Paper for to-day.
15. **DR. EVANS.**—Mr. Howard moved, pursuant to *amended* notice, That the House will, on Tuesday next, resolve itself into a committee of the whole, to consider the propriety of presenting an address to His Excellency the Governor, praying him to cause a sum of £4000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, and provided for by the Constitution Act.
Debate ensued.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 24TH MARCH, 1865.

Question—put.
Assembly divided.

| Ayes, 27. | | Noes, 24. | |
|------------------|------------------|-----------------|-----------------|
| Mr. Brown, | Mr. MacBain, | Mr. Berry, | Mr. Michie, |
| Mr. Carpenter, | Mr. McCulloch, | Mr. Burt, | Mr. Moffatt, |
| Mr. Creswick, | Mr. McLellan, | Mr. Connor, | Mr. Orr, |
| Mr. Edwards, | Mr. O’Grady, | Mr. Cope, | Mr. Ramsay, |
| Mr. Fairbairn, | Mr. Riddell, | Mr. Cowell, | Mr. Randall, |
| Mr. Foott, | Mr. Sherwin, | Mr. Cunningham, | Mr. Richardson, |
| Mr. Frazer, | Mr. G. V. Smith, | Mr. Greeves, | Mr. Robinson, |
| Mr. Gillies, | Mr. Snodgrass, | Mr. Halfey, | Mr. Vale. |
| Mr. Harker, | Mr. Sullivan, | Mr. Harbison, | |
| Mr. Higinbotham, | Mr. Wardrop. | Mr. Hopkins, | |
| Mr. Howard, | | Mr. Houston, | |
| Mr. Kerferd, | | Mr. King, | |
| Mr. Kyte, | | Mr. Macgregor, | |
| Mr. Lalor, | | Mr. Mason, | |
| Mr. Levi, | | | |
| | <i>Tellers.</i> | | <i>Tellers.</i> |
| | Mr. Levey, | | Mr. Cohen, |
| | Mr. L. L. Smith. | | Mr. Dyte. |

And so it was resolved in the affirmative.

16. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read; and are as follow:—

ESTIMATES FOR 1865.

22nd March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

XI.—COMMISSIONER OF ROADS.

DIVISION No. 82.

ROADS WORKS AND BRIDGES.

Subdivisions—*Inalterable*—

No. 1.—Towards making Main Roads in such parts of the Colony as cannot be brought under the jurisdiction of any District Road Board, Shire, or Borough ...

No. 2.—Bridge over the River Murray ...

| £ | s. | d. | £ | s. | d. |
|--------|----|----|--------|----|----|
| 50,000 | 0 | 0 | | | |
| 10,000 | 0 | 0 | | | |
| | | | 60,000 | 0 | 0 |

I.—CHIEF SECRETARY.

| No. | Class. | Schedule. | Classification. | £ | s. | d. |
|----------------------------|--------|-----------|--|-------------|----|----|
| SALARIES AND WAGES. | | | | | | |
| DIVISION No. 1. | | | | | | |
| LEGISLATIVE COUNCIL. | | | | | | |
| 1 | ... | ... | The President | 1,000 | 0 | 0 |
| 1 | ... | ... | The Chairman of Committees | 400 | 0 | 0 |
| 2 | | | Total, Division No. 1 | 1,400 0 0 | | |
| DIVISION No. 2. | | | | | | |
| LEGISLATIVE ASSEMBLY. | | | | | | |
| 1 | ... | ... | The Speaker | 1,500 | 0 | 0 |
| 1 | ... | ... | The Chairman of Committees | 800 | 0 | 0 |
| 1 | 1 | 1 | The Clerk of the Assembly | 1000 | 0 | 0 |
| 1 | 1 | 1 | The Clerk Assistant | 800 | 0 | 0 |
| 1 | ... | 2 | Serjeant-at-Arms | 400 | 0 | 0 |
| 1 | 3 | ... | Clerk | 443 | 6 | 8 |
| 3 | 4 | ... | Clerks—Two at £325, one at £275 | 925 | 0 | 0 |
| 1 | 4 | ... | Reader | 275 | 0 | 0 |
| 1 | ... | 3 | Assistant Reader | 80 | 0 | 0 |
| 1 | ... | 3 | Housekeeper, with quarters, fuel, and water | 200 | 0 | 0 |
| 7 | ... | 3 | Doorkeepers at 72s. per week | 1,314 | 0 | 0 |
| 1 | ... | 3 | Charwoman at 30s. per week | 78 | 4 | 3 |
| 20 | | | Total, Division No. 2 | 7,815 10 11 | | |
| DIVISION No. 3. | | | | | | |
| THE LIBRARY. | | | | | | |
| 1 | 1 | 1 | The Librarian | 700 | 0 | 0 |
| 1 | 4 | ... | Assistant Librarian | 350 | 0 | 0 |
| 1 | ... | ... | Clerk | 200 | 0 | 0 |
| 3 | ... | 3 | Messengers, &c.—One at £200, and two at 72s. per week | 575 | 8 | 6 |
| 6 | | | Total, Division No. 3 | 1,825 8 6 | | |

| No. | Classification. | | | £ s. d. | | |
|---|-----------------|-----------|--|---------|-------|------|
| | Class. | Schedule. | | | | |
| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | | |
| DIVISION No. 4. | | | | | | |
| CHIEF SECRETARY'S OFFICE. | | | | | | |
| | | | | £ | s. | d. |
| 1 | 1 | 1 | Under Secretary | 1,000 | 0 | 0 |
| 2 | 2 | ... | Clerks—One at £600, and one at £500 ... | 1,100 | 0 | 0 |
| 3 | 3 | ... | Clerks—One at £485, two at £450 ... | 1,385 | 0 | 0 |
| 5 | 4 | ... | Clerks—Four at £350, and one at £315 ... | 1,715 | 0 | 0 |
| 2 | 5 | ... | Clerks—One at £113 6s. 8d., and one at £80 | 193 | 6 | 8 |
| 1 | ... | 3 | Despatch Clerk and Keeper of Government Offices* | 250 | 0 | 0 |
| 2 | ... | 3 | Messengers—One at £100, one at £90 ... | 190 | 0 | 0 |
| 1 | ... | 3 | Housekeeper* | 100 | 0 | 0 |
| 17 | | | Total, Division No. 4 | | 5,933 | 6 8 |
| DIVISION No. 5. | | | | | | |
| REGISTRAR GENERAL AND REGISTRAR OF SUPREME COURT. | | | | | | |
| 1 | 1 | 1 | Registrar General and Registrar Supreme Court | 900 | 0 | 0 |
| 1 | 2 | ... | Clerk | 550 | 0 | 0 |
| 3 | 3 | ... | Clerks—One at £450, and two at £393 6s. 8d | 1,236 | 13 | 4 |
| 4 | 4 | ... | Clerks—One at £300, one at £250 to 31st May and at £275 from 1st June, one at £250, and one at £225 | 1,039 | 11 | 8 |
| 12 | 5 | ... | Clerks—One at £180, one at £160, seven at £130, one at £113 6s. 8d., and two at £96 13s. 4d. | 1,556 | 13 | 4 |
| 1 | ... | 3 | Despatch Clerk and Keeper of Stores ... | 120 | 0 | 0 |
| 2 | ... | 3 | Messengers—One, also office-keeper, at £150, one at £80 | 230 | 0 | 0 |
| 24 | | | Total, Division No. 5 | | 5,632 | 18 4 |
| DIVISION No. 6. | | | | | | |
| POLICE. | | | | | | |
| Subdivision No. 1. | | | | | | |
| CHIEF COMMISSIONER'S OFFICE. | | | | | | |
| 1 | ... | ... | Chief Commissioner | 900 | 0 | 0 |
| 1 | ... | ... | Paymaster | 600 | 0 | 0 |
| 1 | 2 | ... | Clerk | 550 | 0 | 0 |
| 2 | 3 | ... | Clerks—One at £430, and one at £393 6s. 8d. | 823 | 6 | 8 |
| 3 | 4 | ... | Clerks at £275 | 825 | 0 | 0 |
| 8 | | | Subdivision No. 2. | 3,698 | 6 | 8 |
| GENERAL POLICE. | | | | | | |
| 1 | ... | ... | Inspecting Superintendent, including allowance for quarters, fuel, light, water, and travelling expenses | 730 | 0 | 0 |
| 17 | ... | ... | Superintendents—Nine at £375, and eight at £350 | 6,175 | 0 | 0 |
| 10 | ... | ... | Inspectors—Five at £275, and five at £250 ... | 2,625 | 0 | 0 |
| 3 | ... | ... | Sub-Inspectors at £230 | 690 | 0 | 0 |
| 96 | ... | ... | Sergeants—Forty-eight at 9s. 6d., and forty-eight at 8s. 6d. per diem, including Sergeant acting as Storekeeper, extra pay £50; Sergeant acting as Drill Instructor, extra pay, at 1s. per diem | 15,836 | 5 | 0 |
| * With quarters, fuel, light, and water. | | | | | | |

| No. | Classification. | | | £ s. d. | | |
|------|-----------------|-----------|--|---------|---------|-----|
| | Class. | Schedule. | | £ | s. | d. |
| | | | 1. CHIEF SECRETARY— <i>continued.</i> | | | |
| | | | DIVISION No. 6— <i>continued.</i> | | | |
| | | | | | | |
| 990 | ... | ... | Constables—One hundred and twenty-five at 8s., and eight hundred and sixty-five at 7s. 6d. per diem, including additional pay to two Constables, employed as Horsebreakers, at 1s. per diem, and to one constable employed as office-keeper, at 1s. per diem £136,701 12 6 <i>Less</i> , reduction in pay of 1s. per diem in case of men under one year's service, say one hundred ... 1,460 0 0 | 135,241 | 12 | 6* |
| 3 | ... | ... | Escort Drivers at 9s. 6d. | 520 | 2 | 6 |
| 1 | ... | ... | Farrier at 11s. 6d. | 209 | 17 | 6 |
| 1 | ... | ... | Wheelwright at 9s. 6d. | 173 | 7 | 6 |
| 1 | ... | ... | Saddler at 9s. 6d. | 173 | 7 | 6 |
| 50 | ... | ... | Cooks, Searchers, and Court Cleaners, one at £40, and the remainder at not exceeding £20 per annum | 1,000 | 0 | 0 |
| 1173 | | | <i>NOTE.</i> —The above salaries, with the exception of those of the Inspecting Superintendent and the Female Cooks, Searchers, and Court Cleaners, are exclusive of the usual allowances of quarters, fuel, light, and water, and the officers are in addition entitled to the services of a groom. * A sum not exceeding £3,000 to be temporarily advanced out of this item for the purchase of uniform clothing for the police. The cost to be recovered by means of stoppages from their pay. | 163,374 | 12 | 6 |
| | | | Subdivision No. 3. | | | |
| | | | DETECTIVE POLICE. | | | |
| 1 | ... | ... | Superintendent, including £100 in lieu of all allowances | 500 | 0 | 0 |
| 40 | ... | ... | Detectives—Fourteen at 12s. 6d. per diem, fourteen at 10s. 6d. per diem, twelve at 9s. per diem | 7,847 | 10 | 0 |
| 41 | | | | 8,347 | 10 | 0 |
| 1222 | | | Total, Division No. 6 | ... | 175,420 | 9 2 |
| | | | DIVISION No. 7. | | | |
| | | | GAOLS. | | | |
| | | | Subdivision No. 1. | | | |
| | | | MELBOURNE GAOL. | | | |
| 1 | 3 | ... | Governor | 485 | 0 | 0 |
| 1 | 4 | ... | Clerk | 350 | 0 | 0 |
| 2 | 5 | ... | Clerk at £180; Storekeeper at same rate ... | 360 | 0 | 0 |
| 2 | ... | 3 | Senior Turnkeys at £200 | 400 | 0 | 0 |
| 1 | ... | 3 | Overseer of Labor | 200 | 0 | 0 |
| 1 | ... | 3 | Matron | 100 | 0 | 0 |
| 1 | ... | 3 | Senior Female Turnkey | 100 | 0 | 0 |
| 20 | ... | 3 | Turnkeys at 7s. 6d. | 2,737 | 10 | 0 |
| 5 | ... | 3 | Female Turnkeys at 4s. 6d. | 410 | 12 | 6 |
| 34 | | | | 5,143 | 2 | 6 |

| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | | | | £ s. d. | | | £ s. d. | | | | |
|---------------------------------------|--|--------------------------|--|---|--|--------------------------------|-----------|-----------------------------|-------------------------------|--------|---------|-------------|--|--|--|
| DIVISION No. 7— <i>continued.</i> | | | | | | | | | | | | | | | |
| Subdivision No. 2. ALL OTHER GAOLS. | | | | | | | | | | | | | | | |
| No. | Places. | Governors, 4th Class. | | Third Schedule. | | | | | | | | | | | |
| | | | | Overseers of Labor, at £200 per ann. | Senior Turnkeys, at £200 per ann. | Matrons, at £75 per ann. | Turnkeys. | | | | | | | | |
| | | No. | No. | | | | No. | Male, at 7/6 per day. | Female, at 4/6 per day. | | | | | | |
| 10 | Ararat ... | 1 | 300 | ... | 1 | 1 | 6 | 1 | 1,478 | 7 | 6 | | | | |
| 13 | Ballaarat ... | 1 | 300 | ... | 1 | 1 | 9 | 1 | 1,889 | 0 | 0 | | | | |
| 12 | Beechworth. | 1 | 300 | ... | 1 | 1 | 8 | 1 | 1,752 | 2 | 6 | | | | |
| 12 | Castlemaine. | 1 | 300 | ... | 1 | 1 | 8 | 1 | 1,752 | 2 | 6 | | | | |
| 15 | Geelong ... | 1 | 300 | 1 | 2 | 1 | 9 | 1 | 2,289 | 0 | 0 | | | | |
| 5 | Kilmore .. | 1 | 275 | ... | 1 | 1 | 2 | ... | 823 | 15 | 0 | | | | |
| 10 | Maryborough | 1 | 300 | ... | 1 | 1 | 6 | 1 | 1,478 | 7 | 6 | | | | |
| 5 | Portland ... | 1 | 275 | ... | 1 | 1 | 2 | ... | 823 | 15 | 0 | | | | |
| 11 | Sandhurst... | 1 | 300 | ... | 1 | 1 | 7 | 1 | 1,615 | 5 | 0 | | | | |
| 93 | | 9 | ... | 1 | 10 | 9 | 57 | 7 | 13,901 | 15 | 0 | | | | |
| 127 | NOTE.—All Officers of the Gaols Department, Chaplains and Clerks excepted, are provided with quarters, fuel, light, and water. | | | | | | | | | | | | | | |
| | Total, Division No. 7 ... | | | | | | | | ... | | | 19,044 17 6 | | | |
| | DIVISION No. 8. | | | | | | | | | | | | | | |
| | PENAL. | | | | | | | | | | | | | | |
| | Subdivision No. 1. | | | | | | | | | | | | | | |
| | INSPECTOR-GENERAL. | | | | | | | | | | | | | | |
| 1 | 1 | 1 | Inspector-General, including allowance for forage | | | | | ... | ... | 900 | 0 | 0 | | | |
| 1 | 3 | ... | Clerk | | | | | ... | ... | 485 | 0 | 0 | | | |
| 1 | 4 | ... | Clerk | | | | | ... | ... | 350 | 0 | 0 | | | |
| 1 | 4 | ... | Storekeeper | | | | | ... | ... | 300 | 0 | 0 | | | |
| 1 | 5 | ... | Clerk | | | | | ... | ... | 180 | 0 | 0 | | | |
| 5 | Subdivision No. 2. | | | | | | | | 2,215 0 0 | | | | | | |
| | PENAL POLICE. | | | | | | | | | | | | | | |
| 3 | 3 | ... | Superintendents at £436 13s. 4d. | | | | | ... | ... | 1,310 | 0 | 0 | | | |
| 2 | 4 | ... | Assistant Superintendents at £275 | | | | | ... | ... | 550 | 0 | 0 | | | |
| 1 | 4 | ... | Senior Chief Warder at £300 | | | | | ... | ... | 300 | 0 | 0 | | | |
| 1 | 5 | ... | Clerk | | | | | ... | ... | 180 | 0 | 0 | | | |
| 2 | 5 | ... | Clerks and Storekeepers—One at £180, and one at £96 13s. 4d. | | | | | ... | ... | 276 | 13 | 4 | | | |
| 2 | 5 | ... | Schoolmasters—Two at £180 | | | | | ... | ... | 360 | 0 | 0 | | | |
| 1 | ... | 3 | Chief Warder | | | | | ... | ... | 200 | 0 | 0 | | | |
| 1 | ... | 3 | Matron in charge of prison for females | | | | | ... | ... | 175 | 0 | 0 | | | |
| 14 | ... | 3 | Overseers at £200 | | | | | ... | ... | 2,800 | 0 | 0 | | | |
| 6 | ... | 3 | Sergeant Warders at 9s. 6d. | | | | | ... | ... | 1,040 | 5 | 0 | | | |
| 12 | ... | 3 | Corporal Warders at 8s. 6d. | | | | | ... | ... | 1,861 | 10 | 0 | | | |
| 109 | ... | 3 | Warders at 7s. 6d. | | | | | ... | ... | 14,919 | 7 | 6 | | | |
| 1 | ... | 3 | Female Overseer at 6s. | | | | | ... | ... | 109 | 10 | 0 | | | |
| 5 | ... | 3 | Female Warders at 4s. 6d. | | | | | ... | ... | 410 | 12 | 6 | | | |
| | NOTE.—All officers of the Penal Department, excepting Clerks, Overseers, and Schoolmasters, are provided with quarters, light, fuel, water, and prisoner servants. | | | | | | | | 24,492 18 4 | | | | | | |
| 160 | Total, Division No. 8 ... | | | | | | | | ... | | | 26,707 18 4 | | | |

And the said several resolutions were read a second time and agreed to by the Assembly.

17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “Supreme Court Law Consolidation Bill—To be further considered in Committee,”
 - “Transfer of Real Estate Bill—Second reading,”
 - “Post Office Law Amendment Bill—Second reading,”
 - “Banks and Currency Law Amendment Bill—Second reading.”
 - “Justices Law Consolidation and Amendment Bill—To be further considered in Committee.”

- “*Imprisonment for Debt Law Amendment Bill—Second reading,*”
 “*His Excellency the Governor’s Message, No. 11—To be further considered in Committee,*”
 “*Abattoirs Law Amendment Bill—Second reading,*”
 “*Liquors Sale Law Amendment Bill—Second reading,*”
 “*Public Works Law Amendment and Consolidation Bill—Second reading,*” until this day ;
 “*Supply—To be further considered in Committee,*” until Tuesday, 28th March instant ;
 “*Mining Accidents Bill—Second reading,*” until Thursday, 30th March, instant ;
 “*Lien on Crops Bill—To be further considered in Committee,*”
 “*County Courts Law Amendment Bill—Second reading,*” until this day ;
 “*Imprisonment for Debt Law Amendment Bill (2)—Second reading,*” until Tuesday, 28th March instant.

18. ADJOURNMENT.—Mr. Hopkins moved, by leave of the Assembly, That the House at its rising this day adjourn until Tuesday next.

Debate ensued.

Motion by leave withdrawn.

Assembly adjourned at eighteen minutes past twelve o’clock until four o’clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

FRIDAY, 24TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair ; and having, at twenty-six minutes to five o'clock, counted the House, and a quorum of Members not being present, Mr. Speaker adjourned the House without question being first put, until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

TUESDAY, 28TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
— Moore.—Return to an Order of the Legislative Assembly, dated 9th March instant, for a copy of all the correspondence connected with the case of
— Moore, recently incarcerated in gaol on the charge of being an escaped convict from Tasmania.
Ordered to lie on the Table.
Mr. Sullivan presented, by command of His Excellency the Governor—
Mineral Statistics of Victoria, for the year 1864.
Ordered to lie on the Table.
Mr. Verdon presented, by command of His Excellency the Governor—
Volunteer Force.—Return showing the results of the effective system in the Volunteer Force during the year 1864.
Ordered to lie on the Table.
3. ST. KILDA AND BRIGHTON RAILWAY SALE BILL.—Mr. Houston, Chairman, brought up the Report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
4. YAN YEAN.—Mr. Vale moved, pursuant to notice, That there be laid upon the Table of this House a Return or Balance Sheet showing the position of the Yan Yean as to its actual cost to the 31st December, 1864, interest being charged from year to year on the gross balance, at the rate of Six per cent. per annum.
Question—put and resolved in the affirmative.
5. MINING BILL.—Mr. Sullivan moved, pursuant to notice, That he have leave to bring in a Bill for general mining management and for the administration of justice in mining matters.
Question—put and resolved in the affirmative.
Ordered—That Mr. Sullivan and Mr. McCulloch do prepare and bring in the Bill.
Mr. Sullivan then brought up a Bill intituled "*A Bill for General Mining Management and for the Administration of Justice in Mining Matters,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 4th April next.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to consolidate the Laws relating to Medical Practitioners,*" with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

Legislative Council Chamber,
23rd March, 1865.

President.

Ordered to be taken into consideration this day.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the following Bills, with amendments, and with amended titles, with which they desire the concurrence of the Legislative Assembly, viz. :—A Bill intituled "*An Act for Regulating Juries,*" and a Bill intituled "*An Act to consolidate the Law relating to Hospitals and Charitable Institutions.*"

(Signed)

J. F. PALMER,

Legislative Council Chamber,
23rd March, 1865.

President.

Ordered to be taken into consideration this day.

7. **RAILWAY LOAN.**—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message, recommending that provision be made for the interest upon a loan for £500,000 for the completion of the National Railways having been read—On the motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.
- Resolved—That this House will, on Tuesday, 4th April next, again resolve itself into the said Committee.
8. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council, by the Clerk Assisatant of the Council :—
- MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Laws affecting the Chinese immigrating to or Resident in Victoria,*" without amendment.
- (Signed) J. F. PALMER,
President.
- Legislative Council Chamber,
28th March, 1865.
9. **TRANSFER OF REAL ESTATE.**—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message No. 14 having been read—On the motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
- Ordered—That the report be received to-morrow.
10. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged :—
- "*Transfer of Real Estate Bill—Second reading.*"
- Ordered—That the said Bill be withdrawn.
11. **JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
12. **IMPRISONMENT FOR DEBT LAW AMENDMENT BILL.**—Mr. Higingbotham moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative—Bill read a second time.
- Mr. Higinbotham moved, That this Bill be committed to a Committee of the whole Assembly.
- Debate ensued.
- Question—put.
- Assembly divided.
- | | | |
|--|--|---|
| <p>Ayes, 15.</p> <p>Mr. Blackwood, Mr. Francis, Mr. Harbison, Mr. Higinbotham, Mr. Hopkins, Mr. King, Mr. Lalor, Mr. Mason, Mr. McCulloch,</p> | \| | <p>Noes, 13.</p> <p>Mr. Bindon, Mr. Brown, Mr. Cunningham, Mr. Edwards, Mr. Frazer, Mr. Greeves, Mr. Houston, Mr. McLellan,</p> |
| <p>Mr. Michie, Mr. G. V. Smith, Mr. J. T. Smith, Mr. Sullivan.</p> | | <p>Mr. Ramsay, Mr. Richardson, Mr. Wardrop.</p> |
| <p>Tellers.</p> | | <p>Tellers.</p> |
| <p>Mr. Cohen, Mr. Casey.</p> | | <p>Mr. Dyte, Mr. Connor.</p> |
- And so it was resolved in the affirmative.
- Resolved—That this House will, to-morrow, resolve itself into the said Committee.
13. **FEES IN COURT OF MINES.**—Mr. Bindon moved, pursuant to notice—
- (1.) That the office fees exacted from suitors in the Court of Mines are excessive in amount, partial and unjust when compared with the fees in the Supreme Court, and unreasonable in their application.
- (2.) That the Honorable the Attorney General be requested to take immediate steps for the reduction and modification of such fees.
- Question—put and resolved in the affirmative.
14. **MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND MELBOURNE RAILWAY COMPANY'S AMALGAMATION BILL.**—Mr. Greeves moved, pursuant to notice, That the Committee on the Bill to amalgamate the Melbourne and Hobson's Bay and Melbourne Railway Companies be instructed to procure from the promoters and bring up with their Report a plan showing any lands proposed to be taken for the purposes of the Bill, distinguishing

such as are proposed to be taken in freehold, and such as are to be occupied otherwise ; and on what terms ; and also distinguishing such lands as are proposed to be entered upon and taken under authority of a plan of works approved by the Governor in Council mentioned in such Bill.

Debate ensued.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 29TH MARCH, 1865.

Mr. Cohen moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put and negatived.

Question—That the Committee on the Bill to amalgamate the Melbourne and Hobson's Bay and Melbourne Railway Companies be instructed to procure from the promoters and bring up with their Report a plan showing any lands proposed to be taken for the purposes of the Bill, distinguishing such as are proposed to be taken in freehold, and such as are to be occupied otherwise ; and on what terms ; and also distinguishing such lands as are proposed to be entered upon and taken under authority of a plan of works approved by the Governor in Council mentioned in such Bill—put.

Assembly divided.

| Ayes, 25. | | Noes, 2. | |
|------------------|------------------|------------|--------------|
| Mr. Bindon, | Mr. Mason, | | |
| Mr. Blackwood, | Mr. McCulloch, | | |
| Mr. Brown, | Mr. McLellan, | Mr. Levey, | Mr. Wardrop. |
| Mr. Cohen, | Mr. Michie, | | |
| Mr. Connor, | Mr. Ramsay, | | |
| Mr. Cunningham, | Mr. Richardson, | | |
| Mr. Francis, | Mr. G. V. Smith, | | |
| Mr. Frazer, | Mr. J. T. Smith, | | |
| Mr. Greeves, | Mr. Sullivan. | | |
| Mr. Harbison, | | | |
| Mr. Higinbotham, | <i>Tellers.</i> | | |
| Mr. Hopkins, | | | |
| Mr. Houston, | Mr. Edwards, | | |
| Mr. Lalor, | Mr. Dyte. | | |

And so it was resolved in the affirmative.

15. IMPRISONMENT FOR DEBT LAW AMENDMENT BILL (2).—Mr. Frazer moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Frazer moved, That this Bill be committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

Mr. Frazer moved, That this Bill be committed to a Committee of the whole Assembly to-morrow.

Debate ensued.

Question—put and resolved in the affirmative.

16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Customs Duties Laws Amendment Bill—Second reading,*” until Thursday, 30th March instant ;

“ *Ways and Means—To be further considered in Committee,*” until Tuesday, 4th April next ;

“ *Lunacy Laws Amendment Bill—Second reading,*” until Thursday, 30th March instant ;

“ *Supply—To be further considered in Committee,*” until after the consideration of the other Orders for to-day, Government Business ;

“ *Supreme Court Law Consolidation Bill—To be further considered in Committee,*” until Tuesday, 4th April next ;

“ *Post Office Law Amendment Bill—Second reading,*”

“ *Banks and Currency Law Amendment Bill—Second reading,*”

“ *His Excellency the Governor's Message, No. 11—To be further considered in Committee,*”

“ *Abattoirs Law Amendment Bill—Second reading,*”

“ *Liquors Sale Law Amendment Bill—Second reading,*”

“ *Public Works Law Amendment and Consolidation Bill—Second reading,*”

“ *Medical Practitioners Laws Consolidation Bill—Amendments of Legislative Council to be considered,*”

“ *Juries Bill—Amendments of Legislative Council to be considered,*”

“ *Hospitals Law Consolidation Bill—Amendments of Legislative Council to be considered,*”

“ *Supply—To be further considered in Committee,*” until this day ;

- “*Hawkers and Pedlers Law Amendment Bill—Second reading,*” until Tuesday,
 4th April next;
 “*Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,*”
 “*Dr. Evans—Motion for Address—to be considered in Committee,*”
 “*Manufactures—Report of Select Committee—To be considered in Committee,*”
 “*Barristers Admission Bill—Second reading,*” until this day;
 “*Lien on Crops Bill—To be further considered in Committee,*”
 “*County Courts Law Amendment Bill—Second reading,*” until Friday, 31st March
 instant.

Assembly adjourned at seventeen minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 56.

WEDNESDAY, 29TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. **THE FOUR TOWNS BILL.**—Mr. Jones moved, pursuant to notice, That this Bill be now read a second time.
Debate ensued.
Motion, by leave, withdrawn.
Ordered—That the Bill be withdrawn.
3. **SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 5th April next, again resolve into the said Committee.
4. **TRANSFER OF REAL ESTATE.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
(28th March.)
Resolved—That an appropriation be made of the moneys constituting the assurance fund mentioned in the Bill “To simplify the Title to and the Transfer and Encumbrance of Estates in Land” for the purposes specified in such Bill; and that an appropriation may be made out of the consolidated revenue of such sum as may be necessary in case the balance to the credit of the assurance fund shall be inadequate to defray the amount specified in any certificate to be given under Clause 148 of such Bill.
And the said resolution was read a second time and agreed to by the Assembly.
Ordered—That a Bill be brought in to carry out the above resolution.
5. **TRANSFER OF REAL ESTATE BILL (2).**—Mr. Higinbotham then brought up a Bill intituled “*A Bill to simplify the Title to and the Transfer and Encumbrance of Estates in Land,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed, and read a second time Tuesday, 4th April next.
6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Post Office Law Amendment Bill—Second reading,*” until to-morrow;
“*Banks and Currency Law Amendment Bill—Second reading,*” until Tuesday, 4th April next;
“*Justices Law Consolidation and Amendment Bill—Consideration of Report,*”
“*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”
“*His Excellency the Governor's Message, No. 11—To be further considered in Committee,*”
“*Abattoirs Law Amendment Bill—Second reading,*”
“*Liquors Sale Law Amendment Bill—Second reading,*”
“*Public Works Law Amendment and Consolidation Bill—Second reading,*” until to-morrow;

- “ Quartz Reefs Drainage Law Amendment Bill—Consideration of Report,”*
“ Dr. Evans—Motion for Address—To be considered in Committee,” until Friday,
 31st March instant ;
“ Imprisonment for Debt Law Amendment Bill (2)—To be committed,” until to-
 morrow ;
“ Manufactures—Report of Select Committee—To be considered in Committee,”
“ Barristers Admission Bill—Second reading,” until Friday, 31st March instant.

7. **MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILL.**—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill having been read—On the motion of Mr. Higinbotham, the same was read a first time, and is as follows :—

Clause 5, line 8, leave out “be” and insert “shall be published and.”

And the said amendment was read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said amendment made therein by the Legislative Council.

8. **JURIES BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the said amendments were read a first time and are as follow :—

In title, after “Act” insert the words “to amend the Law”.

Clause 9, line 3, leave out “forthwith send by post or deliver a copy thereof to the sheriff
 “of the bailiwick within which the court town of the jury district for which such list shall
 “have been made out is situated and shall”

Clause 10, line 20, leave out “Provided always that no man’s name if omitted shall be inserted
 “in such list, nor shall any error or omission in the description of any man in such list be
 “reformed by the said justices, unless upon the application of such men respectively, or
 “unless such men respectively shall have had notice that an application for such purpose
 “would be made to the justices at such petty sessions, or unless the said justices at such
 “petty sessions or any two of them shall cause notice to be given to such men respectively
 “requiring them to show cause at some adjournment of such petty sessions to be holden
 “within seven days thereafter why their names should not be inserted in such list or why
 “any error or omission in the description of such men in such list should not be reformed.”

Clause 11, line 3 (p. 5), leave out “or other place within the jury” and insert “shire or road”.

Clause 13, line 5, before “engineers,” insert “civil.”

Clause 21, line 2 (p. 9), leave out “twice the number of men to be impanelled,” and insert
 “four eight or twenty-four men (as the case may be).”

Clause 23, line 2 (p. 10), leave out “juries,” and insert “jurors.”

Clause 30, line 10, leave out “and no person shall by means of the premises be deprived of
 “his right to challenge, but shall and may notwithstanding the said swearing exercise the
 “said right at any time before the commencement of the trial or enquiry.”

Clause 33, line 6, before “number,” insert “full.”

Clause 33, line 7, leave out “to be sworn.”

Clause 37, line 4, leave out “or.”

Clause 37, line 4, after “felony,” insert “or misdemeanor.”

Clause 37, at end of clause, insert “and unless the jurors or assessors shall be sworn for
 “the particular trial or enquiry every challenge shall be made as the juror or assessor
 “comes to take his seat and before he takes it.”

Clause 41, line 4, leave out “the sums following that is to say every special juror the
 “sum of one pound ; and every common juror.”

Schedule 2 (p. 20), line 13, after “land,” insert messuages tenements hereditaments houses
 “or buildings.”

Schedule 5, line 4, leave out “nor more than.”

And the said several amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments made therein by the Legislative Council.

9. **HOSPITALS LAW CONSOLIDATION BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the said amendments were read a first time, and are as follow :—

(1.) In title, after “consolidate,” insert the words “and amend.”

(2.) Clause 6, line 4. Leave out “five” and insert “four.”

(3.) Clause 9, line 3. After “proceedings” insert “for fixing the number of votes of contributors in proportion to the amount of their contributions.”

(4.) Clause 9, line 7. Leave out (“whether they be of the same nature and character as those herein particularly referred to or not”).

(5.) Clause 9, line 13. After “published” insert “in the *Government Gazette* if such hospital or charitable institution shall be situated in Melbourne but in every other case.”

(6.) Clause 9, line 13. After “newspaper” insert “published in the neighborhood of such institution or if there shall be no newspaper published in such neighborhood then in some newspaper.”

- (7.) Clause 9. At end of clause insert "Provided that no such bye-laws shall enable any contributor to exercise more than three votes."
 (8.) Clause 10, line 1. After "disallow" insert "or revoke."
 (9.) Clause 10, line 3. After "disallowed" insert "or revoked."
 (10.) After clause 11 insert new clause—A. No contributor shall be entitled to give his or her vote at any public meeting of the contributors to any hospital by proxy. Provided always that no person whose name is inscribed in the list of life governors or life subscribers to any public hospital to which the provisions of the two Acts first mentioned in the Schedule to this Act were before the repeal of such Acts extended shall be deprived of his or her right to vote by proxy.

On the motion of Mr. Higinbotham, amendments 1 and 2 were read a second time and agreed to by the Assembly.

Mr. Higinbotham moved, That amendment 3 be read a second time.

Debate ensued.

Question—put and negatived.

Amendments 4, 5, and 6, read a second time and agreed to by the Assembly.

Question—That amendment 7 be read a second time—put and negatived.

Amendments 8 and 9 read a second time and agreed to by the Assembly.

Mr. Higinbotham moved, That amendment 10 be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 35.

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|------------------|------------------|
| Mr. Berry, | Mr. MacBain, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Campbell, | Mr. Macpherson, |
| Mr. Connor, | Mr. Michie, |
| Mr. Crews, | Mr. Moffatt, |
| Mr. Cunningham, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Riddell, |
| Mr. Francis, | Mr. Sands, |
| Mr. Gillies, | Mr. Sherwin, |
| Mr. Grant, | Mr. J. T. Smith. |
| Mr. Greeves, | Mr. Snodgrass, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Kerferd, | Mr. Wardrop. |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Lalor, | |
| Mr. Macgregor, | Mr. Creswick, |
| Mr. Mason, | Mr. Cohen. |

Tellers.

Noes, 17.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. O'Grady, |
| Mr. Brown, | Mr. Orr, |
| Mr. Burt, | Mr. Ramsay, |
| Mr. Carpenter, | Mr. Robinson, |
| Mr. Cope, | Mr. G. V. Smith. |
| Capt. Dane, | |
| Mr. Halfey, | |
| Mr. Harker, | |
| Mr. Levey, | Mr. Houston, |
| Mr. Longmore, | Mr. McLellan, |

Tellers.

And so it was resolved in the affirmative.

Amendment read a second time.

Mr. Harker moved, That such amendment be amended by leaving out all the words after the word "proxy" in line 2 thereof.

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to some of the amendments made by the Legislative Council in this Bill, that they have disagreed to others of the said amendments, and that they have agreed to one of the said amendments with an amendment, with which they desire the concurrence of the Legislative Council.

10. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will to-morrow again resolve itself into the said Committee.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

THURSDAY, 30TH MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. LIBRARY COMMITTEE—REPORT.—Mr. Casey, by leave of the Assembly, moved, That a Message be transmitted to the Legislative Council acquainting them that the Legislative Assembly concur with them in adopting the recommendation contained in the Report from the Joint Library Committee presented to this House 22nd February last.
Question—put and resolved in the affirmative.

3. PAPERS.—Mr. Francis presented—

Railway Stations—Return to an Order of the Legislative Assembly, dated 15th February last, for—

- (1.) The gross cost of constructing the following stations on the Victorian Railways, viz., Ballarat East, Buninyong, Lal-lal, Meredith, Lethbridge, Leigh Road, Moorabool, Diggersrest, Sunbury, Lancefield Road, Riddell's Creek, Carlsruhe, Harcourt, and Kangaroo Flat.
- (2.) The gross cost of each station separately, including all outlay for earthwork and ballast in sidings, labor and material, rails, chairs, sleepers, points and crossings, turntables, water cranes, and all other works.
- (3.) The cost of the abandoned works in the cases of Diggersrest, Sunbury, and Kangaroo Flat stations.
- (4.) A return of the passenger and goods traffic, and all other receipts for six months previous to the 31st December last, of the above-mentioned stations, giving the revenue from each station separately.

Ordered to lie on the Table.

Mr. Verdon presented, by command of His Excellency the Governor—

Defences of the Colony.—Papers :

- (1.) Major Scratchley's Report, etc.
- (2.) Report of Commodore Wiseman and other officers.
- (3.) Memoranda addressed to His Excellency the Governor by the Honorable the Treasurer relative to Vessels of War.
- (4.) Correspondence relative to the Supply of Ordnance.

Great Southern Telescope.—Extracts from the Correspondence regarding the Great Southern Telescope.

Severally ordered to lie on the Table.

4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Tenth Report from this Committee.

Ordered to lie on the Table, and to be printed.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Customs Duties Laws Amendment Bill—Second reading,*” until Thursday, 6th April next ;

“ *Lunacy Laws Amendment Bill—Second reading,*” until Tuesday, 4th April next ;

“ *Post Office Law Amendment Bill—Second reading,*” until after the consideration of the 4th Order for to-day.

6. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

On the motion of Mr. Higinbotham, the Assembly ordered that the words “ his office be a justice,” in line 3 of clause 7, be omitted, and the words “ their office be justices ” inserted instead thereof.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the

Assembly had noted the amendment made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill:—

“An Act to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. POST OFFICE LAW AMENDMENT BILL.—Mr. McCulloch moved, That this Bill be now read a second time.

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

Mr. McCulloch moved, That this Bill be committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the various Orders of the Day 5 to 11, Government Business, be postponed until after the consideration of the 1st Notice of Motion, General Business, on the Paper for to-day.

9. BRIDGES WITHIN SHIRES, BOROUGHES, AND ROAD DISTRICTS.—Mr. Wheeler moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, a sum not exceeding £50,000, for the purpose of assisting in the construction of bridges within Shires, Boroughs, and Road Districts, in special cases where the revenue of local bodies is insufficient to provide for the same; and in all cases the local bodies shall provide one-third of the amount proposed to be expended.

Debate ensued.

Mr. Snodgrass moved, as an amendment, That the following words, viz.: “Main lines of road and” be inserted before the word “bridges” in the fifth line of the above motion, and the words “upon main lines of road” be inserted after the said word “bridges.”

Debate ensued.

Question—That the words proposed to be inserted before the word “bridges” be so inserted—put and negatived.

Question—That the words proposed to be inserted after the word “bridges” be so inserted—put and negatived.

Mr. Casey moved the previous question.

Debate ensued.

Previous question by leave withdrawn.

Mr. Macpherson moved, That this debate be now adjourned.

Debate continued.

Question—That this debate be now adjourned—put and negatived.

Question—That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, a sum not exceeding £50,000 for the purpose of assisting in the construction of bridges within Shires, Boroughs, and Road Districts, in special cases where the revenue of local bodies is insufficient to provide for the same; and in all cases the local bodies shall provide one-third of the amount proposed to be expended—put.

Assembly divided.

Ayes, 29.

| | |
|-----------------|------------------|
| Mr. Bindon, | Mr. Lalor, |
| Mr. Brown, | Mr. Levey, |
| Mr. Burt, | Mr. Longmore, |
| Mr. Carpenter, | Mr. Moffatt, |
| Mr. Casey, | Mr. Orr, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Cunningham, | Mr. G. V. Smith, |
| Capt. Dane, | Mr. Vale, |
| Mr. Dyte, | Mr. Wheeler. |
| Mr. Edwards, | |
| Mr. Frazer, | <i>Tellers.</i> |
| Mr. Halfey, | Mr. Sands, |
| Mr. Houston, | Mr. McLellan. |
| Mr. Kerferd, | |

Noes, 18.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Ramsay, |
| Mr. Gillies, | Mr. Riddell, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Grant, | Mr. J. T. Smith, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. King, | Mr. Verdon. |
| Mr. MacBain, | |
| Mr. McCulloch, | <i>Tellers.</i> |
| Mr. Macpherson, | Mr. Cohen, |
| Mr. Michie, | Mr. Francis. |

And so it was resolved in the affirmative.

10. DR. A. Y. CARR.—Mr. J. T. Smith moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an address to His Excellency the Governor, requesting him to cause a sum of £850 to be placed upon an additional Estimate for 1865, to be paid to Dr. A. Y. Carr, in full satisfaction of his claim upon the Government for medical attendance, medicine, &c., supplied on the occasion of the Ballarat riots.

Debate ensued.

Mr. Orr moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put.

Assembly divided.

| Ayes, 20. | | Noes, 19. | |
|-----------------|-----------------|------------------|------------------|
| Mr. Burt, | Mr. Orr, | Mr. Brown, | Mr. McLellan, |
| Mr. Connor, | Mr. Pearson, | Mr. Carpenter, | Mr. O'Grady, |
| Mr. Cope, | Mr. Ramsay, | Mr. Casey, | Mr. Riddell, |
| Mr. Cowell, | Mr. Richardson, | Mr. Cohen, | Mr. G. V. Smith, |
| Mr. Cunningham, | Mr. Robinson, | Mr. Edwards, | Mr. J. T. Smith, |
| Mr. Gillies, | Mr. Vale, | Mr. Francis, | Mr. Sullivan. |
| Mr. Houston, | Mr. Wheeler. | Mr. Frazer, | |
| Mr. King, | | Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Lalor, | <i>Tellers.</i> | Mr. Grant, | Mr. Blackwood, |
| Mr. Mason, | Mr. Dyte, | Mr. Higinbotham, | Mr. Kerferd. |
| Mr. Michie, | Mr. Longmore. | Mr. McCulloch, | |

And so it was resolved in the affirmative.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”

“His Excellency the Governor's Message, No. 11—To be further considered in Committee,”

“Abattoirs Law Amendment Bill—Second reading,”

“Liquors Sale Law Amendment Bill—Second reading,”

“Public Works Law Amendment and Consolidation Bill—Second reading,”

“Supply—Resolutions to be reported,”

“Supply—To be further considered in Committee,” until to-morrow;

“Mining Accidents Bill—Second reading,” until Wednesday, 5th April next;

“Imprisonment for Debt Law Amendment Bill (2)—To be considered in Committee,” until to-morrow.

Assembly adjourned at seventeen minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 58.

FRIDAY, 31ST MARCH, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—
Neglected and Criminal Children Act.—Regulations for the Reformatory School on board the Hulk *Deborah*.
Friendly Societies.—Return of Friendly Societies registered under the Acts 18 Victoria No. 41, and 21 Victoria No. 10, and of Friendly Societies which have expired or have been dissolved during the year 1864.
Severally ordered to lie on the Table.
Mr. Grant, by command of His Excellency the Governor, presented—
Geological Survey of Victoria.—Report of the Director of the Geological Survey of Victoria for the period from June, 1863, to September, 1864; with Appendices.
Ordered to lie on the Table.
3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Verdon, and the same were read, and are as follow :—

Establishment of a Mint.

C. H. DARLING,
Governor. *Message No. 15.*
In accordance with the provision of the 57th section of “*The Constitution Act*,” the Governor recommends to the Legislative Assembly that an appropriation be made from the Consolidated Revenue, for the establishment in Victoria of a branch of the Royal Mint.
Government Offices,
Melbourne, 31st March, 1865.
Ordered to lie on the Table and to be printed.

Compensation of Members of the Legislature.

C. H. DARLING,
Governor. *Message No. 16.*
In accordance with the provisions of the 57th section of “*The Constitution Act*,” the Governor recommends to the Legislative Assembly that an appropriation be made from the Consolidated Revenue, for the purposes of a Bill for the compensation of members of the Legislature.
Government Offices,
Melbourne, 31st March, 1865.
Ordered to lie on the Table and to be printed.
4. THE MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Howard, Chairman, brought up the report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
5. CAPE PATTERSON COAL FIELDS.—Mr. Ramsay moved, pursuant to *amended* notice, That a Select Committee be appointed to examine and report to this House :—
 - (1.) As to the amount of claim, if any, due to Thomas Bury, for loss of time and money, and part of an area of ground, sustained by him whilst applying for a lease of land at Cape Patterson.
 - (2.) As to the capabilities of the Cape Patterson Coal Fields for supplying the Colony.
 - (3.) As to the best means of rendering the field available. Such Committee to consist of Mr. Lalor, Mr. Vale, Mr. Orr, Mr. Campbell, Mr. Dyte, Dr. Girdlestone, Mr. Harker, Mr. King, Mr. Kyte, Mr. Sullivan, and the Mover; with power to adjourn from place to place, and call for persons and papers; three to form a quorum.Debate ensued.
Paragraph 1, by leave withdrawn.
On the motion of Mr. Michie, paragraph No. 2 was amended by inserting after the word “Patterson” the words “Port Albert and other.”

Question—(2.) As to the capabilities of the Cape Patterson, Port Albert, and other coal fields for supplying the Colony—put and resolved in the affirmative.

Mr. Greeves moved as an amendment, That the words “to adjourn from place to place and,” be omitted from line 3 of paragraph 3.

Debate ensued.

Question—That the words proposed to be omitted stand part of the paragraph—put and negatived.

Question—(3.) As to the best means of rendering the field available. Such Committee to consist of Mr. Lalor, Mr. Vale, Mr. Orr, Mr. Campbell, Mr. Dyte, Dr. Girdlestone, Mr. Harker, Mr. King, Mr. Kyte, Mr. Sullivan, and the Mover, with power to call for persons and papers; three to form a quorum—put and resolved in the affirmative.

Question—That a Select Committee be appointed to examine and report to this House:—

(1.) As to the capabilities of the Cape Patterson, Port Albert, and other coal fields for supplying the Colony.

(2.) As to the best means of rendering the field available. Such Committee to consist of Mr. Lalor, Mr. Vale, Mr. Orr, Mr. Campbell, Mr. Dyte, Dr. Girdlestone, Mr. Harker, Mr. King, Mr. Kyte, Mr. Sullivan, and the Mover; with power to call for persons and papers; three to form a quorum—put and resolved in the affirmative.

6. GRASSY FLAT RESERVOIR.—Mr. Howard moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865, the sum of £3,500, for the purpose of laying down pipes for conducting water from the Grassy Flat Reservoir to such parts of the district as the level of the country will permit.

Debate ensued.

Motion, by leave, withdrawn.

7. CASTLEMAINE AND SANDHURST WATER SUPPLY.—Mr. Zeal moved, pursuant to notice given by Mr. Tucker, That the Select Committee now sitting on the Castlemaine and Sandhurst Water Supply have power to adjourn from place to place, and to take evidence.

Debate ensued.

Question—put and resolved in the affirmative.

8. LIEN ON CROPS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 4th April next.—Bill as amended to be printed.

9. COUNTY COURTS LAW AMENDMENT BILL.—Mr. Casey moved, That this Bill be now read a second time.

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

Mr. Casey moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Casey, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 4th April next.—Bill as amended to be printed.

10. QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL.—On the motion of Mr. Howard, the several amendments made by the Committee of the whole in clause I. of this Bill were read and agreed to by the Assembly.

Amendment to insert new clause A read a first time.

Question—That this clause be read a second time—proposed.

Debate ensued.

Question—That this clause be read a second time—put.

Assembly divided.

Ayes, 22.

| | |
|----------------|------------------|
| Mr. Burt, | Mr. O'Grady, |
| Mr. Casey, | Mr. Ramsay, |
| Mr. Connor, | Mr. Richardson, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Cowell, | Mr. G. V. Smith, |
| Mr. Crews, | Mr. Sullivan, |
| Capt. Dane, | Mr. Vale, |
| Mr. Edwards, | Mr. Verdon. |
| Mr. Fairbairn, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. Kyte, | Mr. Halfey, |
| Mr. Longmore, | Mr. Berry. |

Noes, 13.

| | |
|----------------|-----------------|
| Mr. Campbell, | Mr. McLellan, |
| Mr. Carpenter, | Mr. Orr, |
| Mr. Cohen, | Mr. Snodgrass. |
| Mr. Davies, | |
| Mr. Gillies, | <i>Tellers.</i> |
| Mr. Greeves, | |
| Mr. Kerferd, | Mr. Houston, |
| Mr. King, | Mr. Howard. |

And so it was resolved in the affirmative.—Clause read a second time.

Mr. Halfey moved, That the following words, viz., "and of this Act," be inserted after the word "Act" in line 4 of this amendment.

Debate ensued.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Mr. Gillies moved, That the following words, viz., "or of any one or more quartz reef or reefs, or of portion of a quartz reef," be omitted from line 5 of this amendment.

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put and resolved in the affirmative.

Mr. Halfey moved, That the following words, viz. "for determining the mode by which such amount shall be recovered," be omitted from line 6 of this amendment.

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Question—That the Assembly agree with the said amendment as so amended—put and resolved in the affirmative.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Howard, read a third time and *passed*.

Mr. Howard moved, That the following be the title of the Bill :—

"An Act to amend an Act intituled 'An Act to amend the Law relating to the Drainage of Quartz Reefs.'"

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

11. DR. EVANS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £4000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, and provided for by the *Constitution Act*, having been read—On the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

And the House having continued to sit till after twelve of the clock—

SATURDAY, 1ST APRIL, 1865.

Mr. Speaker resumed the Chair.

12. POST OFFICE LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 4th April instant, again resolve itself into the said Committee.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"Manufactures—Report of Select Committee—To be considered in Committee," until Friday, 7th April instant ;

"Barristers Admission Bill—Second reading,"

"Bridges in Shires, Etc.—Motion for Address—To be considered in Committee,"

"Imprisonment for Debt Law Amendment Bill—To be considered in Committee,"

"His Excellency the Governor's Message, No. 11—To be further considered in Committee,"

"Abattoirs Law Amendment Bill—Second reading,"

"Liquors Sale Law Amendment Bill—Second reading,"

"Public Works Law Amendment and Consolidation Bill—Second reading,"

"Supply—Resolutions to be reported,"

"Supply—To be further considered in Committee,"

"Dr. A. Y. Carr—Motion for going into Committee to consider Address—Resumption of Debate,"

"Imprisonment for Debt Law Amendment Bill (2)—To be considered in Committee," until Tuesday, 4th April instant.

Assembly adjourned at twenty-seven minutes past twelve o'clock until Tuesday next at four o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

TUESDAY, 4TH APRIL, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Verdon presented—
Grants to Scotch College.—Return to an Order of the Legislative Assembly, dated 9th March last, for a Return showing the amounts, if any, paid in aid to the institution known as the Scotch College, at East Melbourne, since the separation of the colony, stating the sum paid each year.
Ordered to lie on the Table.
3. PETITION.—Mr. J. T. Smith presented a Petition from the Rev. James Yelverton Wilson, incumbent of St. Stephen's Church, Portland, in the diocese of Melbourne, and Senior Chaplain of the Church of England, in the Colony of Victoria, praying this House would take his case as set forth in the Petition into consideration; and that in the event of any legislation affecting his pecuniary interests, this House would give him such compensation as this House might consider just.
Petition read and ordered to lie on the Table.
4. POST OFFICE LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
5. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow:—

ESTIMATES FOR 1865.

29th March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

| No. | Classification. | | SALARIES AND WAGES. | £ s. d. | | |
|-----|-----------------|-----------|---|---------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| | | | DIVISION No. 9. | | | |
| | | | MEDICAL. | | | |
| | | | Subdivision No. 1. | | | |
| | | | CHIEF MEDICAL OFFICER. | | | |
| 1 | 1* | 1 | Chief Medical Officer | 900 | 0 | 0 |
| 1 | 4 | ... | Clerk and Accountant at £325 | 325 | 0 | 0 |
| 1 | 4 | ... | Secretary to the Central Board of Health ... | 250 | 0 | 0 |
| 1 | 4 | ... | Superintending Inspector of Board of Health | 275 | 0 | 0 |
| 1 | 3* | ... | Resident Surgeon, Pentridge † | 436 | 13 | 4 |
| 1 | 2* | ... | Health Officer, Queenscliff † | 544 | 13 | 4 |
| 1 | 4* | ... | Dispenser, Immigration Hospital \|\| ... | 270 | 0 | 0 |
| 1 | ... | 3 | Messenger | 80 | 0 | 0 |
| 1 | ... | 3 | Matron, Immigration Hospital \|\| ... .. | 70 | 0 | 0 |
| 2 | ... | 3 | One Nurse and one Cook, at £36 each \|\| ... | 72 | 0 | 0 |
| 6 | ... | 3 | Health Officer's boat's crew, † Coxswain at 9s. 6d., and Five Boatmen at 7s. 6d. per diem | 857 | 15 | 0 |
| 17 | | | | 4,081 | 1 | 8 |

* Professional.
† With quarters.

† With quarters, fuel, light, water, and prisoner servant.
|| With quarters, rations, fuel, light, and water.

| No. | Classification. | | | £ s. d. | | |
|--|-----------------|-----------|---|------------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | | |
| DIVISION NO. 9— <i>continued.</i> | | | | | | |
| Subdivision No. 2. | | | | | | |
| SANATORY STATION. | | | | | | |
| 1* | 3 | ... | Resident Surgeon, with quarters, fuel, light, water, and two rations | 436 | 13 | 4 |
| 1 | 5 | ... | Clerk and Storekeeper † | 150 | 0 | 0 |
| 2 | ... | 3 | Two Laborers †—One at £80, and one at £50 | 130 | 0 | 0 |
| 1 | ... | 3 | Nurse † | 50 | 0 | 0 |
| 5 | | | | 766 | 13 | 4 |
| Subdivision No. 3. | | | | | | |
| LUNATIC ASYLUM. | | | | | | |
| 1* | 1 | 1 | Superintendent | 900 | 0 | 0 |
| 3* | ... | ... | Medical Assistants—Two at £300, and one at £200 | 800 | 0 | 0 |
| 1 | 4 | ... | Steward | 200 | 0 | 0 |
| 3 | 5 | ... | Clerks and Storekeepers—One at £150, and two at £96 13s. 4d. | 343 | 6 | 8 |
| 1 | ... | 3 | Dispenser | 120 | 0 | 0 |
| 1 | ... | 3 | Storeman | 120 | 0 | 0 |
| 1 | ... | 3 | Matron | 100 | 0 | 0 |
| 1 | ... | 3 | Assistant Storeman | 78 | 0 | 0 |
| 3 | ... | 3 | Head Warders—Two at £130, and one at £120 per annum | 380 | 0 | 0 |
| 63 | ... | 3 | Male Warders at from £85 to £120 per annum | 6,420 | 0 | 0 |
| 6 | ... | 3 | Artisan Warders at from £85 to £150 per an. | 625 | 0 | 0 |
| 3 | ... | 3 | Female Head Warders—Two at £60, and one at £50 | 170 | 0 | 0 |
| 42 | ... | 3 | Female Warders at from £36 to £50 | 1,746 | 0 | 0 |
| 4 | ... | 3 | Carters—One at £85, and three at £60 | 265 | 0 | 0 |
| 1 | ... | 3 | Farm Bailiff with two rations | 100 | 0 | 0 |
| 1 | ... | 3 | Gardener | 100 | 0 | 0 |
| 4 | ... | ... | Cooks—Two at £80, and two at £60 | 280 | 0 | 0 |
| 4 | ... | 3 | Laundresses—One at £40, and three at £36 | 148 | 0 | 0 |
| 1 | ... | 3 | Cook and Laundress | 45 | 0 | 0 |
| 1 | ... | 3 | Gatekeeper and Lamplighter | 80 | 0 | 0 |
| 1 | ... | 3 | Messenger | 30 | 0 | 0 |
| 146 | | | | 13,050 | 6 | 8 |
| Total, Division No. 9 | | | | 17,898 1 8 | | |
| DIVISION NO. 12. | | | | | | |
| BOTANIC GARDENS. | | | | | | |
| 1 | 1 | 1 | Government Botanist and Director of the Botanic Gardens, with quarters | 610 | 0 | 0 |
| 1 | 4 | ... | Assistant | 275 | 0 | 0 |
| 2 | | | Wages of an Office Assistant, Gardeners, Botanical Collector, Artizans, Laborers, &c. | 4,000 | 0 | 0 |
| Total, Division No. 12 | | | | 4,885 0 0 | | |
| * Professional. | | | | | | |
| † With quarters, rations, fuel, light, and water. | | | | | | |
| NOTE.—All persons employed in the Lunatic Asylums receive, in addition to their salaries, the allowances of quarters, rations, fuel, light, and water. | | | | | | |

And the said resolutions were read a second time and agreed to by the Assembly.

6. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 5TH APRIL, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received this day.

Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.

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

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Mining Law Amendment Bill—Second reading,*” until this day ;
- “ *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Supreme Court Law Consolidation Bill—To be further considered in Committee,*” until Thursday, 6th April instant ;
- “ *Transfer of Real Estate Bill (2)—Second reading,*”
- “ *Banks and Currency Law Amendment Bill—Second reading,*”
- “ *Lunacy Laws Amendment Bill—Second reading,*”
- “ *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”
- “ *His Excellency the Governor’s Message, No. 11—To be further considered in Committee,*”
- “ *Abattoirs Law Amendment Bill—Second reading,*”
- “ *Liquors Sale Law Amendment Bill—Second reading,*”
- “ *Public Works Law Amendment and Consolidation Bill—Second reading,*”
- “ *Hawkers and Pedlers Law Amendment Bill—Second reading,*”
- “ *Lien on Crops Bill—Consideration of Report,*”
- “ *County Courts Law Amendment Bill—Consideration of Report,*”
- “ *Barristers Admission Bill—Second reading,*”
- “ *Bridges in Shires, Etc.—Motion for Address—To be considered in Committee,*” until this day ;
- “ *Dr. A. Y. Carr—Motion for going into Committee to consider Address—Resumption of Debate,*” until Friday, 7th April instant ;
- “ *Imprisonment for Debt Law Amendment Bill (2)—To be considered in Committee,*” until this day.

Assembly adjourned at three minutes past twelve o’clock until four o’clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

WEDNESDAY, 5TH APRIL, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPER.—Mr. Francis presented—

Railway Engines.—Return to an Order of the Legislative Assembly, dated 9th February last, for a Return showing—

(1.) The number of miles run by Passenger, Goods, and Pilot Railway Engines.

(2.) The quantity of Coke, Coal, and Wood consumed.

(3.) The Cost per mile for the year ending 31st December, 1864.

Ordered to lie on the Table.

3. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Crews, on behalf of Mr. Speaker, Chairman, brought up the First Report from this Committee.

Ordered to lie on the Table and to be printed.

4. JOINT LIBRARY AND PARLIAMENT BUILDINGS COMMITTEE.—Mr. Vale, on behalf of the Chairman, brought up a Report from the Joint Committee.

Ordered to lie on the Table and to be printed.

5. ST. KILDA RAILWAY PURCHASE BILL.—Mr. Sherwin moved, pursuant to notice given by Mr. Houston, That the Report from the Select Committee upon the St. Kilda and Brighton Railway Sale Bill, with the amendments made by the Committee in such Bill, be now taken into consideration.

Question—put and resolved in the affirmative.

And the said several amendments were read and agreed to by the Assembly.

6. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Howard moved, pursuant to notice, That the Report from the Select Committee upon the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill, with the amendments made by the Committee in such Bill, be now taken into consideration, and that the restrictions contained in Standing Orders Nos. 81, 84, and 94, be not enforced.

Debate ensued.

Mr. Lalor moved, as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words, "this Bill be committed to a Committee of the whole House."

Debate continued.

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

Assembly divided.

| Ayes, 39. | | Noes, 16. | |
|------------------|------------------|---------------|-----------------|
| Mr. Bindon, | Mr. O'Grady, | Mr. Berry, | Mr. Macgregor, |
| Mr. Blackwood, | Mr. Ramsay, | Mr. Burt, | Mr. McLellan, |
| Mr. Brown, | Mr. Randall, | Mr. Casey, | Mr. Robinson, |
| Mr. Campbell, | Mr. Riddell, | Mr. Cope, | Mr. Vale. |
| Mr. Davies, | Mr. Sands, | Mr. Crews, | |
| Mr. Fairbairn, | Mr. Sherwin, | Mr. Gillies, | <i>Tellers.</i> |
| Mr. Francis, | Mr. G. V. Smith, | Mr. Greeves, | |
| Mr. Frazer, | Mr. J. T. Smith, | Mr. Harbison, | Mr. Creswick, |
| Mr. Grant, | Mr. L. L. Smith, | Mr. Lalor, | Mr. Connor. |
| Mr. Halfey, | Mr. Snodgrass, | Mr. Longmore, | |
| Mr. Harker, | Mr. Sullivan, | | |
| Mr. Higinbotham, | Mr. Thomson, | | |
| Mr. Howard, | Mr. Tucker, | | |
| Mr. Jones, | Mr. Verdon, | | |
| Mr. King, | Mr. Wardrop, | | |
| Mr. Levey, | Mr. Zeal. | | |
| Mr. Mason, | | | |
| Mr. MacBain, | <i>Tellers.</i> | | |
| Mr. McCulloch, | Mr. Cohen, | | |
| Mr. Michie, | Mr. Carpenter. | | |
| Mr. Moore, | | | |

And so it was resolved in the affirmative.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to Cemeteries,*" with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
April, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
April, 1865.

Amendments ordered to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to consolidate the Law for the Collection and Payment of the Public Moneys and the Audit of the Public Accounts,*" and acquaint the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
April, 1865.

Amendment ordered to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to consolidate the Law relating to Hospitals and Charitable Institutions,*" and acquaint the Legislative Assembly that they insist on the amendments disagreed to by the Legislative Assembly, and that they do not agree to the amendment made by the Legislative Assembly on an amendment of the Legislative Council.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
5th April, 1865.

Ordered to be taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to consolidate the Laws relating to the Public Health,*" without amendment.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
29th March, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to consolidate the Laws relating to the Pleading and Practice of the Supreme Court in its Common Law Jurisdiction,*" without amendment.

(Signed)

J. F. PALMER,
President.

Legislative Council Chambers,
4th April, 1865.

8. MR. MAXWELL.—Mr. Snodgrass moved, pursuant to notice given by Mr. Tucker, That there be laid upon the Table of this House copies of all evidence taken and the Report arrived at by the Board appointed by the Honorable Mr. Grant, to enquire into the claims of Mr. Maxwell, in reference to the Spencer street Dock.

Question—put and resolved in the affirmative.

9. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.

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

10. PAYMENT OF MEMBERS.—Mr. Harker moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to consider the Message of His Excellency the Governor in relation to compensation to Members of Parliament.

Question—put and resolved in the affirmative.

11. ECHUCA RAILWAY.—Mr. Zeal moved, pursuant to notice, That there be laid upon the Table of this House a detailed copy of the last complete return of works executed by Messrs. Collier, Barry and Co., on each section of their contract ; and also a statement showing the same works priced out according to the schedules of the two next lowest tenderers ; the return to be made up to the 30th ultimo.

Question—put and resolved in the affirmative.

12. LIEN ON CROPS BILL.—On the motion of Mr. Casey, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Casey, read a third time.

Mr. Casey moved, That all the words of the preamble from "whereas" to "thereof," both inclusive, and the word "therefore," in the third line of the Bill, be omitted.

Question—That the words proposed to be omitted stand part of the Bill—put and negatived.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Casey moved, That the following be the title of the Bill :—

"*An Act to legalize Preferable Liens on Yearly Crops.*"

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein,

13. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Casey, the following Order of the Day was read and discharged :—

"*County Courts Law Amendment Bill—Consideration of Report.*"

14. COUNTY COURTS LAW AMENDMENT BILL.—Mr. Casey moved, That this Bill be recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Casey, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

15. BRIDGES WITHIN SHIRES, BOROUGHES, AND ROAD DISTRICTS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, a sum not exceeding £50,000 for the purpose of assisting in the construction of bridges within Shires, Boroughs, and Road Districts, in special cases where the revenue of local bodies is insufficient to provide for the same ; and in all cases the local bodies shall provide one-third of the amount proposed to be expended having been read—On the motion of Mr. Wheeler, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the report be received to-morrow.

16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Sandhurst, Inglewood, and Loddon District Tramway Company's Bill—To be further considered in Committee,*” until Friday, 7th April instant ;
 “ *Post Office Law Amendment Bill—To be further considered in Committee,*”
 “ *Mining Law Amendment Bill—Second reading,*”
 “ *Transfer of Real Estate Bill (2)—Second reading,*”
 “ *Banks and Currency Law Amendment Bill—Second reading,*”
 “ *Lunacy Laws Amendment Bill—Second reading,*”
 “ *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”
 “ *His Excellency the Governor's Message, No. 11—To be further considered in Committee,*”
 “ *Abattoirs Law Amendment Bill—Second reading,*”
 “ *Liquors Sale Law Amendment Bill—Second reading,*”
 “ *Public Works Law Amendment and Consolidation Bill—Second reading,*”
 “ *Supply—Resolutions to be reported,*” until to-morrow ;
 “ *Mining Accidents Bill—Second reading,*”
 “ *Hawkers and Pedlers Law Amendment Bill—Second reading,*”
 “ *Barristers Admission Bill—Second reading,*” until Friday, 7th April instant ;
 “ *Imprisonment for Debt Law Amendment Bill (2)—To be considered in Committee,*” until to-morrow.

Assembly adjourned at nine minutes to twelve o'clock until four o'clock p.m. to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 61.

THURSDAY, 6TH APRIL, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented—
Yan Yean—Return to an Order of the Legislative Assembly, dated 28th March last, for a Return or Balance Sheet showing the position of the Yan Yean as to its actual cost to the 31st December, 1864, interest being charged from year to year on the gross balance, at the rate of Six per cent. per annum.
Ordered to lie on the Table.
Mr. Higinbotham presented—
Real Property Act—Return of Transactions and Fees under the *Real Property Act*, during the years 1863 and 1864, together with a copy of Instructions issued by the Commissioner of Titles as to applications for a Title under the *Real Property Act*.
Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions*,” and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
6th April, 1865.
Ordered to be taken into consideration this day.
4. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, that the House, at its rising to-morrow, do adjourn until Tuesday, 2nd day of May next.
Question—put and resolved in the affirmative.
5. CEMETERIES BILL.—Mr. Higinbotham moved, That the Bill intituled “*An Act to amend the Law relating to Cemeteries*” be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd May next.
6. WATER SUPPLY.—Mr. Verdon moved, pursuant to notice, That this House will, on Tuesday, the 2nd May next, resolve itself into a Committee of the whole for the purpose of considering a proposal to borrow £500,000 for the supply of the Country Districts with water.
Debate ensued.
Question—put and resolved in the affirmative.
7. JUSTICES OF THE PEACE CONSOLIDATION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. Higinbotham, the several amendments were read, and are as follow :—
Clause 93, line 5, leave out “a law officer,” and insert “the Crown solicitor or to a clerk of the peace as the case may require.”

At end of Second Schedule insert new form LXVII :

To wit]. To the constable of . Whereas it appears to me the undersigned one of Her Majesty's justices of the peace in and for the said by the information on oath of E.F. of in the aforesaid that the following goods [here describe them] of him the said E. F. were within the last [week] feloniously stolen taken and carried away from the [dwelling house] of the said E. F. at and that the said E. F. hath reasonable cause to suspect and doth suspect that the said goods or part thereof are concealed in the [dwelling house] of C. D. laborer at . These are therefore in the name of our Lady the Queen to authorise and require you with necessary and proper assistants to enter in the day time into the said [dwelling-house] of C. D., at aforesaid and therein diligently search for the said goods and if the same or any part thereof shall be found upon such search that you bring the goods so found as also the body of the said

C. D. before me or some other of Her Majesty's justices of the peace for the said to be disposed of and dealt with according to law.

Given under my hand and seal this day of in the year of our Lord One thousand eight hundred and (Signed) L.S.

And the said several amendments were read a second time and agreed to by the Assembly. Ordered—That this Bill be returned to the Legislative Council with a message acquainting them that the Legislative Assembly have agreed to the several amendments made by the Legislative Council in this Bill.

8. **ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the said amendments were read a first time, and are as follow :—

1. Clause 5, line 5, leave out "five hundred," and insert "one thousand."
2. " line 6, leave out "fifty" and insert "one hundred."
3. Clause 14, line 1, leave out "All natural born male persons," and insert "Every male person not subject to any legal incapacity and being a natural born subject of Her Majesty."
4. Clause 36, line 21, leave out "transferred," and insert "substituted."
5. After clause 107, insert new clause—
A. "No person having tendered his vote as the holder of a substituted Elector's Right shall be entitled to exercise the right of voting or to demand a voting paper if such substituted Elector's Right shall appear by the date thereon to have been issued within fourteen days before the day appointed for the polling at the election at which such substituted Elector's Right shall be exhibited."
6. Clause 126, line 5, leave out " a day not later than seven clear days following the day upon which such polling was to have taken place," and insert "that day week."
7. Clause 128, line 1, leave out "No such adjournment as aforesaid of the proceedings at any election shall be made or extend to the day named as the return day in the writ for such election and."
8. Clause 128, line 4, leave out "so."
9. " line 4, after "named" insert "as the return day in the writ for such election."
10. Clause 138, line 2, after "use" (at end of line) insert "of."
11. Clause 139, after "pounds" at end of clause, insert "and all payments made for or on account of any chairing or any such cockade ribbon or mark of distinction as aforesaid or of any bands of music or flags or banners shall be deemed illegal payments within this Act."
12. Clause 145, line 2, leave out "133rd" insert "132nd."

And the said amendments 1, 2, 3, and 10, were read a second time and agreed to by the Assembly.

And the said amendments 4, 6, 7, 8, 9, 11, and 12, were read a second time and disagreed to by the Assembly.

Amendment 5 read a second time.

Mr. Casey moved, That the said amendment be amended by omitting from the 4th line thereof the word "fourteen," and inserting instead thereof the word "seven."

Debate ensued.

Question—That the word proposed to be omitted stand part of the amendment—put and negatived.

Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.

Question—That the Assembly agree to the said amendment as so amended—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to some of the amendments of the Legislative Council, that they have disagreed to others of the said amendments, and that they have agreed to one of the said amendments with an amendment, with which they desire the concurrence of the Legislative Council.

9. **PUBLIC MONEYS AND AUDIT LAW CONSOLIDATION BILL.**—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham the said amendment was read, and is as follows :—

Clause 24.—At end of clause insert—"Provided always that the provisions of this section shall not be considered to apply to the 38th section of *The Land Act 1862.*"

And the said amendment having been read a second time

Mr. Higinbotham moved, That the Assembly disagree with the Legislative Council in the said amendment.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not agree with the Legislative Council in the said amendment.

10. **HOSPITALS AND CHARITABLE INSTITUTIONS LAW CONSOLIDATION BILL.**—The Order of the Day for the consideration of the amendments in this Bill, insisted on by the Legislative Council, having been read,
 Mr. Higinbotham moved, That the Assembly do “not” insist in their disagreement to the amendment made by the Legislative Council in Clause 9, line 3 of this Bill.
 Mr. Harker moved, as an amendment, That the word “not” be omitted from line 1 of the above motion.
 Debate ensued.
 Question—That the word proposed to be omitted stand part of the question—put and negatived.
 Question—That the Assembly do insist in their disagreement to the amendment made by the Legislative Council in Clause 9, line 3, of this Bill—put and resolved in the affirmative.
 Mr. Harker moved, That the Assembly insist in their disagreement to the amendment made by the Legislative Council to add certain words to Clause 9.
 Question—put and resolved in the affirmative.
 Mr. Harker moved, That the Assembly insist on their amendment upon the amendment of the Legislative Council to insert Clause A in this Bill.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Question—That this Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly still insist on their disagreement to two of the amendments made by the Legislative Council in this Bill, and insist on their amendment upon the amendment of the Legislative Council to insert a new clause proposed.
 Debate ensued.
 Question—put and resolved in the affirmative.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ Customs Duties Laws Amendment Bill—Second reading,” until Tuesday, 2nd May next ;
“ Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,” until to-morrow ;
“ Ways and Means—To be further considered in Committee,”
“ Supreme Court Law Consolidation Bill—To be further considered in Committee,” until Tuesday, 2nd May next ;
“ Post Office Law Amendment Bill—To be further considered in Committee,” until after the consideration of the 13th Order for to-day.
“ Mining Law Amendment Bill—Second reading,”
“ Transfer of Real Estate Bill (2)—Second reading,”
“ Banks and Currency Law Amendment Bill—Second reading,”
“ Lunacy Laws Amendment Bill—Second reading,” until Tuesday, 2nd May next.
12. **IMPRISONMENT FOR DEBT LAW AMENDMENT BILL.**—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, Mr. McCulloch moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.
 Debate ensued.
 Motion by leave withdrawn.
13. **POSTPONEMENT OF ORDER OF THE DAY.**—On the motion of Mr. Higinbotham, the Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“ Imprisonment for Debt Law Amendment Bill—To be considered in Committee.”
14. **POST OFFICE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
15. **PUBLIC HEALTH LAW AMENDMENT.**—Mr. Higinbotham moved, by leave of the Assembly, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of His Excellency the Governor’s Message No. 12.
 Question—put and resolved in the affirmative. Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
 Ordered—That the report be received to-morrow.
16. **COUNTY COURTS LAW AMENDMENT BILL.**—On the motion of Mr. Higinbotham, the several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.
 Ordered—That the Bill be read a third time to-morrow.

17. BRIDGES WITHIN SHIRES, ETC.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

Resolved—That an Address be presented to His Excellency the Governor, praying that he will cause to be placed upon an Additional Estimate for 1865, a sum not exceeding £50,000 for the purpose of assisting in the construction of bridges within Shires, Boroughs, and Road Districts, in special cases where the revenue of local bodies is insufficient to provide for the same ; and in all cases the local bodies shall provide one-third of the amount proposed to be expended.

And the said resolution was read a second time and agreed to by the Assembly.

18. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *His Excellency the Governor’s Message, No. 11—To be further considered in Committee,*” until to-morrow ;

“ *Abattoirs Law Amendment Bill—Second reading,*”

“ *Liquors Sale Law Amendment Bill—Second reading,*”

“ *Public Works Law Amendment and Consolidation Bill—Second reading,*” until Tuesday, 2nd May next ;

“ *Supply—Resolutions to be reported,*”—until to-morrow ;

“ *Supply—To be further considered in Committee,*” until Tuesday, 2nd May next ;

“ *Imprisonment for Debt Law Amendment Bill (2)—To be considered in Committee,*” until to-morrow.

Assembly adjourned at twelve minutes to twelve o’clock until four o’clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 62.

FRIDAY, 7TH APRIL, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Board of Education.—Third Report of, for the year 1864.
Ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Tucker moved, That this House do now adjourn.
Debate ensued.
Motion by leave withdrawn.
4. PETITION.—Mr. Snodgrass presented a Petition from the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, under the corporate seals of said Companies, praying that the Petitioners might have leave to bring in a Bill, "To repeal the 38th section of the Act of Incorporation of the Melbourne and Hobson's Bay Railway Company in the event of such company being amalgamated with the Melbourne Railway Company and for relieving such companies when amalgamated from certain reservations in Crown Grants for Railway Purposes and making provisions respecting Bridges and Level Crossings and for other purposes," and that this House would dispense with the Standing Orders Nos. 4, 7, 12, 19, and 20, in the case of the said Bill, and that this House would pass the said Bill.
Ordered to lie on the Table.
5. GOLD AND COAL PROSPECTING, CAPE OTWAY RANGES.—Mr. Connor moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865, the sum of £2000, for the purpose of prospecting the country between Colac and Cape Otway for gold and coal.
Debate ensued.
Motion by leave withdrawn.
6. MELBOURNE ORPHAN ASYLUM.—Mr. Harker moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the Building Fund of the Melbourne Orphan Asylum.
Debate ensued.
Motion by leave withdrawn.
7. IMPRISONMENT FOR DEBT LAW AMENDMENT BILLS.—Mr. Frazer moved, pursuant to notice—
 - (1.) That the several resolutions of this House agreed to on Tuesday, 28th March last, ordering that the Imprisonment for Debt Law Amendment Bill, and the Imprisonment for Debt Law Amendment Bill (2), be committed to a Committee of the whole Assembly, be read and rescinded.
 - (2.) That such Bills be referred for consideration and report to a Select Committee consisting of Mr. Bindon, Mr. Macgregor, Mr. Edwards, Mr. Houston, Mr. Blackwood, Mr. Davies, Mr. Dyte, Mr. Moore, Mr. Levi, Mr. Randall, and the Mover; three to form a quorum; with power to call for persons and papers.Debate ensued.
Question—That the several resolutions of this House agreed to on Tuesday, 28th March last, ordering that the Imprisonment for Debt Law Amendment Bill, and the Imprisonment for Debt Law Amendment Bill (2), be committed to a Committee of the whole Assembly, be read and rescinded—put.

Assembly divided.

| Ayes, 15. | | Noes, 23. | |
|----------------|------------------|------------------|------------------|
| Mr. Bindon, | Mr. Ramsay, | Mr. Berry, | Mr. Macpherson, |
| Capt. Dane, | Mr. Randall, | Mr. Brown, | Mr. Michie, |
| Mr. Davies, | Mr. L. L. Smith, | Mr. Burt, | Mr. Richardson, |
| Mr. Edwards, | Mr. Vale. | Mr. Connor, | Mr. Robinson, |
| Mr. Frazer, | | Mr. Cope, | Mr. G. V. Smith, |
| Mr. Kerferd, | | Mr. Creswick, | Mr. J. T. Smith, |
| Mr. Kyte, | <i>Tellers.</i> | Mr. Halfey, | Mr. Sullivan, |
| Mr. Macgregor, | Mr. Houston, | Mr. Harker, | Mr. Thomson. |
| Mr. McLellan, | Mr. Carpenter. | Mr. Higinbotham, | |
| | | Mr. King, | <i>Tellers.</i> |
| | | Mr. Lalor, | Mr. Francis, |
| | | Mr. Mason, | Mr. Harbison. |
| | | Mr. McCulloch, | |

And so it passed in the negative.

8. MR. J. H. WEBB.—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of this House a copy of all correspondence relative to the recommendation of the Gold Fields Reward Board, that a certain sum of money should be paid to Mr. J. Hemming Webb, for the services performed by him as Secretary to that Board.
Question—put and resolved in the affirmative.
9. ST. KILDA AND BRIGHTON RAILWAY SALE BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Houston, read a third time and passed.
Mr. Houston moved, That the following be the title of the Bill :—
“An Act to authorize the sale and purchase of the St. Kilda and Brighton Railway and for other Purposes.”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
10. DR. A. Y. CARR.—The Order of the Day for the resumption of the debate on the question, That this House will, on Tuesday, 3rd May next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause a sum of £850 to be placed upon an additional Estimate for 1865, to be paid to Dr. A. Y. Carr, in full satisfaction of his claim upon the Government for medical attendance, medicine, &c., supplied on the occasion of the Ballaarat riots—having been read.
Debate resumed.
Question—put and negatived.
11. THE SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 3rd May next, again resolve itself into the said Committee.
12. PAYMENT OF MEMBERS.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message No 12 having been read, on the motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received on Tuesday, 2nd May next.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“Manufactures—Report of Select Committee—To be considered in Committee,” until Friday, 5th May next ;
“Mining Accidents Bill—Second reading,” until Tuesday, 3rd May next ;
“Hawkers and Pedlers Law Amendment Bill—Second reading,”
“Barristers Admission Bill—Second reading,” until Friday, 5th May next ;
“Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”
“Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,” until Tuesday, 2nd May next.
14. PAPERS.—Mr. Francis, by command of His Excellency the Governor, presented :—Victorian Railways.—Report of the Board of Land and Works for the year ending 31st December, 1864.
Ordered to lie on the Table.

15. **POST OFFICE LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments.

Mr. McCulloch moved, That the Bill be recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 2nd May next.—Bill as amended to be printed.

16. **PUBLIC HEALTH LAW AMENDMENT.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—

6th April.

Resolved—That it is desirable that the Law relating to Public Health should be amended and that an appropriation be made from the Consolidated Revenue Fund for the purposes of a Bill to effect that object, and also that the rates and other moneys specified in such Bill be appropriated in accordance with the provisions thereof.

And the said resolution was read a second time and agreed to by the Assembly.

Ordered—That a Bill be brought in to carry out the above resolution.

17. **PUBLIC HEALTH LAW AMENDMENT BILL (2).**—Mr. Higinbotham then brought up a Bill intituled “*A Bill to amend the Law relating to the Public Health,*” and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 2nd May next.

18. **INSOLVENCY LAWS AMENDMENT.**—The Order of the Day for the further consideration in Committee of the whole Assembly of His Excellency the Governor’s Message No. 11 having been read,—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a resolution, which was read, and is as follows:—That it is expedient that the laws relating to insolvency be amended, and that a Bill be introduced for that purpose; and also that the fees or impost provided for in such Bill be appropriated in accordance with the provisions thereof.

And the said resolution was read a second time and agreed to by the Assembly.

19. **INSOLVENCY LAWS AMENDMENT BILL (2).**—Mr. Higinbotham then brought up a Bill intituled “*A Bill to amend the Laws relating to Insolvency,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed and read a second time on Tuesday, 2nd May next.

20. **SUPPLY.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow:—

ESTIMATES FOR 1865.

4th April.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

| No. | Classification. | | SALARIES AND WAGES. | £ s. d. | | |
|------------------|-----------------|-----------|--|---------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| DIVISION No. 13. | | | | | | |
| MUSEUM. | | | | | | |
| 1 | 1 | 1 | Director of Museum, Palæontologist (acting also as Zoologist) | 300 | 0 | 0 |
| 2 | ... | ... | Taxidermists and Collectors—One at £250, and one at £200 | 450 | 0 | 0 |
| 1 | ... | ... | Model Maker | 275 | 0 | 0 |
| 1 | ... | ... | Mechanical Draftsman | 250 | 0 | 0 |
| 1 | ... | ... | Keeper of Museum | 90 | 0 | 0 |
| 6 | | | Total, Division No. 13 | 1,365 | 0 | 0 |

| Classification. | | | | | | | £ | s. | d. |
|---|--------|-----------|--|-----|-----|-------|----|----|----|
| No. | Class. | Schedule. | | | | £ | s. | d. | |
| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | | | | | |
| DIVISION No. 14. | | | | | | | | | |
| AUDIT OFFICE. | | | | | | | | | |
| | | | | | | £ | s. | d. | |
| 1 | 2 | ... | Clerk | ... | ... | 516 | 13 | 4 | |
| 4 | 3 | ... | Clerks—Two at £436 13s. 4d., and two at £375 | ... | ... | 1,623 | 6 | 8 | |
| 5 | 4 | ... | Clerks—One at £350, one at £300, two at £275, and one at £200 | ... | ... | 1,400 | 0 | 0 | |
| 9 | 5 | ... | Clerks—Two at £180, three at £150, one at £130, and three at £113 6s. 8d. | ... | ... | 1,280 | 0 | 0 | |
| 2 | ... | 3 | Messengers—One at £110,* and one at £70... | ... | ... | 180 | 0 | 0 | |
| 1 | ... | 3 | Housekeeper at £40 | ... | ... | 40 | 0 | 0 | |
| | | | * With quarters, fuel, light, and water. | | | | | | |
| 22 | | | Total, Division No. 14... | ... | ... | 5,040 | 0 | 0 | |
| DIVISION No. 15. | | | | | | | | | |
| INDUSTRIAL SCHOOLS. | | | | | | | | | |
| | | | | | | £ | s. | d. | |
| 1 | ... | ... | Superintendent | ... | ... | 600 | 0 | 0 | |
| 1 | ... | ... | Matron* | ... | ... | 100 | 0 | 0 | |
| 1 | ... | ... | Clerk and Storekeeper† | ... | ... | 160 | 0 | 0 | |
| 1 | ... | ... | Assistant Storekeeper | ... | ... | 100 | 0 | 0 | |
| 1 | ... | ... | Medical Officer | ... | ... | 166 | 0 | 0 | |
| 6 | ... | ... | Teachers*—One at £140, one at £100, one at £90, one at £60, and two at £50 | ... | ... | 490 | 0 | 0 | |
| 1 | ... | ... | Farm Bailiff | ... | ... | 100 | 0 | 0 | |
| 1 | ... | ... | Gardener | ... | ... | 100 | 0 | 0 | |
| 4 | ... | ... | Laundresses,* at £35 | ... | ... | 140 | 0 | 0 | |
| 1 | ... | ... | Carpenter,* at 7s. 6d. (with two rations) | ... | ... | 136 | 17 | 6 | |
| 1 | ... | ... | Tailor,* at 7s. 6d. (with two rations) | ... | ... | 136 | 17 | 6 | |
| 1 | ... | ... | Shoemaker,* at 7s. 6d. (with two rations) | ... | ... | 136 | 17 | 6 | |
| 1 | ... | ... | Drill Instructor* | ... | ... | 80 | 0 | 0 | |
| | | | Singing Master (visiting) | ... | ... | 21 | 0 | 0 | |
| 20 | ... | ... | Servants, Wardsmen*—Ten at £26, and ten at £15 12s. | ... | ... | 416 | 0 | 0 | |
| | | | * With rations, quarters, fuel, light, and water. | | | | | | |
| | | | † With quarters, fuel, and light. | | | | | | |
| 41 | | | Total, Division No. 15... | ... | ... | 2,883 | 12 | 6 | |
| DIVISION No. 16. | | | | | | | | | |
| SCAB PREVENTION. | | | | | | | | | |
| 12 | ... | ... | Inspectors, including travelling expenses, viz., one Chief Inspector, £700; ten at £500, and one at £200 | ... | ... | 5,900 | 0 | 0 | |
| DIVISION No. 17. | | | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | | | |
| Subdivisions— | | | | | | £ | s. | d. | |
| No. 1. LEGISLATIVE ASSEMBLY. | | | | | | | | | |
| For the services of a Parliamentary Draftsman... | | | | | | 800 | 0 | 0 | |
| Fuel, Light, and Water | | | | | | 700 | 0 | 0 | |
| Stores | | | | | | 120 | 0 | 0 | |
| Travelling Expenses of Select Committees | | | | | | 100 | 0 | 0 | |
| Allowances to Witnesses attending Select Committees | | | | | | 150 | 0 | 0 | |
| Incidental Expenses | | | | | | 50 | 0 | 0 | |
| No. 2. | | | | | | 1,920 | 0 | 0 | |
| PARLIAMENTARY LIBRARY. | | | | | | | | | |
| Books and Bookbinding | | | | | | 1,000 | 0 | 0 | |
| Fuel, Light, and Water | | | | | | 300 | 0 | 0 | |
| Stores and Stationery | | | | | | 100 | 0 | 0 | |
| Incidental Expenses | | | | | | 50 | 0 | 0 | |
| | | | | | | 1,450 | 0 | 0 | |

| I.—CHIEF SECRETARY— <i>continued.</i> | | £ | s. | d. | £ | s. | d. |
|---|--|--------|----|----|---|----|----|
| DIVISION NO. 17— <i>continued.</i> | | | | | | | |
| Subdivisions— | | | | | | | |
| No. 3. REFRESHMENT ROOMS. | | | | | | | |
| Allowances—To Comptroller, at £100 per annum; to Contractor, at £500; to Stablekeeper, at £50, to cover expense of a Groom | | 650 | 0 | 0 | | | |
| Light | | 100 | 0 | 0 | | | |
| Incidental Expenses | | 200 | 0 | 0 | | | |
| | | 950 | 0 | 0 | | | |
| No. 4. CHIEF SECRETARY'S OFFICE. | | | | | | | |
| Clerical Assistance | | 250 | 0 | 0 | | | |
| Fuel, Light, and Water | | 150 | 0 | 0 | | | |
| Stores | | 350 | 0 | 0 | | | |
| Incidental Expenses, including Telegrams beyond the Colony | | 200 | 0 | 0 | | | |
| Allowance to Chief Secretary's Orderly | | 35 | 0 | 0 | | | |
| | | 985 | 0 | 0 | | | |
| No. 5. REGISTRAR GENERAL. | | | | | | | |
| Allowances to Deputy Registrars | | 5,500 | 0 | 0 | | | |
| Allowances for Vaccination... .. | | 4,000 | 0 | 0 | | | |
| Collecting and Compiling Agricultural Statistics | | 2,500 | 0 | 0 | | | |
| Clerical Assistance | | 150 | 0 | 0 | | | |
| Fuel, Light, and Water | | 120 | 0 | 0 | | | |
| Stores | | 200 | 0 | 0 | | | |
| Travelling Expenses | | 100 | 0 | 0 | | | |
| Incidental Expenses | | 50 | 0 | 0 | | | |
| | | 12,620 | 0 | 0 | | | |
| No. 6. GENERAL POLICE. | | | | | | | |
| Travelling Expenses | | 3,500 | 0 | 0 | | | |
| Purchase of Horses, at rates not to exceed £35 each | | 2,000 | 0 | 0 | | | |
| Shoeing and Farriery | | 1,500 | 0 | 0 | | | |
| Forage | | 19,000 | 0 | 0 | | | |
| Stores, Carts, Conveyances for Escort, &c. | | 5,350 | 0 | 0 | | | |
| Fuel, Light, and Water | | 3,000 | 0 | 0 | | | |
| Medical Expenses of Police, and to reimburse Members of the Force for Clothing destroyed in the execution of their duty | | 300 | 0 | 0 | | | |
| Burial of Destitute Persons | | 1,400 | 0 | 0 | | | |
| Incidental Expenses, Repairs to Saddlery, &c. | | 1,500 | 0 | 0 | | | |
| Conveyance of Escorts | | 2,500 | 0 | 0 | | | |
| Transport of Prisoners | | 3,000 | 0 | 0 | | | |
| Maintenance of Prisoners confined in Lockups proclaimed as Gaols and Provisions for Prisoners | | 2,000 | 0 | 0 | | | |
| | | 45,050 | 0 | 0 | | | |
| No. 7. GAOLS. | | | | | | | |
| Provisions | | 6,300 | 0 | 0 | | | |
| Clothing and Bedding | | 3,000 | 0 | 0 | | | |
| Fuel, Light, and Water | | 2,000 | 0 | 0 | | | |
| Stores | | 1,200 | 0 | 0 | | | |
| Allowance to Chaplains | | 200 | 0 | 0 | | | |
| Burials | | 60 | 0 | 0 | | | |
| Incidental Expenses | | 400 | 0 | 0 | | | |
| | | 13,160 | 0 | 0 | | | |
| No. 8. PENAL DEPARTMENT. | | | | | | | |
| Allowance to the Visiting Justice | | 280 | 0 | 0 | | | |
| Allowance to Chaplains | | 700 | 0 | 0 | | | |
| Allowance to Officers of Reformatory Hulk | | 500 | 0 | 0 | | | |
| Provisions | | 8,000 | 0 | 0 | | | |
| Forage | | 300 | 0 | 0 | | | |
| Fuel, Light, and Water | | 3,000 | 0 | 0 | | | |
| Stores—Bedding, Clothing, and raw material for manufacture | | 6,500 | 0 | 0 | | | |
| Travelling Expenses and Transport of Prisoners | | 100 | 0 | 0 | | | |
| Books for Library and School | | 100 | 0 | 0 | | | |
| For Relief of Destitute Prisoners on discharge | | 300 | 0 | 0 | | | |
| Burials and Incidental Expenses | | 100 | 0 | 0 | | | |
| | | 19,880 | 0 | 0 | | | |

| I.—CHIEF SECRETARY— <i>continued.</i> | | £ | s. | d. | £ | s. | d. |
|--|-----|--------|----|----|---|----|----|
| DIVISION No. 17— <i>continued.</i> | | | | | | | |
| Subdivisions— | | | | | | | |
| No. 9. MEDICAL. | | | | | | | |
| Medicines and Medical Comforts for Prisoners, Government Immigrants, and others | ... | 500 | 0 | 0 | | | |
| Medical Attendance on the same, and Medical Examination of Lunatics | ... | 1,700 | 0 | 0 | | | |
| Provisions, Fuel, Light, and Water for Sanatory Station, Immigration Hospital, and Office | ... | 300 | 0 | 0 | | | |
| Stores and Stationery for the same | ... | 100 | 0 | 0 | | | |
| Expenses of the Central Board of Health, including an allowance to one member of the Board at the rate of £100 per annum | ... | 350 | 0 | 0 | | | |
| Incidental Expenses | ... | 50 | 0 | 0 | | | |
| No. 10. LUNATIC ASYLUM. | | 3,000 | 0 | 0 | | | |
| Provisions and extra Articles | ... | 15,800 | 0 | 0 | | | |
| Clothing and Bedding, and materials for manufacture | ... | 9,200 | 0 | 0 | | | |
| Fuel, Light, and Water | ... | 1,720 | 0 | 0 | | | |
| Stores, Library, and Amusements | ... | 2,120 | 0 | 0 | | | |
| Medicines and Medical Comforts | ... | 1,520 | 0 | 0 | | | |
| Forage | ... | 150 | 0 | 0 | | | |
| Fees to Official Visitors | ... | 250 | 0 | 0 | | | |
| Purchase of Stock | ... | 100 | 0 | 0 | | | |
| Incidental Expenses and for the relief of Persons discharged from the Asylum | ... | 250 | 0 | 0 | | | |
| No. 11. PUBLIC LIBRARY. | | 31,110 | 0 | 0 | | | |
| Allowance for House Rent to Librarian | ... | 100 | 0 | 0 | | | |
| Books and Binding | ... | 2,000 | 0 | 0 | | | |
| Gas | ... | 500 | 0 | 0 | | | |
| Stores and Stationery | ... | 300 | 0 | 0 | | | |
| Fuel and Water | ... | 50 | 0 | 0 | | | |
| Insurance | ... | 60 | 0 | 0 | | | |
| Incidental Expenses | ... | 300 | 0 | 0 | | | |
| No. 12. SHORTHAND WRITER. | | 3,310 | 0 | 0 | | | |
| Clerical Assistance | ... | 250 | 0 | 0 | | | |
| Stores | ... | 60 | 0 | 0 | | | |
| Incidental Expenses | ... | 10 | 0 | 0 | | | |
| No. 13. BOTANIC GARDENS. | | 320 | 0 | 0 | | | |
| Purchase of Plants and Seeds | ... | 150 | 0 | 0 | | | |
| Expense of publishing Work on Australian Plants | ... | 350 | 0 | 0 | | | |
| Stores; Stationery, &c. | ... | 420 | 0 | 0 | | | |
| Forage for Horses, &c. | ... | 220 | 0 | 0 | | | |
| Transit Expenses and Incidentals | ... | 120 | 0 | 0 | | | |
| Travelling Expenses | ... | 40 | 0 | 0 | | | |
| Water supply | ... | 300 | 0 | 0 | | | |
| No. 14. MUSEUM. | | 1,600 | 0 | 0 | | | |
| Specimens, Models, Books, Stores, occasional Collectors and Assistance in the Museum, and to defray expense of publishing Decades, illustrating the Natural History and Palæontology of Victoria | ... | 2,500 | 0 | 0 | | | |
| No. 15. AUDIT OFFICE. | | 650 | 0 | 0 | | | |
| Clerical Assistance | ... | 350 | 0 | 0 | | | |
| Travelling Expenses | ... | 60 | 0 | 0 | | | |
| Fuel, Light, and Water | ... | 75 | 0 | 0 | | | |
| Stores | ... | 50 | 0 | 0 | | | |
| Incidental Expenses | ... | 50 | 0 | 0 | | | |
| | | 1,185 | 0 | 0 | | | |

| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | £ | s. | d. | £ | s. | d. |
|--|---|-----|-----|-----|--------|----|----|---------|----|----|
| DIVISION No. 17— <i>continued.</i> | | | | | | | | | | |
| No. 16. INDUSTRIAL SCHOOLS. | | | | | | | | | | |
| Provisions | ... | ... | ... | ... | 5,000 | 0 | 0 | | | |
| Clothing, Bedding, &c. | ... | ... | ... | ... | 3,000 | 0 | 0 | | | |
| Fuel, &c. | ... | ... | ... | ... | 1,000 | 0 | 0 | | | |
| Medicines and Medical Comforts | ... | ... | ... | ... | 250 | 0 | 0 | | | |
| Timber, Stores, Books, &c. | ... | ... | ... | ... | 1,000 | 0 | 0 | | | |
| Forage | ... | ... | ... | ... | 100 | 0 | 0 | | | |
| Purchase of Stock | ... | ... | ... | ... | 500 | 0 | 0 | | | |
| Incidental Expenses | ... | ... | ... | ... | 200 | 0 | 0 | | | |
| | | | | | 11,050 | 0 | 0 | | | |
| No. 17. INSPECTORS UNDER SCAB ACT. | | | | | | | | | | |
| Incidental Expenses | ... | ... | ... | ... | 100 | 0 | 0 | | | |
| Total, Division No. 17 | | | | | ... | | | 150,190 | 0 | 0 |
| DIVISION No. 18. ABORIGINES. | | | | | | | | | | |
| To meet all expenses for salaries of guardian (to rank as 3rd class officer) and teachers, rations, clothing, stores, medical attendance, &c. | | | | | ... | | | 7,000 | 0 | 0 |
| DIVISION No. 19. ELECTORAL | | | | | ... | | | 6,000 | 0 | 0 |
| DIVISION No. 21. GRANTS. | | | | | | | | | | |
| Subdivisions— <i>Inalterable.</i> | | | | | | | | | | |
| No. 1. | To be dispensed by the Board of Agriculture | ... | ... | ... | 6,000 | 0 | 0 | | | |
| No. 2. | Purchase of Books for Mechanics' Institutes or Public Libraries in country districts, on condition— | | | | | | | | | |
| | I. That grants be made in proportion to sums collected by private subscription or local rates during 1864. | | | | 3,000 | 0 | 0 | | | |
| | II. That no grant exceeding £200 be paid to any one library. | | | | | | | | | |
| | III. That no grant be made to any institution in Melbourne or more than one-sixth of the entire sum be divided amongst Institutions within ten miles of it. | | | | | | | | | |
| And the said several resolutions were read a second time and agreed to by the Assembly. | | | | | | | | | | |
| No. 3. | To the Acclimatisation Society on condition that an amount equal to one—"half" of the Grant be raised by private contribution | ... | ... | ... | 3,050 | 0 | 0 | | | |
| And the said resolution having been read a second time—Mr. McCulloch moved that the same be amended by omitting the word "half" from line 2 thereof, and inserting "fourth" instead thereof. | | | | | | | | | | |
| Question—That the word proposed to be omitted stand part of the resolution—put and negatived. | | | | | | | | | | |
| Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative. | | | | | | | | | | |
| Question—That the Assembly agree with the said resolution as so amended—put and resolved in the affirmative. | | | | | | | | | | |
| No. 4. | To aid Industrial and Reformatory Schools supported by private contributions | ... | ... | ... | 3,000 | 0 | 0 | | | |
| No. 5. | To the Horticultural Society, in consideration of damage done by recent floods | ... | ... | ... | 250 | 0 | 0 | | | |
| No. 6. | Towards a National Gallery | ... | ... | ... | 1,000 | 0 | 0 | | | |
| No. 7. | Commissions of Enquiry | ... | ... | ... | 1,000 | 0 | 0 | | | |
| Total, Division No. 21 | | | | | ... | | | 17,300 | 0 | 0 |
| DIVISION No. 22. MISCELLANEOUS. | | | | | | | | | | |
| Subdivisions— <i>Inalterable.</i> | | | | | | | | | | |
| No. 1. | Rewards for apprehension of offenders | ... | ... | ... | 200 | 0 | 0 | | | |
| No. 2. | Expenses of Board of Examiners under the <i>Civil Service Act</i> , including allowance of £50 to the Secretary | ... | ... | ... | 100 | 0 | 0 | | | |
| Total, Division No. 22 | | | | | ... | | | 300 | 0 | 0 |

II.—ATTORNEY-GENERAL.

| No. | Classification. | | SALARIES AND WAGES. | £ s. d. | | |
|---|-----------------|-----------|---|---------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| DIVISION No. 23. | | | | | | |
| THEIR HONORS THE JUDGES. | | | | | | |
| 4 | ... | 2 | Judges' Associates at £300 | 1,200 | 0 | 0 |
| Total, Division No. 23 | | | | ... | | |
| DIVISION No. 24. | | | | | | |
| LAW OFFICERS OF THE CROWN. | | | | | | |
| 1 | 1 | 1 | Secretary to the Law Department... .. | 610 | 0 | 0 |
| 3 | 3 | ... | Clerks—One at £436 13s. 4d., one at £430, and one at £411 13s. 4d. | 1,278 | 6 | 8 |
| 1 | 4 | ... | Clerk | 250 | 0 | 0 |
| 1 | 5 | ... | Clerk | 180 | 0 | 0 |
| 3 | ... | ... | Crown Prosecutors, Supreme Court— One for Melbourne | 600 | 0 | 0 |
| | | | One for Geelong, Ballaarat, Ararat, and Portland | 600 | 0 | 0 |
| | | | One for Sandhurst, Castlemaine, Maryborough, and Beechworth | 600 | 0 | 0 |
| 3 | ... | ... | Crown Prosecutors for General Sessions at £600 each | 1,800 | 0 | 0 |
| 2 | ... | 3 | Messenger at £150, and Housekeeper† at £50 | 200 | 0 | 0 |
| 2 | ... | 3 | Messengers—One at £120, and one at £80 | 200 | 0 | 0 |
| 16 | | | Total, Division No. 24 | ... | | |
| DIVISION No. 25. | | | | | | |
| CROWN SOLICITOR. | | | | | | |
| 2* | 2 | ... | Clerks—Chief Clerk for criminal business at £600, Chief Clerk for civil business at £550 | 1,150 | 0 | 0 |
| 3 | 3 | ... | Clerks—One at £450, one at £436 13s. 4d., and one at £430 | 1,316 | 13 | 4 |
| 2 | 4 | ... | Clerks—One at £300, and one at £275 | 575 | 0 | 0 |
| 1 | ... | 3 | Messenger | 80 | 0 | 0 |
| 9 | | | | | | |
| DIVISION No. 26. | | | | | | |
| PROTHONOTARY. | | | | | | |
| 1* | 1 | 1 | Prothonotary | 800 | 0 | 0 |
| 1* | 2 | ... | Chief Clerk | 600 | 0 | 0 |
| 1 | 3 | ... | Clerk | 436 | 13 | 4 |
| 4 | 4 | ... | Clerks—One at £350, one at £300, one at £275, and one at £250 | 1,175 | 0 | 0 |
| 1 | ... | 3 | Messenger and Housekeeper† | 150 | 0 | 0 |
| * Professional. † With quarters, fuel, and water. | | | | | | |
| 8 | | | Total, Division No. 26 | ... | | |

| No. | Classification. | | | £ s. d. | | |
|--|-----------------|-----------|---|-----------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| II. ATTORNEY-GENERAL— <i>continued.</i> | | | | | | |
| DIVISION No. 27. | | | | | | |
| MASTER IN EQUITY. | | | | | | |
| 1 | 1 | ... | Chief Clerk | 610 | 0 | 0 |
| 1* | 2 | ... | Second Clerk and Clerk of Equity and Divorce Courts | 516 | 13 | 4 |
| 1 | 4 | ... | Clerk | 275 | 0 | 0 |
| 3 | 5 | ... | Two Clerks at £180, and one at £96 13s. 4d. | 456 | 13 | 4 |
| 1 | ... | 3 | Messenger and Housekeeper† | 120 | 0 | 0 |
| 7 | | | Total, Division No. 27 | 1,978 6 8 | | |
| DIVISION No. 28. | | | | | | |
| CHIEF COMMISSIONER OF INSOLVENT ESTATES. | | | | | | |
| 1 | ... | ... | Chief Commissioner | 1,200 | 0 | 0 |
| 1 | 3 | ... | Clerk | 450 | 0 | 0 |
| 2 | 4 | ... | Clerks, at £275 | 550 | 0 | 0 |
| 1 | 5 | ... | Clerk | 180 | 0 | 0 |
| 1 | ... | 3 | Messenger and Housekeeper† | 120 | 0 | 0 |
| 1 | ... | 3 | Messenger | 80 | 0 | 0 |
| 1 | ... | ... | Bailiff of Insolvent Court, Geelong (exclusive of £30 for travelling expenses) | 200 | 0 | 0 |
| 8 | | | Total, Division No. 28 | 2,780 0 0 | | |
| DIVISION No. 29. | | | | | | |
| COMMISSIONER OF TITLES. | | | | | | |
| 1* | ... | ... | Commissioner of Titles | 2,000 | 0 | 0 |
| 1* | ... | ... | Solicitor | 1,200 | 0 | 0 |
| 1 | ... | ... | Secretary | 500 | 0 | 0 |
| 1 | ... | ... | Clerk | 200 | 0 | 0 |
| 1* | 3 | ... | Surveyor and Chief Draftsman | 430 | 0 | 0 |
| 1* | 4 | ... | Assistant Draftsman | 225 | 0 | 0 |
| 1 | 3 | ... | Clerk | 430 | 0 | 0 |
| 3 | 4 | ... | Clerks—One at £275, one at £250 and one at £225 | 750 | 0 | 0 |
| 2 | 5 | ... | Clerks at £96 13s. 4d. | 193 | 6 | 8 |
| 2 | ... | ... | Messenger £120, and Housekeeper £50 † | 170 | 0 | 0 |
| 1 | ... | ... | Messenger | 80 | 0 | 0 |
| 15 | | | Total, Division No. 29 | 6,178 6 8 | | |
| DIVISION No. 30. | | | | | | |
| SHERIFFS. | | | | | | |
| Subdivision No. 1. | | | | | | |
| MELBOURNE. | | | | | | |
| 1 | 1 | 1 | Sheriff | 1,000 | 0 | 0 |
| 1 | 3 | ... | Sheriff's Deputy and Chief Clerk | 485 | 0 | 0 |
| 3 | 4 | ... | Clerks—One at £350, and two Clerks at £300 | 950 | 0 | 0 |
| 1 | ... | 3 | Court Keeper, Crier, and Messenger† | 200 | 0 | 0 |
| 4 | ... | ... | Bailiffs, Melbourne, at £350 each | 1,400 | 0 | 0 |
| 1 | ... | 3 | Crier | 150 | 0 | 0 |
| 3 | ... | 3 | Messengers—One at £140, two at £120 | 380 | 0 | 0 |
| 14 | | | Total, Division No. 30 | 4,565 0 0 | | |

* Professional.

† With quarters, fuel, and water.

£ s. d.

II. ATTORNEY-GENERAL—*continued.*DIVISION No. 30.—SHERIFFS—*continued.*

Subdivision No. 2.

SHERIFFS—GEELONG AND OTHER PLACES.

| No. | Places. | Sheriffs, 2nd Class. | | Clerks and Bailiffs. | | | Sheriffs, not class'd at £250 per annum. | Clerk, 4th Class, at £250 per annum. | Court Keep- ers, &c., class'd at £150 p. ann. | £ | s. | d. |
|-----|---------------|-------------------------|---------|-------------------------|------|-------|--|--|---|-------|----|----|
| | | No. | Rate. | No. | Cls. | Rate. | | | | | | |
| | | | £ s. d. | | | £ | | | | | | |
| 3 | Ararat ... | 1 | 550 0 0 | 1 | ... | 350 | ... | ... | 1 | 1,050 | 0 | 0 |
| 4 | Ballaarat ... | 1 | 600 0 0 | 1 | 4 | 300 | 1 | ... | 1 | 1,400 | 0 | 0 |
| 3 | Beechworth | 1 | 550 0 0 | 1 | ... | 350 | ... | ... | 1 | 1,050 | 0 | 0 |
| 4 | Castlemaine | 1 | 600 0 0 | ... | ... | ... | 1 | 1 | 1 | 1,350 | 0 | 0 |
| 4 | Geelong ... | 1 | 600 0 0 | 1 | 4 | 300 | 1 | ... | 1 | 1,400 | 0 | 0 |
| 2 | Maryborough | ... | ... | 1 | ... | 300 | ... | ... | 1 | 450 | 0 | 0 |
| 1 | Portland ... | ... | ... | 1 | ... | 350 | ... | ... | ... | 350 | 0 | 0 |
| 2 | Sandhurst ... | ... | ... | 1 | ... | 350 | ... | ... | 1 | 500 | 0 | 0 |
| 23 | | 5 | | 7 | | | 3 | 1 | 7 | 7,550 | 0 | 0 |

^a Also Criers and Messengers.
 NOTE.—The Sheriff at Castlemaine acts also at Maryborough and Sandhurst, has quarters allowed him, and receives £100 per annum for travelling expenses. The Sheriffs at Ballaarat and Beechworth have quarters allowed them. The Sheriff at Ararat acts also at Portland, and receives £100 per annum for travelling expenses. The Sheriff at Beechworth receives £60 per annum for travelling expenses. The Courtkeepers, &c., are allowed quarters, fuel, and water.

Total, Division No. 30 ...

... 12,115 0 0

DIVISION No. 31.

DEPARTMENTAL CONTINGENCIES.

Subdivisions—

No. 1. THEIR HONORS THE JUDGES.

| | | | | | | |
|---|-----|-----|-----|-------|---|---|
| Travelling Expenses | ... | ... | ... | 1,000 | 0 | 0 |
| Fuel, Light, and Water (included under "Sheriff") | ... | ... | ... | — | — | — |
| Stores | ... | ... | ... | 100 | 0 | 0 |
| Incidental Expenses | ... | ... | ... | 15 | 0 | 0 |
| | | | | 1,115 | 0 | 0 |

No. 2.

LAW OFFICERS OF THE CROWN.

| | | | | | | |
|--|-----|-----|-----|-------|---|---|
| Costs and other Expenses connected with or arising out of | | | | | | |
| Actions, Suits, and other legal proceedings | ... | ... | ... | 2,000 | 0 | 0 |
| Travelling Expenses | ... | ... | ... | 900 | 0 | 0 |
| Professional Assistance and Fees to Prosecuting Barristers | ... | ... | ... | 500 | 0 | 0 |
| For Drawing and Revising Bye-laws of Mining Boards | ... | ... | ... | 200 | 0 | 0 |
| For Defence of Prisoners in capital cases, and of Aboriginal Prisoners | ... | ... | ... | 450 | 0 | 0 |
| Clerical Assistance in the Departments under the control of the Attorney-General | ... | ... | ... | 300 | 0 | 0 |
| For Law Reports... | ... | ... | ... | 300 | 0 | 0 |
| Stores and Law Books | ... | ... | ... | 350 | 0 | 0 |
| Fuel, Light, and Water | ... | ... | ... | 100 | 0 | 0 |
| Chemical Analyses | ... | ... | ... | 50 | 0 | 0 |
| Incidental Expenses | ... | ... | ... | 50 | 0 | 0 |
| | | | | 5,200 | 0 | 0 |

| | | | | | £ s. d. | | |
|--|--|--|--|--|-------------------|---|---|
| II. ATTORNEY-GENERAL—continued. | | | | | | | |
| No. 3. PROTHONOTARY. | | | | | £ s. d. | | |
| Allowances to Witnesses at Supreme and Circuit Courts... | | | | | 6,000 | 0 | 0 |
| Fuel, Light, and Water | | | | | 75 | 0 | 0 |
| Stores | | | | | 60 | 0 | 0 |
| Incidental Expenses | | | | | 10 | 0 | 0 |
| | | | | | 6,145 | 0 | 0 |
| No. 4. MASTER IN EQUITY. | | | | | | | |
| Fuel, Light, and Water | | | | | 60 | 0 | 0 |
| Stores | | | | | 50 | 0 | 0 |
| Incidental Expenses | | | | | 10 | 0 | 0 |
| | | | | | 120 | 0 | 0 |
| No. 5. CHIEF COMMISSIONER OF INSOLVENT ESTATES. | | | | | | | |
| Fuel, Light, and Water | | | | | 60 | 0 | 0 |
| Stores | | | | | 80 | 0 | 0 |
| Incidental Expenses (including £30 allowance in lieu of travelling expenses for Bailiff at Geelong) | | | | | 40 | 0 | 0 |
| | | | | | 180 | 0 | 0 |
| No. 6. COMMISSIONER OF TITLES. | | | | | | | |
| Clerical Assistance and Preparation of Diagrams | | | | | 1,800 | 0 | 0 |
| Stores | | | | | 200 | 0 | 0 |
| Fuel, Light, and Water | | | | | 120 | 0 | 0 |
| Incidental Expenses | | | | | 50 | 0 | 0 |
| | | | | | 2,170 | 0 | 0 |
| No. 7. SHERIFFS. | | | | | | | |
| Travelling Expenses | | | | | 400 | 0 | 0 |
| Fees to Jurors | | | | | 7,000 | 0 | 0 |
| Allowance to Special Constables | | | | | 200 | 0 | 0 |
| Fuel, Light, and Water | | | | | 200 | 0 | 0 |
| Stores | | | | | 200 | 0 | 0 |
| Incidental Expenses | | | | | 100 | 0 | 0 |
| | | | | | 8,100 | 0 | 0 |
| Total, Division No. 31—DEPARTMENTAL CONTINGENCIES | | | | | 23,030 0 0 | | |

5th April.

III.—MINISTER OF JUSTICE.

| | | | SALARIES. | | | £ s. d. | | |
|-----|--------|-----------|--|--|--|---------|--------|-----|
| | | | DIVISION No. 32. | | | | | |
| | | | COUNTY COURTS, COURTS OF MINES, AND GENERAL SESSIONS. | | | | | |
| No. | Class. | Schedule. | | | | £ | s. | d. |
| 8 | ... | ... | The Judges—Eight at £1,500 each ... | | | 12,000 | 0 | 0 |
| 1 | ... | 3 | Court Keeper, Crier, and Messenger,* Melbourne County Court ... | | | 150 | 0 | 0 |
| 1 | ... | 3 | Court Keeper, Melbourne Police Court Houses | | | 120 | 0 | 0 |
| | | | * With quarters, fuel, and water. | | | | | |
| 10 | | | Total, Division No. 32 ... | | | ... | 12,270 | 0 0 |

| No. | Classi- fication. | | £ | s. | d. | £ | s. | d. |
|--|----------------------|-----|--|-----|-----|--------|--------|------|
| III.—MINISTER OF JUSTICE—continued. | | | | | | | | |
| DIVISION No. 34. | | | | | | | | |
| CLERKS OF COURTS AND INTER- PRETERS. | | | | | | | | |
| 2 | 2 | ... | Two at £600 | ... | ... | 1,200 | 0 | 0 |
| 13 | 3 | ... | Four at £450, six at £436 13s. 4d., two at £430, and one at £375 | ... | ... | 5,655 | 0 | 0 |
| 71 | 4 | ... | Eleven at £350, thirty-nine at £300,† twelve at £275, five at £250, one at £225, and three at £200 | ... | ... | 20,812 | 10 | 0 |
| 7 | ... | ... | Chinese Interpreters and Scribes on the Gold Fields—Six at £200, and one at £120 | ... | ... | 1,320 | 0 | 0 |
| | | | † Less nine months' salary of Clerk on leave at £150. | | | | | |
| 93 | | | Total, Division No. 34 | ... | ... | | 28,987 | 10 0 |
| DIVISION No. 35. | | | | | | | | |
| CURATOR OF INTESTATE ESTATES OF DECEASED PERSONS. | | | | | | | | |
| 1 | 2 | ... | Curator | ... | ... | 600 | 0 | 0 |
| 3 | ... | ... | Clerks—One at £210, one at £160, and one at £130 | ... | ... | 500 | 0 | 0 |
| 4 | | | Total, Division No. 35 | ... | ... | | 1,100 | 0 0 |
| DIVISION No. 36. | | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | | |
| Subdivisions— | | | | | | | | |
| No. 1. | | | | | | | | |
| COUNTY AND OTHER COURTS. | | | | | | | | |
| | | | Fees to Assessors | ... | ... | 1,100 | 0 | 0 |
| | | | Allowances to Witnesses (those at Inquests and Magisterial Inquiries other than Professional Witnesses, or Experts, Police Officers, and Interpreters, only when summoned from a distance beyond twenty miles) | ... | ... | 6,300 | 0 | 0 |
| | | | Allowances to Clerks who act at more than one Court, and remuneration to Clerks of Courts at various places | ... | ... | 3,600 | 0 | 0 |
| | | | Allowances to Deputy Judges and Chairmen of General Sessions | ... | ... | 100 | 0 | 0 |
| | | | Additional remuneration to Bailiffs where the fees prove inadequate | ... | ... | 1,500 | 0 | 0 |
| | | | Travelling Expenses | ... | ... | 600 | 0 | 0 |
| | | | Fuel, Light, and Water | ... | ... | 600 | 0 | 0 |
| | | | Stores | ... | ... | 1,200 | 0 | 0 |
| | | | Incidental Expenses | ... | ... | 250 | 0 | 0 |
| | | | | | | 15,250 | 0 | 0 |
| No. 2. | | | | | | | | |
| POLICE MAGISTRATES. | | | | | | | | |
| | | | Allowances to Police Magistrates for forage and travelling expenses | ... | ... | 3,900 | 0 | 0 |

| III.—MINISTER OF JUSTICE— <i>continued</i> . | | | | £ | s. | d. | £ | s. | d. |
|---|--|--|--|-------|----|----|--------|----|----|
| DIVISION No. 36. | | | | | | | | | |
| Subdivisions— | | | | | | | | | |
| No. 3. CORONERS. | | | | | | | | | |
| Remuneration to Coroners, at £2 2s. each Inquest and adjournment; travelling expenses, at 1s. 6d. per mile from usual place of abode to place of intended inquest or inquests only one way | | | | 3,600 | 0 | 0 | | | |
| Remuneration to Surgeons for each <i>post mortem</i> examination, £2 2s.; and £1 1s. each Inquest and adjournment, with travelling expenses at the same rates as Coroners | | | | 3,450 | 0 | 0 | | | |
| Payments in respect to Inquests | | | | 250 | 0 | 0 | | | |
| Stores | | | | 50 | 0 | 0 | | | |
| Incidental Expenses | | | | 50 | 0 | 0 | | | |
| | | | | 7,400 | 0 | 0 | | | |
| No. 4.—CURATOR OF ESTATES OF DECEASED PERSONS. | | | | | | | | | |
| Stores | | | | 50 | 0 | 0 | | | |
| Fuel, Light, and Water | | | | 35 | 0 | 0 | | | |
| Incidental Expenses | | | | 15 | 0 | 0 | | | |
| | | | | 100 | 0 | 0 | | | |
| Total, Division No. 36— { DEPARTMENTAL } { CONTINGENCIES } | | | | ... | | | 26,650 | 0 | 0 |

IV.—TREASURER.

| | | | | SALARIES AND WAGES. | | | £ | s. | d. | £ | s. | d. |
|----|-----|-----|---|---------------------------|----|---|---|----|----|---|----|----|
| | | | | DIVISION No. 37. | | | | | | | | |
| | | | | TREASURER. | | | | | | | | |
| | | | | Subdivision No. 1. | | | | | | | | |
| | | | | TREASURER'S OFFICE. | | | | | | | | |
| 1 | 1 | 1 | Under Treasurer | 900 | 0 | 0 | | | | | | |
| | | | Secretary for Military Affairs (<i>see</i> Military Vote) | — | | | | | | | | |
| 1 | 1 | 1 | Accountant to the Treasury | 625 | 0 | 0 | | | | | | |
| 2 | 2 | ... | Clerks—One at £600, and one at £500 | 1,100 | 0 | 0 | | | | | | |
| 6 | 3 | ... | Clerks—Two at £450, one at £443 6s. 8d., one at £436 13s. 4d., one at £430, and one at £393 6s. 8d. | 2,603 | 6 | 8 | | | | | | |
| 14 | 4 | ... | Clerks—Five at £350, one at £300, six at £275, one at £250, and one at £225 | 4,175 | 0 | 0 | | | | | | |
| 5 | 5 | ... | Clerks—Two at £180, one at £150, one at £113 6s. 8d., and one at £80 | 703 | 6 | 8 | | | | | | |
| 3 | ... | 3 | Despatch Clerk and Office Keeper (with quarters, fuel, light, and water) at £200; Messengers—one at £120, and one at £100 | 420 | 0 | 0 | | | | | | |
| 32 | | | | 10,526 | 13 | 4 | | | | | | |
| | | | | Subdivision No. 2. | | | | | | | | |
| | | | | RECEIVERS AND PAYMASTERS. | | | | | | | | |
| | | | | <i>Melbourne.</i> | | | | | | | | |
| 1 | 1 | 1 | Receiver and Paymaster | 625 | 0 | 0 | | | | | | |
| 1 | 2 | ... | One at £550 | 550 | 0 | 0 | | | | | | |
| 2 | 4 | ... | Clerks { One at £285, one at £275 | 560 | 0 | 0 | | | | | | |
| 3 | 5 | ... | One at £180, one at £140, one at £96 13s. 4d. | 416 | 13 | 4 | | | | | | |
| 1 | ... | 3 | Messenger | 80 | 0 | 0 | | | | | | |
| | | | | <i>Geelong.*</i> | | | | | | | | |
| 1 | 2 | ... | Receiver and Paymaster | 600 | 0 | 0 | | | | | | |
| 1 | 4 | ... | Clerk | 275 | 0 | 0 | | | | | | |
| 1 | 5 | ... | Clerk | 96 | 13 | 4 | | | | | | |
| 1 | ... | 3 | Messenger | 80 | 0 | 0 | | | | | | |

* Acting also as Gold Receivers.

| No. | Classification. | | | £ s. d. | | | £ s. d. | | |
|-----|-----------------|-----------|---|---------|----|---|---------|----|---|
| | Class. | Schedule. | | | | | | | |
| | | | IV.—TREASURER— <i>continued.</i> | | | | | | |
| | | | DIVISION No. 37. | | | | | | |
| | | | Subdivision No. 2— <i>continued.</i> | | | | | | |
| | | | <i>For Occasional Service, and Inspector of Country Receipt and Pay Offices.</i> | | | | | | |
| 1 | 2 | ... | Receiver and Paymaster | 558 | 6 | 8 | | | |
| | | | <i>Ballaarat, Beechworth, Castlemaine, Maryborough, Sandhurst.*</i> | | | | | | |
| 5 | 2 | ... | Receivers and Paymasters—Four at £558 6s. 8d., and one at £516 13s. 4d. | 2,750 | 0 | 0 | | | |
| 5 | 4 | ... | Four Clerks at £300, and one at £200 | 1,400 | 0 | 0 | | | |
| 1 | 5 | ... | Clerk at Ballaarat | 96 | 13 | 4 | | | |
| | | | <i>Ararat.*</i> | | | | | | |
| 1 | 3 | ... | Receiver and Paymaster | 450 | 0 | 0 | | | |
| 1 | 4 | ... | Clerk | 300 | 0 | 0 | | | |
| | | | <i>Avoca, Talbot, Dunolly, Inglewood, Creswick, Stawell, Landsborough, Hamilton, Daylesford, Smythesdale, and Wood's Point.*</i> | | | | | | |
| 11 | 3 | ... | Receivers and Paymasters—Eight at £450, one at £430, one at £411 13s. 4d., and one at £393 6s. 8d. | 4,835 | 0 | 0 | | | |
| 37 | | | ... | | | | | | |
| | | | * Acting also as Gold Receivers. | 13,673 | 6 | 8 | | | |
| | | | Subdivision No. 3. | | | | | | |
| | | | GOLD RECEIVERS. | | | | | | |
| | | | <i>At Heathcote, Kilmore, Indigo, Mount Blackwood, Rushworth, Morse's Creek, Tarnagulla, Yachandandah, Linton's, Jamieson, Benalla, Maldon, and Beaufort—</i> | | | | | | |
| | | | The Clerks of Courts or other Officers who may perform the duties of Gold Receivers (say thirteen) at an annual allowance of £20... | 260 | 0 | 0 | | | |
| | | | ADDITIONAL OFFICES. | | | | | | |
| | | | To meet the Salaries of Officers whom it may be necessary to appoint | 500 | 0 | 0 | | | |
| | | | The Gold Receivers and Receivers and Paymasters in country districts may occupy quarters attached to their offices rent free. | 760 | 0 | 0 | | | |
| | | | Total, Division No. 37 | ... | | | 24,960 | 0 | 0 |
| | | | DIVISION No. 39. | | | | | | |
| | | | GOVERNMENT PRINTER. | | | | | | |
| 1 | 1 | 1 | Government Printer, with quarters, fuel, light, and water | 700 | 0 | 0 | | | |
| 1 | 3 | ... | Accountant | 450 | 0 | 0 | | | |
| 4 | 4 | ... | Clerks—One at £300, two at £275, and one at £285 | 1,135 | 0 | 0 | | | |
| 1 | 5 | ... | Clerk | 180 | 0 | 0 | | | |
| 1 | 3 | ... | Overseer | 450 | 0 | 0 | | | |
| 2 | 4 | ... | Sub-Overseers at £350 | 700 | 0 | 0 | | | |
| 4 | 4 | ... | Readers at £275 | 1,100 | 0 | 0 | | | |
| 1 | 4 | ... | Overseer of Bookbinding Branch | 350 | 0 | 0 | | | |
| 1 | 4 | ... | Sub-Overseer ditto | 300 | 0 | 0 | | | |
| | | | Compositors, Pressmen, and others, at current rates of wages | 23,717 | 10 | 0 | | | |
| | | | Bookbinders, Sewers, and others, at current rates | 4,810 | 0 | 0 | | | |
| 16 | | | Total, Division No. 39 | ... | | | 33,892 | 10 | 0 |

| Classification. | | | | | | £ | s. | d. | |
|--|--------|-----------|---|-----|-----|-------|-------|------|--|
| No. | Class. | Schedule. | | | | | | | |
| IV. TREASURER— <i>continued.</i> | | | | | | | | | |
| DIVISION No. 40. | | | | | | | | | |
| MILITARY. | | | | | | £ | s. | d. | |
| Subdivision No. 1. | | | | | | | | | |
| TROOPS IN GARRISON. | | | | | | | | | |
| | | | Allowances and Contingencies | ... | ... | 8,000 | 0 | 0 | |
| Subdivision No. 2. | | | | | | | | | |
| LOCAL STAFF. | | | | | | | | | |
| 1 | ... | ... | Colonel Commandant | ... | ... | 900 | 0 | 0 | |
| 1 | ... | ... | Clerk | ... | ... | 275 | 0 | 0 | |
| 2 | | | | | | 1,175 | 0 | 0 | |
| Subdivision No. 3. | | | | | | | | | |
| MILITARY STORE AND BARRACK DEPARTMENT. | | | | | | | | | |
| 1 | ... | ... | Superintendent,* also Barrack Master | ... | ... | 750 | 0 | 0 | |
| 1 | ... | ... | Chief Clerk††... | ... | ... | 250 | 0 | 0 | |
| 1 | ... | ... | Armorer, performs also the Police work‡ | ... | ... | 250 | 0 | 0 | |
| 1 | ... | ... | Wheeler and Carpenter, at 10s. per diem | ... | ... | 182 | 10 | 0 | |
| 1 | ... | ... | Barrack Sergeant,\|\| at 10s. per diem, with quarters | ... | ... | 182 | 10 | 0 | |
| 1 | ... | ... | Storeman, at 5s. per diem ditto | ... | ... | 91 | 5 | 0 | |
| 6 | | | | | | 1,706 | 5 | 0 | |
| Subdivision No. 4. | | | | | | | | | |
| VOLUNTEER FORCE. | | | | | | | | | |
| 1 | ... | ... | Major of Brigade | ... | ... | 750 | 0 | 0 | |
| 1 | ... | ... | Staff officer Naval Volunteers | ... | ... | 200 | 0 | 0 | |
| 1 | ... | ... | Ditto Cavalry | ... | ... | 450 | 0 | 0 | |
| 1 | ... | ... | Ditto Artillery | ... | ... | 450 | 0 | 0 | |
| 1 | ... | ... | Brigade Sergeant-Major | ... | ... | 250 | 0 | 0 | |
| 1 | ... | ... | Brigade Quartermaster Sergeant | ... | ... | 225 | 0 | 0 | |
| 1 | ... | ... | Chief Gunner's Mate, at 10s. per diem | ... | ... | 182 | 10 | 0 | |
| 1 | ... | ... | Messenger | ... | ... | 125 | 0 | 0 | |
| 8 | | | | | | 2,632 | 10 | 0 | |
| Total Subdivisions Nos. 2, 3, and 4, of Division No. 40 | | | | | | ... | 5,513 | 15 0 | |
| DIVISION No. 41. | | | | | | | | | |
| NAVAL TRAINING AND BLOCK SHIP. | | | | | | | | | |
| 1 | ... | ... | Sub-Lieutenant | ... | ... | 250 | 0 | 0 | |
| 1 | ... | ... | Clerk in charge of Stores and Provisions | ... | ... | 200 | 0 | 0 | |
| 3 | ... | ... | Warrant Officers, at 10s. per diem | ... | ... | 547 | 10 | 0 | |
| 11 | ... | ... | Instructors—Six at 6s., five at 5s. 6d. per diem | ... | ... | 1,158 | 17 6 | | |
| 1 | ... | ... | Cook, at 6s. per diem | ... | ... | 109 | 10 | 0 | |
| 1 | ... | ... | Steward, at 6s. per diem... | ... | ... | 109 | 10 | 0 | |
| 18 | | | | | | 2,375 | 7 6 | | |

* Also Staff Officer of Volunteers or other Colonial Military Force.

† Also Instructor in Engineering to the Volunteer Force.

‡ Including allowance for quarters, to be deducted if quarters are provided.

|| Acts also as Clerk in the Store Department.

IV.—TREASURER—*continued.*

DIVISION No. 42.

DEPARTMENTAL CONTINGENCIES.

Subdivisions—

| | £ | s. | d. | £ | s. | d. |
|--|--------|----|----|---|----|----|
| No. 1. TREASURY. | | | | | | |
| Clerical Assistance | 1,000 | 0 | 0 | | | |
| Travelling Expenses | 300 | 0 | 0 | | | |
| Gold Boxes, Saddle Bags, Safes, Scales and Weights | 200 | 0 | 0 | | | |
| Fuel, Light, and Water | 300 | 0 | 0 | | | |
| Stores | 600 | 0 | 0 | | | |
| Allowance to Office Keepers | 470 | 0 | 0 | | | |
| Incidental Expenses | 100 | 0 | 0 | | | |
| | 2,970 | 0 | 0 | | | |
| No. 2. STORES AND TRANSPORT. | | | | | | |
| Transport | 3,500 | 0 | 0 | | | |
| Occasional Clerical Assistance | 75 | 0 | 0 | | | |
| Fuel, Light, and Water | 25 | 0 | 0 | | | |
| Stores | 50 | 0 | 0 | | | |
| Travelling, and other Incidental Expenses | 25 | 0 | 0 | | | |
| Purchase of Samples | 25 | 0 | 0 | | | |
| | 3,700 | 0 | 0 | | | |
| No. 3. GOVERNMENT PRINTER. | | | | | | |
| Paper and Parchment | 10,000 | 0 | 0 | | | |
| Bookbinders' Materials, Machines, and Tools | 1,400 | 0 | 0 | | | |
| Type and Printers' Furniture | 150 | 0 | 0 | | | |
| Repairs to Machinery | 150 | 0 | 0 | | | |
| Purchase of two Steam Engines | 500 | 0 | 0 | | | |
| Fuel, Light, Water, and Coal for Engine | 500 | 0 | 0 | | | |
| Stores | 150 | 0 | 0 | | | |
| Incidental Expenses | 50 | 0 | 0 | | | |
| | 12,900 | 0 | 0 | | | |
| No. 4. LOCAL STAFF. | | | | | | |
| In aid of Maintaining a Military Band* | 500 | 0 | 0 | | | |
| In aid of the National Gymnasium* | 300 | 0 | 0 | | | |
| In aid of the Victorian Rifle Association* | 300 | 0 | 0 | | | |
| Incidental Expenses, Stores, Fuel, Light, and Water | 150 | 0 | 0 | | | |
| * On condition that the sum of at least equal to one-half be provided by private contributions. | | | | | | |
| | 1,250 | 0 | 0 | | | |
| No. 5. MILITARY STORE AND BARRACK DEPARTMENT. | | | | | | |
| Ammunition | 1,000 | 0 | 0 | | | |
| Repairs and purchase of materials for repairs of Ordnance, Small Arms, Tents, and Accoutrements, &c. | 600 | 0 | 0 | | | |
| Working Pay of Military keeping in order Military Stores, Guns, Gun Carriages, Shot, &c. | 530 | 0 | 0 | | | |
| For Purchase of Stores | 500 | 0 | 0 | | | |
| Freight, Landing, and Storing Expenses | 400 | 0 | 0 | | | |
| Incidental Expenses, including cartage | 250 | 0 | 0 | | | |
| Travelling Expenses | 30 | 0 | 0 | | | |
| | 3,310 | 0 | 0 | | | |

| | £ | s. | d. | £ | s. | d. |
|---|--------|----|----|--------|----|----|
| IV.—TREASURER—continued. | | | | | | |
| DIVISION No. 42. | | | | | | |
| Subdivision No. 6. | | | | | | |
| BARRACK DEPARTMENT. | | | | | | |
| Stores and Incidental Expenses | 300 | 0 | 0 | | | |
| Subdivision No. 7. | | | | | | |
| VOLUNTEER FORCE. | | | | | | |
| Allowance to Effectives—Cavalry, at £7† | 1,470 | 0 | 0 | | | |
| Ditto Engineers, at £6† | 300 | 0 | 0 | | | |
| Ditto Naval Volunteers, at £4 10s.† } | 13,700 | 0 | 0 | | | |
| Ditto Artillery, at £4 10s.† } | | | | | | |
| Ditto Rifles, at £4 10s.† } | | | | | | |
| Forage and Expense of Mounting Officers | 750 | 0 | 0 | | | |
| Travelling Expenses | 500 | 0 | 0 | | | |
| Pay of Men of Royal Artillery employed as Instructors ... | 200 | 0 | 0 | | | |
| Uniform of Non-Commissioned Officers of Paid Staff ... | 125 | 0 | 0 | | | |
| Supernumerary Drill Instructors | 250 | 0 | 0 | | | |
| Stores | 150 | 0 | 0 | | | |
| Badges | 250 | 0 | 0 | | | |
| Incidentals | 300 | 0 | 0 | | | |
| Fuel, Light, and Water | 50 | 0 | 0 | | | |
| | 18,045 | 0 | 0 | | | |
| Subdivision No. 8. | | | | | | |
| TRANSPORT BY GOVERNMENT RAILWAYS OF MILITARY STORES, TROOPS, &c. | | | | | | |
| | 2,000 | 0 | 0 | | | |
| Subdivision No. 9. | | | | | | |
| NAVAL TRAINING AND BLOCK SHIP. | | | | | | |
| Rations for 200 Boys and Crew | 2,075 | 0 | 0 | | | |
| Clothing | 700 | 0 | 0 | | | |
| Books for Instruction | 150 | 0 | 0 | | | |
| Fuel, Light, and Water | 100 | 0 | 0 | | | |
| Stores, Medical Attendance, Incidental Expenses, including also Expenses of Instruction | 400 | 0 | 0 | | | |
| | 3,425 | 0 | 0 | | | |
| † For Drill Instruction, Uniform, and Incidental Expenses of Corps. | | | | | | |
| Total, Division No. 42.—DEPARTMENTAL CONTINGENCIES | | | | 47,900 | 0 | 0 |
| DIVISION No. 43. | | | | | | |
| Advertising in the Public Journals | | | | 5,000 | 0 | 0 |
| DIVISION No. 44. | | | | | | |
| MISCELLANEOUS. | | | | | | |
| Subdivisions—(Inalterable). | | | | | | |
| No. 1. Expenses of Colonial Agency | 2,441 | 0 | 0 | | | |
| No. 2. Expenses of Prosecutions under the Revenue Laws ... | 1,000 | 0 | 0 | | | |
| No. 3. To meet unforeseen and accidental Expenditure for the Service generally, and to meet claims in 1865 against the Votes of previous years for which the books have been closed ... | 10,000 | 0 | 0 | | | |
| No. 4. Grant in aid of the funds of the Jewish community ... | 500 | 0 | 0 | | | |
| No. 5. Expenses of Pounds... .. | 500 | 0 | 0 | | | |
| Total, Division No. 44 | | | | 14,441 | 0 | 0 |
| DIVISION No. 45. | | | | | | |
| ADVANCE TO TREASURER. | | | | | | |
| To enable the Treasurer to make advances to Public Officers and others, and on account of other Governments. The whole amount to be adjusted not later than 31st March, 1866, or earlier at the instance of the Legislative Assembly | | | | | | |
| | | | | 60,000 | 0 | 0 |

V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

| No. | Classification. | | SALARIES AND WAGES. | £ s. d. | | |
|---|-----------------|-----------|---|------------|----|----|
| | Class. | Schedule. | | £ | s. | d. |
| DIVISION No. 46. | | | | | | |
| SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS. | | | | £ s. d. | | |
| Subdivision No. 1. | | | | | | |
| SURVEY BRANCH. | | | | | | |
| 1* | 1 | 1 | Surveyor General | 1,000 | 0 | 0 |
| 3* | 2 | ... | District Surveyors—One at £600, two at £550 | 1,700 | 0 | 0 |
| 8* | 3 | ... | District Surveyors—Two at £475, two at £450, one at £436 13s. 4d., one at £393 6s. 8d.; Two Geodetic Surveyors—One at £430 6s. 8d. one at £436 13s. 4d. | 3,547 | 0 | 0 |
| 9* | 4 | ... | Eight Assistant Surveyors—Two at £350, two at £325, two at £300, two at £275, one Geodetic Surveyor at £325 | 2,825 | 0 | 0 |
| 4 | 3 | ... | Draughtsmen—One at £485, one at £450; Photo-Lithographers—Two at £393 6s. 8d. | 1,721 | 13 | 4 |
| 13 | 4 | ... | Four Draughtsmen at £350; Field Clerks and Draughtsmen—One at £350, one at £325, one at £225; Clerk at £350; Photo-Litho- graphers—One at £350, three at £300, one at £225 | 4,125 | 0 | 0 |
| 11 | 5 | ... | Nine Field Clerks and Draughtsmen—Eight at £180, one at £96 13s. 4d.; Draughts- men—One at £180, one at £137 6s. 8d.... | 1,854 | 0 | 0 |
| 49 | | | | 16,772 | 13 | 4 |
| Subdivision No. 2. | | | | | | |
| ADMINISTRATIVE BRANCH. | | | | | | |
| 1 | 1 | 1 | Assistant Commissioner of Lands and Survey | 900 | 0 | 0 |
| 1 | 2 | ... | Chief Clerk | 600 | 0 | 0 |
| 5 | 3 | ... | Clerks—Accountant at £475, three at £450, and one at £430 | 2,255 | 0 | 0 |
| 6 | 4 | ... | Clerks—Four at £350, one at £275, one at £225 | 1,900 | 0 | 0 |
| 6 | 5 | ... | Clerks—Three at £180, two at £113 6s. 8d., one at £96 13s. 4d. | 863 | 6 | 8 |
| 1† | ... | ... | Crown Bailiff | 250 | 0 | 0 |
| 2† | ... | 3 | Parkkeepers at £125 | 250 | 0 | 0 |
| 5 | ... | 3 | Parkkeepers—Four at £100; Office-keeper at £130 | 530 | 0 | 0 |
| 27 | | | | 7,548 | 6 | 8 |
| Total, Division No. 46 | | | | 24,321 0 0 | | |
| DIVISION No. 47. | | | | | | |
| GEOLOGICAL SURVEY. | | | | | | |
| 1* | 1 | 1 | Director of Geological Surveys | 800 | 0 | 0 |
| 1* | 2 | ... | Field Geologist | 550 | 0 | 0 |
| 3* | 3 | ... | Three Field Geologists at £450 | 1,350 | 0 | 0 |
| 2 | 3 | ... | Clerk at £430; Draughtsman at £375 | 805 | 0 | 0 |
| 1 | 4 | ... | Assistant Field Geologist | 200 | 0 | 0 |
| 1 | 5 | ... | Junior Assistant | 80 | 0 | 0 |
| 9 | | | Total, Division No. 47 | 3,785 | 0 | 0 |

* Professional.

† With quarters.

‡ Cottage Accommodation.

| No. | Classification. | | | £ s. d. | | | £ s. d. | | |
|-----|-----------------|-----------|---|---------|----|---|---------|----|---|
| | Class. | Schedule. | | | | | | | |
| | | | V.—COMMISSIONER OF CROWN LANDS AND SURVEY— <i>continued.</i> | | | | | | |
| | | | DIVISION No. 48. | | | | | | |
| | | | OBSERVATORY. | | | | | | |
| 1* | 1 | 1 | Government Astronomer, also Superintendent of Geodetic Survey† | 600 | 0 | 0 | | | |
| 1* | 3 | ... | Assistant Astronomer† | 436 | 13 | 4 | | | |
| 1 | ... | ... | Second Assistant | 300 | 0 | 0 | | | |
| 1 | 5 | ... | Junior Assistant | 150 | 0 | 0 | | | |
| 4 | | | Total, Division No. 48 | | | | 1,486 | 13 | 4 |
| | | | * Professional. † With quarters. | | | | | | |
| | | | DIVISION No. 49. | | | | | | |
| | | | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | | | Subdivisions— | | | | | | |
| | | | No. 1. | | | | | | |
| | | | SURVEY BRANCH. | | | | | | |
| | | | Wages of Laborers in Survey Parties | 13,000 | 0 | 0 | | | |
| | | | Temporary Professional Assistance | 2,850 | 0 | 0 | | | |
| | | | Allowances to Nine District Surveyors at £200; Nine Assistant Surveyors, eight at £200, and one temporary Assistant Surveyor at £400, in lieu of equipment and travelling expenses | 3,800 | 0 | 0 | | | |
| | | | Wages of Pressmen and Plan Moulder | 925 | 0 | 0 | | | |
| | | | Stores, Photographic Materials, &c. | 1,350 | 0 | 0 | | | |
| | | | Travelling Expenses | 900 | 0 | 0 | | | |
| | | | Printing Plans and Charts for sale | 300 | 0 | 0 | | | |
| | | | Temporary Draftsmen and Clerks at District Survey Offices | 1,800 | 0 | 0 | | | |
| | | | Fuel, Light, and Water, and Incidental Expenses | 350 | 0 | 0 | | | |
| | | | | 25,275 | 0 | 0 | | | |
| | | | No. 2. | | | | | | |
| | | | ADMINISTRATIVE BRANCH. | | | | | | |
| | | | For the preparation of Deeds of Grant and Leases under the Land Act and Real Property Act | 3,800 | 0 | 0 | | | |
| | | | Wages of Laborers engaged in Parks and Reserves | 1,200 | 0 | 0 | | | |
| | | | Temporary Clerical Assistance | 400 | 0 | 0 | | | |
| | | | Wages of Messengers and House-cleaners | 290 | 0 | 0 | | | |
| | | | Commission on Sales of Land | 200 | 0 | 0 | | | |
| | | | Allowance to Crown Bailiff in lieu of forage and travelling expenses within twenty-four miles of Melbourne | 78 | 0 | 0 | | | |
| | | | To cover expense of extra security given by Land Officers appointed without additional remuneration | 30 | 0 | 0 | | | |
| | | | Incidental Expenses | 150 | 0 | 0 | | | |
| | | | Allowance to Assistant Commissioner of Lands and Survey in lieu of forage and horse shoeing... .. | 60 | 0 | 0 | | | |
| | | | Fuel, Light, and Water (included under Survey Branch). Stores (included under Survey Branch). | 6,208 | 0 | 0 | | | |

| V.—COMMISSIONER OF CROWN LANDS AND SURVEY— <i>continued.</i> | | £ | s. | d. | £ | s. | d. |
|--|--|--------|----|----|--------|----|----|
| DIVISION No. 49— <i>continued</i> | | | | | | | |
| Subdivisions— | | | | | | | |
| No. 3. GEODETIC SURVEY. | | | | | | | |
| Wages of Laborers employed in Geodetic Survey Parties... | | 6,000 | 0 | 0 | | | |
| Salaries and allowances of temporary Geodetic Surveyors | | 2,000 | 0 | 0 | | | |
| Allowances to four Geodetic Surveyors (including Superintendent Geodetic Survey), at £200, in lieu of equipment and travelling expenses | | 800 | 0 | 0 | | | |
| Purchase and Repair of Instruments | | 300 | 0 | 0 | | | |
| Conveyance of Apparatus, Stores, &c., including amount of £200, to cover probable extra cost for conveyance of Instruments and equipments of Geodetic Surveyors in the Wood's Point and Gippsland mountain Gold Fields | | 500 | 0 | 0 | | | |
| Forage | | 150 | 0 | 0 | | | |
| Harness, Farriery, and Shoeing | | 50 | 0 | 0 | | | |
| Observatory Tents | | 50 | 0 | 0 | | | |
| Building Trigonometrical Stations | | 200 | 0 | 0 | | | |
| | | 10,050 | 0 | 0 | | | |
| No. 4. GEOLOGICAL SURVEY. | | | | | | | |
| Coal—In aid of search for workable Seams | | 1,500 | 0 | 0 | | | |
| Boring for Water, award to first discoverer of an Artesian stream in Murray Basin | | 2,000 | 0 | 0 | | | |
| Travelling Expenses of Geological Surveyors, including equipment | | 900 | 0 | 0 | | | |
| Preparing and publishing Plans, Reports, and Sections ... | | 1,000 | 0 | 0 | | | |
| Labor and General Assistance | | 1,300 | 0 | 0 | | | |
| Laboratory and Analyses | | 300 | 0 | 0 | | | |
| Stores | | 200 | 0 | 0 | | | |
| Fuel, Light, and Water | | 50 | 0 | 0 | | | |
| Incidental Expenses | | 30 | 0 | 0 | | | |
| | | 7,280 | 0 | 0 | | | |
| No. 5. OBSERVATORY. | | | | | | | |
| Wages of Laborer and Messenger | | 100 | 0 | 0 | | | |
| Lighting, Water, &c. | | 40 | 0 | 0 | | | |
| Purchase of Books | | 50 | 0 | 0 | | | |
| Stationery, &c. | | 35 | 0 | 0 | | | |
| Instruments and Repairs to Instruments | | 200 | 0 | 0 | | | |
| Printing Observations | | 200 | 0 | 0 | | | |
| Incidental Expenses | | 50 | 0 | 0 | | | |
| | | 675 | 0 | 0 | | | |
| Total, Division No. 49—DEPARTMENTAL CONTINGENCIES | | ... | | | 49,488 | 0 | 0 |
| DIVISION No. 50. | | | | | | | |
| CONTRACT SURVEYS | | ... | | | 15,000 | 0 | 0 |
| DIVISION No. 51. | | | | | | | |
| SURVEY OF RUNS | | ... | | | 2,500 | 0 | 0 |
| DIVISION No. 54. | | | | | | | |
| FENCING AND IMPROVING PUBLIC PARKS AND GARDENS | | ... | | | 1,200 | 0 | 0 |

VI.—COMMISSIONER OF PUBLIC WORKS.

| No. | Classification. | | SALARIES. | £ s. d. | | |
|--|-----------------|-----------|--|---------|-------|-----|
| | Class. | Schedule. | | £ | s. | d. |
| DIVISION No. 56. | | | | | | |
| PUBLIC WORKS. | | | | | | |
| 1* | 1 | 1 | Inspector-General of Public Works, &c. ... | 1,200 | 0 | 0 |
| 3* | 2 | ... | Clerks of Works and Draughtsmen at £550 | 1,650 | 0 | 0 |
| 8* | 3 | ... | Clerks of Works and Draughtsmen—Three at £450, one at £433 6s. 8d., three at £440, and one at £411 13s. 4d. | 3,515 | 0 | 0 |
| 1* | 5 | ... | Draughtsman | 113 | 6 | 8 |
| 1 | 2 | ... | Accountant and Chief Clerk | 600 | 0 | 0 |
| 3 | 3 | ... | Clerks—Two at £436 13s. 4d., and one at £393 6s. 8d. | 1,266 | 13 | 4 |
| 2 | 4 | ... | Clerks—One at £275, and one at £250 | 525 | 0 | 0 |
| 1 | 5 | ... | Clerk | 113 | 6 | 8 |
| 1 | ... | 3 | Messenger at £120† | 120 | 0 | 0 |
| 1 | ... | 3 | Messenger (Female) at £40 | 40 | 0 | 0 |
| 22 | | | | | | |
| * Professional. † With quarters, fuel, and water. | | | | | | |
| Total, Division No. 56 | | | | ... | ... | ... |
| | | | | | 9,143 | 6 8 |
| DIVISION No. 57. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| PUBLIC WORKS. | | | | | | |
| Temporary Assistance by Clerks, Draughtsmen, &c., and One Assistant Messenger | | | | 2,500 | 0 | 0 |
| Travelling Expenses | | | | 1,000 | 0 | 0 |
| Fuel, Light, and Water | | | | 150 | 0 | 0 |
| Stores—Printed Books, &c. | | | | 200 | 0 | 0 |
| Lithographing, Engraving, and Printing Plans | | | | 50 | 0 | 0 |
| Allowance to Gas Engineer, &c., Houses of Parliament | | | | 200 | 0 | 0 |
| Incidental Expenses | | | | 100 | 0 | 0 |
| Total, Division No. 57 { DEPARTMENTAL CONTINGENCIES } | | | | ... | 4,200 | 0 0 |

VII.—COMMISSIONER OF TRADE AND CUSTOMS.

| No. | Classification. | | SALARIES AND WAGES. | £ s. d. | |
|----------------------------|-----------------|-----------|---|--|-------|
| | Class. | Schedule. | | £ | s. d. |
| SALARIES AND WAGES. | | | | | |
| DIVISION No. 59. | | | | | |
| CUSTOMS. | | | | | |
| Subdivision No. 1. | | | | | |
| OFFICE. | | | | | |
| 1 | 1 | 1 | Inspector-General of Customs (also Collector of Customs, Geelong)... | 1,000 | 0 0 |
| 1 | 2 | ... | Chief Clerk ... | 516 | 13 4 |
| 1 | 3 | ... | Chief Clerk—Audit Branch ... | 485 | 0 0 |
| 1 | 3 | ... | Shipping Master ... | *281 | 5 0 |
| 4 | 4 | ... | Clerks—One at £325, one at £300, two at £275 ... | 1,175 | 0 0 |
| 4 | 5 | ... | Clerks—Two at £180, two at £113 6s. 8d.... | 586 | 13 4 |
| 2\|\| | 3 | ... | Inspector and Secretary to the Steam Navigation Board at £443 6s. 8d., and Engineer Surveyor, also Inspector of Steam Dredges at £450 ... | 893 | 6 8 |
| 1 | ... | 3 | Officekeeper ... | 120 | 0 0 |
| 2 | ... | 3 | Messengers—One at 8s. per diem, one at £75 per annum ... | 221 | 0 0 |
| 17 | | | Allowance at the rate of £95 per annum to the Acting Shipping Master, from 1st January to 30th September, in addition to his salary of £275, during the absence, on leave, of the Shipping Master ... | 71 | 5 0 |
| | | | | * 1st January to 30th September, at £225=£168 15s. 1st October to 31st December, at £450=£112 10s. \|\| Professional. | |
| | | | | 5,350 3 4 | |
| Subdivision No. 2. | | | | | |
| MELBOURNE. | | | | | |
| Indoor. | | | | | |
| 1 | 1 | 1 | Collector of Customs ... | 900 | 0 0 |
| 3 | 2 | ... | Warehouse-keeper, Senior Clerk, Clerk and Receiver, at £550 each ... | 1,650 | 0 0 |
| 4 | 3 | ... | Clerks—Two at £485, two at £430 ... | 1,830 | 0 0 |
| 8 | 4 | ... | Clerks—Three at £350, two at £300, two at £275, one at £250 ... | 2,450 | 0 0 |
| 7 | 5 | ... | Clerks—Two at £150, two at £113 6s. 8d., three at £96 13s. 4d.... | 816 | 13 4 |
| 1 | ... | 3 | Queen's Warehousekeeper and Locker* ... | 175 | 0 0 |
| 3 | ... | 3 | Messengers—One at 8s. per diem, one at £75, one at £50 per annum ... | 271 | 0 0 |
| | | | | * With quarters, fuel and water. | |
| Outdoor. | | | | | |
| 3 | 2 | ... | Two Landing Surveyors at £600, one Landing Waiter at £558 6s. 8d. ... | 1,758 | 6 8 |
| 10 | 3 | ... | Landing Waiters—Two at £485, one at £443 6s. 8d., one at £436 13s. 4d., three at £430, one at £413 14s. 5d.,* one at £411 13s. 4d., one at £393 6s. 8d. ... | 4,358 | 14 5 |
| 7 | 4 | ... | Landing Waiters—One at £350, two at £300, four at £225 ... | 1,850 | 0 0 |
| 17 | ... | 3 | Lockers—Two at £275, two at £265, one at £253 19s. 2d., † two at £255, one at £250, five at £225, four at £215 ... | 4,078 | 19 2 |
| 30 | ... | 3 | Weighers—Four at £200, seven at £185, nine at £175, four at £150, six at £120 ... | 4,990 | 0 0 |
| 94 | | | | 25,128 13 7 | |
| | | | | * 1st January to 27th January, at £205 16s. 8d.=£14 18s. 8d. 28th January to 31st December, at £430=£398 15s. 9d. † 1st January to 31st January, at £132 10s.=£11 0s. 10d. 1st February to 31st December, at £265=£242 18s. 4d. | |

| No. | Classification. | | | £ s. d. | | | | | |
|--|--------------------------------------|---------------------------------------|---|--|-------------|--------------------|----------|--------------|------------|
| | Class. | Schedule. | | £ | s. d. | | | | |
| VII.—COMMISSIONER OF TRADE AND CUSTOMS.—continued. | | | | | | | | | |
| DIVISION No. 59. | | | | | | | | | |
| Subdivision No. 3. | | | | | | | | | |
| WILLIAMSTOWN. | | | | | | | | | |
| 1 | 3 | ... | Tide Inspector and Emigration Officer, with quarters | 485 | 0 0 | | | | |
| 5 | 4 | ... | Tide Surveyors and Assistant Emigration Officers—Two at £350, two at £325; one Clerk and Landing Waiter at £250 ... | 1,600 | 0 0 | | | | |
| 8 | ... | 3 | Tide Waiters—Two at £200, four at £185, two at £180 | 1,500 | 0 0 | | | | |
| 5 | ... | 3 | Coxswains, at 9s. 6d. per diem | 866 | 17 6 | | | | |
| 20 | ... | 3 | Boatmen, at 7s. 6d. per diem | 2,737 | 10 0 | | | | |
| 39 | | | | 7,189 | 7 6 | | | | |
| Subdivision No. 4. | | | | | | | | | |
| GEE LONG. | | | | | | | | | |
| Collector, <i>See</i> Inspector-General of Customs. | | | | | | | | | |
| <i>Indoor.</i> | | | | | | | | | |
| 2 | 3 | ... | Chief Clerk at £485, 2nd Clerk and Warehouse-keeper at £430 | 915 | 0 0 | | | | |
| 1 | 4 | ... | Clerk | 200 | 0 0 | | | | |
| 1 | 5 | ... | Clerk | 80 | 0 0 | | | | |
| <i>Outdoor.</i> | | | | | | | | | |
| 1 | 3 | ... | Landing Waiter | 485 | 0 0 | | | | |
| 1 | 4 | ... | Landing Waiter | 225 | 0 0 | | | | |
| 2 | ... | 3 | Lockers at £200 each | 400 | 0 0 | | | | |
| 3 | ... | 3 | Two Weighers—One at £185, one at £150; one Tidewaiter, £150 | 485 | 0 0 | | | | |
| 1 | ... | 3 | Messenger and Housekeeper* | 140 | 0 0 | | | | |
| 2 | ... | 3 | Coxswain at 8s. 6d. per diem, Boatman at 7s. 6d. per diem | 292 | 0 0 | | | | |
| 14 | | | | 3,222 | 0 0 | | | | |
| * With quarters, fuel, and water. | | | | | | | | | |
| Subdivision No. 5. | | | | | | | | | |
| QUEENSCLIFF. | | | | | | | | | |
| 1 | 4 | ... | Tide Surveyor | 350 | 0 0 | | | | |
| 6 | ... | 3 | Coxswain at 9s. 6d. per diem, and five Boatmen at 7s. 6d. per diem | 857 | 15 0 | | | | |
| 7 | | | | 1,207 | 15 0 | | | | |
| Subdivision No. 6. | | | | | | | | | |
| PORTLAND, &c. | | | | | | | | | |
| | | Collectors* (2nd Class) @ £550. | Three Landing Waiters, and Clerks (4th Class) @ £275; 1 Warrnam- bool @ £225. | 3rd Schedule. Messengers \| Boatmen @ 7s. 6d. per diem. | | | | | |
| 3 | Portland ... | 1 | 1 | 1 | ... | 961 17 6 | | | |
| 3 | Port Fairy ... | 1 | 1 | 1 | ... | 961 17 6 | | | |
| 3 | Warrnambool ... | 1 | 1 | 1 | ... | 911 17 6 | | | |
| 4 | Port Albert ... | 1 | 1 | ... | 2 | 1,098 15 0 | | | |
| 13 | | | | 4 | 4 | 3 | 2 | 3,934 | 7 6 |
| 184 | Total, Division No. 59 | | | | | 46,032 6 11 | | | |
| * Also Receivers and Paymasters, Assistant Immigration Agents and (except at Port Albert) Land Officers. | | | | | | | | | |

| No. | Classification. | | | £ s. d. | | | | |
|--|---|-------------------------------|--|---|----|---------------------------------------|-----------|------------|
| | Class. | Schedule. | | £ | s. | d. | | |
| VII.—COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i> | | | | | | | | |
| DIVISION No. 60. | | | | | | | | |
| PORTS AND HARBORS. | | | | | | | | |
| Subdivision No. 1. | | | | | | | | |
| HOBSON'S BAY (INCLUDING SANDRIDGE AND MELBOURNE). | | | | | | | | |
| *1 | 1 | 1 | Chief Harbor Master | 700 | 0 | 0 | | |
| 1 | 3 | ... | Harbor Master at Melbourne | 485 | 0 | 0 | | |
| 2 | 4 | ... | Clerk at £350, Foreman of Marine Yard and Storekeeper at £350, | 700 | 0 | 0 | | |
| 1 | 4 | ... | Assistant Harbor Master and Pier Master at Sandridge | 350 | 0 | 0 | | |
| 1 | 5 | ... | Berthing Officer and Clerk at Melbourne | 150 | 0 | 0 | | |
| 1 | 5 | ... | Clerk | 96 | 13 | 4 | | |
| 1 | ... | 3 | Messenger, with quarters | 100 | 0 | 0 | | |
| 1 | ... | 3 | Lighthouse Mechanic at 14s. per working day | 218 | 8 | 0 | | |
| 6 | ... | 3 | Artisans and Mechanics, at 12s. per working day | 1,123 | 4 | 0 | | |
| 1 | ... | 3 | Water Bailiff | 220 | 0 | 0 | | |
| 1 | ... | 3 | Boatman at 9s. per diem | 164 | 5 | 0 | | |
| 3 | ... | 3 | Two Laborers at 8s. per working day, one Watchman at 8s. per diem | 395 | 12 | 0 | | |
| 3 | ... | 3 | Boatmen at 7s. 6d. per diem | 410 | 12 | 6 | | |
| 2 | ... | 3 | Boys—One at 6s. and one at 4s. per working day | 156 | 0 | 0 | | |
| 25 | * Professional. | | | 5,269 | 14 | 10 | | |
| Subdivision No. 2. | | | | | | | | |
| GEELONG AND OTHER PORTS. | | | | | | | | |
| | | Harbor Masters. 4th Class. | | 3rd Schedule. | | | | |
| | | No. | Rate. | Boatmen, Seniors, at 8s. 6d. per diem. | | Signalman* at 6s. 6d. per diem. | | |
| 5 | Geelong ... | 1 | 275 | ... | 4 | ... | 822 10 0 | |
| 5 | Portland ... | †1 | 350 | 1 | 3 | ... | 915 15 0 | |
| 5 | Port Fairy ... | †1 | 350 | 1 | 3 | ... | 915 15 0 | |
| 7 | Port Albert and Corner Inlet | 1 | 350 | ... | 5 | 1 | 1,153 0 0 | |
| 4 | Warrnambool | †1 | 350 | 1 | 2 | ... | 778 17 6 | |
| 26 | | | 5 | ... | 3 | 17 | 1 | 4,585 17 6 |
| * With quarters and fuel. † Also Pilot and Shipping Master. ‡ Also Pilot. | | | | | | | | |
| Subdivision No. 3. | | | | | | | | |
| EMPIRE (Buoy Vessel.) | | | | | | | | |
| (1st January to 30th June.) | | | | | | | | |
| 1 | 4 | ... | Master at £350 per annum | 175 | 0 | 0 | | |
| 1 | ... | 3 | Mate at 9s. per diem | 81 | 9 | 0 | | |
| 1 | ... | 3 | Carpenter, at 8s. per diem | 72 | 8 | 0 | | |
| 6 | ... | 3 | Seamen, at 4s. 1d. per diem | 221 | 14 | 6 | | |
| 2 | ... | 3 | Boys—One at 1s. 9d., one at 1s. per diem | 24 | 17 | 9 | | |
| 11 | (The crew of the <i>Empire</i> will be supplied with rations, in addition to the above rates of pay.) | | | 575 | 9 | 3 | | |

| No. | Classification. | | | £ s d. | | | £ s d. | | |
|--|---|-----------|---|--------|----|---|--------|----|----|
| | Class. | Schedule. | | | | | | | |
| VII.—COMMISSIONER OF TRADE AND CUSTOMS—continued. | | | | | | | | | |
| DIVISION No. 60. | | | | | | | | | |
| Subdivision No. 4. | | | | | | | | | |
| SCREW STEAMER | | | | | | | | | |
| (1st April to 31st December). | | | | | | | | | |
| 1 | 4 | ... | Master, at £350 per annum | 262 | 10 | 0 | | | |
| 1 | ... | 3 | Engineer, at 14s. per diem | 192 | 10 | 0 | | | |
| 1 | ... | 3 | Mate, at 9s. per diem | 123 | 15 | 0 | | | |
| 1 | ... | 3 | Carpenter, at 8s. per diem | 110 | 0 | 0 | | | |
| 1 | ... | 3 | Steward, at 5s. per diem | 68 | 15 | 0 | | | |
| 1 | ... | 3 | Cook, at 4s. 9d. per diem | 65 | 6 | 3 | | | |
| 6 | ... | 3 | Seamen, at 4s. 1d. per diem | 336 | 17 | 6 | | | |
| 1 | ... | 3 | Stoker, at 6s. per diem | 82 | 10 | 0 | | | |
| 4 | ... | 3 | Boys—Two at 1s. 9d., two at 1s. per diem ... | 75 | 12 | 6 | | | |
| 17 | (The crew of the Screw Steamer will be supplied with rations, in addition to the above rates of pay.) | | | 1,317 | 16 | 3 | | | |
| Subdivision No. 5. | | | | | | | | | |
| SIGNAL STATION, POINT LONSDALE.* | | | | | | | | | |
| 1 | ... | 3 | Signal Master† | 200 | 0 | 0 | | | |
| 1 | ... | 3 | Assistant at 3s. per diem† | 54 | 15 | 0 | | | |
| † With quarters, fuel, and water. | | | | | | | | | |
| 2 | Total, Division No. 60 | | | ... | | | 12,053 | 12 | 10 |
| DIVISION No. 61. | | | | | | | | | |
| LIGHTHOUSES.* | | | | | | | | | |
| CAPE OTWAY, CAPE SCHANCK, WILSON'S PROMONTORY, AND GABO ISLAND. | | | | | | | | | |
| 4 | ... | 3 | Keepers at £200 | 600 | 0 | 0 | | | |
| 8 | ... | 3 | Assistants at 8s. 6d. per diem | 930 | 15 | 0 | | | |
| 12 | Total, Division No. 61 | | | ... | | | 1,530 | 15 | 0 |
| A moiety of the expenditure for Wilson's Promontory and Gabo Island is borne by the Government of New South Wales. | | | | | | | | | |
| DIVISION No. 62. | | | | | | | | | |
| HARBOR LIGHTS.* | | | | | | | | | |
| Subdivision No. 1. | | | | | | | | | |
| SHORTLAND'S BLUFF AND SWAN SPIT | | | | | | | | | |
| (Three Lights). | | | | | | | | | |
| 1 | ... | 3 | Keeper | 200 | 0 | 0 | | | |
| 7 | ... | 3 | Assistants at 7s. per diem | 894 | 5 | 0 | | | |
| 8 | Subdivision No. 2. | | | 1,094 | 5 | 0 | | | |
| WARRNAMBOOL | | | | | | | | | |
| (Two Lights). | | | | | | | | | |
| 3 | ... | 3 | Keepers—One at 8s. 6d., two at 7s. per diem | 410 | 12 | 6 | | | |
| Subdivision No. 3. | | | | | | | | | |
| PORTLAND, PORT FAIRY, PORT ALBERT. | | | | | | | | | |
| 6 | ... | 3 | Keepers—One at 8s. 6d., and one at 7s. per diem, at each place | 848 | 12 | 6 | | | |
| 17 | Total, Division No. 62 | | | ... | | | 2,353 | 10 | 0 |
| * The officers of these Departments are allowed quarters, fuel, light, and water. | | | | | | | | | |

| VII.—COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i> | | | | | | £ s. d. | | £ s. d. | | |
|--|--------------------------|-----|---|---------------------------|---------------------------------------|---------|-------|------------|-----------|--|
| DIVISION No. 63. | | | | | | | | | | |
| LIGHT VESSELS.* | | | | | | | | | | |
| No. | Places. | | 3RD SCHEDULE. | | | | | | | |
| | | | Masters at £200. | Mate at 9s. 6d. per diem. | Seamen at 8s. 6d. \| 7s. 6d. per diem. | | | | | |
| 5 | West Channel ... | | 1 | 1 | ... | 3 | 784 | 0 | 0 | |
| 4 | Gellibrand's Point ... | | 1 | ... | 1 | 2 | 628 | 17 | 6 | |
| 4 | Geelong Ship Channel ... | | 1 | ... | 1 | 2 | 628 | 17 | 6 | |
| 13 | | | 3 | 1 | 2 | 7 | | | | |
| * The Officers of this Department are allowed quarters, fuel, light, and water. | | | | | | | | | | |
| Total, Division No. 63 ... | | | | | | ... | | 2,041 15 0 | | |
| DIVISION No. 64. | | | | | | | | | | |
| DISTILLERIES. | | | | | | | | | | |
| 1 | 1 | 1 | Chief Inspector of Distilleries, and Immigration Agent ... | | | ... | 700 | 0 | 0 | |
| 1 | 4 | ... | Inspector ... | | | ... | 300 | 0 | 0 | |
| 4 | 4 | ... | Sub-Inspectors at £250 each ... | | | ... | 1,000 | 0 | 0 | |
| 6 | | | Total, Division No. 64 ... | | | ... | | | 2,000 0 0 | |
| DIVISION No. 65. | | | | | | | | | | |
| IMMIGRATION. | | | | | | | | | | |
| 1 | 4 | ... | Clerk ... | | | ... | 300 | 0 | 0 | |
| 2 | 5 | ... | Clerks at £175 each ... | | | ... | 350 | 0 | 0 | |
| 1 | ... | 3 | Officekeeper and Housekeeper* ... | | | ... | 150 | 0 | 0 | |
| 1 | ... | 3 | Matron † ... | | | ... | 100 | 0 | 0 | |
| 1 | ... | 3 | Cook † ... | | | ... | 35 | 0 | 0 | |
| 6 | | | Total, Division No. 65 ... | | | ... | | | 935 0 0 | |
| * With quarters, fuel, and water. † With quarters, fuel, water, and rations. | | | | | | | | | | |
| DIVISION No. 66. | | | | | | | | | | |
| POWDER MAGAZINES. | | | | | | | | | | |
| FOOTSCRAY AND GEELONG. | | | | | | | | | | |
| <i>At Footscray.</i> | | | | | | | | | | |
| 2 | ... | 3 | One Keeper, with quarters, at £200 per annum, and one Cooper at 10s. per diem ... | | | ... | 382 | 10 | 0 | |
| <i>At Geelong.</i> | | | | | | | | | | |
| An allowance of £25 per annum, with quarters, to the Sergeant-Major of Artillery in charge | | | | | | ... | 25 | 0 | 0 | |
| Total, Division No. 66 ... | | | | | | ... | | | 407 10 0 | |

| VII.—COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i> | | £ s. d. | | |
|---|--------------|----------|----------|-------------------|
| DIVISION No. 67. | | £ | s. | d. |
| DEPARTMENTAL CONTINGENCIES. | | | | |
| Subdivisions— | | | | |
| No. 1. CUSTOMS. | | | | |
| Allowances for extra or special services to Customs | | | | |
| Officers and others in the protection of the Revenue ... | 2,500 | 0 | 0 | |
| Clerical Assistance and Occasional Officers ... | 2,000 | 0 | 0 | |
| For carrying out the provisions of the Weights and Measures Statute ... | 1,000 | 0 | 0 | |
| Stores ... | 500 | 0 | 0 | |
| Fuel, Light, and Water ... | 400 | 0 | 0 | |
| Travelling Expenses ... | 250 | 0 | 0 | |
| Incidental Expenses ... | 400 | 0 | 0 | |
| | 7,050 | 0 | 0 | |
| No. 2. PORTS AND HARBORS. | | | | |
| Providing and Repairing Buoys, Beacons, and Moorings, inclusive of the Stores for Buoy Vessel "Empire," and Screw Steamer, and Repairs to Lightships and Lighting Apparatus ... | | | | |
| Remuneration to Crews of Life Boats and for Extraordinary Services, and to meet Expenses caused by Marine Casualties ... | 3,000 | 0 | 0 | |
| Fuel, Light, and Water, including screw steamer ... | 1,000 | 0 | 0 | |
| Stores, Tools, Instruments, &c., including provisions for persons on board the screw steamer ... | 1,000 | 0 | 0 | |
| Materials and extra Labor for Repairs to Boats and Vessels in the Public Service, exclusive of the "Victoria" ... | 650 | 0 | 0 | |
| Boat Stores ... | 140 | 0 | 0 | |
| Travelling Expenses ... | 250 | 0 | 0 | |
| New Boats for the Public Service ... | 150 | 0 | 0 | |
| Incidental Expenses ... | 100 | 0 | 0 | |
| | 6,390 | 0 | 0 | |
| No. 3. LIGHTHOUSES, LIGHT VESSELS, AND HARBOR LIGHTS. | | | | |
| Oil, Wicks, and Glasses ... | 2,300 | 0 | 0 | |
| Stores and Ship Chandlery ... | 560 | 0 | 0 | |
| Fuel, Light, and Water ... | 330 | 0 | 0 | |
| The Government of New South Wales repays a moiety of the expenditure defrayed on account of the Wilson's Promontory and Gabo Island Lighthouses. | | | | |
| | 3,190 | 0 | 0 | |
| No. 4. DISTILLERIES. | | | | |
| Occasional Revenue Detectives ... | 730 | 0 | 0 | |
| Rewards for the discovery of Illicit Distillation ... | 200 | 0 | 0 | |
| Travelling Expenses ... | 300 | 0 | 0 | |
| Stores, Instruments, and repairs to Instruments ... | 50 | 0 | 0 | |
| Fuel, Light, and Water ... | 20 | 0 | 0 | |
| Incidental Expenses ... | 10 | 0 | 0 | |
| | 1,310 | 0 | 0 | |
| No. 5. IMMIGRATION. | | | | |
| Fuel, Light, and Water ... | 250 | 0 | 0 | |
| Stores ... | 100 | 0 | 0 | |
| Travelling Expenses ... | 100 | 0 | 0 | |
| Incidental Expenses ... | 20 | 0 | 0 | |
| Occasional Clerical Assistance ... | 150 | 0 | 0 | |
| | 620 | 0 | 0 | |
| No. 6. POWDER MAGAZINES. | | | | |
| Stores ... | 50 | 0 | 0 | |
| Incidental Expenses ... | 10 | 0 | 0 | |
| | 60 | 0 | 0 | |
| Total, Division No. 67 | ... | | | |
| | | | | 18,620 0 0 |

Total, Division No. 67 { DEPARTMENTAL }
 { CONTINGENCIES }

| VII.—COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i> | | £ | s. | d. | £ | s. | d. |
|--|--|-----|-----|-----|-------|----|----|
| DIVISION No. 68. | | | | | | | |
| WHARF AND JETTY LIGHTS. | | | | | | | |
| MAINTENANCE— | | | | | | | |
| At Melbourne, Williamstown, Sandridge, Geelong, Schnapper Point, and Queenscliff | | | | | | | |
| | | ... | | | 1,100 | 0 | 0 |
| DIVISION No. 69. | | | | | | | |
| MAINTENANCE OF KENT'S GROUP AND KING'S ISLAND LIGHTHOUSES. | | | | | | | |
| PORTIONS PAYABLE TO THE MARINE BOARD, HOBART TOWN. | | | | | | | |
| One-third of Kent's Group | | ... | ... | ... | 400 | 0 | 0 |
| Half of King's Island | | ... | ... | ... | 550 | 0 | 0 |
| Total, Division No. 69 | | ... | ... | ... | 950 | 0 | 0 |

VIII.—POSTMASTER-GENERAL.

| No. | Classifi- cation. | | SALARIES AND WAGES. | £ | s. | d. |
|---------------------------------|----------------------|-----------|---|--------|----|----|
| | Class. | Schedule. | | | | |
| DIVISION No. 70. | | | | | | |
| POST OFFICES. | | | | | | |
| Subdivision No. 1. | | | | | | |
| GENERAL POST OFFICE, MELBOURNE. | | | | | | |
| 1 | 1 | 1 | Deputy Postmaster-General and Secretary ... | 900 | 0 | 0 |
| 1 | 1 | 1 | Inspector of Postal Service | 620 | 0 | 0 |
| 1 | 2 | ... | Accountant | 600 | 0 | 0 |
| 1 | 2 | ... | Superintendent of Mail Branch | 550 | 0 | 0 |
| 1 | 2 | ... | Principal Clerk | 516 | 13 | 4 |
| 1 | 3 | ... | Inspector of Dead Letters | 450 | 0 | 0 |
| 1 | 3 | ... | Sub-Inspector, Postal Service | 375 | 0 | 0 |
| 3 | 3 | ... | Clerks at £393 6s. 8d. | 1,180 | 0 | 0 |
| 22 | 4 | ... | Clerks—Four at £350, two at £325, eleven at £275, one at £250, and three at £200 ; Printer at £350 | 6,275 | 0 | 0 |
| 43 | 5 | ... | Clerks—Eleven at £180, five at £175, nine at £172 14s., two at £156, four at £149 3s., three at £136 13s. 4d., one at £133 6s. 8d., one at £130, four at £113 6s. 8d., and three at £96 13s. 4d. | 6,734 | 11 | 4 |
| 6 | ... | 3 | Sorters—One at 9s. 6d., four at 8s. 6d., one Junior Sorter at 6s. per working day ... | 772 | 4 | 0 |
| 12 | ... | 3 | Mail Guards—At 12s. 6d. per working day ... | 2,340 | 0 | 0 |
| 1 | ... | 3 | Office Keeper and Despatch Clerk at £175 ... | 175 | 0 | 0 |
| 39 | ... | 3 | Letter Carriers—Seventeen at 9s. 6d., seven- teen at 8s. 6d., and five at 7s. 6d. per working day | 5,358 | 12 | 0 |
| 1 | ... | 3 | Carpenter at 9s. 6d. per working day ... | 148 | 4 | 0 |
| 2 | ... | 3 | Messengers—One at 7s. 6d., and one at 5s. per working day | 195 | 0 | 0 |
| 1 | ... | 3 | Printer's Assistant at 6s. per working day ... | 93 | 12 | 0 |
| 137 | | | | 27,283 | 16 | 8 |

VIII.—POSTMASTER-GENERAL—*continued.*

DIVISION No. 70.

Subdivision No. 2.

ALL OTHER POST OFFICES.

£ s. d.

£ s. d.

| | Postmasters. | | Clerks. | | Third Schedule. | | | | | | | | £ s. d. | £ s. d. | |
|-----------------------------------|------------------|--------|---------|-----|-----------------|----------|--------|--------|--------|------------------|--------|--------|-------------|------------|-----|
| | No. | Class. | Rate. | No. | Class. | Sorters. | | | | Letter Carriers. | | | | | |
| | | | | | | At 11s. | At 9/6 | At 7/6 | At 9/6 | At 8/6 | At 7/6 | At 5s. | | | |
| | Per working day. | | | | | | | | No. | No. | No. | No. | | | No. | No. |
| 1 | Avoca | 1 3 | 430 0 0 | 1 4 | 275 0 0 | ... | ... | ... | ... | ... | 1 | ... | 117 0 0 | | |
| 13 | Ballaarat | 1 3 | 430 0 0 | 1 5 | 180 0 0 | ... | 1 | ... | 2 | 2 | 2 | ... | 2,346 18 0 | | |
| 4 | Beechworth | 1 4 | 350 0 0 | 1 4 | 275 0 0 | ... | ... | ... | ... | ... | 1 | ... | 914 14 0 | | |
| 7 | Castlemaine | 1 4 | 350 0 0 | 1 4 | 250 0 0 | ... | ... | ... | ... | ... | 1 | ... | 1,357 14 0 | | |
| 1 | Chiltern | ... | ... | ... | ... | ... | ... | ... | ... | ... | 1 | ... | 78 0 0 | | |
| 2 | Creswick | ... | ... | 1 5 | 172 14 0 | ... | ... | ... | ... | 1 | ... | ... | 305 6 0 | | |
| 1 | Daylesford | ... | ... | ... | ... | ... | ... | 1 | ... | ... | ... | ... | 117 0 0 | | |
| 1 | Dunolly | ... | ... | ... | ... | ... | ... | ... | ... | ... | 1 | ... | 78 0 0 | | |
| 14 | Geelong | 1 3 | 485 0 0 | 1 4 | 350 0 0 | ... | ... | ... | ... | ... | ... | ... | 2,540 3 4 | | |
| 2 | Hamilton | 1 4 | 300 0 0 | ... | ... | ... | ... | ... | ... | 1 | ... | ... | 432 12 0 | | |
| 1 | Heathcote | ... | ... | ... | ... | ... | ... | ... | ... | 1 | ... | ... | 132 12 0 | | |
| 2 | Jamieson | 1 4 | 225 0 0 | ... | ... | ... | ... | ... | 1 | ... | ... | ... | 373 4 0 | | |
| 2 | Kilmore | ... | ... | 1 5 | 113 6 8 | ... | ... | ... | ... | 1 | ... | ... | 245 18 8 | | |
| 2 | Kyneton | ... | ... | 1 5 | 172 14 0 | ... | ... | ... | ... | 1 | ... | ... | 305 6 0 | | |
| 1 | Maldon | ... | ... | ... | ... | ... | ... | ... | ... | 1 | ... | ... | 132 12 0 | | |
| 2 | Maryborough | 1 4 | 300 0 0 | 1 5 | 133 9 0 | ... | ... | ... | ... | ... | ... | ... | 433 9 0 | | |
| 1 | Portland | ... | ... | 1 5 | 130 0 0 | ... | ... | ... | ... | ... | ... | ... | 130 0 0 | | |
| 7 | Sandhurst | 1 4 | 325 0 0 | 1 4 | 275 0 0 | ... | ... | ... | ... | ... | ... | ... | 1,334 6 0 | | |
| 1 | Talbot | ... | ... | 1 5 | 172 14 0 | ... | 1 | ... | 1 | 2 | ... | ... | 172 14 0 | | |
| 1 | Warrnambool | ... | ... | 1 5 | 172 14 0 | ... | ... | ... | ... | ... | ... | ... | 172 14 0 | | |
| 3 | Williamstown | 1 4 | 300 0 0 | ... | ... | ... | ... | ... | ... | 2 | ... | ... | 565 4 0 | | |
| 2 | Wood's Point | 1 4 | 225 0 0 | ... | ... | ... | ... | ... | 1 | ... | ... | ... | 373 4 0 | | |
| 71 | | 10 | | 22 | | 1 | 3 | 1 | 11 | 15 | 6 | 2 | 12,658 11 0 | | |
| Subdivision No. 3. | | | | | | | | | | | | | | | |
| Allowances to Country Postmasters | | | | | | | | | | | ... | ... | ... | 14,000 0 0 | |
| Total, Division No. 70 | | | | | | | | | | | ... | ... | ... | 53,942 7 8 | |

| No. | Classification. | | Description. | Rate. | £ s. d. |
|----------------------------------|-----------------|-----------|---|-------|------------|
| | Class. | Schedule. | | | |
| DIVISION No. 71. | | | | | |
| ELECTRIC TELEGRAPHS. | | | | | |
| Subdivision No. 1. | | | | | |
| GENERAL SUPERINTENDENT'S OFFICE. | | | | | |
| 1 | 1 | 1 | General Superintendent... | ... | 850 0 0 |
| 1 | 3 | ... | Accountant | ... | 411 13 4 |
| 1 | 4 | ... | Clerk | ... | 250 0 0 |
| 1 | ... | 3 | General Line Repairer at 12s. 6d. per working day | ... | 195 0 0 |
| 1 | ... | 3 | Carpenter at 10s. per working day | ... | 156 0 0 |
| | | | | | 1,862 13 4 |

| VIII.—POSTMASTER-GENERAL— <i>continued.</i> | | | | | | £ | s. | d. |
|---|-----|-----|---|-----|-----|-------|----|----|
| DIVISION No. 71. | | | | | | | | |
| Subdivision No. 2. | | | | | | | | |
| MELBOURNE STATION. | | | | | | | | |
| 1 | 2 | ... | Manager | ... | ... | 516 | 13 | 4 |
| 1 | 4 | ... | Assistant Manager | ... | ... | 275 | 0 | 0 |
| 1 | 4 | ... | Bookkeeper | ... | ... | 325 | 0 | 0 |
| 2 | 5 | ... | Receiving Clerks—Two at £150 | ... | ... | 300 | 0 | 0 |
| 12 | 5 | ... | Assistant Operators—Two at £180, four at £150, one at £130, two at £113 6s. 8d., and three at £80 | ... | ... | 1,556 | 13 | 4 |
| 1 | ... | 3 | Instrument Fitter at 17s. per working day | ... | ... | 265 | 4 | 0 |
| 2 | ... | 3 | Line Repairers at 9s. 6d. per working day | ... | ... | 296 | 8 | 0 |
| 1 | ... | 3 | Office Keeper | ... | ... | 120 | 0 | 0 |
| 9 | ... | 3 | Messengers—One at 6s. 6d., eight at 5s. per working day | ... | ... | 725 | 8 | 0 |
| 35 | | | | | | 4,380 | 6 | 8 |

Subdivision No. 3.

ALL OTHER TELEGRAPH STATIONS.

| No. | Place. | Managers, 4th Class. | | Operators, 5th Class. | | Third Schedule. | | | £ | s. | d. | |
|-----|-----------------|-------------------------|-------|--------------------------|---------|--------------------------------|-------------|-------|-------|--------|----|---|
| | | No. | Rate. | No. | Rate. | Line Repairers @ 9s. 6d. | Messengers. | | | | | |
| | | | | | | | @ 6s. 6d. | @ 5s. | | | | |
| | | | £ | £ | s. | d. | | | | | | |
| 2 | Albury ... | 1 | 300 | 1 | 150 0 0 | ... | ... | ... | 450 | 0 | 0 | |
| 3 | Ararat † | 1 | 275 | ... | ... | 1 | ... | 1 | 501 | 4 | 0 | |
| 2 | Avoca † | 1 | 300 | ... | ... | 1 | ... | ... | 448 | 4 | 0 | |
| 8 | Ballaarat | 1 | 300 | 1 | 130 0 0 | 1 | 1 | 3 | 1,010 | 5 | 4 | |
| 5 | Beechworth ... | 1 | 300 | 1 | 150 0 0 | 1 | 1 | 1 | 777 | 12 | 0 | |
| 3 | Belfast † | 1 | 300 | ... | ... | 1 | ... | 1 | 526 | 4 | 0 | |
| 2 | Belvoir † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 2 | Benalla † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 2 | Buninyong † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 2 | Camperdown † | 1 | 250 | ... | ... | 1 | ... | ... | 398 | 4 | 0 | |
| 2 | Cape Otway ... | ... | ... | ... | ... | 2 | ... | ... | 296 | 8 | 0 | |
| 1 | Cape Schank ... | ... | ... | 1 | 180 0 0 | ... | ... | ... | 180 | 0 | 0 | |
| 2 | Carisbrook † | ... | ... | 1 | 150 0 0 | ... | ... | 1 | 228 | 0 | 0 | |
| 4 | Castlemaine ... | 1 | 300 | ... | ... | 1 | 1 | 1 | 627 | 12 | 0 | |
| 2 | Casterton ... | ... | ... | 1 | 150 0 0 | ... | ... | 1 | 228 | 0 | 0 | |
| 2 | Chiltern † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 2 | Clunes † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 2 | Colac † | 1 | 250 | ... | ... | ... | ... | 1 | 328 | 0 | 0 | |
| 2 | Creswick † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 3 | Daylesford † | 1 | 250 | ... | ... | 1 | ... | 1 | 476 | 4 | 0 | |
| 3 | Dunolly † | 1 | 275 | ... | ... | 1 | ... | 1 | 501 | 4 | 0 | |
| 2 | Echuca † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 7 | Geelong | 1 | 275 | 1 | 150 0 0 | 1 | 1 | 2 | 943 | 18 | 8 | |
| 2 | Gisborne † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 2 | Hamilton ... | ... | ... | 1 | 150 0 0 | 1 | ... | ... | 298 | 4 | 0 | |
| 2 | Heathcote † | 1 | 300 | ... | ... | 1 | ... | ... | 448 | 4 | 0 | |
| 2 | Hexham † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 3 | Inglewood † | 1 | 300 | ... | ... | 1 | ... | 1 | 526 | 4 | 0 | |
| 2 | Jamieson ... | ... | ... | ... | ... | 1§ | ... | 1 | 226 | 4 | 0 | |
| 1 | Kerang † | ... | ... | ... | ... | 1§ | ... | ... | 148 | 4 | 0 | |
| 2 | Kilmore † | 1 | 300 | ... | ... | 1 | ... | ... | 448 | 4 | 0 | |
| 2 | Kyneton † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 2 | Longwood † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 | |
| 2 | Maldon † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| 3 | Maryborough ... | 1 | 275 | ... | ... | 1 | ... | 1 | 501 | 4 | 0 | |
| 2 | Mortlake † | ... | ... | ... | ... | 1§ | ... | 1 | 226 | 4 | 0 | |
| 2 | Moonambel † | ... | ... | 1 | 175 0 0 | ... | ... | 1 | 253 | 0 | 0 | |
| 2 | Mornington † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 | |
| | (Snapper Point) | | | | | | | | | | | |
| 2 | Mount Gambier | 1 | 300 | 1 | 150 0 0 | ... | ... | ... | 450 | 0 | 0 | |
| 98 | | | 30 | | 12 | | 26 | 4 | 26 | 16,456 | 16 | 0 |

NOTE.—† At these places the Manager acts as Postmaster.

§ This officer is in charge.

VIII.—POSTMASTER-GENERAL—continued.

DIVISION No. 71.

Subdivision No. 3.—ALL OTHER TELEGRAPH STATIONS—
continued.

| o. | Places. | Managers, 4th Class. | | Operators, 5th Class. | | Third Schedule. | | | £ | s. | d. |
|-----|------------------------------|-------------------------|-------|--------------------------|---------|-------------------|-------------|-------|--------|-----|-----|
| | | No. | Rate. | No. | Rate. | Line Repairers | Messengers. | | | | |
| | | | | | | @ 9s. 6d. | @ 6s. 6d. | @ 5s. | | | |
| | | | | | | Per working day. | | | | | |
| 1 | Newstead † | ... | ... | ... | ... | 1§ | ... | ... | 148 | 4 | 0 |
| 3 | Portland † | 1 | 300 | ... | ... | 1 | ... | 1 | 526 | 4 | 0 |
| 3 | Port Albert | 1 | 250 | ... | ... | 1 | ... | 1 | 476 | 4 | 0 |
| 4 | Queenscliffe | 1 | 275 | 1* | 130 0 0 | 1 | ... | 1 | 631 | 4 | 0 |
| 2 | Raglan † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 |
| 1 | Redbank † | ... | ... | ... | ... | 1§ | ... | ... | 148 | 4 | 0 |
| 2 | Rutherglen † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Sale † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 |
| 6 | Sandhurst | 1 | 300 | 1 | 130 0 0 | 1 | 1 | 2 | 835 | 12 | 0 |
| 1 | Sandridge † | 1 | 275 | ... | ... | ... | ... | ... | 275 | 0 | 0 |
| 1 | Seymour | ... | ... | ... | ... | 1§ | ... | ... | 148 | 4 | 0 |
| 2 | Smythesdale † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Stawell † | 1 | 300 | ... | ... | ... | ... | 1 | 378 | 0 | 0 |
| 1 | Streatham † | ... | ... | ... | ... | 1§ | ... | ... | 148 | 4 | 0 |
| 2 | St. Arnaud † | ... | ... | 1 | 150 0 0 | 1 | ... | ... | 298 | 4 | 0 |
| 2 | Swan Hill † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 |
| 2 | Talbot † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Taradale † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Tarnagulla † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Wahgunyah † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Wangaratta † | 1 | 275 | ... | ... | 1 | ... | ... | 423 | 4 | 0 |
| 2 | Warrnambool † | 1 | 300 | ... | ... | ... | ... | 1 | 378 | 0 | 0 |
| 2 | Williamstown † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 2 | Wood's Point ... | ... | ... | 1 | 150 0 0 | 1 | ... | ... | 298 | 4 | 0 |
| 2 | Yackandandah † | 1 | 275 | ... | ... | ... | ... | 1 | 353 | 0 | 0 |
| 4 | For General Ser- vice ... | ... | ... | 2 | 130 0 0 | ... | ... | ... | ... | ... | ... |
| | | ... | ... | 2 | 96 13 4 | ... | ... | ... | 453 | 6 | 8 |
| 155 | | 49 | | 20 | | 40 | 5 | 41 | 26,116 | 6 | 8 |

NOTE.—† At these places the Manager acts as Postmaster. § This officer is in charge.
* The operator is stationed at Point Lonsdale.
All the Managers receive quarters, fuel, and water, except at Albury and Mount Gambier.

Total, Division No. 71 32,359 6 8

DIVISION No. 72.

DEPARTMENTAL CONTINGENCIES.

Subdivisions—

No. 1.

POST OFFICE.

| | | | |
|--|-------|---|---|
| Supernumerary Clerks, Sorters, and Letter-carriers, Town and Country, Night Watchman, and Assistant to Printer | 3,664 | 4 | 0 |
| Additional and occasional Assistance, Allowance for Overtime, and to meet unforeseen requirements | 5,700 | 0 | 0 |
| Stores, including Paper for Postage Stamps | 3,000 | 0 | 0 |
| Expenses of Landing and Shipping Mails | 1,650 | 0 | 0 |
| Mail Bags and Boxes | 1,200 | 0 | 0 |
| Clothing for Letter Carriers | 500 | 0 | 0 |
| Travelling Expenses | 750 | 0 | 0 |
| Fuel, Light, and Water | 925 | 0 | 0 |
| Incidentals | 260 | 0 | 0 |

17,649 4 0

No. 2.

ELECTRIC TELEGRAPH.

| | | | |
|--|-------|---|---|
| Maintenance and Repair of Lines, including the Purchase, Hire, and Forage of Horses | 2,350 | 0 | 0 |
| For Overtime and Night Service, and occasional Assistance or unforeseen requirements | 700 | 0 | 0 |
| Fuel, Light, and Water (for 67 Offices) | 1,250 | 0 | 0 |
| Stores, including Office Materials, Tools, &c., | 1,750 | 0 | 0 |
| Uniforms for 25 Messengers | 100 | 0 | 0 |

| VIII.—POSTMASTER-GENERAL— <i>continued.</i> | £ | s. | d. | £ | s. | d. |
|---|-----|----|----|-------|--------|-----|
| DIVISION NO. 72. | | | | | | |
| Subdivision No. 2—<i>continued.</i> | | | | | | |
| Travelling Expenses * | 400 | 0 | 0 | | | |
| Expenses contingent on Opening up New Lines, or for unforeseen Contingencies through existing Lines, including Salaries or Wages when requisite | 500 | 0 | 0 | | | |
| Incidental Expenses | 250 | 0 | 0 | | | |
| * Includes an allowance to the Superintendent of £200 per annum, exclusive of Transport. | | | | 7,300 | 0 | 0 |
| Total, Division No. 72 { DEPARTMENTAL { CONTINGENCIES } | ... | | | | 24,949 | 4 0 |
| DIVISION NO. 73. | | | | | | |
| MAIL SERVICE. | | | | | | |
| Conveyance of Inland Mails | ... | | | | 50,000 | 0 0 |

IX.—COMMISSIONER OF RAILWAYS.

| RAILWAYS. | £ | s. | d. | £ | s. | d. |
|--|--------|----|----|---|---------|------|
| DIVISION NO. 74. | | | | | | |
| SALARIES AND WAGES. | | | | | | |
| Subdivision No. 1. | | | | | | |
| Secretary £800, Traffic Superintendent £750 | 1,550 | 0 | 0 | | | |
| Accountant, Chief Clerk, and Assistant Traffic Superintendent, each at £600 | 1,800 | 0 | 0 | | | |
| Two at £500; Traffic Auditor and Railway Storekeeper-Inspector at £450 | 1,450 | 0 | 0 | | | |
| Station Masters, not exceeding forty-six, at from £75 to £400 per annum | 9,400 | 0 | 0 | | | |
| Clerks, not exceeding one hundred and ten, at from £80 to £400 per annum | 18,965 | 0 | 0 | | | |
| Two Messengers—One at £110 and one at £75 | 185 | 0 | 0 | | | |
| | | | | | 33,350 | 0 0 |
| DIVISION NO. 75. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Traffic Staff, not exceeding Two hundred and one, at wages of from 5s. to 12s. per diem | 29,318 | 12 | 6 | | | |
| Wages of Traffic Laborers, temporarily employed, at current rates | 18,500 | 0 | 0 | | | |
| Wages of Foreman and Laborers at Railway Stores | 4,000 | 0 | 0 | | | |
| Wages for services and labor of every kind required on the working and repair of engines, carriages, and wagons... ... | 60,000 | 0 | 0 | | | |
| Gatekeepers, Signalmen, and Watchmen, not exceeding Eighty-eight, at from 2s. to 5s. per diem | 6,130 | 0 | 0 | | | |
| Wages for services and labor of every kind required on the repair and maintenance of Permanent Way and Buildings | 41,623 | 0 | 0 | | | |
| Premium for economy in the consumption of fuel | 600 | 0 | 0 | | | |
| Compensation to Officers whose services may be dispensed with, or whose salaries may be reduced | 2,000 | 0 | 0 | | | |
| Incidentals, Secretary's Office | 100 | 0 | 0 | | | |
| Extra Clerical Assistance, do. | 100 | 0 | 0 | | | |
| Compensation, Traffic | 3,000 | 0 | 0 | | | |
| Towage | 1,500 | 0 | 0 | | | |
| Clothing | 1,000 | 0 | 0 | | | |
| Travelling Expenses, Traffic | 500 | 0 | 0 | | | |
| Unforeseen | 2,000 | 0 | 0 | | | |
| Stores for Traffic and Working Expenses, Traffic | 50,000 | 0 | 0 | | | |
| | | | | | 220,371 | 12 6 |

X.—MINISTER OF MINES.

| No. | Classification. | | | £ s. d. | | |
|--|-----------------|-----------|---|---------|-----|-------------|
| | Class. | Schedule. | | £ | s. | d. |
| MINING DEPARTMENT. | | | | | | |
| DIVISION No. 76. | | | | | | |
| SALARIES AND WAGES. | | | | | | |
| | | | | £ | s. | d. |
| 1 | 1 | 1 | Secretary for Mines | 750 | 0 | 0 |
| 1* | 1 | ... | Chief Mining Surveyor | 700 | 0 | 0 |
| 1 | 2 | ... | Clerk | 516 | 13 | 4 |
| 7 | 3 | ... | Clerks—Four at £430, one at £411 13s. 4d., two at £393 6s. 8d., | 2,918 | 6 | 8 |
| 5 | 4 | ... | Clerks—One at £325, four at £275 | 1,425 | 0 | 0 |
| 1 | 4 | ... | Draftsman | 225 | 0 | 0 |
| 1 | 5 | ... | Clerk | 96 | 13 | 4 |
| * Professional. | | | | | | |
| NOTE.—The clerks to the wardens act as keepers of powder magazines where necessary. The keepers of powder magazines at Avoca, Ballaarat, and Stawell are allowed quarters. | | | | | | |
| 17 | | | Total, Division No. 76 | ... | ... | 6,631 13 4 |
| DIVISION No. 77. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Stores, Books and Papers on Mining and Mining Jurisprudence, and for the purchase of Mr. Mining Surveyor Davidson's Exhibition Map of Ballaarat | | | | | | |
| | | | | 921 | 10 | 0 |
| Clerical Assistance, and to cover Cost of preparing and engrossing Leases | | | | | | |
| | | | | 900 | 0 | 0 |
| Fuel, Light, and Water | | | | | | |
| | | | | 450 | 0 | 0 |
| Allowance to Office Keepers* | | | | | | |
| | | | | 800 | 0 | 0 |
| Clerical Assistance to, and Expenses of Mining Boards | | | | | | |
| | | | | 2,000 | 0 | 0 |
| Expenses of New Gold Fields, unforeseen and incidental Expenses in connection with the Mining Department and Travelling Expenses, including also allowances to Keepers of Powder Magazines on the Gold Fields and Clerical Assistance in Wardens' Offices | | | | | | |
| | | | | 3,500 | 0 | 0 |
| Allowance to Mining Registrars and Surveyors | | | | | | |
| | | | | 4,500 | 0 | 0 |
| Wages of Keepers and Miscellaneous Expenses connected with the Public Reservoirs on the Gold Fields | | | | | | |
| | | | | 1,400 | 0 | 0 |
| * The Office Keeper in Melbourne is allowed quarters. | | | | | | |
| | | | | ... | ... | 14,471 10 0 |
| DIVISION No. 78. | | | | | | |
| WORKS. | | | | | | |
| Survey of Water Supply areas | | | | ... | ... | 5,000 0 0 |
| DIVISION No. 79. | | | | | | |
| REWARDS TO DISCOVERERS OF GOLD FIELDS. | | | | | | |
| Rewards to Discoverers of Gold Fields in 1865 to be expended according to regulations to be submitted to Parliament | | | | | | |
| | | | | 10,000 | 0 | 0 |
| Rewards to Discoverers of Gold Fields in accordance with the recommendations contained in the Report of the Gold Fields Reward Board, dated 15th June, 1864 | | | | | | |
| | | | | 6,150 | 0 | 0 |
| | | | | | | 16,150 0 0 |

XI.—COMMISSIONER OF ROADS.

| No. | Classifi- cation. | | | ROADS AND BRIDGES. | | | £ s. d. | | | £ s. d. | | |
|-----|----------------------|-----------|----------------------------|---|-----|-------|---------|-----|--------------|------------------|----------|---|
| | Class. | Schedule. | | DIVISION No. 80. | | | | | | | | |
| | | | | SALARIES. | | | | | | | | |
| 1 | 1 | 1 | Assistant Commissioner | ... | ... | 800 | 0 | 0 | | | | |
| 1 | 2 | ... | Secretary and Accountant | ... | ... | 600 | 0 | 0 | | | | |
| 1 | 4 | ... | Draughtsman | ... | ... | 350 | 0 | 0 | | | | |
| 2 | 4 | ... | Clerks, at £300 | ... | ... | 600 | 0 | 0 | | | | |
| 1 | 5 | ... | Clerk | ... | ... | 136 | 13 | 4 | | | | |
| 1 | ... | 3 | Messenger and Housekeeper | ... | ... | 150 | 0 | 0 | | | | |
| 1* | 1 | 1 | Inspector General of Roads | ... | ... | 800 | 0 | 0 | | | | |
| 2* | 2 | ... | Road Engineers—Two at £550 | ... | ... | 1,100 | 0 | 0 | | | | |
| 1* | 3 | ... | Road Engineer | ... | ... | 450 | 0 | 0 | | | | |
| 11 | | | Total, | ... | ... | ... | | | 4,986 | 13 | 4 | |
| | | | | * Professional. | | | | | | | | |
| | | | | DIVISION No. 81. | | | | | | | | |
| | | | | DEPARTMENTAL CONTINGENCIES. | | | | | | | | |
| | | | | Allowance, in lieu of Forage and Purchase of Horses, to Inspector General of Roads and three Road Engineers, at £140 each | | | ... | ... | ... | 560 | 0 | 0 |
| | | | | Travelling Expenses | | | ... | ... | ... | 2,000 | 0 | 0 |
| | | | | Stores | | | ... | ... | ... | 300 | 0 | 0 |
| | | | | Fuel, Light, and Water, and Incidental Expenses | | | ... | ... | ... | 300 | 0 | 0 |
| | | | | Temporary Assistance, Ordinary and Professional | | | ... | ... | ... | 4,000 | 0 | 0 |
| | | | | Total, Departmental Contingencies | | | ... | ... | ... | 7,160 0 0 | | |

And the said several resolutions were read a second time and agreed to by the Assembly.

21. COUNTY COURTS LAW AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“ An Act to provide for the better administration of Justice in County Courts.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

22. IMPRISONMENT FOR DEBT LAW AMENDMENT BILL (2.)—The Order of the Day for the Committal of this Bill having been read, Mr. Frazer moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put.

Assembly divided.

Ayes, 13.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. McLellan, |
| Mr. Carpenter, | Mr. Ramsay, |
| Mr. Davies, | Mr. Wardrop. |
| Mr. Edwards, | |
| Mr. Frazer, | <i>Tellers.</i> |
| Mr. Gillies, | Mr. Cohen, |
| Mr. Kerferd, | Mr. L. L. Smith. |
| Mr. Levey, | |

Noes, 13.

| | |
|------------------|-----------------|
| Mr. Brown, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Vale. |
| Mr. Lalor, | |
| Mr. Macpherson, | <i>Tellers.</i> |
| Mr. Michie, | Mr. Connor, |
| Mr. Richardson, | Mr. Mason. |
| Mr. G. V. Smith, | |

And the tellers having reported the numbers for the Ayes and for the Noes to be respectively 13, or equal, Mr Speaker gave his voice for the Ayes, and declared the question to be resolved in the affirmative.

And on the further motion of Mr. Frazer, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 2nd May next, again resolve itself into the said Committee.

Assembly adjourned at twenty-six minutes past eleven o'clock until four o'clock on Tuesday, 2nd May next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

TUESDAY, 2ND MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Border Customs Duties.—Further correspondence between New South Wales and Victoria, together with the Minutes of Proceedings of a Conference recently held in Sydney at the invitation of the Government of New South Wales.
Ordered to lie on the Table.
Mr. McCulloch presented—
Civil Servants.—Return to an Order of the Legislative Assembly, dated 3rd March, 1865, for a Return showing the number and names of civil servants whose age exceeds sixty years, and whose term of service entitles them to retire from the service.
Ordered to lie on the Table.
Mr. Michie presented—
Court of Mines.—Order in Council for holding of, at Tarnagulla.
County Court.—Order in Council for holding of, at Tarnagulla.
Mr. Warden Alley.—Return to an Order of the Legislative Assembly dated 3rd March, 1865, for a Return showing—
 - (1.) How Mr. Warden Alley has been employed daily since his appointment to the Wood's Point District.
 - (2.) The number of times he has presided over Courts of Petty Sessions ; and the place or places where such courts have been held.
 - (3.) The number of mining disputes that have been brought before him and settled by him.
 - (4.) The number of cases that have been postponed from time to time (and the length of postponement in each case), through his inability to hear them.
 - (5.) The number of cases he has refused to attend to, if any.
 - (6.) The number of days he has been absent from Wood's Point ; and the cause of his absence.
 - (7.) The greatest length of time Wood's Point and surrounding district have been left without a Warden or Police Magistrate, owing to his absence.
County Court Judges.—Return to an Order of the Legislative Assembly, dated 8th February, 1865, for a Return showing—
 - (1.) The number of courts held by each of the eight County Court Judges, and the place at which each court was held in the year 1864.
 - (2.) The distance of each court from the presiding judge's usual residence.
 - (3.) The number or approximate number of days each judge was necessarily absent from home on public business in the year 1864.
Severally ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read, and is as follows :—
C. H. DARLING,
Governor. *Message No. 17.*
In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following Amendments which he recommends to be made in the respective Acts hereafter mentioned, which have been presented to him for Her Majesty's Assent.
Public Health Statute—
Clause 76, 27th line, omit the word "third" and insert "fifth," and make corresponding alteration in the margin.

Common Law Procedure Statute—

Clause 1, omit the words “on the 1st day of April in the year of our Lord one thousand eight hundred and sixty-five,” and insert the words “from the time of the passing hereof.”

Clause 23, line 4, insert after C.D. the words “who has been summoned to answer the plaintiff by a writ issued on the day of A.D. 186 .”

Clause 24, in second line of page 7, after G.H., insert the words, “who have been summoned to answer the plaintiff by a writ issued on the day of A.D. 186 .”

Clause 39, line 2, after the word “except,” insert the words “in the actions hereinafter in the 47th section mentioned and in.”

Clause 188, omit the first three lines, and the fourth line down to and inclusive of the word “and.” Line 12, omit the words “be instead of and.” Line 14, after the word “shall,” insert the words “in cases not otherwise by law provided for.” Line 23, omit the words “according to the said laws and statutes.” Line 24, omit the word “replevins,” and insert “a replevin of a distress for rent.” Last line of clause, omit the words “replevin in England,” and insert “a replevin of a distress for rent.”

Omit Clause 283.

Clause 284, after the number to 283. Divide the clause by omitting the word “and” in the fourth line, and let the remainder of the clause be a new clause, the number “284” being prefixed to it, and the following note inserted in the margin:—“Date of receipt to be endorsed on writ, *ib. s. 16.*”

Page 106, paragraph 26.—The words from “or” in the first line down to and inclusive of “possession of” in the second line to be in brackets, and the above-mentioned word “or” to be in italics.

Insolvency Statute—

Second Clause.—In the last line but one after “same” insert the following words: “And any Act passed during the present Session of Parliament to simplify the title to “and the dealing with estates in land.”

At the end of clause 2, insert the following words:—“All Acts or parts of Acts and any provisions thereof in force at the time of the coming into operation hereof whereby any deeds instruments or registrations or any other acts matters transactions or things are protected against or are affected by the law relating to insolvency shall be deemed and taken to apply to the provisions of this Act.”

Police Offences Statute—

Clause 1, line 1, for “March,” substitute “May.”

Clause 2, line 1, for “Act,” substitute “Acts;” line 2, for “is,” substitute “are;” line 3, for “is,” substitute “are;” line 5, for “the said repealed Act,” substitute “any of the said repealed Acts;” line 6, for “the said Act,” substitute “any of the said Acts.”

Clause 68, line 3, omit the words “under Parts I. or II. of this Act.”

First Schedule, insert—

| | | |
|--------------------------|--|---|
| 16 Victoriae No. 20 | “An Act for the better protection of Cattle and the better prevention of Cattle Stealing.” | So much as has not been already repealed. |
| 21 Victoriae No. 55. | “An Act for preventing the careless use of Fire.” | So much as has not been already repealed. |
| 25 Victoriae No. 159. | “An Act for the better administration of the Law by Justices of the Peace and for other purposes in connection therewith.” | Sections 2, 3, and 4. |

Justices of the Peace Statute—

Clause 119, add to the end of clause the following words:—

“Provided that upon the breach of any order for the payment of an amount “awarded by instalments under this section, execution for the amount due at the time of “such breach may forthwith issue as if such order had not been made, unless it shall “appear to the satisfaction of the justice who has made the order that the defendant “is unable from sickness or other temporary cause to pay the amount so due as afore- “said, in which case such justice may stay execution for such time and upon such “terms as to him may seem fit, and may from time to time continue such stay of “execution until such disability has ceased.”

Juries Statute—

Clause 18, line 8, for “ten” substitute “five.”

Clause 20, line 3, for “two” substitute “one;” line 7, for “four” substitute “two;” line 8, for “fourteen” substitute “seven;” line 9, for “ten” substitute “five;” line 10, for “four” substitute “two.”

Ordered to lie on the Table, and to be printed and taken into consideration to-morrow.

4. COUNTY COURTS, SAVINGS BANKS, AND MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILLS.—Mr. Speaker reported that he had this day received from the Clerk of the Parliaments a Letter, which he read, and is as follows:—

Parliament Houses,
Melbourne, 1st May, 1865.

SIR,

I do myself the honor to report, in accordance with the provisions of the twenty-first Joint Standing Order of both Houses of Parliament, that the undermentioned clerical errors have been discovered in Bills which have passed both Houses:—

1. In the Bill intituled "*An Act for the Consolidation of the Law relating to County Courts*," in the eighth line of the Form given in Schedule 5, the word "to" has been omitted. It occurs in a similar schedule to the Act 21 Vic. No. 29, which is consolidated in the above Bill.

2. In the Bill intituled "*An Act to Consolidate the Law relating to Savings Banks*," in line 2 of Clause 26, the word "than" is omitted after the word "more."

In clause 50, line 3, the word "acquaintance" is used where the word "acquittance" is required.

In the second schedule, column 2, section 2, in the eleventh line, the word "any" is inserted where the word "and" is required.

In all the above cases, the words pointed out as necessary to be inserted occur in the Act 16 Victoriae, No. 37, which is consolidated in the above Bill.

3. In the Bill intituled "*An Act to Consolidate the Laws relating to Medical Practitioners*," the word "by" is omitted before the word "any," in the seventh line of clause 29.

The word occurs in the corresponding clause of the Act 25 Victoriae, No. 156, which is consolidated in the above Bill.

I have the honor to be, Sir,

Your most obedient servant,

G. W. RUSDEN,

Clerk of the Parliaments.

The Honorable the Speaker.

On the motion of Mr. Higinbotham, the Assembly ordered the said Letter to be taken into consideration to-morrow.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

"*Cemeteries Bill—Second reading*," until to-morrow;

"*Water Supply—Resolution to be considered in Committee*," until Tuesday, 9th May instant;

"*Customs Duties Laws Amendment Bill—Second reading*," until Thursday, 4th May instant;

"*Ways and Means—To be further considered in Committee*,"

"*Supreme Court Law Consolidation Bill*"—to be further considered in Committee," until Tuesday, 9th May instant;

"*Mining Law Amendment Bill—Second reading*," until after the consideration of the 12th Order for to-day;

"*Transfer of Real Estate Bill (2)—Second reading*," until Tuesday, 9th May instant;

"*Banks and Currency Law Amendment Bill—Second reading*,"

"*Lunacy Laws Amendment Bill—Second reading*," until Thursday, 4th May instant;

"*Abattoirs Law Amendment Bill—Second reading*," until Tuesday, 9th May instant;

"*Liquors Sale Law Amendment Bill—Second reading*," until Thursday, 4th May, instant.

6. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—Mr. Higinbotham moved,

That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes 30.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. Mason, |
| Mr. Bindon, | Mr. McCann, |
| Mr. Cohen, | Mr. McCulloch, |
| Mr. Connor, | Mr. Macpherson, |
| Mr. Cunningham, | Mr. Michie, |
| Mr. Davies, | Mr. Randall, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Edwards, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Frazer, | Mr. Thomson, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop. |
| Mr. Harker, | |
| Mr. Higinbotham, | <i>Tellers.</i> |
| Mr. Howard, | Mr. Macgregor, |
| Mr. Lalor, | Mr. Richardson. |

Noes. 27.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Burt, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Crews, | Mr. Robinson, |
| Capt. Dane, | Mr. Sands, |
| Mr. Fairbairn, | Mr. J. T. Smith, |
| Dr. Girdlestone, | Mr. Tucker, |
| Mr. Greeves, | Mr. Vale, |
| Mr. Halfey, | Mr. Wheeler. |
| Mr. Hopkins, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | |
| Mr. Levey, | Mr. Casey, |
| Mr. MacBain, | Mr. McLellan. |

And so it was resolved in the affirmative.

Bill read a second time.

Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Mining Law Amendment Bill—Second reading,*” until after the consideration of the *Public Works Law Amendment and Consolidation Bill,*

“*Supply—To be further considered in Committee,*” until to-morrow;

“*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*” until Thursday, 4th May instant;

“*Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*” until to-morrow.

8. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged:—

“*Post Office Law Amendment Bill—Consideration of Report.*”

9. POST OFFICE LAW AMENDMENT BILL.—Mr. Higinbotham moved, That this Bill be now re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved into a Committee of the whole, for the reconsideration of this Bill.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.

Bill as amended to be printed.

10. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the following point of order had arisen in the Committee, viz.—

That this Bill had not been properly introduced, inasmuch as the Bill had not been recommended by Message by His Excellency the Governor, neither was any resolution passed in a Committee recommending its introduction.

After debate had,

Mr. Speaker ruled that it was within the powers and also in accordance with the practice of the House, to allow a second Bill having the same object as one previously withdrawn to be introduced upon one and the same resolution of the Assembly.

Mr. Speaker then left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress in this Bill, and that he was directed to move, That he have leave to sit again.

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

12. CERES BRIDGE.—Mr. Hopkins moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £200 to be placed upon an Additional Estimate for 1865, for the purpose of making an approach to the Ceres Bridge, within the Shire of Bannockburn.

Debate ensued.

Question—put and resolved in the affirmative.

13. PAYMENTS OF MEMBERS.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow:—

7th April.

Resolved—

(1). That in the opinion of this Committee it is desirable that compensation be given to Members of the Legislature.

(2). That such compensation be at the rate of £300 per annum.

(3). That a Bill be brought in for the above purpose.

And the said several resolutions were read a second time, and agreed to by the Assembly.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—

“*Mining Laws Amendment Bill—Second Reading,*”

“*Public Health Law Amendment Bill (2)—Second Reading,*”

“*Insolvency Laws Amendment Bill (2)—Second Reading,*”

“*Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee.*”

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

WEDNESDAY, 3RD MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented, by command of His Excellency the Governor—
Victorian Railways.—Substituted Report of the Board of Land and Works for the
year ending 31st December, 1864.
Ordered to lie on the Table.
Mr. Francis presented—
Immigration.—Return of, for the month of March, 1865.
Ordered to lie on the Table.
Mr. McCulloch presented—
University Professors and Civil Servants.—Return to an Order of the Legislative
Assembly, dated 27th January, 1865, for a Return of all moneys and fees paid
by the Government to Professors of the University and Civil Servants beyond
the Salaries attached to their respective offices, since the 1st January, 1862.
Ordered to lie on the Table.
3. PAYMENT OF MEMBERS BILL.—Mr. Harker, pursuant to a resolution of the Legislative
Assembly, brought up a Bill intituled "*A Bill to provide for the Compensation of
Members of Parliament,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed,
and read a second time to-morrow.
4. PETITIONS.—Mr. Zeal, Mr. Bindon, and Mr. Carpenter presented a petition from certain
miners, merchants, storekeepers, and residents of the boroughs and districts of Castlemaine,
Chewton, Campbell's Creek, Fryerstown, Taradale, Malmsbury, Elphinstone, Harcourt,
Muckleford, &c., &c., praying that this House, having a due regard to the interests of the
important and populous districts inhabited by the petitioners, might adopt without delay
such a scheme for the immediate supply of water for domestic, mining, and irrigation
purposes as would be sufficient to meet the requirements of these districts.
Ordered to lie on the Table.
Mr. Carpenter, Mr. Bindon, and Mr. Zeal presented a petition from the mayor, councillors,
burgesses, and inhabitants of the borough of Chewton, praying that the Chewton
Railway Station be re-opened for the accommodation of the petitioners in particular, and
of the Colony generally.
Petition read, and ordered to lie on the Table.
5. THE MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL, 1865.—Mr.
Snodgrass moved, pursuant to notice, That Standing Orders Nos. 4, 7, 12, 19, and 20,
relating to Private Bills, be suspended, and that leave be given to introduce a Bill
intituled "*A Bill to repeal the 38th section of the Act of Incorporation of the Melbourne
and Hobson's Bay Railway Company in the event of such company being amalgamated
with the Melbourne Railway Company and for relieving such companies when
amalgamated from certain reservations in Crown Grants for Railway purposes and
making provisions respecting Bridges and Level Crossings and for other purposes.*"
Debate ensued.
Question—put and resolved in the affirmative with the assent of three-fourths of the
number of Members of the Legislative Assembly present.
Ordered—That Mr. Snodgrass do prepare and bring in the Bill.
Mr. Snodgrass then brought up a Bill intituled "*A Bill to repeal the 38th section of
the Act of Incorporation of the Melbourne and Hobson's Bay Railway Company in
the event of such company being amalgamated with the Melbourne Railway Company
and for relieving such companies when amalgamated from certain reservations in
Crown Grants for Railway purposes and making provisions respecting Bridges and
Level Crossings and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time.

6. **THE MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.**—Question, on the motion of Mr. Howard, That the Report from the Select Committee upon the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill, with the amendments made by the Committee in such Bill, be now taken into consideration, and that the restrictions contained in Standing Orders Nos. 81, 84, and 94, be not enforced—put, and resolved in the affirmative, with the assent of three-fourths of the Members of the Legislative Assembly present.
And on the further motion of Mr. Howard, the Assembly agreed to the several amendments made by the Select Committee in this Bill.
7. **POST OFFICE LAW AMENDMENT BILL.**—On the motion of Mr. McCulloch, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. McCulloch, read a third time and *passed*.
Mr. McCulloch moved, That the following be the title of the Bill :—
“*An Act to amend the Law relating to the Post Office.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. **PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
9. **COUNTY COURTS, SAVINGS BANKS, AND MEDICAL PRACTITIONERS LAWS CONSOLIDATION BILLS.**—The Order of the Day for the consideration of the Letter from the Clerk of the Parliaments, notifying the discovery by him of certain clerical errors in these Bills, having been read—On the motion of Mr. Higinbotham, the several amendments were read and agreed to by the Assembly.
Ordered—That the Letter of the Clerk of the Parliaments be transmitted to the Legislative Council, with a Message requesting their concurrence in the above amendments.
10. **MR. D. R. FARQUHAR.**—Mr. Lalor moved, pursuant to notice given by Mr. Snodgrass, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Table of this House all papers and correspondence relative to the retirement of Mr. D. R. Farquhar from the office of Landing Waiter in the Customs Department, Melbourne.
Question—put and resolved in the affirmative.
11. **COMMITTALS FOR CONTEMPT.**—Mr. Dyte moved, pursuant to notice, That there be laid on the Table of this House a Return showing the number of committals for contempt that have been made by the Judges of the Supreme Court, Court of Mines, and County Court, during the year 1864, specifying the name of the Judge by whom each committal was made.
Question—put and resolved in the affirmative.
12. **RAILWAY FARES.**—Mr. Richardson moved, pursuant to *amended* notice, That there be laid on the Table of the House a Return showing the number of second-class excursion tickets at reduced rates issued during the Easter holidays at each station on the Government Railways, specifying the stations to which such tickets were issued.
Question—put and resolved in the affirmative.
13. **OPERATORS AND MESSENGERS, ELECTRIC TELEGRAPH DEPARTMENT.**—Mr. McLellan moved, pursuant to notice, That there be laid upon the Table of this House a copy of all papers connected with the case of Operators and Messengers in the Electric Telegraph Department; and any opinion that may have been given by the Honorable the Attorney General in reference to the right of Messengers (previously appointed) to be entitled to the benefits and privileges of the Civil Service Act.
Question—put and resolved in the affirmative.
14. **CERES BRIDGE.**—The Order of the Day for the consideration, in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £200 to be placed upon an Additional Estimate for 1865, for the purpose of making an approach to the Ceres Bridge, within the Shire of Bannockburn, having been read—On the motion of Mr. Hopkins, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain Resolution.
Ordered—That the Report be received to-morrow.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Sandhurst, Inglewood, and Loddon District Tramway Company's Bill—To be further considered in Committee,*” until Wednesday, 10th May instant ;
- “ *Mining Law Amendment Bill—Second Reading,*”
- “ *Message of His Excellency the Governor, No. 17—To be taken into consideration,*”
- “ *Cemeteries Bill—Second Reading,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”
- “ *Public Health Law Amendment Bill (2)—Second Reading,*”
- “ *Insolvency Laws Amendment Bill (2)—Second Reading,*” until to-morrow ;
- “ *Mining Accidents Bill—Second Reading,*” until Friday, 5th May instant ;
- “ *Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*” until to-morrow.

Assembly adjourned at eighteen minutes past eleven o'clock until four o'clock p.m. to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 65.

THURSDAY, 4TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Sullivan presented—

Mr. J. H. Webb.—Return to an Order of the Legislative Assembly, dated 7th April last, for a copy of all correspondence relative to the recommendation of the Gold Fields Reward Board, that a certain sum of money should be paid to Mr. J. Hemming Webb, for the services performed by him as Secretary to that Board.

Ordered to lie on the Table.

Mr. Michie presented—

Adjudications by Police Magistrates.—Return to an Order of the Legislative Assembly, dated 14th March, 1865, for a Return showing the number of cases adjudicated by each police magistrate during the year 1864.

Ordered to lie on the Table.

Mr. Francis presented—

Mr. D. R. Farquhar.—Return to an Address of the Legislative Assembly, dated 3rd May instant, for all papers and correspondence relative to the retirement of Mr. D. R. Farquhar from the office of Landing Waiter in the Customs Department, Melbourne.

Ordered to lie on the Table.

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Sullivan, and the same was read, and is as follows :—

C. H. DARLING,

Governor.

Message No. 18.

The Governor recommends to the Legislative Assembly that provision be made for the payment of Members of Mining Boards and of Officers under the provisions of the "Mining Statute 1865."

Government Offices,

May, 1865.

Ordered to be printed, and taken into consideration this day.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present Session of Parliament upon the Bill intituled "*An Act to authorise the sale and purchase of the St. Kilda and Brighton Railway and for other purposes,*" together with the Minutes of Evidence taken upon the said Committee.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
2nd May, 1865.

On the motion of Mr. Verdon, the Assembly ordered that a copy of the Report and Proceedings be transmitted as requested by the Legislative Council.

5. MESSRS. TUCK AND SON.—Mr. Casey moved, pursuant to notice, That there be laid on the Table of this House a copy of all correspondence between the Board of Land and Works and Messrs. Tuck and Son, of Peg Leg Gully, Sandhurst, relative to the sale of land occupied by Tuck and Son under a Miner's Right, without their request or permission, by the Department of Lands.

Question—put and resolved in the affirmative.

6. HIS EXCELLENCY THE GOVERNOR'S MESSAGE No. 18.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message No. 18 having been read, on the motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.

Mr. Sullivan moved, by leave of the Assembly, That the Standing Orders of this House be suspended, in order to allow the said resolution to be reported this day.

Question—put and resolved in the affirmative.

7. MINING LAW AMENDMENT.—Mr. Lalor reported from a Committee of the whole, the following resolution, viz. :—

That it is expedient that provision be made for the payment of Members of Mining Boards and of Officers under the provisions of the Mining Statute 1865.

And the said resolution was read a second time and agreed to by the Assembly.

8. MINING LAW AMENDMENT BILL.—Mr. Sullivan moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Sullivan moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

9. MINING SURVEYORS AND REGISTRARS.—Mr. Kerferd moved, pursuant to notice given by Mr. Gillies, That there be laid upon the Table of the House a return of the expenditure of the Vote for 1864 of £4500 for allowance to mining surveyors and registrars, showing the amounts paid to each, and on what rule or principle the sums paid were estimated.
Question—put and resolved in the affirmative.

10. MINING BYE-LAWS.—Mr. Kerferd moved, pursuant to *amended* notice given by Mr. Gillies, That there be laid upon the Table of the House a return showing the sums which have, at sundry times, been paid for the work of codifying and revising the mining bye-laws.

Debate ensued.

Question—put and resolved in the affirmative.

11. PAYMENT OF MEMBERS BILL.—Mr. Harker moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

| Ayes 20. | | Noes 11. | |
|------------------|------------------|----------------|-----------------|
| Mr. Bindon, | Mr. Ramsay, | Mr. Cohen, | Mr. Pearson, |
| Mr. Casey, | Mr. Robinson, | Mr. Francis, | Mr. Randall. |
| Mr. Cope, | Mr. G. V. Smith, | Mr. Halfey, | |
| Mr. Cowell, | Mr. Sullivan, | Mr. King, | <i>Tellers.</i> |
| Mr. Edwards, | Mr. Vale, | Mr. McCulloch, | |
| Mr. Frazer, | Mr. Verdon. | Mr. Michie, | Mr. Levi, |
| Mr. Gillies, | | Mr. Moffatt, | Mr. Mason. |
| Mr. Higinbotham, | <i>Tellers.</i> | | |
| Mr. Houston, | | | |
| Mr. Jones, | Mr. Dyte, | | |
| Mr. Macgregor, | Mr. Harker. | | |
| Mr. McLellan, | | | |

And so it was resolved in the affirmative.—Bill read a second time.

Mr. Harker moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

And the House having continued to sit till after twelve of the clock,

FRIDAY, 5TH MAY, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with an amendment, the Assembly ordered the same to be taken into consideration this day.

12. CERES BRIDGE.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

3rd May.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause a sum of £200 to be placed upon an Additional Estimate for 1865, for the purpose of making an approach to the Ceres bridge, within the Shire of Bannockburn.

And the said resolution was read a second time and agreed to by the Assembly.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,*”
- “ *Message of His Excellency the Governor, No. 17—To be taken into consideration,*”
- “ *Cemeteries Bill—Second reading,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*” until this day ;
- “ *Public Health Law Amendment Bill (2)—Second reading,*”
- “ *Insolvency Laws Amendment Bill (2)—Second reading,*”
- “ *Customs Duties Laws Amendment Bill—Second reading,*”
- “ *Banks and Currency Law Amendment Bill—Second reading,*”
- “ *Lunacy Laws Amendment Bill—Second reading,*”
- “ *Liquors Sale Law Amendment Bill—Second reading,*”
- “ *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,* until Tuesday, 9th May instant ;
- “ *Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*” until this day.

Assembly adjourned at eleven minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 66.

FRIDAY, 5TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Neglected and Criminal Children Act.—Regulations for Female and Reformatory Schools.
Ordered to lie on the Table.
3. PETITION.—Mr. Snodgrass presented a Petition from the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company, under the corporate seals of the said companies, praying this House to dispense with the Standing Orders numbered 111, 112, 113, 114, 115, 116, 117, 118, 123, 133, 134, 135, 136, 137, 138, 139, 140, and 141.
Ordered to lie on the Table.
4. IMBECILE AND INFIRM PERSONS.—Dr. Girdlestone moved, pursuant to *amended* notice, That in the opinion of this House the practice that prevails in some places of committing imbecile or infirm persons, not being criminals, to Gaol, for the sake of providing them with lodging, sustenance, and attendance, is unbecoming and demoralizing to all classes of society, and ought to be discontinued.
Debate ensued.
Question—put and resolved in the affirmative.
5. STATE AID TO RELIGION ABOLITION BILL.—Mr. Harker moved, pursuant to notice, That he have leave to bring in a Bill to abolish State Aid for Religious purposes.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. Harker and Mr. Richardson do prepare and bring in the Bill.
Mr. Harker then brought up a Bill intituled "*A Bill to repeal so much of the Constitution Act as reserves the yearly sum of Fifty thousand pounds for religious purposes and to make other provision in lieu thereof,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 12th May instant.
6. DAMAGE BY LATE BUSH FIRES.—Mr. Sands moved, pursuant to notice, That a Select Committee be appointed to enquire into, and report upon, the damage done by the late bush fires; such Committee to consist of Mr. Zeal, Mr. Orr, Mr. Casey, Mr. King, Mr. McLellan, Mr. McCann, Mr. Houston, Mr. Sullivan, Mr. G. V. Smith, and the Mover; with power to call for persons and papers; three to form a quorum.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 15.

| | |
|---------------|------------------|
| Mr. Creswick, | Mr. G. V. Smith, |
| Capt. Dane, | Mr. Snodgrass, |
| Mr. Davies, | Mr. Tucker, |
| Mr. Houston, | Mr. Wardrop. |
| Mr. Lalor, | |
| Mr. McLellan, | <i>Tellers.</i> |
| Mr. O'Grady, | Mr. Edwards, |
| Mr. Pearson, | Mr. Carpenter. |
| Mr. Sands, | |

Noes, 25.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Moffatt, |
| Mr. Blackwood, | Mr. Randall, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Crews, | Mr. Sherwin, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Harker, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon. |
| Mr. Howard, | |
| Mr. Mason, | <i>Tellers.</i> |
| Mr. MacBain, | Mr. Cohen, |
| Mr. McCulloch, | Mr. Connor. |
| Mr. Michie, | |

And so it passed in the negative.

7. OFFICIAL ASSIGNEES.—Mr. Levi moved, pursuant to notice, That there be laid on the Table of the House—

- (1.) Copies of the last fifty plans of distribution filed by the official assignees of Melbourne and Geelong.
- (2.) A Return of the surplus of every estate during the last twelve years, where a dividend has been declared by the various official assignees.
- (3.) A Return showing the amount of estate collected where no dividend has been declared by the official assignees.
- (4.) A Statement showing the application by the official assignees, of such surplus or undivided estate.

Question—put and resolved in the affirmative.

8. THE MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL 1865.—Mr. Snodgrass moved, pursuant to notice, That Standing Orders Nos. 108, 111, 112, 113, 114, 115, 116, 117, 118, 123, 133, 134, 135, 136, 137, 138, 139, 140, and 141, be suspended, with the view of allowing the Melbourne and Hobson's Bay Railway Act Amendment Bill to be considered simultaneously with the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill.

On the motion of Mr. Creswick, a Petition from the mayor, councillors, and burgesses of the Borough of Emerald Hill, under the seal of the municipality, deposited with the Clerk of the Assembly this day, was read by the Clerk.

Debate ensued.

Question—That Standing Orders Nos. 108, 111, 112, 113, 114, 115, 116, 117, 118, 123, 133, 134, 135, 136, 137, 138, 139, 140, and 141, be suspended, with the view of allowing the Melbourne and Hobson's Bay Railway Act Amendment Bill to be considered simultaneously with the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company Amalgamation Bill—put and resolved in the affirmative, with the assent of three-fourths of the Members of the Assembly present.

Mr. Snodgrass moved, That this Bill be now read a second time.

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

Mr. Snodgrass moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments.

9. OWNERS OF PRIVATE WHARFS.—Mr. Howard moved, pursuant to notice, That this House will, on Tuesday, 10th May instant, resolve itself into a Committee of the whole to consider the following resolution:—

That an address be presented to His Excellency the Governor, praying that the Government Wharfs be transferred to trustees, with power to collect tolls on all goods passing over them; and that this object will be facilitated and the public convenience served, by the Government exercising the right of resumption under the powers contained in the crown grants of the same of the sold lands known as Cole's and Raleigh's Wharfs in terms of the recommendation of the report from the Select Committee on the Claims of owners of Private Wharfs.

Debate ensued.

Mr. Snodgrass moved, That this debate be now adjourned.

Question—That this debate be now adjourned until this day week—put and resolved in the affirmative.

10. ROYAL MINT.—Mr. McCulloch moved, pursuant to notice given by Mr. Verdon, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the following resolutions:—

- (1.) That it is expedient that a branch of the Royal Mint be established in Victoria.
- (2.) That provision be made for the establishment of the Victorian Branch of the Royal Mint.

Question—put and resolved in the affirmative.

11. STORAGE OF GOODS, VICTORIAN RAILWAYS.—Capt. Dane moved, pursuant notice, That there be laid on the Table of the House a Return—

- (1.) Of all goods stored at the Spencer street station for a longer period than twenty-four hours.
- (2.) The length of time each consignment remained in the store over the prescribed time.
- (3.) The tonnage or measurement consigned to each individual.
- (4.) The amount actually paid to Government for the storage, as well as the amount remitted (if any) in each case.

The Return to be from 30th November, 1864, to 30th April, 1865.

Debate ensued.

Motion by leave withdrawn.

12. PAYMENT OF MEMBERS BILL.—On the motion of Mr. Harker, the Assembly agreed to the amendment made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Harker, read a third time and *passed*.

Mr. Harker moved, That the following be the title of the Bill :—

“ An Act to provide for the Compensation of Members of Parliament.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ Manufactures—Report of Select Committee—To be considered in Committee,”

“ Hawkers and Pedlers Law Amendment Bill—Second reading,”

“ Barristers Admission Bill—Second reading,”

“ Mining Accidents Bill—Second reading,” until Tuesday, 9th May instant ;

“ Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,” until Thursday, 11th May instant ;

“ Mining Law Amendment Bill—To be further considered in Committee,”

“ Message of His Excellency the Governor, No. 17—To be taken into consideration,”

“ Cemeteries Bill—Second Reading,”

“ Supply—To be further considered in Committee,”

“ Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,”

“ Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,” until Tuesday, 9th May instant.

Assembly adjourned at twenty-eight minutes to twelve o'clock until four o'clock p.m. on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 67.

TUESDAY, 9TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read and is as follows :—

C. H. DARLING,

Governor.

Message No. 19.

In pursuance of the 36th section of the Constitution Act the Governor transmits to the Legislative Assembly the following amendments, which he recommends to be made in the respective Acts hereafter mentioned, that have been presented to him for Her Majesty's Assent.

Public Health Statute—

Clause 76, 27th line, omit the word "third" and insert "fifth" and make corresponding alteration in the margin.

Common Law Procedure Statute—

Clause 1, omit the words "on the first day of April in the year of our Lord 1865," and insert the words "from the time of the passing hereof."

Clause 10, last line, insert "it" after "which."

Clause 23, line 4, insert after C.D. the words "who has been summoned to answer the plaintiff by a writ issued on the day of A.D. 186 ."

Clause 24, in second line of page 7, after G.H., insert the words, "who have been summoned to answer the plaintiff by a writ issued on the day of A.D. 186 ."

Clause 39, line 2, after the word "except" insert the words "in the actions hereinafter in the 47th section mentioned and in."

Clause 143, line 2, omit the words "draft paper," and substitute the words "parchment twenty-seven inches long and nine inches wide." Line 6, for "paper" substitute "parchment."

Clause 144, line 3, omit the words "draft paper," and substitute the words "parchment twenty-seven inches long and nine inches wide." Line 4, for "paper" substitute "parchment."

Clause 188, omit the first three lines, and the fourth line down to and inclusive of the word "and." Line 12, omit the words "be instead of and." Line 14, after the word "shall," insert the words "in cases not otherwise by law provided for." Line 23, omit the words "according to the said laws and statutes." Line 24, omit the word "replevins," and insert "a replevin of a distress for rent." Last line of clause, omit the words "replevin in England," and insert "a replevin of a distress for rent."

Omit Clause 283.

Clause 284, alter the number to 283. Divide the clause by omitting the word "and" in the fourth line, and let the remainder of the clause be a new clause, the number "284" being prefixed to it, and the following note inserted in the margin :—"Date of receipt to be endorsed on writ, *ib.*, s. 16."

Page 106, paragraph 26.—The words from "or" in the first line down to and inclusive of "possession of" in the second line to be in brackets, and the above-mentioned word "or" to be in italics.

Page 118, lines 8 and 9, substitute "0 1 0," and "0 0 6" for "0 1 6," and "0 0 0."

Insolvency Statute—

Second Clause.—In the last line but one, after "same" insert the following words :
"And any Act passed during the present Session of Parliament to simplify the title to
"and the dealing with estates in land."

At the end of clause 2, insert the following words "all Acts or parts of Acts and any provisions thereof in force at time of the coming into operation hereof whereby any deeds instruments or registrations or any other acts matters transactions or things are protected against or are affected by the law relating to insolvency shall be deemed and taken to apply to the provisions of this Act."

Police Offences Statute.

- Clause 1, line 1, for "March," substitute "June."
 Clause 2, line 1, for "Act," substitute "Acts;" line 2, for "is," substitute "are;"
 line 3, for "is," substitute "are;" line 5, for "the said repealed Act," substitute "any
 of the said repealed Acts;" line 6, for "the said Act," substitute "any of the said Acts."
 Clause 68, line 3, omit the words "under Parts I. or II. of this Act."
 First Schedule, insert—

| | | |
|------------------------|---|--|
| 16 Victoria No. 20 | "An Act for the better protection of Cattle and the better prevention of Cattle Stealing." | So much as has not been already repealed. |
| 21 Victoria No. 55 | "An Act for preventing the careless use of Fire." | So much as has not been already repealed. |
| 25 Victoria No. 159 | "An Act for the better administration of the Law by Justices of the Peace and for other purposes in connexion therewith." | Sections 2, 3, and 4. |

Juries Statute—

- Clause 18, line 8, for "ten" substitute "five."
 Clause 20, line 3, for "two" substitute "one;" line 7, for "four" substitute
 "two;" line 8, for "fourteen" substitute "seven;" line 9, for "ten" substitute "five;"
 "line 10, for "four" substitute "two."

The Volunteer Statute, 1865—

- Clause 4, line 5, omit "of;" line 6, after "of" insert the words "the local
 government of."
 Clause 5, omit the proviso.
 Clause 8, line 2, after "convened" insert the words "by the Commanding
 Officer;" line 6, after "been" insert the words "forwarded by the Commanding Officer
 to and."
 Clause 9, insert the following words at the end of the clause, "Provided also
 that for the purposes of this section any officer in actual or temporary command of a
 corps shall be deemed and be taken to be the officer commanding the corps."

Government Offices,
 Melbourne, 1865.

On the motion of Mr. Higinbotham, the several amendments proposed by His Excellency
 the Governor to be made in the Common Law Procedure Statute, were read a second
 time and agreed to by the Assembly.

Ordered—That the Message from His Excellency the Governor be transmitted to the
 Legislative Council, with a Message acquainting them that the Legislative Assembly
 had agreed to the said several amendments in the Common Law Procedure Statute.

On the further motion of Mr. Higinbotham, the Assembly ordered that the several other
 amendments proposed by His Excellency the Governor be taken into consideration
 to-morrow.

3. PAPERS.—Mr. Francis presented—

Railway Fares.—Return to an Order of the Legislative Assembly, dated 3rd May
 instant, for a Return showing the number of second-class excursion tickets at
 reduced rates issued during the Easter holidays at each station on the Govern-
 ment railways, specifying the stations to which such tickets were issued.

Ordered to lie on the Table.

Mr. Higinbotham presented—

Residence Rights of Holders of Miners' Rights.—Return to an Order of the Legis-
 lative Assembly, dated 16th March, 1865, for copies of the opinions given by
 Mr. H. S. Chapman, while Attorney-General, and the Hon. G. Higinbotham,
 the present Attorney-General, respecting the right of holders of miners' rights
 of occupying Crown lands for residence purposes.

Ordered to lie on the Table.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative
 Council by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly that they agree with
 the Legislative Assembly in correcting the clerical errors reported to have been dis-
 covered in the following Bills; viz. :—

- "An Act for the consolidation of the Law relating to County Courts,"
 "An Act to consolidate the Law relating to Savings Banks," and
 "An Act to consolidate the Laws relating to Medical Practitioners."

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 9th May, 1865.

5. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Eleventh Report from this Committee.
Ordered to lie on the Table, and to be printed.

6. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Higinbotham, and the same were read and are as follow :—

C. H. DARLING,

Governor.

Message No. 20.

The Governor recommends the appropriation of a portion of the Consolidated Revenue for the Endowment of Road District and Shires, and the appropriation of the Revenue to be derived from some Local sources for the Endowment of Shires, for the purposes of a Bill relating to Local Government.

Government Offices,
Melbourne, 1865.

Ordered to be printed and taken into consideration in Committee of the whole Assembly, Thursday, 11th May instant.

C. H. DARLING,

Governor.

Message No. 21.

The Governor recommends the appropriation of a portion of the Consolidated Revenue for the endowment of Boroughs, and the appropriation of the revenue to be derived from some local sources for the endowment of Boroughs, for the purposes of a Bill relating to Municipal Institutions.

Government Offices,
Melbourne, 1865.

Ordered to be printed, and taken into consideration in Committee of the whole Assembly, Thursday, 11th May instant.

6. PETITION.—Mr. Richardson presented a Petition from the common school teachers in Geelong and the Western District, praying the House would take the grievances of the common school teachers set forth in the Petition into consideration, and cause inquiry to be instituted into the working of the *Common Schools Act*, and particularly praying for a revision of that portion of the rules of the Board of Education referring to the powers of local committees, with a view to curtail such powers, and thereby render the position of the common school teachers more secure and satisfactory than it is at present.

Petition read and ordered to lie on the Table.

7. ROYAL MINT.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Message No. 15 having been read—On the motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

8. ASSENT TO BILLS.—A Message from the Legislative Council by the Usher of the Legislative Council—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several public Bills following, viz. :—

“An Act to consolidate the Law relating to Dividing Fences.”

“An Act to consolidate the Law concerning Letters Patent for Inventions.”

“An Act to consolidate the Law relating to the Protection and Recovery of Crown Property and the Enforcement of Claims against the Crown.”

“An Act to consolidate the Law relating to the Practice in the Supreme Court in its Equitable Jurisdiction.”

“An Act to consolidate the Laws relating to Bakers and Millers.”

“An Act to consolidate the Law relating to Trusts for Religious Purposes.”

“An Act to consolidate the Law relating to Seamen.”

“An Act to consolidate the Law relating to the Registration of Births Deaths and Marriages.”

“An Act to Consolidate the Law relating to Unlawful Assemblies Special Constables and Riotously Disturbed Districts.”

“An Act to consolidate the Laws relating to Pawnbrokers.”

“An Act to consolidate the Law relating to the Impounding of Cattle.”

“An Act to consolidate the Law relating to the Eradication of Thistles.”

“An Act to consolidate the Laws relating to Wrongs.”

“An Act to consolidate the Law relating to Licensed Theatres.”

“An Act to consolidate the Law relating to Coroners.”

“An Act to consolidate the Law relating to Friendly Societies.”

“An Act to consolidate the Law relating to Passengers, Harbors, and Navigation.”

“An Act to consolidate the Law relating to Aliens.”

"An Act to consolidate the Law relating to the Police Force in Victoria."

"An Act to consolidate the Law relating to Hawkers and Pedlers."

*"An Act to amend the Laws affecting the Chinese immigrating to or resident in
"Victoria."*

9. ROYAL MINT.—On the motion of Mr. Verdon, Mr. Speaker then left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of His Excellency the Governor's Message No. 15.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to several resolutions.

Ordered—That the report be received to-morrow.

10. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

11. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged :—

"Message of His Excellency the Governor, No. 17—To be taken into consideration."

12. MR. M. A. O'GARA.—Mr. Houston moved, pursuant to notice, That there be laid on the Table of the House copies of all papers connected with the dismissal of Mr. M. A. O'Gara from the Railway Department.

Debate ensued.

Motion by leave withdrawn.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"Cemeteries Bill—Second reading," until Tuesday, 16th May instant;

"Supply—To be further considered in Committee,"

"Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,"

"Water Supply—Resolution to be considered in Committee,"

"Ways and Means—To be further considered in Committee," until Thursday, 11th May instant;

"Supreme Court Law Consolidation Bill—To be further considered in Committee," until Wednesday, 17th May instant;

"Transfer of Real Estate Bill (2)—Second reading," until to-morrow;

"Abattoirs Law Amendment Bill—Second reading," until Thursday, 11th May instant;

"Public Health Law Amendment Bill (2)—Second reading,"

"Insolvency Laws Amendment Bill (2)—Second reading,"

"Customs Duties Laws Amendment Bill—Second reading,"

"Banks and Currency Law Amendment Bill—Second reading,"

"Lunacy Laws Amendment Bill—Second reading," until Tuesday, 16th May instant;

"Liquors Sale Law Amendment Bill—Second reading,"

"Imprisonment for Debt Law Amendment Bill—To be considered in Committee," until Thursday, 11th May instant;

"Manufactures—Report of Select Committee—To be considered in Committee," until Friday, 12th May instant;

"Hawkers and Pedlers Law Amendment Bill—Second reading," until Thursday, 11th May instant;

"Barristers Admission Bill—Second reading,"

"Mining Accidents Bill—Second reading," until Friday, 12th May instant;

"Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee," until Thursday, 11th May instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 68.

WEDNESDAY, 10TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL 1865.—Mr. Snodgrass moved, pursuant to *amended* notice, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the re-consideration of this Bill.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress in this Bill, and that he was directed to move that the Committee have leave to sit again.
Mr. Snodgrass moved, by leave of the Assembly, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the further consideration of this Bill.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further re-consideration of this Bill.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had agreed to further amendments in this Bill.
Mr. Snodgrass moved, That this Bill be again re-committed.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further re-consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken consideration to-morrow.
3. THE MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Howard, read a third time and *passed*.
Mr. Howard moved, That the following be the title of the Bill:—“*An Act to amalgamate the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company and for other purposes.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
4. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Friday, 12th May instant, again resolve itself into the said Committee.
5. MAIL SERVICE.—Mr. MacBain moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency will cause to be laid upon the Table of this House copies of correspondence with the Imperial Government relative to the establishment of a fortnightly mail service.
Question—put and resolved in the affirmative.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, on the Paper for to-day, be postponed until after the consideration of the 2nd Notice of Motion for to-day.

7. **MINISTER OF INDUSTRIES AND INSTRUCTION.**—Mr. Bindon moved, pursuant to notice, That the full development of the resources of this country in its agricultural and mineral wealth, and in its manufacturing power, and the instruction of the people in the science and knowledge essential for such development, demand a special department in the State, presided over by a Minister of Industries and Instruction, whose duty it would be to collect in this and other countries facts relating to such subjects, to watch over the profitable expenditure of moneys granted for the same, and to stimulate experiment and enterprise by the diffusion of that knowledge which the experience of other countries has proved to be so eminently successful.

Debate ensued.

Mr. Vale moved, That this debate be now adjourned.

Question—That this debate be now adjourned until Friday, 19th May instant—put and resolved in the affirmative.

8. **ROYAL MINT.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

9th May.

Resolved—

(1.) That it is expedient that a branch of the Royal Mint be established in Victoria.

(2.) That permanent provision by law be made for the establishment of the Victorian Branch of the Royal Mint.

And the said several resolutions were read a second time and agreed to by the Assembly.

Ordered—That Mr. Verdon do prepare and bring in the Bill.

9. **ROYAL MINT ESTABLISHMENT BILL.**—Mr. Verdon then brought up a Bill intituled "*A Bill to establish a Royal Mint in Victoria,*" and moved that it now be read a first time.

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

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

"*Message of His Excellency the Governor, No. 19—To be taken into consideration,*"

"*Mining Law Amendment Bill—To be further considered in Committee,*"

"*Transfer of Real Estate Bill (2)—Second reading.*"

Assembly adjourned at twenty-nine minutes to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 69.

THURSDAY, 11TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying this House to reject so much of the Bill for consolidating and amending the Laws relating to Public Works as provides that all moneys payable to the Board of Land and Works under the Act contemplated by the said Bill should be collected and received for or on account of the consolidated revenue ; and also so much of the said Bill as provides that the word "Suburbs," as used therein, should include all places within ten miles of the General Post Office in the City of Melbourne, were presented as under :—
By Mr. Wardrop—From Joseph Bosisto, styling himself Mayor of Richmond.—Petition read by the Clerk.
By Mr. Crews—From James Stodart, styling himself Mayor of Prahran.
By Mr. Cohen—From George Wragge, styling himself Mayor of Melbourne.
By Mr. Cohen—From the mayor, councillors, and burgesses of the Borough of Emerald Hill, under the Corporate Seal of the said Borough.
Severally ordered to lie on the Table.
Mr. Howard presented a Petition from certain residents of the town and district of Sandhurst, praying that this House, having a due regard to the interests of these important and populous districts, inhabited by the petitioners, might be pleased to adopt without delay such measures for the relief of your petitioners as this House might deem advisable.
Petition was ordered to lie on the Table.
Mr. Casey presented a Petition from certain residents of the borough and district of Eaglehawk, praying that this House, having a due regard to the interests of the important and populous districts inhabited by the petitioners, might be pleased to adopt without delay such a scheme for the immediate supply of water for domestic, mining, and irrigation purposes, as would be sufficient to meet the requirements of those districts.
Ordered to lie on the Table.
3. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—
Amending Land Act 1865—Regulations under the 7th and 13th sections of the Amending Land Act 1865, as ordered by His Excellency the Governor in Council on 1st May, 1865.
Ordered to lie on the Table.
4. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—Mr. Speaker reported that he had this day received from the Clerk of the Parliaments a letter, which he read and is as follows :—

SIR,

Parliament Houses,
Melbourne, 11th May, 1865.

I do myself the honor to report that the following clerical error has been discovered in the Bill intituled "*An Act to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions.*"

In the sixth line of the sixty-third form of the second schedule (line 3 of page 70 of the Bill), the word "or" occurs when the word "to" is required by the context.

The word "to" occurs in similar phrases in the other forms of the schedule.

I have the honor to be, Sir,

Your most obedient servant,
(Signed) G. W. RUSDEN,
Clerk of the Parliaments.

The Honorable the Speaker.

On the motion of Mr. Higinbotham, the said amendment was read and agreed to by the Assembly.

Ordered—That the letter of the Clerk of the Parliaments be transmitted to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the correction pointed out by the Clerk of the Parliaments.

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of all the Orders of the Day on the paper for to-day, to and inclusive of No. 2, General Business, be postponed until after the consideration of the last Order for to-day.

6. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL, 1865.**—On the motion of Mr. Snodgrass, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Snodgrass, read a third time and *passed*.

Mr. Snodgrass moved, That the following be the title of the Bill:—

“An Act to repeal the 38th section of the Act of Incorporation of The Melbourne and Hobson's Bay Railway Company upon the payment and expenditure of certain Sums of Money and to relieve the United Company formed by the amalgamation of the said company with the Melbourne Railway Company from certain reservations in their Crown grants and to make provisions respecting Bridges and Level Crossings and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. **WAYS AND MEANS.**—The House, according to order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Mr. Verdon moved, by leave of the Assembly, That the Standing Orders of this House be suspended, in order to allow the report to be received this day.

Question—put and resolved in the affirmative.

Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.

Resolved—That this House will, on Tuesday, 15th May instant, again resolve into the said Committee.

Mr. Lalor reported from the Committee of Ways and Means the following resolutions, which were read, and are as follow:—

11th May, 1865.

Resolved—That the sum of Twenty-four thousand two hundred and ninety-four pounds nineteen shillings and fourpence be issued and applied to the service of the year 1864.

That the sum of Two hundred thousand pounds be issued and applied to the service of the year 1865.

And the said several resolutions were read a second time and agreed to by the Assembly.

Ordered—That Mr. Verdon do prepare and bring in the Bill.

8. **CONSOLIDATED REVENUE BILL (2.)**—Mr. Verdon then brought up a Bill intituled *“A Bill to apply out of the Consolidated Revenue the sum of Twenty-four thousand two hundred and ninety-four pounds nineteen shillings and fourpence to the service of the year One thousand eight hundred and sixty-four and Two hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five,”* and moved that it be now read a first time.

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

Mr. Verdon moved, That this Bill be now read a second time.

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

Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.

Mr. Verdon moved, That the following be the title of the Bill:—

“An Act to apply out of the Consolidated Revenue the sum of Twenty-four thousand two hundred and ninety-four pounds nineteen shillings and fourpence to the service of the year One thousand eight hundred and sixty-four and Two hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committees of the Legislative Assembly, in the present session of Parliament, upon the Bills intituled

“ An Act to repeal the thirty-eighth section of the Act of Incorporation of the Melbourne and Hobson’s Bay Railway Company upon the payment and expenditure of certain Sums of Money and to relieve the United Company formed by the amalgamation of the said Company with the Melbourne Railway Company from certain reservations in their Crown Grants and to make provisions respecting Bridges and Level Crossings and for other purposes ;”

And

“ An Act to amalgamate the Melbourne and Hobson’s Bay Railway Company and the Melbourne Railway Company and for other purposes ;”

Together with the Minutes of Evidence taken upon the said Committees.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
11th May, 1865.

On the motion of Mr. Cohen, the Assembly ordered that a Message be transmitted to the Legislative Council, forwarding a copy of the Report and Proceedings and Minutes of Evidence taken before the Select Committee to which the last of the two Bills was referred, and acquainting the Legislative Council that the first of such Bills was not referred by the Legislative Assembly to a Select Committee thereof.

11. POSTPONEMENT OF ORDERS OF THE DAY.⁶—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 16th May instant :—

“ Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,”

“ Messages of His Excellency the Governor, Nos. 20 and 21—To be considered in Committee,”

“ Supply—To be further considered in Committee,”

“ Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,”

“ Water Supply—Resolution to be considered in Committee,”

“ Abattoirs Law Amendment Bill—Second reading,”

“ Liquors Sale Law Amendment Bill—Second reading,”

“ Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”

“ Message of His Excellency the Governor, No. 19—To be taken into consideration,”

“ Royal Mint Establishment Bill—Second reading,”

“ Transfer of Real Estate Bill (2)—Second reading,”

“ Hawkers and Pedlars Law Amendment Bill—Second reading,”

“ Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee.”

Assembly adjourned at six minutes to twelve o’clock until four o’clock to-morrow.

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 70.

FRIDAY, 12TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan presented, by command of His Excellency the Governor—
Mining Surveyors and Registrars—Reports of, for the Quarter ending 31st March, 1865.
Ordered to lie on the Table.

3. PETITIONS.—The following Petitions, praying this House to consider the statements set forth in the Petition, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian Religion by refusing to assent to the repeal of the existing Law, were presented as under—
By Mr. Thomson—From certain Parishioners of Christ Church, South Yarra, members of the United Church of England and Ireland.
By Mr. Thomson—From certain Members of the United Church of England and Ireland resident in and about the Township of Heathcote.
By Mr. Thomson—From certain Members of the United Church of England and Ireland resident in and about Bacchus Marsh, Melton, and Myrning.
By Mr. Thomson—From certain Members of the United Church of England and Ireland resident in and about St. James's, Melbourne.
By Mr. Thomson—From certain Members of the United Church of England and Ireland resident in and about Amherst and Talbot.
By Mr. Wheeler—From certain Members of the United Church of England and Ireland resident in and about Daylesford.
By Mr. Levey—From certain Members of the United Church of England and Ireland resident in and about Moliagul, and read by the Clerk.
By Mr. Francis—From certain Members of the United Church of England and Ireland resident in the Parish of St. Peter, Melbourne.
Severally ordered to lie on the Table.

Mr. Gillies presented a Petition from James Baker, styling himself Chairman of the Mining Board for the mining district of Ballarat, praying that as the almost unparalleled prosperity of this colony was in the first instance mainly due to and is still in a great measure dependent upon the mining interest, that as the amount of capital vested in our mines is at present enormous, is daily increasing, and would under liberal laws and greater security of tenure increase in a much greater rate, that as our mines, so far from being exhausted, are daily giving new proofs of the almost inexhaustible mineral wealth of the colony, and that as the mines, besides otherwise contributing so largely to the wealth and importance of the colony, will for many years afford profitable employment for the capital of the wealthy and the labors of the working classes, this House would accord to the subject of and the suggestions contained in the Petition that care and attention which the importance of the interest merits; and that this House would pass such a measure as would foster an interest upon which the welfare of this colony in so great a degree depends.

Ordered to lie on the Table.

4. RAILWAY STATION, BATMAN'S HILL.—Mr. Zeal moved, pursuant to notice, That there be laid on the Table of this House—
 - (1.) A Copy of any correspondence which has taken place during a period extending from the 1st of February to the 30th September, 1863, between the Traffic Superintendent of Victorian Railways and the Secretary or Commissioner of Railways, relative to the reconstructing of the present Passenger Station at Batman's Hill, to meet present and future requirements.
 - (2.) A Copy of all correspondence between the Engineer-in-Chief and the Secretary or Commissioner of Railways, relative to the reconstructing of the Passenger Station at Batman's Hill, such correspondence to extend over a period commencing from the 31st March, 1861, to the 30th September, 1863.Question—put and resolved in the affirmative.

5. DECREASED RATE OF POSTAGE.—Mr. L. L. Smith moved, pursuant to *amended* notice, That in the opinion of this House one uniform rate of two-pence ought to be charged for all letters throughout the Colony.

Debate ensued.

Mr. Greeves moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 29.

| | |
|-----------------|------------------|
| Mr. Bindon, | Mr. McLellan, |
| Mr. Burt, | Mr. Moffatt, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cope, | Mr. Randall, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Crews, | Mr. L. L. Smith, |
| Mr. Cunningham, | Mr. Tucker, |
| Capt. Dane, | Mr. Vale, |
| Mr. Halfey, | Mr. Wheeler, |
| Mr. Hopkins, | Mr. Zeal. |

Tellers.

| | |
|----------------|----------------|
| Mr. Levi, | Mr. Blackwood, |
| Mr. Macgregor, | Mr. Carpenter. |

And so it was resolved in the affirmative.

Noes, 19.

| | |
|----------------|------------------|
| Mr. Campbell, | Mr. O'Shanassy, |
| Mr. Fairbairn, | Mr. Richardson, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Thomson, |
| Mr. Harker, | Mr. Verdon. |

Tellers.

| | |
|----------------|--------------|
| Mr. Kerferd, | Mr. MacBain, |
| Mr. Mason, | Mr. Jones. |
| Mr. McCulloch, | |
| Mr. Michie, | |

Question—That in the opinion of this House one uniform rate of twopence ought to be charged for all letters throughout the Colony—put, and resolved in the affirmative.

6. INTERCOLONIAL EXHIBITIONS OF INDUSTRY AND ART.—Mr. Bindon moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider a resolution in favor of inaugurating a series of Intercolonial Exhibitions of Industry and Art proposed to be held successively in the different Australasian Colonies; and that an Address be presented to His Excellency the Governor, requesting him to place a sum of £1000 upon an Additional Estimate for 1865, towards defraying the expenses of the first of such Exhibitions to be held in Melbourne, in the early part of 1866.

Debate ensued.

Question—put and resolved in the affirmative.

7. FISHERIES AND GAME STATUTE AMENDMENT BILL.—Mr. Greeves moved, pursuant to notice, That he have leave to bring in a Bill to explain and amend the Fisheries and Game Statute.

Question—put and resolved in the affirmative.

Ordered—That Mr. Greeves and Mr. Bindon do prepare and bring in the Bill.

Mr. Greeves then brought up a Bill intituled "*A Bill to explain and amend the Fisheries and Game Statute,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 17th May instant.

8. LIQUOR SALES LAWS—OFFENCES.—Mr. Greeves moved, pursuant to notice, That there be laid upon the Table of the House copies of all Reports from the Police and Police Magistrates respecting the Liquor Sales Law; together with any such report respecting the number of offences taking place between 10 p.m. and 6 a.m.

Question—put and resolved in the affirmative.

9. HANSARD.—Capt. Dane moved, pursuant to notice, That there be laid upon the Table of this House a return showing—

- (1.) The amount paid Messrs. Wilson and MacKinnon for publishing *Hansard*.
- (2.) The regulations and instructions on which those persons publish it.

Debate ensued.

Motion by leave withdrawn.

10. VOTE FOR BRIDGES.—Capt. Dane moved, pursuant to notice, That before the Supplementary Estimates are considered, there be laid upon the Table of this House a return showing the places at which the Government intend expending the £50,000 voted by this House for the erection of Bridges.

Debate ensued.

Motion by leave withdrawn.

11. VICTORIAN RAILWAYS—MANAGEMENT.—Mr. Zeal moved, pursuant to *amended* notice, That a Select Committee be appointed—

- (1.) To enquire into and report upon the management of the passenger and goods traffic and locomotive department of the Victorian Railways, for the purpose of determining whether the working expenses of certain stations in localities where a small population exists might not be reduced, accommodation extended to populous districts at present inadequately provided for, and the advantages of travelling by railway brought more within the reach of working classes.

(2.) To enquire into and report upon the outlay incurred and the mode of construction adopted in the works on the Victorian railways ; such committee to consist of Mr. Houston, Mr. Bindon, Mr. King, Mr. Vale, Mr. Ramsay, Mr. Kyte, Mr. Kerferd, Mr. Carpenter, Mr. Tucker, Mr. Wheeler, Mr. Howard, and the Mover ; with power to call for persons and papers, and to adjourn from place to place ; three to form a quorum.

Debate ensued.

Mr. O'Shanassy moved, That this debate be now adjourned.

Debate continued.

Motion for the amendment by leave withdrawn.

And the House having continued to sit till after twelve of the clock—

SATURDAY, 13TH MAY, 1865.

Debate further continued.

Question—That a Select Committee be appointed—

(1.) To enquire into and report upon the management of the passenger and goods traffic and locomotive department of the Victorian Railways for the purpose of determining whether the working expenses of certain stations in localities where a small population exists might not be reduced, accommodation extended to populous districts at present inadequately provided for, and the advantages of travelling by railway brought more within the reach of working classes—put and resolved in the affirmative.

Question—(2.) To enquire into and report upon the outlay incurred and the mode of construction adopted in the works on the Victorian railways ; such Committee to consist of Mr. Houston, Mr. Bindon, Mr. King, Mr. Vale, Mr. Ramsay, Mr. Kyte, Mr. Kerferd, Mr. Carpenter, Mr. Tucker, Mr. Wheeler, Mr. Howard, and the Mover ; with power to call for persons and papers, and to adjourn from place to place ; three to form a quorum—put.

Assembly divided,

| Ayes, 12. | | Noes, 21. | |
|---------------|------------------|----------------|-----------------|
| Mr. Bindon, | Mr. Moffatt, | Mr. Blackwood, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Robinson, | Mr. Cohen, | Mr. O'Shanassy, |
| Mr. Cope, | Mr. G. V. Smith. | Mr. Connor, | Mr. Ramsay, |
| Capt. Dane, | | Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Harker, | <i>Tellers.</i> | Mr. Harbison, | Mr. Snodgrass, |
| Mr. Kyte, | Mr. Zeal, | Mr. Hopkins, | Mr. Sullivan, |
| Mr. McLellan, | Mr. Carpenter. | Mr. Howard, | Mr. Verdon, |
| | | Mr. Levey, | Mr. Wheeler. |
| | | Mr. McCulloch, | <i>Tellers.</i> |
| | | Mr. Mason, | Mr. Francis, |
| | | Mr. Michie, | Mr. Jones. |

And so it passed in the negative.

Mr. Zeal moved, That the Committee consist of twelve Members, to be appointed by ballot, five to form a quorum ; and to have power to send for persons and papers.

Question—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Zeal and Mr. Francis to be Scrutineers.

The Scrutineers, with the Clerk of the Assembly, having reported that the following Members, viz. : Mr. Francis, Mr. Zeal, Mr. Harker, Mr. Greeves, Mr. Howard, Mr. Fairbairn, Mr. Berry, Mr. King, Mr. Moore, Mr. O'Shanassy, Mr. Riddell, and Mr. Edwards, had the greatest number of votes, Mr. Speaker declared such Members to be the Committee.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*State Aid to Religion Abolition Bill—Second reading,*” until Friday, 19th May instant ;

“*Private Wharfs—Motion for going into Committee to consider resolutions—Resumption of debate,*” until Wednesday, 17th May instant.

“*Manufactures—Report of Select Committee—To be considered in Committee,*”

“*Barristers Admission Bill—Second reading,*”

“*Mining Accidents Bill—Second reading,*” until Friday, 19th May instant ;

“*Sandhurst, Inglewood, and Loddon District Tramway Company's Bill—To be further considered in Committee,*” until Wednesday, 17th May instant ;

“*Mining Law Amendment Bill—To be further considered in Committee,*” until Tuesday, 16th May instant.

Assembly adjourned at six minutes to one o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 71.

TUESDAY, 16TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Francis presented—

Railway Station, Batman's Hill.—Return to an Order of the Legislative Assembly, dated 12th May instant, for—

- (1.) A Copy of any correspondence which has taken place during a period extending from the 1st of February to the 30th September, 1863, between the Traffic Superintendent of Victorian Railways and the Secretary or Commissioner of Railways, relative to the reconstructing of the present Passenger Station at Batman's Hill, to meet present and future requirements.
- (2.) A Copy of all correspondence between the Engineer-in-Chief and the Secretary or Commissioner of Railways, relative to the reconstructing of the Passenger Station at Batman's Hill, such correspondence to extend over a period commencing from the 31st March, 1861, to the 30th September, 1863.

Ordered to lie on the Table.

Mr. Grant presented—

Melbourne Public Lands.—Return to an Order of the Legislative Assembly, dated 9th March, 1865, for an abstract of all correspondence between the corporation of the City of Melbourne and the Government, respecting lands for public uses within and near the city.

Ordered to lie on the Table.

Land Act 1862 Amendment Bill—Lands Surveyed, &c.—Return to an Order of the Legislative Assembly, dated 7th December, 1864, for—

- (1.) A map, showing the surveyed lands marked in the "blue," in terms of *The Land Act 1862*, which it is proposed to open for lease under the amended Bill now before this House.
- (2.) Showing also the extent and position of lands in the "white" already surveyed for agricultural settlement under the new Land Bill.
- (3.) An estimate of the quantity of land already surveyed, in the "blue" and "white," which it is proposed to declare open for lease under the amended Bill now before the House.
- (4.) A return of the number of the cases which the Board of Land and Works are prepared to bring before the Supreme Court, with the view to an increase of rent, on the grounds stated in the 51st clause of the amended Bill, and an estimate of the amount of increase of rent if such cases are successful.

Ordered to lie on the Table.

3. PETITIONS.—Mr. Michie presented a Petition from the Council of the Borough of Prahran, under the corporate seal of the said borough, praying the House to alter Clauses 203 and 204 of the Bill intituled "*An Act to consolidate the Laws relating to Public Works*," so as to relieve the hackney-coach proprietors, carters, common carriers, retail tradesmen, and persons owning or occupying small cottage gardens, from paying an exorbitant sum, whether by measure or otherwise, for the use of the water, as provided in the said clauses.

Ordered to lie on the Table.

Mr. Hopkins presented a Petition from certain members of the United Church of England and Ireland resident in and about Barrabool, praying this House to consider the statements set forth in the Petition, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law relating thereto.

Ordered to lie on the table.

Mr. Hopkins presented a Petition from certain Members of the United Church of England and Ireland, resident in and about Geelong, praying this House to consider the statements set forth in the Petition, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law in relation thereto.

Ordered to lie on the Table.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they agree with the Legislative Assembly in correcting the clerical error reported by the Clerk of the Parliaments to have been discovered in the Bill intituled "*An Act to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions.*"

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 11th May, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Twenty-four thousand two hundred and ninety-four pounds nineteen shillings and four-pence to the service of the year One thousand eight hundred and sixty-four and Two hundred thousand pounds for the service of the year One thousand eight hundred and sixty-five,*" without amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 16th May, 1865.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, 1 to 18 Government Business, both inclusive, be postponed until after the consideration of the 19th Order for to-day.
6. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to some of the amendments recommended by the Governor in the Bill intituled "*An Act to consolidate the Laws relating to the Pleading and Practice of the Supreme Court in its Common Law jurisdiction;*" have not agreed to one of the amendments; and have agreed to one amendment with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 16th May, 1865.

And the amendment not agreed to by the Council was read, and is as follows :—

Clause 188, line 24, omit the word "replevins," and insert the words "a replevin of a distress for rent."

On the motion of Mr. Higinbotham, the Assembly agreed not to insist on such amendment.

And the amendment agreed to with an amendment was read, and is as follows :—Clause 188, last line of clause, omit the words "replevin in England," and insert "a replevin of a distress for rent;" the Council do not agree to leave out the word "replevin," and do not agree to insert the words proposed to be inserted.

On the motion of Mr. Higinbotham, the Assembly agreed to the amendments of the Legislative Council upon the amendment proposed by His Excellency the Governor in the last line of Clause 188.

Ordered—That a Message be transmitted to the Legislative Council, acquainting the Legislative Council that they agree with the above amendments made by the Legislative Council.

8. PAPERS.—Mr. Francis presented—

Victorian Railways.—Papers relating to the Chewton Station; Railway Breaks, &c.; the Railway Loan; and Further Report of the Engineer-in-Chief to the Hon. J. G. Francis, on the charges brought against the Railway Department; and moved, that they do lie on the Table.

Debate ensued.

And the House having continued to sit until after twelve of the clock,

WEDNESDAY, 17TH MAY, 1865.

Question—put and resolved in the affirmative.

9. FISHERIES LAW AMENDMENT AND CONSOLIDATION BILL.—Mr. Bindon moved, pursuant to notice, That he have leave to bring in a Bill to further amend and consolidate the Law for the Protection of the Fisheries of Victoria.

Question—put and resolved in the affirmative.

Ordered—That Mr. Bindon and Mr. Lalor do prepare and bring in the Bill.

Mr. Bindon then brought up a Bill intituled "*A Bill to further amend and consolidate the Law for the Protection of the Fisheries of Victoria,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 19th May instant.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

" *Cemeteries Bill—Second reading,*"

" *Public Health Law Amendment Bill (2)—Second reading,*"

" *Insolvency Laws Amendment Bill (2)—Second reading,*"

" *Customs Duties Laws Amendment Bill—Second reading,*"

" *Banks and Currency Law Amendment Bill—Second reading,*"

" *Lunacy Laws Amendment Bill—Second reading,*"

" *Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,*"

" *Messages of His Excellency the Governor, Nos. 20 and 21—To be considered in Committee,*"

" *Supply—To be further considered in Committee,*"

" *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*"

" *Water Supply—Resolution to be considered in Committee,*"

" *Ways and Means—To be further considered in Committee,*"

" *Abattoirs Law Amendment Bill—Second reading,*"

" *Liquors Sale Law Amendment Bill—Second reading,*"

" *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*"

" *Message of His Excellency the Governor, No. 19—To be taken into consideration,*"

" *Royal Mint Establishment Bill—Second reading,*"

" *Transfer of Real Estate Bill (2)—Second reading,*"

" *Hawkers and Pedlers Law Amendment Bill—Second reading,*"

" *Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*" until this day;

" *Intercolonial Exhibitions of Industry and Art—Resolution to be considered in Committee,*" until Thursday, 18th May instant.

Assembly adjourned at twenty-four minutes past twelve o'clock until four o'clock, p.m., this day.

FRAN^S. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 72.

WEDNESDAY, 17TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—

Mail Service—Return to an Address of the Legislative Assembly, dated 10th May instant, for copies of correspondence with the Imperial Government relative to the establishment of a fortnightly mail service.

Ordered to lie on the Table.

Mr. Sullivan presented—

Coal—Return to an Order of the Legislative Assembly, dated 23rd December, 1864, for a Return, showing—

 - (1.) The quantity of coal that has been raised in the Colony.
 - (2.) Where such coal has been raised.
 - (3.) What sum has been received for royalty.
 - (4.) By whom has such royalty been paid.

Ordered to lie on the Table.

Mr. Francis presented—

Echuca Railway—Return to an Order of the Legislative Assembly, dated 5th April, 1865, for a detailed copy of the last complete return of works executed by Messrs. Collier, Barry and Co., on each section of their contract; and also a statement showing the same works priced out according to the schedules of the two next lowest tenderers; the return to be made up to the 30th ultimo.

Ordered to lie on the Table.

Mr. Higinbotham presented—

Supreme Court—General Rules.—Fees of Court payable in proceedings under the Companies Statute 1864.

Ordered to lie on the Table.
3. PETITION.—Mr. J. T. Smith presented a petition from certain members of the United Church of England and Ireland resident in and about Essendon and Flemington, praying the House to consider the statements set forth in the petition, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law in relation thereto.

Ordered to lie on the Table.

4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read, and is as follows:—

C. H. DARLING,
Governor. *Message No. 22.*

The Governor informs the Legislative Assembly that he has this day assented in Her Majesty's name to a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Twenty-four thousand two hundred and ninety-four pounds nineteen shillings and four-pence to the service of the year One thousand eight hundred and sixty-four and Two hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five.*"

Government Offices,
Melbourne, 17th May, 1865.

Ordered to lie on the Table and to be printed.

5. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments.
- Mr. Howard moved, that this Bill be recommitted to a Committee of the whole Assembly.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
- Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had agreed to further amendments in this Bill.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on their amendments in the Bill intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament,*" with which the Legislative Assembly have disagreed; and that they agree to the amendment made by the Legislative Assembly in Clause A of the Bill.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 17th May, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to consolidate the Law for the Collection and Payment of the Public Moneys and the Audit of the Public Accounts,*" and acquaint them that the Legislative Council still insist on their amendment, for the following reasons, viz. :—

- (1.) That by the Land Act 1862, section 38, one-fourth of the Land Revenue is appropriated to the "purposes" of assisted immigration in every year.
- (2.) That by the present Audit Act (No. 86, section 29) moneys appropriated to the public "service" in any year, and not expended during such year, lapse; but there is no similar provision in respect of money appropriated to any "purpose."
- (3.) That the distinction between a "service" and a "purpose" is well known, and is recognised by the Constitution Act, sec. 46; by the present Audit Act, secs. 24 and 25, and Schedule VII.; by the Appropriation Act of 1864 (No. 211, sec. 2), and of preceding years; as well as by the Bill now returned to the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 17th May, 1865.

On the motion of Mr. Higinbotham, the Assembly ordered the above Message to be printed, and taken into consideration Tuesday, 23rd May instant.

7. SUPREME COURT LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
9. PRECEDENCE OF NOTICE OF MOTION.—Mr. Gillies moved, pursuant to notice, That the second Notice of Motion under the head of General Business, set down on the Notice Paper of this House for to-morrow, take precedence over all Orders of the Day and General Business for that day.
- Debate ensued.
- Question—put and negatived.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ Messages of His Excellency the Governor, Nos. 20 and 21—To be considered in Committee,”
- “ Message of His Excellency the Governor, No. 19—To be taken into consideration,”
- “ Transfer of Real Estate Bill (2)—Second reading,”
- “ Ways and Means—To be further considered in Committee,”
- “ Supply—To be further considered in Committee,”
- “ Water Supply—Resolution to be considered in Committee,”
- “ Abattoirs Law Amendment Bill—Second reading,”
- “ Liquors Sale Law Amendment Bill—Second reading,”
- “ Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”
- “ Royal Mint Establishment Bill—Second reading,”
- “ Cemeteries Bill—Second reading,”
- “ Public Health Law Amendment Bill (2)—Second reading,”
- “ Insolvency Laws Amendment Bill (2)—Second reading,”
- “ Customs Duties Laws Amendment Bill—Second reading,”
- “ Banks and Currency Law Amendment Bill—Second reading,”
- “ Lunacy Laws Amendment Bill—Second reading,”
- “ Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,”
- “ Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,”
- “ Fisheries and Game Statute Amendment Bill—Second reading,” until to-morrow ;
- “ Private Wharfs—Motion for going into Committee to consider resolutions—Resumption of debate,” until Wednesday, 24th May instant.
- “ Hawkers and Pedlers Law Amendment Bill—Second reading,”
- “ Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,” until to-morrow.

Assembly adjourned at five minutes to twelve o'clock until four o'clock p.m. to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 73.

THURSDAY, 18TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Operators and Messengers, Electric Telegraph Department.—Return to an Order of the Legislative Assembly, dated 3rd May, 1865, for a copy of all papers connected with the case of Operators and Messengers in the Electric Telegraph Department; and any opinion that may have been given by the Honorable the Attorney-General in reference to the right of Messengers (previously appointed) to be entitled to the benefits and privileges of the Civil Service Act.
Ordered to lie on the Table.
3. PETITIONS.—The following Petitions, praying this House to consider the statements set forth in the Petitions, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law in relation thereto, were presented by Mr. Hopkins as under :—
From certain Members of the United Church of England and Ireland resident in and about Kilmore.
From certain Trustees and Committee of the United Church of England and Ireland at Beechworth.
From certain Members of the United Church of England and Ireland resident in and about Winchelsea.
Severally ordered to lie on the Table.
4. WILD FOWL.—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of the House a return of the weight of all wild fowl transmitted by the Government Railways during the present season, and the amount of revenue accruing therefrom.
Question—put and resolved in the affirmative.
5. BAR REGULATION BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill for the regulation of the Bar in Victoria.
Question—put and resolved in the affirmative.
Ordered—That Mr. Higinbotham and Mr. McCulloch do prepare and bring in the Bill.
Mr. Higinbotham then brought up a Bill intituled "*A Bill for the regulation of the Bar in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Tuesday, 23rd May instant.
6. NATIONAL DEFENCES.—Mr. Verdon moved, pursuant to notice, That this House will, on Thursday, the 25th instant, resolve itself into a Committee of the whole, for the purpose of considering a resolution relative to the subject of National Defences.
Question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders, Government Business on the paper for to-day, be postponed until after the consideration of the 3rd Notice of Motion, General Business.
8. VICTORIAN RAILWAYS—KEILOR CONTRACT.—Mr. Zeal moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report on the correctness or otherwise of the charges made by the Engineer-in-Chief against Mr. Zeal, in respect of a certain payment for ballast on No. 1 Section of the Melbourne and Sandhurst Railway Contract; it to be an instruction to the Committee only to investigate into and report at once upon this particular matter; such Committee to consist of the following Members, viz. :—Mr. Creswick, Mr. Harker, Mr. Greeves, Mr. Fairbairn, Mr. Berry, Mr. G. V. Smith, Mr. Sherwin, Mr. Kerferd, Mr. Lalor, Mr. Brown, Mr. Verdon, and Mr. MacBain; five to form a quorum; such Committee to have power to take evidence, and to send for persons and papers.
Debate ensued.
Question—put and resolved in the affirmative.

9. SUPREME COURT LAW CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

FRIDAY, 19TH MAY, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same without amendment.

Mr. Higinbotham moved, That this Bill be now re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to amendments in this Bill, the Assembly ordered the same to be taken into consideration, Tuesday, 23rd May instant.—Bill, as amended, to be printed.

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

Mr. SPEAKER,

The Legislative Council return to the Legislative Assembly the Quartz Reefs Drainage Law Amendment Bill, and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 18th May, 1865.

11. SANDHURST AND CASTLEMAINE WATER SUPPLY.—Mr. Tucker moved, by leave of the Assembly, That the evidence taken before the Select Committee of the Legislative Assembly on the Coliban Water Scheme, during the Session 1861-2, be referred to the Committee on Water Supply to Castlemaine and Sandhurst Districts.

Question—put and resolved in the affirmative.

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 23rd May instant :—

“ Mining Law Amendment Bill—To be further considered in Committee,”

“ Messages of His Excellency the Governor, Nos. 20 and 21—To be considered in Committee,”

“ Message of His Excellency the Governor, No. 19—To be taken into consideration,”

“ Transfer of Real Estate Bill (2)—Second reading,”

“ Ways and Means—To be further considered in Committee,”

“ Supply—To be further considered in Committee,”

“ Water Supply—Resolution to be considered in Committee,”

“ Abattoirs Law Amendment Bill—Second reading,”

“ Liquors Sale Law Amendment Bill—Second reading,”

“ Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”

“ Royal Mint Establishment Bill—Second reading,”

“ Cemeteries Bill—Second reading,”

“ Public Health Law Amendment Bill (2)—Second reading,”

“ Insolvency Laws Amendment Bill (2)—Second reading,”

“ Customs Duties Laws Amendment Bill—Second reading,”

“ Banks and Currency Law Amendment Bill—Second reading,”

“ Lunacy Laws Amendment Bill—Second reading,”

“ Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,”

“ Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,”

“ Intercolonial Exhibitions of Industry and Art—Resolution to be considered in Committee,”

“ Fisheries and Game Statute Amendment Bill—Second reading,”

“ Hawkers and Pedlers Law Amendment Bill—Second reading,”

“ Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee.”

Assembly adjourned at twenty-four minutes to one o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 74.

FRIDAY, 19TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CASTLEMAINE AND SANDHURST WATER SUPPLY COMMITTEE.—Mr. Tucker, Chairman, brought up a Report from this Committee.
Ordered to lie on the Table, together with the Minutes of Evidence and Proceedings of the Committee, and to be printed.
3. CAPE PATTERSON COAL FIELDS COMMITTEE.—Mr. Ramsay, by leave of the Assembly, moved, That this Committee have leave to sit to-morrow.
Question—put and resolved in the affirmative.
4. MR. E. H. HARGREAVES.—Mr. Pope moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to consider the Memorial of Mr. Hargreaves, gold discoverer, and the propriety of presenting an Address to His Excellency the Governor, praying him to cause to be placed on an Additional Estimate for 1865 such a sum of money as will compensate him for his discoveries and labors.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 11.
Mr. Carpenter, Mr. O'Grady,
Mr. Greeves, Mr. Wardrop,
Mr. Halfey,
Mr. Kerferd, *Tellers.*
Mr. Kyte,
Mr. Macgregor, Mr. Edwards,
Mr. McLellan, Mr. Pope.

Noes, 19.
Mr. Berry, Mr. Macpherson,
Mr. Burt, Mr. Michie,
Mr. Connor, Mr. Robinson,
Mr. Cope, Mr. G. V. Smith,
Mr. Francis, Mr. Sullivan,
Mr. Harbison, Mr. Verdon,
Mr. Higinbotham,
Mr. Jones, *Tellers.*
Mr. Lalor,
Mr. Levey, Mr. Blackwood,
Mr. McCulloch, Mr. Hopkins.

And so it passed in the negative.

5. CLERKS OF WORKS.—Mr. Berry moved, pursuant to *amended* notice, That in the opinion of this House, in the event of its becoming necessary to suspend or dismiss any of the practical clerks of works employed in the Government service, such suspension or dismissal ought to be in the order of seniority, altogether irrespective of the termination of any particular work or works; and that this resolution shall have a retrospective effect to the date when the Honorable Member for East Bourke Boroughs submitted a resolution proposing to place certain clerks of works under the provisions of the Civil Service Act.
Debate ensued.
Motion by leave withdrawn.
6. VICTORIAN RAILWAYS—MANAGEMENT.—Mr. Hopkins moved, pursuant to notice, That the Honorable Member for Kilmore be relieved from attendance upon the Special Committee upon the Victorian Railways, and that this House proceed to elect another member in his place.
Question—put and resolved in the affirmative.
The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Hopkins and Mr. McCulloch to be scrutineers.
The Scrutineers, with the Clerk of the Assembly, having reported that Mr. Robinson had the greatest number of votes, Mr. Speaker declared Mr. Robinson to be member of the said Committee.

7. MRS. GAINS.—Mr. Edwards moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865 the sum of £100, as a gratuity to Mrs. Gains, widow of the late Albert Brewer Gains, deceased, of the Treasury department.

Debate ensued.

Question—put and resolved in the affirmative.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at fifteen minutes to eleven o'clock, adjourned the House, without question being first put, until Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 75.

TUESDAY, 23RD MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Exploration Expedition.—Return to an Order of the Legislative Assembly, dated 16th March, 1865, for a Return of all moneys expended in connection with the late exploration expedition, and the different subsequent expeditions for the relief of the explorers.
Ordered to lie on the Table.
Mr. Verdon presented—
Victorian Volunteer Force.—Regulations respecting.
Bank Liabilities and Assets Return of for the quarter ended 31st March, 1865.
Severally ordered to lie on the Table.
3. PETITIONS.—The following Petitions, praying this House to consider the statements set forth in the Petitions, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian Religion, by refusing to assent to any alteration of the existing law in relation thereto, were presented as under:—
By Mr. Thomson—From certain members of the United Church of England and Ireland resident in and about Kingower.
By Mr. Thomson—From certain members of the United Church of England and Ireland resident in the parish of Caulfield.
By Mr. Thomson—From certain members of the United Church of England and Ireland resident in and about Dunolly.
By Mr. Thomson—From certain members of the United Church of England and Ireland resident in and about Wangaratta.
By Mr. Thomson—From certain members of the United Church of England and Ireland resident in and about Schnapper Point.
By Mr. Jones—From certain Ministers, Trustees, and Church Committees of the respective Churches of St. Paul, St. Mark, and St. James, situate in the parish of St. Paul, Ballarat East, and on behalf of the Members of the Church of England in the said parish.
Severally ordered to lie on the table.
4. ADJOURNMENT.—Mr. McCulloch moved, pursuant to notice, That the House, at its rising this day, do adjourn until Thursday next.
Question—put and resolved in the affirmative.
5. PUBLIC MONEYS AND AUDIT ACT CONSOLIDATION BILL.—The Order of the Day for the consideration of the Message from the Legislative Council having been read—On the motion of Mr. Higinbotham, the Message was read by the Clerk.
Mr. Higinbotham then moved, That the Legislative Assembly still insist on disagreeing to the amendment made by the Legislative Council in this Bill, for the following reasons:—
 - (1.) By the 29th section of the Act No. 86 “all sums of money which are or shall be appropriated to the Public Service in any year, and which shall not be expended during such year, shall lapse,” except where it is expressly enacted to the contrary by any Act.
 - (2.) The words “sums of money appropriated to the Public Service” in the above section, mean and include, in the opinion of this House, all moneys that have been carried to the Consolidated Revenue, and that have been appropriated thereout either to a “service” or a “purpose,” and either by the annual Appropriation Act or by any other Act, except such appropriated moneys as cannot consistently with the Constitution Act be affected by the existing Act Audit, No. 86.
 - (3.) According to this construction, the amendment under consideration proposes to make an alteration in the law in this respect which, in the opinion of this House, it would be inexpedient to make by this Bill and under existing circumstances; while, if a different construction of section 29 of Act No. 86 be the true construction, the proposed amendment is unnecessary and superfluous.
Debate ensued.
Question—put.

Assembly divided.

Ayes, 40.
 Mr. Bindon, Mr. Macgregor,
 Mr. Brown, Mr. Mason,
 Mr. Burt, Mr. McCulloch,
 Mr. Casey, Mr. McLellan,
 Mr. Cohen, Mr. Macpherson,
 Mr. Connor, Mr. Michie,
 Mr. Cope, Mr. Ramsay,
 Mr. Cowell, Mr. Randall,
 Mr. Crews, Mr. Riddell,
 Mr. Cunningham, Mr. Robinson,
 Mr. Edwards, Mr. G. V. Smith,
 Mr. Gillies, Mr. J. T. Smith,
 Mr. Greeves, Mr. Sullivan,
 Mr. Halfey, Mr. Thomson,
 Mr. Harbison, Mr. Vale,
 Mr. Harker, Mr. Verdon,
 Mr. Higinbotham, Mr. Wardrop.
 Mr. Houston,
 Mr. Jones, *Tellers.*
 Mr. King, Mr. Francis,
 Mr. Kyte, Mr. Berry.

Noes, 13.
 Mr. Blackwood, Mr. O'Shanassy,
 Mr. Carpenter, Mr. Sherwin,
 Capt. Dane, Mr. Snodgrass.
 Mr. Howard,
 Mr. Kerferd,
 Mr. MacBain,
 Mr. Moore,
 Mr. O'Grady,
Tellers.
 Mr. Levey,
 Mr. Levi.

And so it was resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly still insist in their disagreement to the amendment made therein by the Legislative Council, for the several reasons above set forth.

6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to authorize the sale and purchase of the St. Kilda and Brighton Railway and for other purposes,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 23rd May, 1865.

7. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill; and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Thursday, 25th May instant, again resolve itself into the said Committee.

8. LOCAL GOVERNMENT ACT AMENDMENT.—MUNICIPAL INSTITUTIONS ACT AMENDMENT.—The Order of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Messages Nos. 20 and 21, having been read—On the motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to several resolutions.

Ordered—That the report be received Thursday, 25th May instant.

9. HIS EXCELLENCY THE GOVERNOR'S MESSAGE No. 19.—The Order of the Day for the consideration of His Excellency the Governor's Message No. 19 having been read—On the motion of Mr. Higinbotham the amendments recommended by His Excellency in the *Public Health Statute*, the *Insolvency Statute*, the *Police Offences Statute*, the *Juries Statute*, and the *Volunteer Statute*, were read a second time and agreed to by the Assembly.

Ordered—That the Message from His Excellency the Governor be transmitted to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments in the said several Bills.

10. POST OFFICE RETURNS.—Mr. Bindon moved, pursuant to notice given by Mr. Vale, That there be laid upon the Table of the House a Return, showing—

- (1.) The number, during the year 1864, of town letters, town newspapers, and town parcels.
- (2.) Of country letters, country newspapers, and country parcels.
- (3.) Of letters under the mail contract, newspapers under the mail contract, and parcels under the mail contract.
- (4.) Of ship letters, of newspapers per sailing vessels, of parcels per sailing vessels.

Question—put and resolved in the affirmative.

11. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY BILL.—On the motion of Mr. Howard, the several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.
12. QUARTZ REEFS DRAINAGE LAW AMENDMENT BILL—Mr. Howard moved, pursuant to notice, That the amendments made by the Legislative Council in this Bill be now taken into consideration.

Question—put and resolved in the affirmative.

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

- (1.) After Clause 1 insert new Clause A—

No claim shall be deemed to be drained within the meaning of the said Act until the works in such claim shall have been carried down to the water level.

- (2.) Clause 2, line 22, leave out “or of any one or more quartz reef or reefs or of portion of a quartz reef.”

And the said amendment (1) having been read a second time, Mr. Howard moved, That the Assembly disagree with the Council in this amendment.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 13.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. Sullivan, |
| Mr. Brown, | Mr. Verdon, |
| Mr. Francis, | Mr. Wardrop. |
| Mr. Harker, | |
| Mr. Lalor, | Tellers. |
| Mr. Macgregor, | |
| Mr. McCulloch, | Mr. Howard, |
| Mr. Michie, | Mr. G. V. Smith. |

Noes, 8.

| | |
|---------------|-------------|
| Mr. Burt, | Mr. Zeal. |
| Mr. Cope, | |
| Mr. Kerferd, | Tellers. |
| Mr. O'Grady, | Mr. Halfey, |
| Mr. Robinson, | Mr. Cowell. |

And so it was resolved in the affirmative.

And the said amendment (2) having been read a second time, Mr. Howard moved, That the Assembly agree with the Council in such amendment.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to one of the said amendments and disagreed to another of the said amendments of the Legislative Council.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Supreme Court Law Consolidation Bill—Consideration of Report,*” until Friday, 26th May instant ;

“*Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,*”

“*Transfer of Real Estate Bill (2)—Second reading,*”

“*Ways and Means—To be further considered in Committee,*”

“*Supply—To be further considered in Committee,*”

“*Water Supply—Resolution to be considered in Committee,*”

“*Abattoirs Law Amendment Bill—Second reading,*”

“*Liquors Sale Law Amendment Bill—Second reading,*”

“*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”

“*Royal Mint Establishment Bill—Second reading,*”

“*Cemeteries Bill—Second reading,*”

“*Public Health Law Amendment Bill (2)—Second reading,*”

“*Insolvency Laws Amendment Bill (2)—Second reading,*”

“*Customs Duties Laws Amendment Bill—Second reading,*”

“*Banks and Currency Law Amendment Bill—Second reading,*”

“*Lunacy Laws Amendment Bill—Second reading,*”

“*Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”

“*Bar Regulation Bill—Second reading,*” until Thursday, 25th May instant ;

“*Minister of Industries and Instruction—Motion respecting appointment of—Resumption of debate.*”

“*State Aid to Religion Abolition Bill—Second reading.*”

“*Manufactures—Report of Select Committee—To be considered in Committee,*”

“*Barristers Admission Bill—Second reading,*”

“*Mining Accidents Bill—Second reading,*”

“*Fisheries Law Amendment and Consolidation Bill—Second reading,*” until Friday, 26th May instant.

14. INTERCOLONIAL EXHIBITIONS OF INDUSTRY AND ARTS.—The Order of the Day for the consideration in Committee of the whole Assembly of a resolution in favor of inaugurating a series of Intercolonial Exhibitions of Industry and Art, proposed to be held successively in the different Australasian Colonies ; and that an Address be presented to His Excellency the Governor, requesting him to place a sum of £1000 upon an Additional Estimate for 1865, towards defraying the expenses of the first of such Exhibitions to be held in Melbourne, in the early part of 1866, having been read—On the motion of Mr. Bindon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.—Mr. Lalor having reported that a quorum was not present in the Committee, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at six minutes to eleven o'clock, adjourned the House, without question being first put, until four o'clock on Thursday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 76.

THURSDAY, 25TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. L. L. Smith presented two petitions from certain persons employed and interested in shooting, selling, supplying, and consuming the wild fowl in the city of Melbourne, its suburbs, and other and all parts of Victoria, praying that the Bill having for its object the prohibition of killing the wild fowl of this country by the use of the swivel gun, would not be allowed to pass in this House.
Petitions read, and ordered to lie on the Table.
Mr. Hopkins presented a Petition from certain members of the United Church of England and Ireland resident in and about Heidelberg, praying the House to take the statements set forth in the Petition into consideration, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law in relation thereto.
Ordered to lie on the Table.
Mr. Edwards presented a Petition from the bailiffs of the county court at Melbourne, and the various courts of the colony of Victoria, praying that this House would take the Petition into consideration and cause the petitioners to be placed under the *Civil Service Act*, and afford the petitioners such relief as this House might think fit, in accordance with the Petition.
Petition read, and ordered to lie on the Table.
3. PAPERS.—Mr. Verdon, by command of His Excellency the Governor, presented—
Defences of the Colony.—Remarks on the Report of Commodore Sir W. Wiseman's Committee on the defence of the port of Melbourne, by Majors Pasley and Scratchley, R.E.
Ordered to lie on the Table.
Mr. Michie presented—
County Courts—Order in Council for holding—at Mornington.
Ordered to lie on the Table.
4. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read and is as follows:—

NATIONAL DEFENCES.

C. H. DARLING,

Governor.

Message No. 23.

In accordance with the provisions of the 57th section of the Constitution Act, the Governor recommends to the Legislative Assembly that an appropriation be made from the Consolidated Revenue for the purpose of providing interest upon a Loan for the National Defences.

Government Offices,
Melbourne, 25th May, 1865.

Ordered to be printed and taken into consideration this day.

The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read and is as follows:—

C. H. DARLING,

Governor.

Message No. 24.

In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendment which he recommends to be made in the Bill intituled "*An Act to consolidate and amend the law relating to Justices of*

"the Peace and Courts of General and Petty Sessions," which has been presented to him for Her Majesty's assent :—

Clause 119, add to the end of clause the following words, "Provided that upon the breach of any order for the payment of an amount awarded by instalments under this section, execution for the amount due at the time of such breach may forthwith issue without any fresh summons unless it shall appear to the satisfaction of the justice who has made the order that the defendant is unable from sickness or other temporary cause to pay the amount so due as aforesaid in which case such justice may stay execution for such time and upon such terms as to him may seem fit, and may from time to time continue such stay of execution until such disability has ceased."

Second Schedule form XXXVI. add "and whereas the said A.B. has been apprehended under and by virtue of a warrant upon such [information or complaint] and is now brought before [me or us] as such justice as aforesaid. These are therefore to command you the said constable in Her Majesty's name forthwith to convey the said A.B. to the gaol at _____ in the said colony and there to deliver to the said keeper thereof together with this precept and [I or we] do hereby command you the said keeper to receive the said A.B. into your custody in the said gaol and there safely to keep until _____ next the day of _____ 186 _____ when you are hereby commanded to convey and have at _____ in the said colony at _____ o'clock in the noon of the same day before such justices of the peace for the said colony as may then be there to answer to the said [information or complaint] and to be further dealt with according to law."

"Given under [my or our] hand and seal this _____ day of _____ in the year of our Lord one thousand eight hundred and sixty _____ at _____ in _____ the colony aforesaid."

"J.P. (L.S.)"

Government Offices,
Melbourne, May, 1865.

Ordered to lie on the Table and to be printed, and taken into consideration to-morrow.

5. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the 2nd Order for to-day :—

"National Defences—Resolution to be considered in Committee."

6. **MINING LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

7. **NATIONAL DEFENCES.**—The Order of the Day for the consideration in Committee of the whole Assembly of a resolution relative to the subject of National Defences having been read, on the motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That he have leave to sit again.

Resolved—That this House will, on Thursday, 1st June next, again resolve itself into the said Committee.

8. **MINING LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

9. **LOCAL GOVERNMENT ACT 1863 AMENDMENT.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow :—

Resolved—

- (1.) That it is expedient to amend the Local Government Act 1863, and that an appropriation be made of a portion of the Consolidated Revenue for the Endowment of Road Districts and Shires, and of the Revenue to be derived from some local sources for the Endowment of Shires, for the purposes of a Bill relating to Local Government
- (2.) That a Bill be brought in to carry out the above resolution.

And the said resolutions were read a second time and agreed to by the Assembly.

Ordered—That Mr. Higinbotham do prepare and bring in the Bill.

10. **LOCAL GOVERNMENT ACT 1862 AMENDMENT BILL.**—Mr. Higinbotham then brought up a Bill intituled "*A Bill to amend the Local Government Act 1863,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Thursday, 1st June next.
11. **MUNICIPALITIES ACT AMENDMENT.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow :—
Resolved—
(1.) That it is expedient to amend the Municipal Corporations Act 1863, and that an appropriation be made of a portion of the Consolidated Revenue for the endowment of Boroughs, and of the revenue to be derived from some local sources for the endowment of Boroughs, for the purposes of a Bill relating to Municipal Institutions.
(2.) That a Bill be brought in to carry out the above resolution.
And the said resolutions were read a second time and agreed to by the Assembly.
Ordered—That Mr. Higinbotham do prepare and bring in the Bill
12. **MUNICIPAL CORPORATIONS ACT 1863 AMENDMENT BILL.**—Mr. Higinbotham then brought up a Bill intituled "*A Bill to amend the Municipal Corporations Act 1863,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 1st June next.
13. **TRANSFER OF REAL ESTATE BILL (2).**—Mr. Higinbotham moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 26TH MAY, 1865.

- Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration this day.—Bill as amended to be printed.
14. **MR. JOHN HOBBS.**—Mr. Crews moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865 the sum of Two hundred pounds, as compensation to Mr. John Hobbs.
Debate ensued.
Question—put and resolved in the affirmative.
15. **CONSTITUTION ACT—49TH CLAUSE.**—Mr. Greeves moved, pursuant to notice, That an Address be presented to His Excellency the Governor requesting him to cause to be laid upon the Table of the House a copy of the opinion of the Crown Law Officers of England upon the forty-ninth clause of the Constitution Act.
Question—put and resolved in the affirmative.
16. **MRS. GAINS.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor requesting His Excellency to cause to be placed on an Additional Estimate for 1865, the sum of £100 as a gratuity to Mrs. Gains, widow of the late Albert Brewer Gains, of the Treasury Department, having been read, on the motion of Mr. Edwards, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported That the Committee had come to a certain resolution.
Ordered—That the Report be received Tuesday, 30th May instant.
17. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
" *Public Works Law Amendment and Consolidation Bill—To be further considered in Committee,*" until this day ;
" *Ways and Means—To be further considered in Committee,*"
" *Supply—To be further considered in Committee,*"
" *Water Supply—Resolution to be considered in Committee,*"
" *Abattoirs Law Amendment Bill—Second reading,*"

- “*Liquors Sale Law Amendment Bill—Second reading,*”
 “*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”
 “*Royal Mint Establishment Bill—Second reading,*”
 “*Cemeteries Bill—Second reading,*”
 “*Public Health Law Amendment Bill (2)—Second reading,*”
 “*Insolvency Laws Amendment Bill (2)—Second reading,*”
 “*Customs Duties Laws Amendment Bill—Second reading,*”
 “*Banks and Currency Law Amendment Bill—Second reading,*”
 “*Lunacy Laws Amendment Bill—Second reading,*”
 “*Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”
 “*Bar Regulation Bill—Second reading,*”
 “*Intercolonial Exhibitions of Industry and Art—Resolution to be considered in Committee,*”
 “*Fisheries and Game Statute Amendment Bill—Second reading,*”
 “*Hawkers and Pedlers Law Amendment Bill—Second reading,*”
 “*Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*” until Tuesday, 30th May instant ;
 “*Private Wharfs—Motion for going into Committee to consider resolutions—Resumption of debate,*” until this day.

18. ADJOURNMENT.—Mr. Hopkins moved, by leave of the Assembly, That the House at its rising this day do adjourn until Tuesday next, at four o'clock.
 Question—put and resolved in the affirmative.

Assembly adjourned at fourteen minutes to one o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 77.

TUESDAY, 30TH MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
Immigration—Monthly Progress Report for the month of April, 1865.
Ordered to lie on the Table.
Mr. McCulloch presented, by command of His Excellency the Governor—
Health Officer—Report for the year ending 31st December, 1864.
Chief Medical Officer.—Return of Diseases in the various establishments under the
the charge of the Chief Medical Officer, for the year 1864.
Severally ordered to lie on the Table.
3. VICTORIAN RAILWAYS—KEILOR CONTRACT COMMITTEE.—Mr. Greeves, Chairman, brought up
the Report from this Committee.
Report read and ordered to lie on the Table, and, together with the Minutes of Evidence
and Proceedings of the Committee, to be printed.
4. CONSTITUTION LAW CONSOLIDATION BILL COMMITTEE.—Mr. Higinbotham, Chairman, brought
up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee, to be
printed and taken into consideration after the 6th Order for to-day.
5. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the
Twelfth Report from this Committee.
Ordered to lie on the Table and to be printed.
6. PETITIONS —The following Petitions, praying this House to consider the statements set forth
in the Petitions, and to preserve to the country the benefits which accrue to it from the
present provision for the advancement of the Christian religion, by refusing to assent to
any alteration of the existing law in relation thereto, were presented as under :—
By Mr. Thomson, from certain members of the United Church of England and
Ireland resident in and about Bright, Morse's, and Growler's Creeks, and
(Upper) Ovens River.
By Mr. Thomson, from certain members of the United Church of England and
Ireland resident in and about St. Arnaud.
By Mr. Davies, from certain members of the United Church of England and
Ireland resident in and about Inglewood, Tarnagulla, and Newbridge.
By Mr. Francis, from certain members of the United Church of England and
Ireland resident in and about Richmond.
Severally ordered to lie on the Table.
The following Petitions, praying the House to take into favorable consideration the Bill
now before Parliament proposing to abolish State aid to religion at the rate of ten
thousand pounds per annum, were presented as under :—
By Mr. Mason, from certain members and adherents of the Congregational Church,
Maryborough.
By Mr. Verdon, from certain members and adherents of the Congregational Church,
Williamstown.
By Mr. Howard, from certain members and adherents of the Congregational Church,
Sandhurst.
Severally ordered to lie on the Table.
The following Petitions, praying that this House in its wisdom and prudence, and love of
order and peace, would not accede to the Bill now before it for the abolition of State
aid to religion, were presented as under :—
By Mr. Wheeler, from the Catholic clergy and laity of Daylesford and the district.
By Mr. Tucker, from the Catholic clergyman and Catholic laity of the Kyneton
district.
Severally ordered to lie on the Table.

The following Petitions, praying this House to reject the measure which has been introduced for the purpose of altering the *Constitution Act*, and abolishing aid from the State to the purposes of religion, were presented as under:—

By Mr. Davies, from certain inhabitants of the District of East Collingwood (St. Joseph's).

By Mr. O'Grady, from certain inhabitants of the District of Hotham.

By Mr. O'Grady, from certain inhabitants of the District of St. Francis, Melbourne.

Severally ordered to lie on the Table.

Mr. L. L. Smith presented a Petition from certain persons employed and interested in shooting, selling, supplying, and consuming Wild Fowl, in the City of Melbourne, its suburbs, and other and all parts of Victoria, praying that the Bill having for its object the prohibition of killing the Wild Fowl of this colony by the use of the swivel gun, would not be allowed to pass this House.

Ordered to lie on the Table.

The following Petitions, praying the House to reject the Public Health Statute Bill, or amend the same by expunging therefrom such of the objectionable clauses as would preserve from injury the trade and industry referred to in the Petitions, were presented by Mr. O'Grady, from—

The Mayor and Councillors of the Borough of Hawthorn, under the corporate seal of the said Borough.

Certain persons engaged and interested in the pursuit of Brickmaking, in the Borough of Hawthorn.

Severally ordered to lie on the Table.

7. SUPREME COURT LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the several amendments made by the Committee of the whole in this Bill.

On the motion of Mr. Higinbotham, the Assembly ordered the following amendments to be made in Clause 1 of this Bill, viz. :—

Line 2, the word "January" to be omitted, and the word "July" to be inserted instead thereof.

Line 8, the figures "32" to be inserted after the figures "30."

Line 9, the figures "31"—"46" to be omitted, and the figures "33"—"48" to be inserted instead thereof.

On the motion of Mr. Higinbotham, the Assembly ordered that the words "and rights acquired" be inserted after the word "granted," in clause 2, line 6.

On the further motion of Mr. Higinbotham, the following clauses were read a first time, a second time, and added to the Bill, viz. :—

31. Notwithstanding any law or rule of court to the contrary every person who on the first day of October One thousand eight hundred and sixty-two was entitled to practise as a certificated conveyancer and who then and thence continually until the first day of March One thousand eight hundred and sixty-four actually practised as such and who at any time after the second day of June One thousand eight hundred and sixty-four shall have served the full term of one year as clerk to some practising attorney or solicitor of the Supreme Court under a contract in writing duly filed or enrolled in that court shall and may be admitted as an attorney solicitor and proctor of the said court in like manner in all other respects as if he had served as aforesaid for the full term of five years.

32. It shall not be necessary for any such conveyancer as aforesaid who, previously to the said second day of June One thousand eight hundred and sixty-four, shall have passed at the University of Melbourne the examination which at the time of passing the same was sufficient for the admission of attorneys, solicitors, and proctors of the said court, to pass any further examination either at the said University, or before the board of examiners for attorneys.

On the motion of Mr. Higinbotham, the Assembly ordered that the following words be inserted at the end of the Schedule, viz. :—

| | | | | |
|------------------|--|---|--|--------------------------|
| 27 Vict. No. 223 | \| | <i>"An Act to further amend the Real Property Act and for other purposes"</i> | \| | Sections 23 24 and 25 |
|------------------|--|---|--|--------------------------|

Ordered—That the Bill be read a third time to-morrow.

8. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the "*Melbourne and Hobson's Bay Railway Act Amendment Bill 1865*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
25th May, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the law relating to the Post Office*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 25th May, 1865.

Ordered to be printed, and taken in consideration to-morrow.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act for the better regulation of Dividing Fences*," with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 25th May, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amalgamate the Melbourne and Hobson's Bay Railway Company and the Melbourne Railway Company and for other purposes*," without amendment.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
25th May, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to legalize Preferable Liens on Yearly Crops*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
25th May, 1865.

Ordered to be printed and taken into consideration to-morrow.

9. JUSTICES LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of the amendments proposed by His Excellency the Governor to be made in this Bill having been read, on the motion of Mr. Higinbotham the Assembly agreed to such several amendments.

Ordered—That the Message of His Excellency the Governor be transmitted to the Legislative Council, with a Message acquainting them that the Assembly have agreed to such amendments, and requesting the concurrence of the Legislative Council therein.

10. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments.

Mr. Higinbotham moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration on Thursday, 1st June next.—Bill as amended to be printed.

11. TRANSFER OF REAL ESTATE BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

On the motion of Mr. Higinbotham, the Assembly ordered the word "the" to be inserted before "admission," in line 11 of Clause 85. The words "in writing" after "consented," in line 10 of Clause 87.

A fourth column to be added to the First Schedule, as under—

Opposite the first three Acts, the words
Opposite the fourth Act, the words

Extent of Repeal.

| | |
|---------------------------|---------------------------|
| The whole. | The whole. |
| The whole except sections | The whole except sections |
| 23 24 and 25. | 23 24 and 25. |

On the motion of Mr. Higinbotham, the Assembly ordered that the words "That I will," after the word "Thirdly," in the Twelfth Schedule, be omitted, and the word "To" be inserted instead thereof.

And on the further motion of Mr. Higinbotham the Assembly ordered that the words "the receiving" be omitted from line 14 of Sixteenth Schedule, and the word "recovering" inserted instead thereof.

Ordered—That the Bill be read a third time to-morrow.

12. CONSTITUTION LAW CONSOLIDATION BILL.—The Order of the Day for the consideration of the Report from the Select Committee to which this Bill was referred having been read, Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.

13. CEMETERIES BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

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

Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

14. MR. GEORGE WILLIS.—Mr. Brown moved, pursuant to *amended* notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause a sum of £320 16s. 8d. to be placed on an Additional Estimate for 1865, as a gratuity to the widow of the late Mr. George Willis, deceased, late in the Lands and Survey Department.

Question—put and resolved in the affirmative.

15. CHINESE INTERPRETER, ARARAT.—Dr. Girdlestone moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon—

(1.) The charges brought against Lee Young, Chinese Interpreter at Ararat, in 1864.

(2.) The nature of all proceedings, more especially in reference to evidence connected with a recent investigation of these charges before a Board held at Ararat; such Committee to consist of Mr. Macgregor, Mr. Houston, Mr. Cohen, Mr. Harbison, Mr. Campbell, Mr. Burt, Mr. Kerferd, and the Mover; three to form a quorum; with power to send for persons and papers.

Debate ensued.

Mr. Kerferd moved, That this debate be now adjourned.

Question—That this debate be now adjourned until this day week—put and resolved in the affirmative.

16. CALL OF THE HOUSE.—Mr. Harker moved pursuant to notice, That on Tuesday, 6th June next, the House be called.

Question—put and resolved in the affirmative.

17. MR. R. D. FARQUHAR.—Mr. Snodgrass moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an address to His Excellency the Governor, praying that he will be pleased to make a further allowance to Mr. R. D. Farquhar, late of Her Majesty's Customs, in addition to what has been already awarded him under the provisions of the Civil Service Act.

Debate ensued.

Question put.

Assembly divided.

| | |
|------------------|-----------------|
| Ayes, 15. | |
| Mr. Brown, | Mr. Snodgrass, |
| Mr. Cohen, | Mr. Sullivan, |
| Mr. Francis, | Mr. Verdon, |
| Mr. Gillies, | Mr. Wheeler. |
| Mr. Higinbotham, | |
| Mr. McCulloch, | |
| Mr. Michie, | <i>Tellers.</i> |
| Mr. Pearson, | Mr. Edwards, |
| Mr. G. V. Smith, | Mr. Kerferd. |

| | |
|------------------|------------------|
| Noes, 14. | |
| Mr. Bindon, | Mr. McLellan, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Sands, |
| Dr. Girdlestone, | Mr. Tucker. |
| Mr. Greeves, | |
| Mr. Harker, | <i>Tellers.</i> |
| Mr. Hopkins, | Mr. Dyte, |
| Mr. Longmore, | Mr. L. L. Smith. |

And so it was resolved in the affirmative.

And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 31ST MAY, 1865.

18. INTERCOLONIAL EXHIBITION OF INDUSTRY AND ART.—The Order of the Day for the consideration in Committee of the whole of a resolution in favor of inaugurating a series of Intercolonial Exhibitions of Industry and Art proposed to be held successively in the different Australasian Colonies; and that an Address be presented to His Excellency the Governor, requesting him to place a sum of £1000 upon an Additional Estimate for 1865, towards defraying the expenses of the first of such Exhibitions to be held in Melbourne, in the early part of 1866, having been read—on the motion of Mr. Bindon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the report be received this day.

19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Mining Law Amendment Bill—To be further considered in Committee,*” until to-morrow ;

“*Insolvency Laws Amendment Bill (2)—Second reading,*”

“*Ways and Means—To be further considered in Committee,*”

“*Supply—To be further considered in Committee,*”

“*Water Supply—Resolution to be considered in Committee,*”

“*Abattoirs Law Amendment Bill—Second reading,*”

“*Liquors Sale Law Amendment Bill—Second reading,*”

“*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”

“*Royal Mint Establishment Bill—Second reading,*” until Thursday, 1st June next ;

“*Public Health Law Amendment Bill (2)—Second reading,*”

“*Customs Duties Laws Amendment Bill—Second reading,*”

“*Banks and Currency Law Amendment Bill—Second reading,*”

“*Lunacy Laws Amendment Bill—Second reading,*”

“*Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”

“*Bar Regulation Bill—Second reading,*” until to-morrow ;

“*Mr. John Hobbs—Motion for Address to be considered in Committee,*” until Thursday, 1st June next.

20. FISHERIES AND GAME STATUTE AMENDMENT BILL.—Mr. Greeves moved, That this Bill be now read a second time.

Debate ensued.

Notice being taken that a quorum of members was not present, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at twenty-six minutes past twelve o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

No. 78.

WEDNESDAY, 31ST MAY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on their amendment to insert new Clause A in the bill intituled "*An Act to amend an Act intituled 'An Act to amend the law relating to the Drainage of Quartz Reefs,'*" with which the Legislative Council have disagreed.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 30th May, 1865.

3. PETITIONS.—Mr. Vale presented a Petition from the members and adherents of the Congregational Church, Castlemaine, praying this House to take the Bill now before Parliament proposing to abolish State aid to religion, at the rate of £10,000 per annum, into favorable consideration.

Ordered to lie on the Table.

The following Petitions, praying this House to consider the statements set forth in the Petitions, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian Religion by refusing to assent to any alteration of the existing law in relation thereto, were presented as under :—

By Mr. Levey, from certain Members of the United Church of England and Ireland resident in and about Wedderburne.

By Mr. Longmore, from certain Members of the United Church of England and Ireland resident in and about Learmonth and the Springs.

Severally ordered to lie on the Table.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have concurred with the Legislative Assembly in agreeing to the Amendments recommended by His Excellency the Governor in the Bills severally intituled—

"*An Act to consolidate the Laws relating to the Public Health ;*"

"*An Act to consolidate the Law relating to the Management of Towns and other populous places and for the Suppression of various Offences ;*"

"*An Act to consolidate and amend the law relating to Justices of the Peace and Courts of General and Petty Sessions,*" and

"*An Act to consolidate the Laws relating to the Volunteer Force.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 31st May, 1865.

5. MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.—Mr. Snodgrass moved, pursuant to notice, That the amendments made by the Legislative Council in this Bill be now taken into consideration.

Question—put and resolved in the affirmative.

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

- Preamble—
1. { Line 10, leave out “seven” and insert “five.”
Line 10, leave out “five hundred.”
- Clause 1—
2. { Line 1, leave out “In the event of the Melbourne and Hobson’s Bay Railway
“Company and the Melbourne Railway Company being amalgamated into one
“United Company and.”
Line 4, omit “said.”
Line 4, after “Company,” insert “formed by the amalgamation of the Melbourne
“and Hobson’s Bay Railway Company and the Melbourne Railway Company.”
- Clause 2—
3. Line 1, leave out “In the event and.”
- Clause 3—
4. { Line 41, leave out “and” and insert “but.”
Line 42, after “2nd. Any” insert “existing.”
Line 43, leave out “not hereinbefore expressed.”
- Clause 4—
5. { Line 1, page 3, leave out “six” and insert “five.”
Line 2, page 3, leave out “five hundred.”
- Clause 7—
6. { Line 43, leave out “the said United Company shall not be bound to maintain or
“keep open the level crossing at Ferrers street for a longer period than three
“years from the coming into operation of this Act and that.”
Line 46, leave out “other.”
Line 47, leave out “and the said level crossing at Ferrers street shall during the
“period of three years aforesaid.”
- Clause 8—
7. { Line 6, after “necessary” insert “works and.”
Line 6, leave out “and to.”
Line 7, leave out “to such crossings respectively” and insert “for the purpose of
“carrying the traffic over the same.”

And the said amendments, 1, 3, 4, 5, 6, and 7, were read a second time and agreed to by the Assembly.

Amendment (2) having been read a second time, Mr. Greeves moved, That such amendments be disagreed to by the Assembly.

Question—put and negatived.

Mr. Snodgrass moved, That the said amendment be agreed to by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the several amendments made therein by the Legislative Council.

6. SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY’S BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Howard, on notice, read a third time and *passed*.

Mr. Howard moved, that the following be the title of the Bill :—

*“An Act to incorporate a Company for the purpose of making constructing and main-
taining a Tramway or Railway between the Boroughs of Sandhurst and
Inglewood to be called ‘The Sandhurst and Inglewood Tramway Company.’”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. ST. KILDA AND BRIGHTON RAILWAY SALE BILL.—Mr. King moved, pursuant to notice given by Mr. Houston, That the amendments made by the Legislative Council in the 29th Clause of this Bill be now taken into consideration.

Question—put and resolved in the affirmative.

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

Clause 29, line 17, after “hereditaments” insert “of the said company or in the possession
“of or held in trust for the said company and the.”

Clause 29, line 22, leave out “other than such deed of transfer and publication thereof as
“last aforesaid.”

Clause 29, line 24, leave out “by or on the part of the shareholders in the St. Kilda and
“Brighton Railway Company and also save as regards the one thousand debentures with
“which the purchase money for the said undertaking and property may be made payable
“and any of such debentures freed and discharged from all claims and demands by or on
“the part of the creditors of the last-mentioned company,” and insert “whatsoever.”

And the said several amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the several amendments made therein by the Legislative Council.

8. INTERPRETATION OF ACTS BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to the Interpretation of Acts of Parliament.

Question—put and resolved in the affirmative.

Ordered—That Mr. Higinbotham and Mr. McCulloch do prepare and bring in the Bill.

Mr. Higinbotham then brought up a Bill, intituled, “*A Bill to amend the law relating to the Interpretation of Acts of Parliament,*” and moved that it be now read a first time.

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

9. SUPREME COURT LAW CONSOLIDATION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“*An Act to consolidate the Law relating to the constitution of the Supreme Court.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

10. TRANSFER OF REAL ESTATE BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and passed.

Mr. Higinbotham moved, That the following be the title of the Bill :—

“*An Act to simplify the Title to and the Dealings with Estates in Land.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

11. POST OFFICE LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—on the motion of Mr. McCulloch, the said amendments were read, and are as follow :—

Clause 8—

1. Line 42, after “proofs” insert “writing paper music paper.”
2. Line 44, after “printed” insert “or plain.”
3. Line 45, leave out “(in covers open at the ends or sides).”
4. Line 46, after “seeds” insert “in bags tied round the neck so as to be easily loosened and refastened.”

Clause 10—

5. Line 14, after “newspaper” insert “the printed name of the sender.”

Clause 24—

6. Line 46, before “order” insert “regulation or.”

Clause 26—

7. { Line 21, after “Colony” insert “or if it has been posted or be reasonably suspected
“to have been posted or to contain any enclosure in fraud or violation of this
“Act or of any Act relating to the Customs or of any regulation or order
“made under the authority of this Part.”
Line 23, after “shall” insert “except as last aforesaid.”

Clause 28—

8. Line 41, before “order” insert “regulation or.”

Clause 29—

9. { Line 8, before “order” insert “regulation or.”
Line 20, before “order” insert “regulation or.”

Clause 30—

10. Line 38, before “order” insert “regulation or.”

Clause 70—

11. Line 45, after “newspaper” insert “the printed name of the sender.”

And the said amendments 1, 2, 3, 6, 7, 8, 9, and 10, were read a second time, and agreed to by the Assembly.

And the said amendments, 5 and 11, were read a second time, and disagreed to by the Assembly.

Amendment 4 read a second time.

Mr. Vale moved, That the said amendment be amended by inserting after the word “bags” the words “or papers,” and by omitting the words “round the neck.”

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Question—That the Assembly agree to the said amendment as so amended—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Committee have agreed to some of the amendments made by the Legislative Council in this Bill, had disagreed to others of the said amendments, and agreed to another of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

12. CONSTITUTION LAW CONSOLIDATION BILL.—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Ordered—That the Bill be read a third time to-morrow.

13. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—

- “ *Cemeteries Bill—To be further considered in Committee,*”
- “ *Public Health Law Amendment Bill (2)—Second reading,*”
- “ *Customs Duties Laws Amendment Bill—Second reading,*”
- “ *Banks and Currency Law Amendment Bill—Second reading,*”
- “ *Lunacy Laws Amendment Bill—Second reading,*”
- “ *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”
- “ *Bar Regulation Bill—Second reading,*”
- “ *Fisheries and Game Statute Amendment Bill—Second reading,*”
- “ *Hawkers and Pedlers Law Amendment Bill—Second reading,*”
- “ *Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*”
- “ *Mrs. Gains—Resolution to be reported,*”
- “ *Minister of Industries and Instruction—Motion respecting appointment of—Resumption of debate,*”
- “ *State Aid to Religion Abolition Bill—Second reading.*”
- “ *Manufactures—Report of Select Committee—To be considered in Committee,*”
- “ *Barristers Admission Bill—Second reading,*”
- “ *Mining Accidents Bill—Second reading,*”
- “ *Fisheries Law Amendment and Consolidation Bill—Second reading,*”
- “ *Private Wharfs—Motion for going into Committee to consider resolutions—Resumption of debate,*”
- “ *Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Mr. R. D. Farquhar—Motion for Address to be considered in Committee,*”
- “ *Intercolonial Exhibitions of Industry and Art—Resolution to be reported.*”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 79.

THURSDAY, 1ST JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several public Bills following, viz.:—

“An Act for the consolidation of the Law relating to County Courts.”

“An Act to consolidate the Laws relating to Medical Practitioners.”

“An Act to consolidate the Law relating to Savings Banks.”

“An Act to consolidate the Laws relating to Public Health.”

“An Act to consolidate the Law relating to the management of Towns and other populous Places and for the suppression of various Offences.”

“An Act to consolidate the Laws relating to the Volunteer Force.”

“An Act to consolidate and amend the Law relating to Justices of the Peace and Courts of General and Petty Sessions.”

3. PETITIONS.—Mr. Vale presented a Petition from George Stewart Hepburn, of Smeaton, sheep and cattle farmer, praying the House to take the statements set forth in the Petition into consideration, and to institute a searching enquiry into the matters detailed in the Petition, and to refer this Petition to a Select Committee of this House; and that in such case the petitioner might be allowed by himself, his counsel, agent, and witnesses, to attend and be heard before such Select Committee; and that this House would grant to the petitioner such other and further relief as to this House should seem meet.

Ordered to lie on the Table.

Mr. Francis presented a Petition from certain residents in and owners of property in the neighborhood of the several brickfields in the vicinity of Melbourne, praying this House would not assent to that portion of the 27th and 28th clauses of the *Public Health Statute* prohibitive of the burning of bricks.

Ordered to lie on the Table.

4. ADJOURNMENT.—Mr. Edwards moved, That this House do now adjourn.

Debate ensued.

Question—put and negatived.

5. PETITIONS.—Mr. Cope presented a Petition from certain inhabitants of the Borough of Brunswick, praying the House would not sanction the amended Public Health Consolidation Bill with the two very objectionable clauses referred to in the Petition, in it.

Petition read and ordered to lie on the Table.

Mr. Cope presented a Petition from the Mayor and Councillors of the borough of Brunswick, under the corporate seal of the said borough, praying this House would not sanction the sale or lease of the Yan Yean for the present, or before the Suburban Districts have had extended to them the great benefits derivable therefrom.

Ordered to lie on the Table.

6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present Session of Parliament, upon the Bill intituled "*An Act to incorporate a Company for the purpose of making 'constructing and maintaining a Tramway or Railway between the Boroughs of Sandhurst and Inglewood and to be called 'The Sandhurst and Inglewood Tramway Company.'*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 1st June, 1865.

On the motion of Mr. Francis, the Assembly ordered that a copy of the said Report and Proceedings be transmitted to the Legislative Council, as requested by the above Message.

7. CONSTITUTION LAW CONSOLIDATION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time with the concurrence of 42 members, being an absolute majority of the whole number of the members of the Legislative Assembly, and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

"An Act to consolidate the Laws relating to the Constitution and the Parliament of Victoria."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. NATIONAL DEFENCES.—The Order of the Day for the further consideration in Committee of the whole Assembly of a resolution relative to the subject of National Defences having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Wednesday, 7th June instant, again resolve itself into the said Committee.

9. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments.

Mr. Sullivan moved, That this Bill be now re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Sullivan—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"Cemeteries Bill—To be further considered in Committee," until to-morrow;

"Local Government Act 1863 Amendment Bill—Second reading,"

"Municipal Corporations Act 1863 Amendment Bill—Second reading," until Tuesday, 6th June, instant;

"Public Works Law Amendment and Consolidation Bill—Consideration of Report," until to-morrow.

"Insolvency Laws Amendment Bill (2)—Second reading,"

"Ways and Means—To be further considered in Committee,"

"Supply—To be further considered in Committee,"

"Water Supply—Resolution to be considered in Committee,"

"Abattoirs Law Amendment Bill—Second reading,"

"Liquors Sale Law Amendment Bill—Second reading,"

"Imprisonment for Debt Law Amendment Bill—To be considered in Committee,"

"Royal Mint Establishment Bill—Second reading," until Tuesday, 6th June instant;

"Interpretation of Acts Bill—Second reading," until to-morrow;

"Customs Duties Laws Amendment Bill—Second reading,"

"Banks and Currency Law Amendment Bill—Second reading,"

"Lunacy Laws Amendment Bill—Second reading,"

"Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee," until Tuesday, 6th June instant;

- “*Bar Regulation Bill—Second reading,*” until to-morrow ;
 “*Mr. George Willis—Motion for Address to be considered in Committee,*”
 “*Mr. John Hobbs—Motion for Address to be considered in Committee,*”
 “*Fisheries and Game Statute Amendment Bill—Second reading,*”
 “*Hawkers and Pedlers Law Amendment Bill—Second reading,*”
 “*Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*”
 “*Mrs. Gains—Resolution to be reported,*”
 “*Minister of Industries and Instruction—Motion respecting appointment of—Resumption of debate,*” until to-morrow ;
 “*State Aid to Religion Abolition Bill—Second reading,*” until Tuesday, 6th June instant ;
 “*Manufactures—Report of Select Committee—To be considered in Committee,*”
 “*Barristers Admission Bill—Second reading,*”
 “*Fisheries Law Amendment and Consolidation Bill—Second reading,*”
 “*Private Wharfs—Motion for going into Committee to consider resolutions—Resumption of debate,*”
 “*Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,*” until to-morrow ;
 “*Mr. R. D. Farquhar—Motion for Address to be considered in Committee,*” until Tuesday, 6th June instant ;
 “*Intercolonial Exhibitions of Industry and Art—Resolution to be reported,*” until to-morrow.

11. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged :—

- “*Public Health Law Amendment Bill (2)—Second reading,*”
 “*Mining Accidents Bill—Second reading.*”

Ordered—That the said Bills be withdrawn.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 80.

FRIDAY, 2ND JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Howard presented a Petition from the Catholic clergy and laity of Sandhurst and the surrounding district, praying that this House would maintain in their due effectiveness the means at present relied upon for the inculcation of religion and the promotion of social order and peace, and would consequently withhold assent from the Bill now before Parliament having for its object the abolition of State Aid to Religion.
Ordered to lie on the Table.
Mr. Randall presented a Petition from certain members of the United Church of England and Ireland resident in and about the parish of Christ Church, Ballarat, praying the House to consider the statements set forth in the Petition, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion, by refusing to assent to any alteration of the existing law in relation thereto.
Ordered to lie on the Table.
3. COUNTY COURTS EQUITY JURISDICTION BILL.—Mr. Randall moved, pursuant to notice, That he have leave to bring in a Bill to confer on the County Courts a limited jurisdiction in equity.
Question—put and resolved in the affirmative.
Ordered—That Mr. Randall and Mr. Harbison do prepare and bring in the Bill.
Mr. Randall then brought up a Bill, intituled "*A Bill to confer on the County Courts a limited jurisdiction in Equity*," and moved that it be now read first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 9th June instant.
4. ROAD TO MATLOCK.—Mr. McLellan moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of ten thousand pounds be placed upon an Additional Estimate for 1865, for the purpose of making the road, known as the "Yarra Track," through to Matlock.
Debate ensued.
Motion by leave withdrawn.
5. VICTORIAN RAILWAYS—KEILOR CONTRACT.—Mr. Carpenter moved, pursuant to notice, That the Report of the Select Committee on Victorian Railways—Keilor Contract—be now taken into consideration.
Mr. Gillies moved, as an amendment, That all the words after the word "contract" be omitted, with a view to insert instead thereof the words "be referred back to the Committee for re-consideration."
Debate ensued.
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That the Report of the Select Committee on Victorian Railways—Keilor Contract—be now taken into consideration—put and resolved in the affirmative.
And the Report having been read by the Clerk—
Mr. Carpenter moved,
 - (1.) That in the opinion of this House the Engineer-in-Chief of Victorian Railways having failed before a Committee to substantiate the charges he has made in a letter to the Honorable Acting Commissioner of Railways, dated 26th April, 1865, against the honor and character of an honorable member of this House, W. A. Zeal, Esq., is deserving of censure.
 - (2.) That in the opinion of this House not the slightest stain rests on the character and integrity of the honorable member for Castlemaine, W. A. Zeal, Esq.
Debate ensued.

The first paragraph, by leave of the Assembly, withdrawn.

Question—(2.) That in the opinion of this House not the slightest stain rests on the character and integrity of the honorable member for Castlemaine, W. A. Zeal, Esq. —put and resolved in the affirmative.

6. CUSTOMS DUTIES ACT.—Mr. Macgregor moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that there be laid upon the Table of this House a copy of the Despatch which has been received from the Secretary of State for the Colonies on the subject of the Act numbered 207, for the prevention of proceedings in respect of Customs duties.

Question—put and resolved in the affirmative.

7. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further reconsideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 6th June instant, again resolve itself into the said Committee.

8. CEMETERIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed *vs* under :—

“*Public Works Law Amendment and Consolidation Bill—Consideration of Report,*” until after the consideration of the 18th Order for to-day ;

“*Interpretation of Acts Bill—Second reading,*”

“*Bar Regulation Bill—Second reading,*” until Tuesday, 6th June instant.

10. MRS. GEORGE WILLIS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to cause a sum of £320 16s. 8d. to be placed on an Additional Estimate for 1865, as a gratuity to the widow of the late Mr. George Willis, deceased, late in the Lands and Survey Department, having been read—On the motion of Mr. Brown, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the Report be received Tuesday, 6th June instant.

11. MR. JAMES HOBBS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed on an Additional Estimate for 1865, the sum of £200, as compensation to Mr. James Hobbs, having been read—On the motion of Mr. Crews, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

12. FISHERIES AND GAME STATUTE AMENDMENT BILL.—Mr. Snodgrass moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Snodgrass moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with an amendment, the Assembly ordered the same to be taken into consideration Tuesday, 6th June instant.—Bill, as amended, to be printed.

13. HAWKERS AND PEDLERS LAW AMENDMENT BILL.—Mr. Levi moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Levi moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Levi, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Tuesday, 6th June instant, again resolve itself into the said Committee.

14. MRS. GAINS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

26th May.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865 the sum of £100, as a gratuity to Mrs. Gains, widow of the late Albert Brewer Gains, deceased, of the Treasury department.

Mr. Edwards moved, That the resolution be read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

And the said resolution was read a second time, and agreed to by the Assembly.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Imprisonment for Debt Law Amendment Bill (2)*—To be further considered in Committee,” until Tuesday, 6th June instant;

“*Minister of Industries and Instruction—Motion respecting appointment of—Resumption of debate,*”

“*Manufactures—Report of Select Committee—To be considered in Committee,*” until Friday, 9th June instant;

“*Barristers Admission Bill—Second reading,*” until Tuesday, 6th June instant;

“*Fisheries Law Amendment and Consolidation Bill—Second reading,*” until Friday, 9th June instant.

16. PRIVATE WHARFS.—The Order of the Day for the resumption of the debate on the question that the House will, this day, resolve itself into a Committee of the whole to consider the following resolution :—

That an Address be presented to His Excellency the Governor, praying that the Government Wharfs be transferred to trustees, with power to collect tolls on all goods passing over them; and that this object will be facilitated and the public convenience served, by the Government exercising the right of resumption under the powers contained in the crown grants of the same of the sold lands known as Cole's and Raleigh's Wharfs in terms of the recommendation of the report from the Select Committee on the Claims of owners of Private Wharfs—having been read,

Debate resumed.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that a quorum of Members was not present in the Committee, Mr. Speaker counted the House, and a quorum of members not being present, Mr. Speaker, at seventeen minutes to eleven o'clock, adjourned the House without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 81.

TUESDAY, 6TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PETITIONS.—The following Petitions, praying this House, in its wisdom and prudence, its love of order and peace, would not accede to the Bill, now before it, for the abolition of State Aid to religion, were presented as under :—

By Mr. O'Shanassy, from certain inhabitants of the district of Emerald Hill and Sandridge.

By Mr. O'Shanassy, from certain inhabitants of the district of Kilmore.

By Mr. Bindon, from the Catholic clergy and laity of Castlemaine, Maldon, and the district.

Severally ordered to lie on the Table.

The following Petitions, praying that this House would maintain in their due effectiveness the means at present relied upon for the inculcation of Religion and the promotion of social order and peace, and will consequently withhold its assent from the Bill now before Parliament having for its object the abolition of State Aid to religion, were presented as under.

By Mr. Levey, from the Catholic clergy and laity of Keilor and the surrounding district.

By Mr. Verdon, from the Catholic clergy and laity of Williamstown and surrounding district.

By Mr. Lalor, from the Catholic clergy and laity of St. Kilda and Prahran.

By Mr. Gillies, from the Catholic clergy and laity of Ballarat and the surrounding district.

Severally ordered to lie on the Table.

Mr. O'Grady presented a Petition from the Catholic clergy and laity of Richmond and its vicinity, praying the House that the grants in aid to religion be continued.

Ordered to lie on the Table.

The following Petitions, praying this House to consider the statements set forth in the several Petitions, and to preserve to the country the benefits which accrue to it from the present provision for the advancement of the Christian religion by refusing to assent to any alteration of the existing Law in relation thereto, were presented as under.

By Mr. Zeal, from certain Members of the United Church of England and Ireland resident in and about Castlemaine.

By Mr. Higinbotham, from Charles Perry, Bishop of Melbourne—Petition read by the Clerk.

By Mr. Howard, from certain members of the United Church of England and Ireland resident in and about the White Hills, Sandhurst.

By Mr. Howard, from certain members of the United Church of England and Ireland resident in and about Sandhurst.

By Mr. Levi, from certain members of the United Church of England and Ireland resident in and about Maryborough.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about East Collingwood, being the incumbent, trustees, committeemen, and others connected with St. Philip's Church.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in the district of Gisborne.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about Hexham.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about Mortlake.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about Camperdown.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about Caramut.

By Mr. Hopkins, from certain members of the United Church of England and Ireland resident in and about Jericho.

Severally ordered to lie on the table.

The following Petitions, praying this House to take into favorable consideration the Bill now before Parliament, proposing to abolish State aid to religion, at the rate of ten thousand pounds per annum, were presented as under :—

By Mr. Michie, from certain members and adherents of the Congregational Church assembling at Prahran.

By Mr. Macgregor, from certain members and adherents of the United Presbyterian Congregation, assembling at Ryrie street, Geelong.

By Mr. Macgregor, from certain members and adherents of the Congregational Church assembling at Kew.

By Mr. Houston, from W. R. Lewis, styling himself chairman, and T. H. Jackson and William Moss, styling themselves secretaries, by order of and in behalf of the Congregational Union and Mission of Victoria.

By Mr. Houston, from certain members and adherents of the Congregational Church assembling at Brighton.

By Mr. Cope, from certain members and adherents of the Congregational Church, Oxford street, Collingwood.

By Mr. Zeal, from certain members and adherents of the Congregational Church, Chewton.

By Mr. Kerferd, from certain members and adherents of the Congregational Church assembling at Beechworth.

By Mr. Blackwood, from certain members and adherents of the Congregational Church assembling in Lonsdale street, Melbourne.

By Mr. Francis, from certain members and adherents of the Congregational Church, Richmond.

By Mr. Vale, from certain members and adherents of the Congregational Church assembling in East Melbourne.

By Mr. Creswick, from certain members and adherents of the Congregational Church assembling in Emerald Hill.

Severally ordered to lie on the Table.

Mr. Macgregor presented a Petition from the Minister, office bearers, and members of St. Enoch's United Presbyterian Church, Melbourne, praying that the Bill for the gradual abolition of State aid to religion, might receive the favorable consideration of this House, and be speedily passed into law.

Ordered to lie on the Table.

The following Petitions, praying the House to reject the measure which has been introduced for the purpose of altering the Constitution Act, and abolishing aid from the State to purposes of religion, were presented as under :—

By Mr. Zeal, from certain inhabitants of the districts of Carlton and Fitz Roy.

By Mr. Higinbotham, from certain Catholic inhabitants of the districts of Brighton and Dandenong.

Severally ordered to lie on the Table.

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read and is as follows :—

C. H. DARLING,

Governor,

Message No. 25.

In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly for consideration, the following amendments which he recommends to be made in the Bill intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament.*"

Clause 15, line 1, after the first "the" insert the words "boundaries and."

" line 4, before "divisions" insert the words "the boundaries and."

Add to the end of the clause the following words :—"And each of the said electoral districts shall return the number of members assigned thereto in the said schedule."

In the second schedule insert "the boundaries of the respective provinces and districts," and "the number of members for each district," as follow :—

BOUNDARIES OF THE ELECTORAL PROVINCES OF THE LEGISLATIVE COUNCIL.

1. CENTRAL PROVINCE.

Commencing at a point on the coast of Port Phillip Bay which is the south-eastern corner of portion A in section No. 3 parish of Cut-paw-paw bounded on the west by the section line bearing due north as far as the north-eastern corner of section No. 16 thence by a road also bearing north to the south-west corner of portion 4 in section No. 21 on the north by a road running east from last-mentioned point to the Saltwater River thence by a continuation of the said road to the south-west corner of portion 9 in section No. 5 in the parish of Doutta Galla thence by the sectional line bearing due east crossing the Moonee Ponds the main road to Sydney and the Merri Creek which sectional line forms the southern boundaries of portions 91 90 and 89 in the parish of Jika Jika as far as the south-east corner of portion 89 aforesaid on the east by the sectional line bearing south from the said point in portion 89 to the south-western corner of portion 113 where it strikes the River Yarra Yarra again on the north by the said River Yarra Yarra to the north-western corner of portion 59 in the parish of Boroondara thence on the east by the western boundary of the said portion 59 till it strikes the road running due south to the Yarra Yarra River thence by the said road to the Yarra Yarra River by the course of the said river to the north-eastern corner of portion No. 18 in the parish of Prahran thence again on the east by a road bearing due south from the last-mentioned point to the south-eastern corner of portion No. 32 east of Elsternwick on the south by a road bearing west from the last-mentioned point till it strikes the sea coast thence by the line of sea coast crossing the mouth of the said Yarra Yarra River to the point of commencement Five.

Number of Members of the Legislative Council assigned to and to be returned for each Electoral Province.

Section 15.

2. SOUTH PROVINCE.

Including part of County Bourke and the Counties Evelyn and Mornington.

PART OF BOURKE:—Bounded on the south-west and west by the Werribee River to its source in the Great Dividing Range on the north by the Great Dividing Range from the source of the Werribee River to that of the Plenty River on the east by the Plenty River from its source to its confluence with the Yarra Yarra thence by the Yarra Yarra River upwards to the confluence of the Deep Creek thence by the Deep Creek upwards to the point where the main stream commences to run in a north-easterly direction thence by a line south two miles fifty-eight chains from the aforesaid bend to Dandenong Creek thence by that creek downward to the Carrum Swamp on the south by the Carrum Swamp and Mordialloc Creek to its embouchure at the Long Beach below Ben Ben Gin and on the remainder of the south by the shores of Port Phillip Bay to the mouth of the Werribee River aforesaid excluding the country comprised within the boundaries of the Central Province.

EVELYN:—Bounded on the west by part of the eastern boundary of the County of Bourke namely first by the River Plenty from its source to the River Yarra Yarra thence by the River Yarra upwards to the confluence of the Deep Creek thence by that creek upwards to the range between the Yarra Yarra and the Dandenong Creek on the south-east and north by the range forming the basin of the River Yarra Yarra.

MORNINGTON:—Bounded on the north by part of the southern boundary of the County of Evelyn being the dividing range from the source of the Buneep Buneep River to the head of the Deep Creek thence by that creek to the point where the main stream commences to run in a north-west direction on the west by a line south two miles fifty-eight chains from the aforesaid bend to Dandenong Creek thence by that creek downwards to the Carrum Swamp by that swamp and the Mordialloc Creek to its embouchure at the Long Beach below Ben Ben Gin thence by the shores of Port Phillip Bay to Point Nepean on the south-west and south by the sea coast from Point Nepean to Cape Patterson and on the east by a line north from Cape Patterson to the Warringrin Range thence along the said range in a northerly direction to the north of the Buneep Buneep River and by that river to its source in the Dividing Range including French and Phillip Island and the small islands in Western Port Bay ... Five.

3 SOUTH-WESTERN PROVINCE.

Including the Counties of Grant Grenville and Polwarth.

GRANT:—Bounded on the east by the western boundary of the County of Bourke being the Werribee River from its mouth to its source in the Great Dividing Range on the north by the Great Dividing Range extending

from the source of the Werribee River to that of the Yarrowee River on the west and south-west by the Yarrowee River to its confluence with the Barwon River thence by the Barwon River upwards to a creek in H. Hopkins' purchased land by this creek upwards and a line bearing south-east across the Dividing Range to the head of the Salt Creek two miles forty-eight chains thence by the Salt Creek to the sea coast north of Point Roadknight on the south by the sea coast and on the remainder of the east by the waters of Port Phillip to the mouth of the Werribee River including the small islands near the channels at the mouth of Port Phillip and those of Geelong Bay.

Number of Members
of the Legislative
Council assigned
to and to be re-
turned for each
Electoral Pro-
vince.

GRENVILLE :—Bounded on the west by the eastern boundary of the County of Hampden namely a line southerly from Emu Creek to Gnarkeet Ponds thence by the Gnarkeet Ponds to Lake Korangamite thence by the western shore of that lake to a point east of Lake Pormbeet on the south by part of the northern boundary of the County of Heytesbury and the northern boundary of the County of Polwarth namely the southern shore of Lake Korangamite thence an east line from Lake Korangamite to the north end of Lake Colac thence by the north shore of Lake Colac to the point due west from the source of Birregurra Creek and from that point by a line east to the source of Birregurra Creek thence by that creek downwards to its confluence with the Barwon on the east by the River Barwon to its confluence with Yarrowee River thence by the Yarrowee River up to its source in the Great Dividing Range and on the north by part of the Great Dividing Range to the source of Burrambeet Creek thence by that creek and the southern shores of Lake Burrambeet to the point where Bailie's Creek leaves the lake by Bailie's Creek to its confluence with Emu Creek thence by Emu Creek down to the point north of the source of Gnarkeet Ponds aforesaid

POLWARTH :—Bounded on the west by the eastern boundary of the County of Heytesbury namely the Gellibrand River upwards to its source thence by the range to the head of the Pirron Yallock Creek by this creek to Lake Korangamite on the north by the south-eastern shore of Lake Korangamite and an east line from Lake Korangamite to the north end of Lake Colac thence by the north shore of Lake Colac to the point due west from the source of the Birregurra Creek from that point by a line east to the source of the Birregurra Creek thence by the Birregurra Creek to its confluence with the River Barwon thence following the source of the River Barwon to a creek in H. Hopkins' purchased land on the north-east by this creek upwards and a line across the Dividing Range to the head of the Salt Creek bearing south-east two miles forty chains thence by the Salt Creek to the sea coast north of Point Roadknight and on the south-east and south by the sea coast to the mouth of the Gellibrand River... Five

4. WESTERN PROVINCE.

Including the Counties of Ripon Hampden Heytesbury Villiers Normanby Dundas and Follett.

RIPON :—Bounded on the west by the Grampian Range (which divides the waters of the Wimmera and Glenelg Rivers from those of the River Hopkins) to the rocky extremity near Mount Abrupt on the south by a line easterly to the source of the first creek which joins the River Hopkins above Wiselaskie's Station on the western side and by that creek to the River Hopkins thence by a line east to Lake Boloke thence by the southern shores of Lake Boloke to the mouth of the Prackmingerrin Creek and by that creek upwards to a point where a great bend of the creek turns northward thence by a line to a point in Emu Creek about one mile below and to the west of the confluence of Broken Creek on the south-east and east by Emu Creek to the confluence with Bailie's Creek by Bailie's Creek to Lake Burrumbeet the southern shores of Lake Burrumbeet and Burrumbeet Creek to its source in the Great Dividing Range and on the north by the Great Dividing Range to the western boundary aforesaid.

HAMPDEN :—Bounded on the west by the River Hopkins upwards from the confluence of the Emu Creek to the point opposite to the mouth of the small creek above Wiselaskie's Station dividing it from the County of Villiers on the north by the southern boundary of the County of Ripon being a line east from the confluence of that creek near Wiselaskie's Station already mentioned to Lake Boloke then by the southern shore of Lake Boloke to the mouth of the Prackmingerrin Creek then by that creek upwards until it reaches a spot where it forms a great bend to the northward from that point by a line in a south-easterly direction to Emu Creek about one mile below and westward of the mouth of Broken Creek

thence by Emu Creek to the point north of the source of Gnarkeet Ponds then on the east by the west boundary of the County of Grenville namely first by a line southerly to the source of Gnarkeet Ponds then by Gnarkeet Ponds to Lake Korangamite and thence by the west shore of Lake Korangamite to a point east of Lake Pormbeet and on the south by a direct line to the north end of Lake Pormbeet and from the north end of Lake Pormbeet to the nearest part of Emu Creek and thence by Emu Creek to its confluence with the River Hopkins.

Number of Members
of the Legislative
Council assigned
to and to be re-
turned for each
Electoral Pro-
vince.

HEYTESBURY :—Bounded on the north-west and north by part of the eastern boundary of the County of Villiers and the southern boundary of the County of Hampden being the Hopkins River from its estuary to the confluence of the Emu Creek and a line easterly to the north end of Lake Burrumbeet thence by a line east to Lake Korangamite by the southern shore of that lake to the mouth of the Pirron Yalloak Creek on the east and south-east by the Pirron Yalloak Creek to its source thence by a range to the head of the Gellibrand River by the Gellibrand River to the sea coast and on the south-west and west by the sea coast to the estuary of the Hopkins River.

VILLIERS :—Bounded on the west by a line due south from the Grange Burn to the mouth of the Swamp Creek thence by this creek upwards to its source by a line to the head of the western branch of the River Shaw thence by the west branch of the River Shaw to the sea on the south by the sea to the entrance of the River Hopkins on the east by the said River Hopkins to the confluence of the creek above Wiselaskie's Station and by that creek to its source on the north by a line westward from the source of the last named creek to the rocky extremity of the Grampians near Mount Abrupt thence by the principal range of the Grampians to Mount Sturgeon and by a line south-westerly to the north-east corner of the County of Normanby at the Grange Burn including all the islands at Port Fairy.

NORMANBY :—Bounded on the north by the Grange Burn and Wannon River until the latter joins the Glenelg River on the west by the Glenelg River until it reaches the sea on the south by the sea shore to the mouth of the Shaw River and on the east by the western branch of the Shaw River to its source thence a line northerly to the source of the Swamp Creek by that creek to where it empties itself into the Mount Napier Swamp and thence by a line due north six miles fifteen chains to the Grange Burn including the Lawrence and Lady Julia Percy's Islands.

DUNDAS :—Bounded on the west and north by the Glenelg River upwards from the confluence of the Wannon to its source between the Victoria Range and Grampians near Mount William on the east by the Grampians to its rocky extremity near Mount Abrupt thence to Mount Sturgeon and by a line crossing the Wannon River to the north-east corner of the County of Normanby at the Grange Burn and on the south by the Grange Burn and the Wannon River to its confluence with the Glenelg.

FOLLETT :—Bounded on the west by the one hundred and forty-first meridian being the line dividing the Colony of Victoria from South Australia on the south and east by the Glenelg River upwards to its confluence with Power's Creek and on the north-east and north by Power's Creek to its source thence a line westward to the head of Mosquito Creek and by that creek to the boundary line Five.

5. NORTH-WESTERN PROVINCE.

Including the Counties of Talbot and Dalhousie and the Pastoral District of the Wimmera and of the Loddon except the proposed County of Rodney.

TALBOT :—Bounded on the north-west and north by the south-western branch of the Loddon River from its source near Mount Cole to its confluence with the main stream thence by the Loddon River upwards to the confluence of Mount Alexander Creek by this creek to its source under Mount Alexander thence by Mount Alexander Range to the head of Myrtle Creek and by this creek to its confluence with the Coliban River on the east by the Coliban River upwards to its source being part of the western boundary of the County of Dalhousie and on the south by the Great Dividing Range to the source of the south-western branch of the Loddon River near Mount Cole.

DALHOUSIE :—Bounded on the west by the River Coliban from its source in the Great Dividing Range to its confluence with the Campaspe River and by the Campaspe River down to the confluence of Mount Ida Creek on the north by Mount Ida Creek to its source near Mount Ida by the Dividing

Range to the source of Sandy Creek and by the Sandy Creek to Goulburn River on the east by the Goulburn River upwards until it joins the Dabyminga Creek and by that creek to its source in the Dividing Range and on the south by the Great Dividing Range.

Number of Members of the Legislative Council assigned to and to be returned for each Electoral District in the Province.

WIMMERA :—Bounded on the east by a line from Mount Cole to the source of the Avoca River thence by the Avoca River to Lake Bael Bael thence by a line due north to the River Murray on the north by the River Murray to the South Australian frontier on the west by the South Australian frontier south to Mosquito Creek on the south by Mosquito Creek to its head thence by a line to the source of Power's Creek by Power's Creek to its junction with the Glenelg River by this River to its source between the Victoria Range and the Grampians near Mount William and by the Dividing Range easterly to Mount Cole.

LODDON :—Bounded on the south by part of the Counties of Dalhousie Talbot and Ripon from the Campaspe River to the source of the Avoca River on the west by the Avoca River to Lake Bael Bael and thence by a line due north to the River Murray on the north and north-east by the River Murray and on the east by the Campaspe River to the point of commencement ... Five.

6. EASTERN PROVINCE.

Including the County of Anglesey the proposed County of Rodney and the Pastoral Districts of the Murray and Gipps Land.

ANGLESEY :—Bounded on the west by part of the eastern boundary of the County of Dalhousie namely from the River Goulburn upwards from the confluence of Hughes' Creek to the confluence of the Dabyminga Creek thence by the Dabyminga Creek upwards to its source in the Great Dividing Range on the south by the Great Dividing Range to the main source of the River Goulburn on the east by the range dividing the waters of the main source of the River Goulburn and Big Rivers from those of the Rubicon and Snod-pon-dock Creek northward to Mount Torbrick thence by Jerusalem Creek to its confluence with the River Goulburn thence by the River Goulburn downwards to the confluence of the Devil's River thence by the Devil's River and its north-west arm to the Dividing Range between the last named arm and the Septimus Creek and on the north by that range to the source of Hughes' Creek thence by Hughes' Creek down to its confluence with the River Goulburn.

RODNEY :—Commencing at the confluence of the Rivers Campaspe and Coliban thence by a line south-easterly to the McIvor or Paterson's Creek above John Hunter Paterson's sheep station thence by a line north-easterly to the confluence of Hughes' Creek with the River Goulburn and by that River to the Murray thence by the River Murray to its confluence with the River Campaspe and by the River Campaspe upwards to the confluence of the Rivers Campaspe and Coliban aforesaid.

MURRAY :—Bounded on the south and west by the Counties of Evelyn and Anglesey and the River Goulburn to its junction with the Murray on the north and north-east by the River Murray and on the south-east by the Dividing Range (Alps).

GIPPS LAND :—Bounded on the south and east by the sea on the north by a line running in a westerly direction from Cape Howe to the source of the nearest tributary of the Murray and the Australian Alps again on the west by the Alps and the Counties of Evelyn and Mornington ... Five.

BOUNDARIES OF THE ELECTORAL DISTRICTS OF THE LEGISLATIVE ASSEMBLY.

1. THE ELECTORAL DISTRICT OF ARARAT.

Commencing at the south-western angle of the agricultural reserve of Crowlands thence south eighteen miles thence west sixteen miles thence north eighteen miles and thence east sixteen miles to the commencing point ... Two.

Number of Members of the Legislative Assembly assigned to and returned for each Electoral District.

2. THE ELECTORAL DISTRICT OF AVOCA.

Commencing at the source of the River Avoca in the Main Dividing Range thence northwards by that River and by a line bearing north to the River Murray thence by the River Murray to the River Loddon thence southwards by the River Loddon to McNeil's Creek thence by McNeil's Creek to the Main Dividing Range and thence westerly by the Main Dividing Range to the commencing point aforesaid including the parish of Tarnagulla ... Two.

3. THE ELECTORAL DISTRICT OF BALLARAT EAST.

Bounded on the north by the Great Dividing Range on the east by the western branch of the River Moorabool on the west by the River Leigh or Yarrowee and on the south by a line drawn from a point on the said River Leigh three miles south of the southern boundary of the Town Reserve of Ballarat due east to the western branch of the River Moorabool aforesaid Two.

Number of Mem-
bers of the Legi-
slative Council
assigned to and
returned for each
Electoral Pro-
vinc.

4. THE ELECTORAL DISTRICT OF BALLARAT WEST.

Commencing at the source of the Burrumbeet Creek in the Great Dividing Range thence by the Burrumbeet Creek and the eastern and southern shores of Lake Burrumbeet to Bailie's Creek thence by Bailie's Creek to the Main Road from Carngham to Buninyong thence eastward by that road to the Woadi Yaloak Creek thence southwards by the Woadi Yaloak Creek to a point due west of the south-western angle of Learmonth's pre-emptive right thence by a line east to the River Leigh or Yarrowee thence northwards by that river to the Main Dividing Range and thence westward by the Main Dividing Range to the commencing point Two.

5. THE ELECTORAL DISTRICT OF BELFAST.

Commencing at a point on the sea coast being the south-east angle of section 7 parish of Belfast thence by a line bearing north 7 degrees 52 minutes west being the eastern boundary of sections 7 8 9 and 10 to the southern boundary of section 24 in the parish aforesaid thence by a line easterly being the southern boundary of sections 24 25 26 and 27 to the River Moyne thence by the western side of the River Moyne to the Belfast Lough thence by a line south-easterly crossing the said lough to the northern angle of suburban portion 38A in the said parish of Belfast thence by the north-eastern boundary of the said portion to the sea coast and thence by the sea coast to the commencing point aforesaid including the islands at the mouth of the River Moyne ... One.

6. THE ELECTORAL DISTRICT OF EAST BOURKE.

Bounded on the north by the Great Dividing Range from the source of the River Plenty to that of the north-eastern branch of the Saltwater River near Big Hill on the west by the Saltwater River downwards to the south western angle of section 12 parish of Bulla Bulla thence by the southern boundary of the said portion and by a line bearing east to the source of the Moonee Ponds in section X. parish of Yuroke thence by the Moonee Ponds southerly to the north-western angle of portion CXLII. parish of Jika Jika thence by a line bearing east and by the northern eastern and southern boundaries of the Town Reserve of Pentridge to the Merri Creek thence southwards by the Merri Creek to the south-western angle of portion CXXXIII. in the parish of Jika Jika thence by a line bearing east to the Darebin Creek thence by the Darebin Creek to the River Yarra Yarra thence by the River Yarra Yarra to its junction with the River Plenty and thence by the River Plenty to its source in the Dividing Range Two.

7. THE ELECTORAL DISTRICT OF THE EAST BOURKE BOROUGHES.

Commencing at a point on the east bank of the Moonee Ponds being the north-western angle of portion of CXLII. parish of Jika Jika thence by a line bearing east and by the northern eastern and southern boundaries of the town reserve of Pentridge to the Merri Creek thence southwards by the Merri Creek to the south-western angle of portion CXXXIII. in the said parish thence by a line bearing east to the Darebin Creek thence southwards by the Darebin Creek to the River Yarra Yarra thence by the River Yarra Yarra to the Merri Creek aforesaid thence northwards by the Merri Creek to the south-eastern angle of portion XC. in the said parish thence west by the southern boundaries of portion XC. and XCI. to the Moonee Ponds aforesaid and thence northward by the Moonee Ponds to the commencing point ... One.

8. THE ELECTORAL DISTRICT OF SOUTH BOURKE.

Bounded on the north and west by the Yarra Yarra River from its mouth to its confluence with the Deep Creek on the east by the Deep Creek and a line south 2 miles and 58 chains from that creek to Dandenong

Creek by that creek to the northern margin of the Carrum Swamp by the Carrum Swamp and the Mordialloc Creek to the beach below Ben Ben Gin thence by the shores of Port Phillip Bay to the mouth of the Yarra Yarra River aforesaid excepting the country included in the electoral districts of St. Kilda South Melbourne and Brighton **Two.**

Number of Members of the Legislative Assembly assigned to and returned for each Electoral District.

9. THE ELECTORAL DISTRICT OF WEST BOURKE.

Bounded on the north by the Great Dividing Range from the source of the River Werribee to that of the north-eastern branch of the Saltwater River near Big Hill on the east by the Saltwater River to the south-western corner of portion 12 parish of Bulla Bulla thence by the southern boundary of the said section and by a line east to the source of the Moonee Ponds in section X. parish of Yuroke thence by the Moonee Ponds southerly to Flemington Bridge thence by a line south to the River Yarra Yarra on the south by the River Yarra Yarra and the shores of Port Phillip Bay to the mouth of the River Werribee on the west by the River Werribee to its source in the Great Dividing Range being the commencing point excepting the country included in the electoral district of Williamstown **Three.**

10. THE ELECTORAL DISTRICT OF BRIGHTON.

Commencing on the sea coast at the south-west angle of section 25 parish of Moorabbin thence by a line east to the south-east angle of section 55 on the east by a line bearing north being the parish boundary from the said point to the north-east angle of section 63 on the north by a road bearing west to the sea coast and on the west by the sea coast to the commencing point **One.**

11. THE ELECTORAL DISTRICT OF CASTLEMAINE.

Commencing at the junction of the Limestone Creek with the River Loddon thence by that creek to its source thence by a line east to the Middleton Creek thence by the Middleton Creek to its junction with the River Loddon thence by a line east to the River Coliban thence by the River Coliban to the Myrtle Creek thence by the Myrtle Creek to the Mount Alexander Range thence by the Mount Alexander Range Barker's Creek and the River Loddon to the commencing point including Castlemaine Muckleford and Harcourt hereafter described as follows that is to say—

CASTLEMAINE.

Commencing at a point 1 chain 50 links north from the north-west angle of section 39 township of Castlemaine bounded by lines bearing east 38 chains south 160 chains west 83 chains north 160 chains and east 42 chains to the commencing point **Three.**

MUCKLEFORD.

Commencing at the south-eastern angle of allotment 50 section 7 thence north 200 chains thence west 200 chains thence south 240 chains thence east 200 chains thence north to the commencing point

HARCOURT.

Commencing at the south-western angle of portion 27 section 4 bounded on the east by a line north to the north-western angle of portion 27 section 3 on the north by a line west to the main road to Sandhurst on the west by a line south crossing Barker's Creek 160 chains and on the south by a line east 80 chains to the commencing point

12. THE ELECTORAL DISTRICT OF COLLINGWOOD.

Commencing at that point in the centre of Victoria-parade intersected by a line passing through the centre of Nicholson-street thence north by a line passing through the centre of Nicholson-street and by a line bearing north to the southern boundary of a portion 90 parish Jika Jika thence east by the southern boundary of that portion to the Merri Creek thence southwards by the Merri Creek and the River Yarra Yarra to a point due east of the centre of Victoria-street and thence by a line bearing west and by lines passing through the centre of Victoria-street and Victoria-parade to the commencing point **Three.**

13. THE ELECTORAL DISTRICT OF CRESWICK.

Commencing at the junction of the Green Gully with the River Loddon thence by that gully to its head thence by a line west to the range dividing the waters of Joyce's Creek and the Deep Creek thence northward by that range to a point due east of the south-east angle of the parish of Carisbrook thence by a line due west to McNeil's Creek

thence by McNeil's Creek to its source in the Main Dividing Range thence eastward by the Main Dividing Range to the source of the River Coliban thence northwards by the River Coliban to a point due east of the junction of the Middleton Creek and the River Loddon thence by a line bearing west to the said junction thence southwards by the Middleton Creek to a point due east of the source of the Limestone Creek thence by a line bearing west to the said source thence northwards by the Limestone Creek to the River Loddon and thence by the River Loddon to the commencing point Two.

Number of Members of the Legislative Assembly assigned to and returned for each Electoral District.

14. THE ELECTORAL DISTRICT OF CROWLANDS.

Bounded on the west by the Yarriambiack Creek from the junction of the River Wimmera to Lake Corong thence by a line north to the Murray again on the west by a tributary of the River Wimmera to its source near Brigg's Bluff in the Grampians thence southwards by the Grampians Range on the south by the Dividing Range on the east by the River Avoca and a line north to the Murray and on the north by the Murray excepting the country included within the electoral district of Ararat ... Two.

15. THE ELECTORAL DISTRICT OF DALHOUSIE.

ANGLESEY.

Bounded on the west by part of the eastern boundary of the County of Dalhousie namely by the River Goulburn from the confluence of Hughe's Creek to the confluence of Dabyminga Creek thence by Dabyminga Creek to its source in the Great Dividing Range on the south by the Great Dividing Range to the main source of the River Goulburn on the east by the range dividing the waters of the main source of the Goulburn and Big Rivers from those of the Rubicon and Snod-pon-dock Creek northward to Mount Torbrick thence by Jerusalem Creek to its confluence with the River Goulburn thence by the River Goulburn to the confluence of the River Delatite thence by the River Delatite and its north-west arm to the Dividing Range between the last named arm and Septimus Creek and on the north by that range to the source of Hughes's Creek and thence by Hughes's Creek to its confluence with the River Goulburn excepting the country included in the Boroughs of Seymour and Avenal... .. One.

DALHOUSIE.

Commencing at the junction of the Rivers Campaspe and Coliban thence by a line south-easterly to the source of the McIvor or Patterson's Creek thence by a line north-east to the confluence of Hughe's Creek with the River Goulburn on the east by the River Goulburn until it joins the Dabyminga Creek by that Creek to its source in the Dividing Range on the south by the Dividing Range to the source of the River Coliban and on the west by the last mentioned river to its junction with the River Campaspe being the commencing point excepting the country included in the electoral districts of the Kyneton Boroughs Murray Boroughs and Kilmore

16. THE ELECTORAL DISTRICT OF DUNDAS.

DUNDAS.

Bounded on the west and north by the River Glenelg from the confluence of the Wannon to its source between the Victoria Range and the Grampians near Mount William on the east by the Grampians to their base near Mount Abrupt thence to Mount Sturgeon and by a line crossing the Wannon River to the north-east angle of the county of Normanby at the Grange Burn and on the south by the Grange Burn and the Wannon to its confluence with the Glenelg One.

FOLLETT.

Bounded on the west by the one hundred and forty-first meridian being the line dividing Victoria from South Australia on the south and east by the Glenelg River upwards to its confluence with Power's Creek and on the north-east and north by Power's Creek to its source thence by a line westward to the head of Mosquito Creek and by that creek to the boundary line

17. THE ELECTORAL DISTRICT OF EMERALD HILL.

Commencing at a point on the south bank of the River Yarra due south from the Gas Works thence by a line south-easterly to a point on the shores of Hobson's Bay twenty chains more or less westward of the Battery thence by the sea coast to Fitz Roy-street St. Kilda thence by that street and the Main Brighton Road to Prince's Bridge and thence by the River Yarra to the commencing point One.

18. THE ELECTORAL DISTRICT OF EVELYN.

Bounded on the west by part of the eastern boundary of the County of Bourke that is to say—by the River Plenty from its source to the River Yarra. Yarra thence by the River Yarra Yarra to the confluence of the Deep Creek thence by that creek to the range between the River Yarra Yarra and the Dandenong Creek on the south-east and north by the range forming the basin of the River Yarra Yarra One.

Number of Mem-
bers of the Legis-
lative Assembly
assigned to and
returned for each
Electoral Dis-
trict.

19. THE ELECTORAL DISTRICT OF GEELONG EAST.

Commencing at the north-western angle of the town reserve of Geelong thence by a line south to the River Barwon thence westward and north-westward by the River Barwon to the western boundary of the reserve at the junction of the Moorabool and Barwon thence east by the northern boundary of section 25 parish of Barrabool thence south by the eastern boundaries of sections 25 and 11 and by part of the eastern boundary of section 7 all in the same parish thence south-easterly by a curved line crossing the Waurin Chain of Ponds to the southern boundary of section 3 parish of Connewarre thence east by the southern boundaries of sections 3 and 4 in the same parish thence north-easterly by a curved line crossing the River Barwon to the south-eastern angle of section 11 in the parish of Moolap thence by the eastern boundary of that section and a line north to the shores of Corio Bay and thence by the shores of Corio Bay to the north-western angle of the town reserve the commencing point aforesaid including the remaining portion of the reserve at Point Henry Two.

20. THE ELECTORAL DISTRICT OF GEELONG WEST.

Bounded on the north and north-west by a line drawn at a distance of two miles from the north-western angle of the town reserve of Geelong as a centre from the western shore of Corio Bay near Cowie's Creek to a road leading to the River Barwon on the west by that road on the south-west and south by the River Barwon and on the east by the western boundary of the town reserve of Geelong and the shores of Corio Bay including the reserve at the junction of the Barwon and Moorabool Two.

21. THE ELECTORAL DISTRICT OF NORTH GIPPS LAND.

Bounded on the south and east by the sea on the north by a line bearing west from Cape Howe to the source of the nearest tributary of the Murray and by the Alps and on the west by the Alps and the counties of Evelyn and Mornington excepting the country comprised in the Electoral District of South Gipps Land One.

22. THE ELECTORAL DISTRICT OF SOUTH GIPPS LAND.

Commencing at the mouth of Merryman's Creek on the Ninety Mile Beach bounded on the north by Merryman's Creek to where the road from Tarraville to Rosedale crosses said creek near Bayless's pre-emptive right thence by a line west fourteen degrees to Buneep on the west by the counties of Evelyn and Mornington to Cape Patterson and on the south and south-east by the sea coast to the commencing point One.

23. THE ELECTORAL DISTRICT OF SOUTH GRANT.

Commencing at the mouth of the River Werribee thence by the river to the western boundary of the town reserve of Ballan thence by a line south-westerly to the source of Williamson's Creek thence by that creek to the River Yarrowee thence by that river to its confluence with the River Barwon thence by the River Barwon to Hopkins Creek thence by that creek and a line south-east across the Dividing Range to the head of the Salt Creek two miles and forty-eight chains thence by the Salt Creek to the sea coast north of Point Roadknight and thence by the sea coast and the shores of Port Phillip Bay to the mouth of the River Werribee the commencing point including the small islands near the channels of the mouth of Port Phillip Bay and Geelong Bay and excepting the country included in the electoral districts of Geelong East and Geelong West... Three.

24. THE ELECTORAL DISTRICT OF GRENVILLE.

Commencing at a point on Bailie's Creek intersected by the main road at Carngham thence eastward by the main road from Carngham to Buninyong to the Woadi Yaloak Creek thence by the Woadi Yaloak Creek to a point west of the south-west angle of Learmonth's pre-emptive right thence by a line east to the River Leigh or Yarrowee thence northwards by the River Leigh or Yarrowee to a point three miles south of

the southern boundary of the Town Reserve of Ballarat thence by a line bearing east to the western branch of the River Moorabool thence by that western branch to the Dividing Range thence east by the Great Dividing Range to the River Werribee thence southwards by that river to the western boundary of the Town Reserve of Ballan thence by a line south-westerly to the source of Williamson's Creek thence southwards by that Creek to the River Leigh or Yarrowee thence southwards by that river to the main road from Shelford to Lismore thence westwards by that road to the Gnarkeet Ponds thence northward by the Gnarkeet Ponds and a line north to the Emu Creek and thence by the Emu Creek and Bailie's Creek to the commencing point Two.

Number of Mem-
bers of the Legis-
lative Assembly
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Electoral Dis-
trict.

25. THE ELECTORAL DISTRICT OF KILMORE.

Commencing at a point on the eastern branch of Korukuruc Creek two miles 55 chains south of its junction with the main stream and bounded on the north by a line east from the said point to Dry Creek on the east by the western branch of the Dry Creek to its source thence by a line south to the boundary of the County of Bourke on the south by the said boundary to the source of the eastern branch of the aforesaid Korukuruc Creek and on the west by that eastern branch to the commencing point One.

26. THE ELECTORAL DISTRICT OF THE KYNETON BOROUGHS.

KYNETON CARLSRUHE AND PART OF MALMSBURY.

Commencing at the south-east angle of section B 3 east of Carlsruhe thence north 3 miles 40 chains thence west 4 miles thence north 3 miles thence west 4 miles thence north 3 miles thence west to the River Coliban by that river to the southern boundary of the parish of Lauriston by that boundary to the River Campaspe and thence to the south-western angle of section A1 and by the southern boundary of the parish of Carlsruhe to the point of commencement

WOODEND.

Commencing at the south-western angle of section A1 south of Carlsruhe bounded on the north by the southern boundary of the said section and of sections B2 B3 to the south-eastern angle of the said section B3 east of Carlsruhe on the east by a line south to the northern boundary of section 72 parish of Woodend thence east to the north-east angle of the said section 22 parish of Woodend thence south 80 chains crossing the Five Mile Creek thence west 80 chains thence north to the Five Mile Creek and on the south-west and west by the Five Mile Creek and River Campaspe to the commencing point

One.

27. THE ELECTORAL DISTRICT OF MALDON.

Bounded on the north by a line drawn from the junction of McNeil's Creek and the River Loddon to Barker's Creek near Mount Prospect thence on the east by Barker's Creek and Campbell's Creek to the River Loddon and thence by the River Loddon to the commencing point excepting the country included within the electoral district of Castlemaine One.

28. THE ELECTORAL DISTRICT OF MANDURANG.

Bounded on the north by the Murray on the east by the Campaspe on the south by the Myrtle Creek and the northern boundary of Maldon and on the west by the River Loddon excluding the parish of Tarnagulla and the electoral district of Sandhurst Two.

29. THE ELECTORAL DISTRICT OF MARYBOROUGH.

Commencing at the junction of the Green Gully with the River Loddon thence by that gully to its head thence by a line west to the range dividing the waters of Joyce's Creek and the Deep Creek thence northwards by that range to a point due east of the south-east angle of the parish of Carisbrook thence by a line due west to McNeil's Creek thence by McNeil's Creek and the River Loddon to the commencing point ... Two.

30. THE ELECTORAL DISTRICT OF EAST MELBOURNE.

Commencing at that point on the north bank of the River Yarra Yarra intersected by a line passing through the centre of Elizabeth-street thence north-westerly by a line passing through the centre of Elizabeth-street to Victoria-street thence east by a line passing through the centre of Victoria-street and Victoria-parade to Gisborne-street thence southward by the eastern side of Gisborne-street and a line bearing south to the River Yarra Yarra and thence westerly by the north bank of the River Yarra Yarra to the commencing point Two.

Number of Members of the Legislative Assembly assigned to and returned for each Electoral District.

31. THE ELECTORAL DISTRICT OF NORTH MELBOURNE.

Commencing at that point in the centre of Victoria-parade intersected by a line passing through the centre of Nicholson-street thence north by a line passing through the centre of Nicholson-street and by a line bearing north to the southern boundary of portion 90 parish of Jika Jika thence west by the southern boundary of that portion and by the southern boundary of portion 91 to the Moonee Ponds thence southward by the Moonee Ponds to the site of Main's bridge thence by a line bearing south to a point due west of Victoria-street thence by a line bearing east (including the Benevolent Asylum reserve) and by a line passing through the centre of Victoria-street and Victoria-parade to Nicholson-street the commencing point Two.

32. THE ELECTORAL DISTRICT OF WEST MELBOURNE.

Commencing at that point on the north bank of the River Yarra Yarra intersected by a line passing through the centre of Elizabeth-street thence north-westerly by a line passing through the centre of Elizabeth-street to Victoria-street thence west by a line passing through the centre of Victoria-street and by a line bearing west (excluding the Benevolent Asylum reserve) to the western boundary of the city thence south by the western boundary of the city to the River Yarra Yarra and thence easterly by the north bank of the River Yarra Yarra to Elizabeth-street the commencing point aforesaid Two.

33. THE ELECTORAL DISTRICT OF MORNINGTON.

Bounded on the north by part of the southern boundary of the County of Evelyn being the dividing range from the source of the River Buneep Buneep to the source of the Deep Creek thence by that creek and a line south 2 miles 58 chains to Dandenong Creek thence by that creek to the Carrum Swamp by that swamp and the Mordialloc Creek to its mouth at the Long Beach below Ben Ben Gin thence by the shores of Port Phillip Bay to Point Nepean on the south-west and south by the sea coast from Point Nepean to Cape Patterson on the east by a line north from Cape Patterson to the Warringrin Range thence along the said range in a northerly direction to the mouth of the River Buneep Buneep and by that river to its source in the Dividing Range including French and Phillip Islands and the small islands in Western Port Bay ... One

34. THE ELECTORAL DISTRICT OF THE MURRAY.

Bounded on the south and west by the Counties of Evelyn and Anglesey and the River Goulburn to its junction with the River Murray on the north and north-east by the River Murray and on the east and south-east by the Great Dividing Range excepting the country comprised in the electoral districts of the Murray Boroughs and the Ovens ... One.

35. THE ELECTORAL DISTRICT OF THE MURRAY BOROUGHS.

WOODONGA.

Commencing at a point on the Woodonga Creek being the north-east angle of suburban section A thence on the east by a line bearing south 15 chains 50 links thence west by a line 40 chains thence south 21 chains 20 links thence west 117 chains 30 links thence north 60 chains thence east 70 chains to the Woodonga Creek and by the left bank of the said creek to the commencing point... ..

WANGARATTA.

Commencing at a point on the left bank of the River Ovens 120 chains north-west of its junction with the River King from that point south 360 chains thence east 440 chains thence north 360 chains crossing Reedy Creek and thence west 440 chains again crossing Reedy Creek and the River Ovens to the commencing point.

BENALLA.

Commencing at a point on the north-east tributary of the Broken River being the south-east angle of suburban allotment 4 section 8 thence by a line north to the north-east angle of suburban allotment 5 section 4 thence west to the north-west angle of suburban allotment 1 section 1 thence south-west by a line 50 chains to the north-west angle of suburban allotment 1 section 16 thence south to the south-west angle of suburban allotment 5 section 12 thence east to the south-east angle of suburban allotment 4 section 9 thence by the Broken River and its tributary aforesaid to the commencing point

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bers of the Legis-
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trict.

EUROA.

Commencing 5 chains south of a point on the Seven Creeks being the south-east angle of suburban section 6 thence by a line west 190 chains thence north to the north-west angle of suburban section A 3 thence by the northern boundary of the said section to the Seven Creeks thence by the said Seven Creeks to the north-west angle of suburban section B2 thence east to the north-east angle of suburban section 2 thence by a line south to the northern boundary of suburban section C1 where the said boundary crosses the Seven Creeks thence east to the north-east angle of the said section thence by the eastern boundaries of suburban sections C and D and the Seven Creeks and a line south to the commencing point

One.

AVENEL.

Commencing at a point on Hughes's Creek being the south-east angle of suburban portion E6 thence west 118 chains thence north 155 chains 40 links crossing Hughes's Creek thence east 134 chains 60 links thence south 134 chains 40 links thence west to Hughes's Creek and by the said creek to the commencing point

SEYMOUR.

Commencing at a point on Whitehead's Creek being on the north-eastern boundary of the township of Seymour thence west 200 chains thence south 160 chains thence east 120 chains thence south 200 chains thence east 130 chains to a point on the River Goulburn by the course of the said river to another point 80 chains eastward of the first-mentioned point on the said river thence north 344 chains crossing Whitehead's Creek thence west 130 chains recrossing Whitehead's Creek to the commencing point

36. THE ELECTORAL DISTRICT OF NORMANBY.

ounded on the north by the Grange Burn and Wannon River until the latter joins the Glenelg River on the west by the Glenelg River until it reaches the sea on the south by the sea shore to the mouth of the Shaw River and on the east by the western branch of the Shaw River thence by a line northerly to the source of the Swamp Creek and by that creek to where it empties itself into the Mount Napier Swamp and thence by a line due north six miles fifteen chains to the Grange Burn including the Lawrence and Lady Julia Percy's Islands excepting the country included within the Electoral District of Portland

One.

37. THE ELECTORAL DISTRICT OF THE OVENS.

Commencing at the junction of Whorouly Creek with the River Ovens thence by a line bearing north to the River Murray thence by that river to its junction with the Mitta Mitta thence by the said last mentioned river to the junction thereof with the Little River thence southward by the Little River to its source in the Dividing Range thence by the Dividing Range and a line south to a point on the Ovens River nine miles above its junction with the River Buckland on the south by a line from the last mentioned point to the source of the River Buckland thence by the Dividing Range to the source of the River Buffalo and thence by the River Buffalo and the River Ovens to the commencing point excepting the country comprised within the borough of Woodonga

Two.

38. THE ELECTORAL DISTRICT OF POLWARTH AND SOUTH GRENVILLE.

POLWARTH.

Bounded on the west by the River Gellibrand upwards to its source thence by the range to the source of the Pirron Yaloak Creek thence by the Pirron Yaloak Creek to Lake Korangamite thence by the south-eastern shores of Lake Korangamite and a line bearing east to the northern shores of Lake Colac thence by the shores of that Lake to a point due west of the source of the Birregurra Creek thence by a line east and by the Birregurra Creek to the River Barwon thence by the River Barwon to Hopkins's Creek thence by Hopkins's Creek and a line across the Dividing Range to the Salt Creek thence by the Salt Creek to the sea coast north of Point Roadnight and thence by the sea coast to the River Gellibrand ...

Number of Mem-
bers of the Legis-
lative Assembly
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Electoral Dis-
trict.

One.

SOUTH GRENVILLE.

Bounded on the north by the main road between Portland and Geelong from its intersection with the River Yarrowee to the Gnarkeet Ponds on the west by the Gnarkeet Ponds to Lake Korangamite thence by the western shores of that lake to a point east of Pormbeet on the south by the southern shores of Lake Korangamite and by a line east from Lake Korangamite to the north shore of Lake Colac thence by the north shore of Lake Colac to a point west of the Birregurra Creek thence by a line to the source of the Birregurra Creek thence by that creek to its confluence with the Barwon and on the east by the Rivers Barwon and Yarrowee to the commencing point

39. THE ELECTORAL DISTRICT OF PORTLAND.

Commencing at a point on the beach at Portland Bay eight chains east from the northern angle of allotment thirty-one northern suburbans bounded on the north by a line bearing west seventy-two chains more or less on the west by a line bearing south two hundred and thirty-three chains and thirty-four links more or less on the south by a line bearing east to the sea coast and on the west by the sea coast to the commencing point

One.

40. THE ELECTORAL DISTRICT OF RICHMOND.

Commencing at a point on the Yarra Yarra River due south of the south-eastern side of Gisborne-street thence by a line bearing north to Gisborne-street thence by the east side of Gisborne-street to Victoria-parade thence by a line passing through the centres of Victoria-parade and Victoria-street and a prolongation of that line to the Yarra Yarra River and on the east and south by the Yarra Yarra River to the commencing point

Two.

41. THE ELECTORAL DISTRICT OF RIPON AND HAMPDEN.

RIPON.

Bounded on the west by the Grampian Range (which divides the waters of the Wimmera and Glenelg Rivers from those of the River Hopkins) to the rocky extremity near Mount Abrupt on the south by a line easterly to the source of the first creek which joins the River Hopkins about Wiselaskie's Station on the western side and by that creek to the River Hopkins thence by a line east to Lake Boloke thence by the southern shores of Lake Boloke to the mouth of the Prackningerrin Creek and by that creek upwards to a point where a great bend of the creek turns northward thence by a line to a point in Emu Creek about one mile below and to the west of the confluence of Broken Creek on the south-east and east by Emu Creek to the confluence with Bailie's Creek by Bailie's Creek to Lake Burrumbeet by the southern shores of Lake Burrumbeet and Burrumbeet Creek to its source in the Great Dividing Range and on the north by the Great Dividing Range to the western boundary aforesaid excepting the country included in the electoral district of Ararat

HAMPDEN.

Bounded on the west by the River Hopkins upwards from the confluence of the Emu Creek to the point opposite to the mouth of the small creek above Wiselaskie's Station dividing it from the County of Villiers on the north by the southern boundary of the County of Ripon being a line east from the confluence of the creek near Wiselaskie's Station already mentioned to

One.

Lake Boloke then by the southern shore of Lake Boloke to the mouth of the Prackningerrin Creek thence by that creek upwards until it reaches a spot where it forms a great bend to the northward from that point by a line in a south-easterly direction to Emu Creek about one mile below and westward of the mouth of Broken Creek thence by Emu Creek to the point north of the source of Gnarkeet Ponds thence on the east by the west boundary of the County of Grenville viz.—1st by a line southerly to the source of Gnarkeet Ponds thence by Gnarkeet Ponds to Lake Korangamite and thence by the west shore of Lake Korangamite to a point east of Lake Pormbeet and on the south by a direct line to the north end of Lake Pormbeet and from the north end of Lake Pormbeet to the nearest part of Emu Creek and thence by Emu Creek to its confluence with the River Hopkins

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islative Assembly
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trict.

42. THE ELECTORAL DISTRICT OF RODNEY.

Commencing at the confluence of the Rivers Campaspe and Coliban thence by a line south-westerly to the source of the McIvor or Patterson's Creek thence by a line north-easterly to the confluence of Hughes's Creek with the River Goulburn thence by the Rivers Goulburn Murray and Campaspe to the confluence of the Campaspe and Coliban aforesaid ... One.

43. THE ELECTORAL DISTRICT OF SANDHURST.

SANDHURST.

Commencing at a point on the Bendigo Creek 40 chains south of the junction of Ash-street and High-street thence east one mile and a half thence north four miles thence west two and a half miles crossing the Bendigo Creek thence south four miles thence east to the point of commencement

LOCKWOOD.

Commencing at the south-western angle of suburban allotment 23 section 1 bounded on the east by a line northward from that point to the south-eastern angle of portion 44 section 4 on the north by a line bearing west to the south-western angle of allotment No. 1 section 4 on the west by a line bearing south to a point due west from the commencing point and on the south by a line east to the south-west angle of suburban allotment No. 23 section 1 being the commencing point aforesaid Two.

44. THE ELECTORAL DISTRICT OF SANDRIDGE.

Commencing at the junction of the River Yarra and the Saltwater River thence by the River Yarra to a point due south of the Gas Works thence by a line south-easterly to a point on the shores of Hobson's Bay twenty chains more or less westward of the Battery thence by the sea coast and the River Yarra to the commencing point One.

45. THE ELECTORAL DISTRICT OF ST. KILDA.

Bounded on the east by a road bearing north from the south-east angle of portion No. 32 east of Elsternwick to the Yarra Yarra River on the north by the Yarra Yarra River to Prince's Bridge on the west by a road bearing south-east to the northern angle of section No. 46 thence by Fitz Roy-street St. Kilda to the sea coast thence by the sea coast and a road bearing east south of Elsternwick to the commencing point... Two

46. THE ELECTORAL DISTRICT OF VILLIERS AND HEYTESBURY.

VILLIERS.

Bounded on the west by a line south from the Grange Burn to the mouth of the Swamp Creek thence by that creek upwards to its source and by a line to the head of the western branch of the River Shaw thence by the west branch of the River Shaw to the sea on the south by the sea to the entrance of the River Hopkins on the east by the said River Hopkins to the confluence of the creek above Wiselaskie's Station and by that creek to its source on the north by a line westward from the source of the last named creek to the rocky extremity of the Grampians near Mount Abrupt thence by the principal range of the Grampians to Mount Sturgeon and by a line south-westerly to the north-east corner of the County of Normanby at the Grange Burn including all the islands at Port Fairy and exclusive of the Electoral Districts of Warrnambool and Belfast... Two.

HEYTESBURY.

Bounded on the west by the River Hopkins from its estuary to the confluence of the Emu Creek thence by Emu Creek to the point nearest Lake

Pormbeet thence by a line easterly to the north end of Lake Pormbeet thence by a line east to Lake Korangamite and by the southern shore of that lake to the mouth of the Pirron Yaloak Creek on the east and south east by the Pirron Yaloak Creek to its source thence by a range to the source of the Gellibrand River by that river to the sea coast and on south-west and west by the sea coast to the estuary of the River Hopkins

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lative Assembly
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trict.

47. THE ELECTORAL DISTRICT OF WARRNAMBOOL.

Commencing at a point on the River Hopkins being the south-western angle of section 1 parish of Wangoom and bounded on the east by a line bearing north 80 chains on the north by a line bearing west to the Merri River on the west and south-west by the Merri River to its mouth on the south by the sea coast to Warrnambool Bay from the mouth of the said river to that of the River Hopkins and thence to the point of commencement One.

48. THE ELECTORAL DISTRICT OF WILLIAMSTOWN.

Commencing on the sea coast at the south-east angle of portion A section 3 parish of Cut-paw-paw bounded on the west by a line bearing north to the Stony Creek thence by the Stony Creek to the River Yarra Yarra thence by the River Yarra Yarra to the sea and thence by the sea coast to the commencing point One.

49. THE ELECTORAL DISTRICT OF THE WIMMERA.

Bounded on the east by the Grampians Range to Brigg's Bluff; thence by a tributary to the River Wimmera thence by the River Wimmera to the Yarriambiack Creek thence by the Yarriambiack Creek and a line north to the River Murray on the north by the River Murray on the west by the western boundary of the Province of Victoria and on the south by northern boundaries of the counties of Follett and Dundas One.

Ordered to be printed, and taken into consideration to-morrow.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments recommended by His Excellency the Governor in the Bill intituled "*An Act to consolidate the Law relating to Insolvents and their Estates*," and in the Bill intituled "*An Act for regulating Juries*."

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
6th June, 1865.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly on the amendment of the Legislative Council in clause 8, line 46, and do not insist on their amendments in clauses 10 and 70 of the Bill intituled "*An Act to amend the Law relating to the Post Office*."

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 6th June, 1865.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the various Orders of the Day, Government Business, and General Business 1 to 4, be postponed until after the consideration of the 6th Order for to-day.

6. CALL OF THE HOUSE.—The Order for the call of the House being read—

Ordered—That the House be called over.

Ordered—That the Serjeant-at-Arms do go to the places adjacent, and summon the Members there to attend the service of this House, and he went accordingly; and being returned, the House was called over, and all the Members appeared with the following exceptions, viz. :—James M. Grant, Esq.; B. G. Davies, Esq.; A. F. A. Greaves, Esq.; George Harker, Esq.; A. Kyte, Esq.; G. Cunningham, Esq.; T. Randall, Esq.; M. M. Pope, Esq.; J. Ramsay, Esq.; J. Orr, Esq.; W. Pearson, Esq.; J. H. Connor, Esq.; F. Longmore, Esq.; John Halfey, Esq.; W. N. McCann, Esq.; J. Moffatt, Esq.; W. Bayles, Esq.; and J. Harbison, Esq.; and the said several Members having been called a second time, George Harker, Esq., A. Kyte, Esq., and J. Halfey, Esq., answered to their names, and the several other Members were excused their attendance.

7. STATE AID TO RELIGION ABOLITION BILL.—Mr. Harker moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

| Ayes, 25. | | Noes, 29. | |
|------------------|------------------|------------------|------------------|
| Mr. Burt, | Mr. McCulloch, | Mr. Berry, | Mr. Macpherson, |
| Mr. Campbell, | Mr. McLellan, | Mr. Bindon, | Mr. O'Grady, |
| Mr. Casey, | Mr. Michie, | Mr. Brown, | Mr. O'Shanassy, |
| Mr. Cope, | Mr. Richardson, | Mr. Carpenter, | Mr. Riddell, |
| Mr. Cowell, | Mr. Robinson, | Mr. Cohen, | Mr. Sands, |
| Mr. Dyte, | Mr. G. V. Smith, | Mr. Creswick, | Mr. Sherwin, |
| Mr. Edwards, | Mr. Sullivan, | Mr. Fairbairn, | Mr. J. T. Smith, |
| Mr. Gillies, | Mr. Vale, | Mr. Foott, | Mr. Snodgrass, |
| Dr. Girdlestone, | Mr. Verdon. | Mr. Francis, | Mr. Thomson, |
| Mr. Harker, | | Mr. Halfey, | Mr. Tucker, |
| Mr. Houston, | <i>Tellers.</i> | Mr. Higinbotham, | Mr. Wheeler. |
| Mr. Jones, | Mr. MacBain, | Mr. Howard, | |
| Mr. King, | Mr. Macgregor. | Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Mason, | | Mr. Kyte, | Mr. Blackwood, |
| | | Mr. Levey, | Mr. Hopkins. |
| | | Mr. Levi, | |

And so it passed in the negative.

8. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read—on the motion of Mr. Higinbotham, the several amendments to and inclusive of those in Clause 15 were read and agreed to by the Assembly.

On the motion of Mr. Higinbotham, the last amendment in Clause 16 was amended, by inserting after the word "Provided" the word "also."

And the said amendment as so amended was agreed to by the Assembly.

Amendments to and inclusive of those in Clause 193 were read and agreed to by the Assembly.

Amendments in Clause 203 read.

On the motion of Mr. Higinbotham, the Assembly ordered that the said amendment be amended by inserting the word "solely" after the first word "purposes," and the words "or for domestic" after the second word "domestic."

And the said amendments in Clause 203, as so amended, were agreed to by the Assembly.

Amendment to insert new clause A read.

On the motion of Mr. Higinbotham, the Assembly ordered that the said amendment be amended by inserting the words "without charge" after the word "times" and omitting the same words after the word "inspect."

And the several other amendments were read a second time and agreed to by the Assembly.

On the motion of Mr. Higinbotham, the Assembly ordered that the word "such" be inserted after the word "which" in line 8 of Clause 179.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following be the title of the Bill :—

"An Act to Amend and Consolidate the Laws relating to Public Works."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. MINING LAW AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 7TH JUNE, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

10. INTERCOLONIAL EXHIBITIONS OF INDUSTRY AND ART.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—
31st May.

Resolved—

- (1.) That in the opinion of the Committee a series of Exhibitions of General Industries and Art, to be held in succession in the several Australasian Colonies, would be of eminent advantage in promoting intercourse among them, a greater knowledge of their products, as well as that rivalry in manufactures so essential to industrial progress.
- (2.) That an Address be presented to His Excellency the Governor, requesting His Excellency to cause a sum of £2000 to be placed upon an Additional Estimate for 1865, to pay the preliminary expenses of the first of such exhibitions, to be held at Melbourne in the early part of 1866.

And the said resolutions were read a second time and agreed to by the Assembly.

11. DIVIDING FENCES BILL.—Mr. Richardson moved, pursuant to notice, That the Bill intituled "*An Act for the better regulation of Dividing Fences*" be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed and read a second time Tuesday, 13th June instant.

12. MRS. WILLIS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
(30th May.)

*Resolved—*That an address be presented to His Excellency the Governor, requesting him to cause a sum of £320 16s. 8d. to be placed on an Additional Estimate for 1865, as a gratuity to the widow of the late Mr. George Willis, deceased, late in the Lands and Survey Department.

And the said resolution was read a second time and agreed to by the Assembly.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- "*Interpretation of Acts Bill—Second reading,*"
- "*Water Supply—Resolution to be considered in Committee,*"
- "*Royal Mint Establishment Bill—Second reading,*"
- "*Cemeteries Bill—To be further considered in Committee,*"
- "*Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*"
- "*Local Government Act 1863 Amendment Bill—Second reading,*"
- "*Municipal Corporations Act 1863 Amendment Bill—Second reading,*"
- "*Insolvency Laws Amendment Bill (2)—Second reading,*"
- "*Ways and Means—To be further considered in Committee,*"
- "*Bar Regulation Bill—Second reading,*"
- "*Supply—To be further considered in Committee,*"
- "*Abattoirs Law Amendment Bill—Second reading,*"
- "*Liquors Sale Law Amendment Bill—Second reading,*"
- "*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*"
- "*Customs Duties Laws Amendment Bill—Second reading,*"
- "*Banks and Currency Law Amendment Bill—Second reading,*"
- "*Lunacy Laws Amendment Bill—Second reading,*"
- "*Private Wharfs—Motion respecting—To be further considered in Committee,*"
- "*Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,*"
- "*Chinese Interpreter, Ararat—Motion for Select Committee—Resumption of debate,*" until this day.
- "*Mr. R. D. Farquhar—Motion for Address to be considered in Committee,*" until Friday, 9th June instant ;
- "*Fisheries and Game Statute Amendment Bill—Consideration of Report,*"
- "*Hawkers and Pedlers Law Amendment Bill—To be further considered in Committee,*"
- "*Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*"
- "*Barristers Admission Bill—Second reading,*" until this day.

Assembly adjourned at twenty-five minutes to one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 82.

WEDNESDAY, 7TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Thirteenth Report from this Committee,
Ordered to lie on the Table and to be printed.

3. ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of His Excellency the Governor's Message, recommending amendments to be made in this Bill having been read—On the motion of Mr. Higinbotham, the several amendments were read and agreed to by the Assembly.

Ordered—That the Message of His Excellency the Governor be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to such proposed amendments, and requesting the concurrence of the Legislative Council therein.

4. NATIONAL DEFENCES.—The Order of the Day for the further consideration in Committee of the whole Assembly of a resolution relative to the subject of National Defences having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution, which was read and is as follows:—

That in the opinion of the Committee it is expedient that provision be made by law for the National Defences, and that the Committee recommend that the mode of carrying out that object be referred to a Select Committee for consideration and report.

And the said resolution was read a second time and agreed to by the Assembly.

Mr. O'Shanassy moved, by leave of the Assembly, That a Select Committee be appointed to enquire into and report upon a system of National Defences, such Committee to consist of Mr. Berry, Capt. Dane, Mr. Gillies, Mr. Harker, Mr. Kerferd, Mr. Lalor, Mr. Macgregor, Mr. Sherwin, Mr. G. V. Smith, Mr. Zeal, Mr. Verdon, and Mr. O'Shanassy; five to form a quorum; and the Committee to have power to send for persons and papers.

Debate ensued.

Six Members having required that the Committee be appointed by ballot—

Question—That a Select Committee be appointed to enquire into, and report upon a system of National Defences; such Committee to consist of twelve Members, five to form a quorum; and the Committee to have power to send for persons and papers—put and resolved in the affirmative.

The Committee then proceeded to the ballot; and Mr. Speaker appointed Mr. Bindon and Mr. Kerferd to be scrutineers.

The scrutineers, with the Clerk of the Assembly, having reported that the following Members, viz, Capt. Dane, Mr. O'Shanassy, Mr. Verdon, Mr. Lalor, Mr. Berry, Mr. Gillies, Mr. Kyte, Mr. G. V. Smith, Mr. Greeves, Mr. Snodgrass, Mr. Vale, Mr. Crews, and Mr. Zeal, had the greatest number of votes, but that Mr. Crews and Mr. Zeal had an equal number of votes, Mr. Speaker declared that Capt. Dane, Mr. O'Shanassy, Mr. Verdon, Mr. Lalor, Mr. Berry, Mr. Gillies, Mr. Kyte, Mr. G. V. Smith, Mr. Greeves, Mr. Snodgrass, Mr. Vale, and Mr. Crews, to be the Committee.

5. MINING LAW AMENDMENT BILL.—The Order of the Day for the further re-consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further re-consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 9th June instant.—Bill as amended to be printed.

6. **HAWKERS AND PEDLERS LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock—

THURSDAY, 8TH JUNE, 1865,

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 9th June instant.—Bill as amended to be printed.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *Interpretation of Acts Bill—Second reading,*”
- “ *Water Supply—Resolution to be considered in Committee,*”
- “ *Royal Mint Establishment Bill—Second reading,*”
- “ *Railway Loan Interest—Message of His Excellency the Governor—To be further considered in Committee,*”
- “ *Cemeteries Bill—To be further considered in Committee,*”
- “ *Local Government Act 1863 Amendment Bill—Second reading,*”
- “ *Municipal Corporations Act 1863 Amendment Bill—Second reading,*”
- “ *Insolvency Laws Amendment Bill (2)—Second reading,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Bar Regulation Bill—Second reading,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Abattoirs Law Amendment Bill—Second reading,*”
- “ *Liquors Sale Law Amendment Bill—Second reading,*”
- “ *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”
- “ *Customs Duties Laws Amendment Bill—Second reading,*”
- “ *Banks and Currency Law Amendment Bill—Second reading,*”
- “ *Lunacy Laws Amendment Bill—Second reading,*” until this day ;
- “ *Private Wharfs—Motion respecting—To be further considered in Committee,*” until Friday, 9th June instant ;
- “ *Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Chinese Interpreter, Ararat—Motion for Select Committee—Resumption of debate,*”
- “ *Fisheries and Game Statute Amendment Bill—Consideration of Report,*”
- “ *Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*”
- “ *Barristers Admission Bill—Second reading,*” until this day.

Assembly adjourned at four minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 83.

THURSDAY, 8TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RAILWAY EXTENSION COMMITTEE.—Mr. Kerferd, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
3. COAL.—Dr. Girdlestone moved, by leave of the Assembly, That the Return ordered to be printed on the 23rd May last, showing the quantity of coal that has been raised in the colony, and where such coal has been raised, &c, be referred to the Select Committee now sitting on Cape Patterson Coal Fields.
Question—put and resolved in the affirmative.
4. INTERPRETATION OF ACTS BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to amend the Law relating to Acts of Parliament.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
5. ROYAL MINT ESTABLISHMENT BILL.—Mr. Verdon moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.
Mr. Verdon moved, That the following be the title of the Bill :—
“*An Act to make permanent provision for a Mint in Victoria.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

6. RAILWAY LOAN INTEREST.—The Order of the Day for the further consideration in Committee of the whole Assembly of His Excellency the Governor's Message, recommending that provision be made for the interest upon a loan for £500,000, for the completion of the National Railways having been read—Mr. Speaker left the Chair, and the Assembly resolved into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the report be received to-morrow.

7. CEMETERIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

FRIDAY, 9TH JUNE, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration this day.—Bill as amended to be printed.

8. GEOLOGICAL SURVEY DEPARTMENT.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House, a Return showing the total cost to the country of the Geological Survey Department, from the commencement to the present date.
Question—put and resolved in affirmative.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Water Supply—Resolution to be considered in Committee,*”

“*Local Government Act 1863 Amendment Bill—Second reading,*”

“*Municipal Corporations Act 1863 Amendment Bill—Second reading,*”

“*Insolvency Laws Amendment Bill (2)—Second reading,*”

“*Ways and Means—To be further considered in Committee,*”

“*Bar Regulation Bill—Second reading,*”

“*Supply—To be further considered in Committee,*”

“*Abattoirs Law Amendment Bill—Second reading,*”

“*Liquors Sale Law Amendment Bill—Second reading,*”

“*Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”

“*Customs Duties Laws Amendment Bill—Second reading,*”

“*Banks and Currency Law Amendment Bill—Second reading,*”

“*Lunacy Laws Amendment Bill—Second reading,*” until Tuesday, 13th June instant;

“*Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Chinese Interpreter, Ararat—Motion for Select Committee—Resumption of debate,*”

“*Fisheries and Game Statute Amendment Bill—Consideration of Report,*” until this day;

“*Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,*” until Tuesday, 13th June instant;

“*Barristers Admission Bill—Second reading,*” until this day.

Assembly adjourned at seven minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 84.

FRIDAY, 9TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
 Prosecutions under Scab Act.—Return to an Order of the Legislative Assembly, dated 24th January last, for a Return showing—
 - (1.) The number of prosecutions that have taken place under the recent Scab Act.
 - (2.) The number of convictions.
 - (3.) The amount of fines, specifying the amounts recovered and the amounts still due.
 - (4.) The amount paid into the revenue for licenses to clean sheep, from the commencement of the Act until the 31st December, 1864.

Ordered to lie on the Table.

Mr. Sullivan presented—

Mining Surveyors and Registrars.—Return to an Order of the Legislative Assembly, dated 4th May last, for a Return of the expenditure of the Vote for 1864 of £4500 for allowance to mining surveyors and registrars, showing the amounts paid to each, and on what rule or principle the sums paid were estimated.

Ordered to lie on the Table.

3. VICTORIAN RAILWAYS MANAGEMENT COMMITTEE.—Mr. Harker, on behalf of the Chairman, brought up a Report from this Committee.
 Ordered to lie on the Table and to be printed.
4. NATIONAL DEFENCES COMMITTEE.—Mr. Vale moved, by leave of the Assembly, that the Committee on National Defences have leave to adjourn from place to place and to sit during any adjournment of the House.
 Question—put and resolved in the affirmative.
5. DETECTIVE DUROSS.—Mr. Cowell moved, pursuant to notice, That there be laid upon the Table of the House all documents and papers relative to the discharge of John Duross from the Detective Force.
 Question—put and resolved in the affirmative.
6. DR. EVANS.—Mr. Howard moved, pursuant to notice, That this House will, on Tuesday, 13th June instant, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £3000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years.
 Debate ensued.
 Question—put.
 Assembly divided.

Ayes, 18.

| | |
|------------------|------------------|
| Mr. Campbell, | Mr. G. V. Smith, |
| Mr. Higinbotham, | Mr. Snodgrass, |
| Mr. Howard, | Mr. Sullivan, |
| Mr. Kerferd, | Mr. Verdon, |
| Mr. Lalor, | Mr. Wardrop, |
| Mr. Levey, | Mr. Zeal. |
| Mr. McCulloch, | |
| Mr. McLellan, | <i>Tellers.</i> |
| Mr. O'Grady, | Mr. Blackwood, |
| Mr. Sherwin, | Mr. Harker. |

Noes, 16.

| | |
|----------------|-----------------|
| Mr. Burt, | Mr. Mason, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Randall, |
| Mr. Crews, | Mr. Robinson, |
| Capt. Dane, | Mr. Vale. |
| Mr. Francis, | |
| Mr. Halfey, | <i>Tellers.</i> |
| Mr. Jones, | Mr. Dyte, |
| Mr. Macgregor, | Mr. Orr. |

And so it was resolved in the affirmative.

7. BILLS.—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of this House, a Return specifying in detail the Bills introduced by the Government during the last and the present sessions, with the amounts paid for drafting same respectively, and distinguishing Consolidation from other Bills.
 Question—put and resolved in the affirmative.

8. MR. G. S. HEPBURN.—Mr. Zeal moved, pursuant to notice, That the Petition of George Stewart Hepburn, presented to this House on the 1st instant, in reference to the sale of allotment 28, section A, parish of Bullarook, be referred to a Select Committee, with power to investigate into and report upon this matter ; such Committee to consist of twelve members, to be chosen by ballot ; three to form a quorum ; with power to call for persons and papers.

Mr. Verdon moved, That this debate be now adjourned.

Question—That this debate be now adjourned until Tuesday, 13th June instant—put and resolved in the affirmative.

9. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—

“ *Minister of Industries and Instruction—Motion respecting appointment of—Resumption of debate.* ”

10. MR. R. D. FARQUHAR.—The Order of the Day for the consideration in Committee of the whole House of the propriety of presenting an address to His Excellency the Governor, praying that he will be pleased to make a further allowance to Mr. R. D. Farquhar, late of Her Majesty's Customs, in addition to what has been already awarded him under the provisions of the Civil Service Act, having been read—On the motion of Mr. Snodgrass, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress, and that he was directed to move That he have leave to sit again.

Resolved—That this House will this day again resolve itself into the said Committee.

11. PAPERS.—Mr. Michie presented—

Mr. Patrick Curtin—Copy letter from Mr. P. Curtin to the Minister of Justice, replying to certain charges made against him by Mr. Jones.

Ordered to lie on the Table.

12. MR. R. D. FARQUHAR.—The Order of the Day for the further consideration in Committee of the whole House of the propriety of presenting an address to His Excellency the Governor, praying that he will be pleased to make a further allowance to Mr. R. D. Farquhar, late of Her Majesty's Customs, in addition to what has been already awarded him under the provisions of the Civil Service Act, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair.

13. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *County Courts Equity Jurisdiction Bill—Second reading,* ” until Friday, 16th June instant ;

“ *Manufactures—Report of Select Committee—To be considered in Committee,* ” until Tuesday, 13th June instant ;

“ *Fisheries Law Amendment and Consolidation Bill—Second reading,* ” until Friday, 16th June instant ;

“ *Mining Law Amendment Bill—Consideration of Report,* ” until after the consideration of the next Order of the Day.

14. PRIVATE WHARFS.—The Order of the Day for the further consideration in Committee of the whole of the following resolution, viz. :—

That an address be presented to His Excellency the Governor, praying that the Government Wharfs be transferred to trustees, with power to collect tolls on all goods passing over them ; and that this object will be facilitated and the public convenience served, by the Government exercising the right of resumption under the powers contained in the crown grants of the same of the sold lands known as Cole's and Raleigh's Wharfs in terms of the recommendation of the report from the Select Committee on the Claims of owners of Private Wharfs, having been read—Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that a quorum of members was not present in the Committee, Mr. Speaker counted the House, and a quorum of members not being present, Mr. Speaker, at twenty-three minutes to nine o'clock, adjourned the House without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 85.

TUESDAY, 13TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
Wild Fowl.—Return to an Order of the Legislative Assembly, dated 18th May, 1865, for a return of the weight of all wild fowl transmitted by the Government railways during the present season, and the amount of revenue accruing therefrom.
Ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. McCulloch, and the same was read, and is as follows :—
C. H. DARLING, *Message No. 26.*
Governor.
In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendment, which he recommends to be made in the Bill intituled "*An Act to amend the Law relating to the Post Office,*" presented to him for Her Majesty's assent :—
Clause 5.
After figure "5" insert the words "except where otherwise specially provided by any Act now or hereafter in force and."
Government Offices,
Melbourne, June, 1865.
On the motion of Mr. McCulloch, the Assembly ordered the above Message to be printed; and
On the further motion of Mr. McCulloch, the Assembly agreed to the said amendment, and ordered that the said Message be transmitted to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said amendment, and requesting the concurrence of the Legislative Council therein.
4. ADJOURNMENT.—Mr. Levey moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
5. COMPLAINT.—Mr. Jones, by leave of the Assembly, moved, That a Select Committee, consisting of seven members, be elected by ballot, to enquire into the allegation contained in Mr. P. Curtin's two letters reflecting on members of this House, with power to call for persons and papers; three to form a quorum.
Debate ensued.
Question—put and resolved in the affirmative.
The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Francis and Mr. Zeal to be scrutineers.
The Scrutineers, with the Clerk of the Assembly, having reported that the following Members, viz., Captain Dane, Mr. Michie, Mr. Jones, Mr. Dyte, Mr. Edwards, Mr. Higinbotham, Mr. Francis, Mr. Grant, and Mr. McCulloch, had the greatest number of votes, but that Mr. Francis, Mr. Grant, and Mr. McCulloch had an equal number of votes, Mr. Speaker declared Captain Dane, Mr. Michie, Mr. Jones, Mr. Dyte, Mr. Edwards, Mr. Higinbotham, and Mr. Francis, to be the Committee.

6. **MINING LAW AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole on this Bill having been read—On the motion of Mr. Sullivan, the Assembly ordered that the amendment made in Clause 1 be amended by omitting the word “July” and inserting “September” instead thereof.
- Amendment, as so amended, agreed to by the Assembly.
- Amendments to and inclusive of those to insert new clause B, read and agreed to by the Assembly.
- Amendment to insert new clause C. read.
- On the motion of Mr. Higinbotham, the Assembly ordered that such amendment be amended by omitting from line 37th thereof the words “or strip the bark from,” and by inserting in line 38, after the word “same,” the words “and to strip and remove the bark from any such timber,” and by inserting in the same line, after the word “also,” the words “to remove.”
- And the said amendment as so amended was read a second time and agreed to by the Assembly.
- Amendments to and inclusive of those in clause 24 read and agreed to by the Assembly.
- Amendment in clause 27 read.
- On the motion of Mr. Lalor, the Assembly ordered that such amendment be amended by inserting in line 3, before the word “one,” the words “not more than.”
- And the said amendment as so amended was agreed to by the Assembly.
- Amendments to and inclusive of those in clause 44 read and agreed to by the Assembly.
- Amendment in clause 45 read.
- On the motion of Mr. Higinbotham, the Assembly ordered that the first words of such amendment, viz., “Provided however that” be omitted from such amendment.
- And the said amendment as so amended was agreed to by the Assembly.
- Amendment to insert a new clause to follow clause 45 read.
- Mr. Higinbotham moved, That such amendment be struck out from the Bill.
- Question—That the clause proposed to be omitted stand part of the Bill—put and negatived.
- Amendments to and inclusive of those contained in clause 201 read and agreed to by the Assembly.
- Amendment in clause 202 read.
- On the motion of Mr. Higinbotham, the Assembly ordered that the word “purposes” be omitted from line 5 of such clause.
- And the said amendment as so amended was agreed to by the Assembly.
- Amendments to and inclusive of those in schedule 1 read and agreed to.
- Amendment in schedule 2 read.
- On the motion of Mr. Higinbotham, the Assembly ordered that the word “management” be omitted from title of Act in Second Part.
- And the said amendment as so amended was read and agreed to by the Assembly.
- And the several other amendments were read and agreed to by the Assembly.
- On the motion of Mr. Higinbotham, the Assembly ordered that the following figures be omitted from clause 1, viz., 31, 32, 35, 36, 37, 38, 236, and 237, and the figures 30, 31, 34, 35, 36, 37, 235, and 236, inserted instead thereof respectively.
- On the motion of Mr. Higinbotham, the Assembly ordered that the following words, viz., “and to determine the number of members of the mining board of each district which shall be elected within and for every such division,” be inserted after the word “boundaries,” in line 7 of clause 46.
- On the motion of Mr. Higinbotham, the Assembly ordered that the following new clause be inserted after clause 53, viz. :—
54. The first general election under this Act of members in any district shall take place on such Saturday as the Governor in Council shall direct and on the corresponding Saturday in every subsequent year four other members shall be elected to serve on such board in lieu of the members retiring by rotation and within each division there shall be elected the number of members determined as aforesaid and whenever any seat in any board shall become vacant in the interval between two general elections a member shall be elected to fill such vacancy within and for the division for which the member whose seat is vacant shall have been elected.
- On the motion of Mr. Higinbotham, the Assembly ordered that the word “aforesaid” be omitted from line 8 of clause 58, and the words “hereinafter set forth” be inserted instead thereof.
- Mr. Sullivan moved, pursuant to notice, That the following words be added to Clause 73, viz. :—Provided that no right title or interest in any claim obtained under any rule or regulation of any local court formed under any Act relating to the gold fields nor any right title or interest to any claim obtained under bye-laws heretofore made of a mining board shall be impeachable on the ground only of the invalidity of any such rule regulation or bye-law save in cases where some proceedings affecting any such right title or interest as aforesaid shall have been commenced in some court of justice or before a warden or warden and assessors previous to the nineteenth day of May one thousand eight hundred and sixty-five.
- Debate ensued.
- Mr. Gillies moved, as an amendment, That all the words after the word “bye-law” in line 6, be omitted from the proposed amendment.

Debate ensued.

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

| Ayes, 24. | | Noes, 32. | |
|------------------|-----------------|------------------|------------------|
| Mr. Bindon, | Mr. Randall, | Mr. Berry, | Mr. Levey, |
| Mr. Brown, | Mr. Richardson, | Mr. Blackwood, | Mr. Levi, |
| Mr. Foott, | Mr. Sands, | Mr. Burt, | Mr. McLellan, |
| Mr. Francis, | Mr. Sullivan, | Mr. Campbell, | Mr. O'Grady, |
| Mr. Grant, | Mr. Tucker, | Mr. Cope, | Mr. O'Shanassy, |
| Mr. Greeves, | Mr. Vale, | Mr. Cowell, | Mr. Pope, |
| Mr. Higinbotham, | Mr. Verdon, | Capt. Dane, | Mr. Robinson, |
| Mr. Jones, | Mr. Wardrop, | Mr. Davies, | Mr. Sherwin, |
| Mr. King, | Mr. Wheeler. | Mr. Frazer, | Mr. G. V. Smith, |
| Mr. Longmore, | | Mr. Gillies, | Mr. L. L. Smith, |
| Mr. Mason, | <i>Tellers.</i> | Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. McCulloch, | Mr. Cohen, | Mr. Halfey, | Mr. Thomson, |
| Mr. Michie, | Mr. Dyte. | Mr. Harker, | Mr. Zeal. |
| | | Mr. Houston, | <i>Tellers.</i> |
| | | Mr. Kerferd, | Mr. Orr, |
| | | Mr. Kyte, | Mr. Macgregor. |
| | | Mr. Lalor, | |

And so it passed in the negative.

Question—That the following words, viz., Provided that no right title or interest in any claim obtained under any rule or regulation of any local court formed under any Act relating to the gold fields nor any right title or interest to any claim obtained under by-laws heretofore made of a mining board shall be impeachable on the ground only of the invalidity of any such rule regulation or bye-law, be added to clause 73—put and resolved in the affirmative.

On the motion of Mr. Higinbotham, the Assembly ordered that the word "which" be omitted from line 25 of Clause 168, and the word "who" be inserted instead thereof.

On the motion of Mr. Higinbotham, the Assembly ordered that the word "thirteenth" be omitted from line 3 of clause 190, and the words "twenty-third" be inserted instead thereof.

On the motion of Mr. Higinbotham, the Assembly ordered that the word "third" be omitted from line 2 of clause 193, and the word "fifth" be inserted instead thereof.

On the motion of Mr. Higinbotham, the Assembly ordered that the words "Chief Secretary" be omitted from lines 7 and 9 of "The Eighth Schedule," and the words "Law Officers" be inserted instead thereof respectively, and that the word "his" be omitted from line 9, and the word "their" be inserted instead thereof.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Sullivan, read a third time and *passed*.

Mr. Sullivan moved, That the following be the title of the Bill :—

"An Act to provide for the Management of and the Administration of Justice in relation to Mining Interests."

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

7. RAILWAY LOAN INTEREST.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

(8th June.)

Resolved—That in the opinion of the Committee provision should be made for the interest upon a loan of £250,000 for the completion of the national railways.
And the said resolution was read a second time and agreed to by the Assembly.

8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged :—

"Cemeteries Bill—Consideration of Report."

9. CEMETERIES BILL.—Mr. Higinbotham moved, That this Bill be now re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

10. MAIN ROADS.—Mr. Tucker moved, pursuant to notice given by Mr. Riddell, That there be laid upon the Table of the House a Return of all Orders of the Governor in Council for the construction of Main Roads, from the passing of the Local Government Act to 31st May, 1865.

Question—put and resolved in the affirmative.

11. PAPERS.—Mr. Sullivan presented—

Main Roads.—Return to the above motion.

Ordered to lie on the Table.

12. HAWKERS AND PEDLERS LAW AMENDMENT BILL.—On the motion of Mr. Dyte, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Dyte, read a third time and *passed*.

Mr. Dyte moved, That the following be the title of the Bill :—“ *An Act to amend the Law relating to Hawkers and Pedlers.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“ *Water Supply—Resolution to be considered in Committee,*”

“ *Ways and Means—To be further considered in Committee,*”

“ *Supply—To be further considered in Committee,*”

“ *Imprisonment for Debt Law Amendment Bill—To be considered in Committee,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*”

“ *Private Wharfs—Motion respecting—To be further considered in Committee,*”

“ *Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration.*”

14. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged :—

“ *Local Government Act 1863 Amendment Bill—Second reading,*”

“ *Municipal Corporations Act 1863 Amendment Bill—Second reading,*”

“ *Insolvency Laws Amendment Bill (2)—Second reading,*”

“ *Bar Regulation Bill—Second reading,*”

“ *Abattoirs Law Amendment Bill—Second reading,*”

“ *Liquors Sale Law Amendment Bill—Second reading,*”

“ *Banks and Currency Law Amendment Bill—Second reading,*”

“ *Lunacy Laws Amendment Bill—Second reading,*”

“ *Chinese Interpreter, Ararat—Motion for Select Committee—Resumption of debate.*”

Ordered—That the said several Bills be withdrawn.

15. FISHERIES AND GAME STATUTE AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read, Mr. Greeves moved, That these amendments be now taken into consideration.

Mr. L. L. Smith moved, as an amendment, That the word “now” be omitted, and the words “this day six months” be added after the word “time.”

Debate ensued.

Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative

Question—That the amendments be now taken into consideration—put and resolved in the affirmative.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 14TH JUNE, 1865.

Mr. Greeves moved, That the Assembly agree to the amendments made by the Committee of the whole in this Bill.

Debate ensued.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at twenty minutes past twelve o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 86.

WEDNESDAY, 14TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. NATIONAL DEFENCES COMMITTEE.—Mr. O'Shanassy moved, by leave of the Assembly, That he have leave to bring up a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. O'Shanassy then brought up a Progress Report from this Committee.
Ordered to lie on the Table and to be printed.
3. PAPERS.—Mr. Sullivan presented—
Geological Survey Department.—Return to an Order of the Legislative Assembly, dated 9th June instant, for a Return showing the total cost to the country of the Geological Survey Department, from the commencement to the present date.
Ordered to lie on the Table.
Mr. McCulloch presented, by command of His Excellency the Governor—
Civil Establishment of the Colony of Victoria for the Year 1864.
Ordered to lie on the Table.
4. PETITION.—Mr. Kerferd presented a Memorial from the Wooragee District Road Board, under the seal of the said Board, praying this House would favorably consider the prayer of their petition, and establish a Local Insolvency Court in Beechworth.
Ordered to lie on the Table.
5. CAPE PATTERSON COAL FIELD COMMITTEE.—Dr. Girdlestone moved, by leave of the Assembly, that he have leave to bring up a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Dr. Girdlestone then brought up a Progress Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
6. CENSUS BILL.—Mr. McCulloch moved, pursuant to notice, That he have leave to bring in a Bill for taking an account of the Population in 1866.
Question—put and resolved in the affirmative.
Ordered—That Mr. McCulloch and Mr. Higinbotham do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill intituled "*A Bill for taking an account of the Population in 1866,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.
7. WATER SUPPLY.—The Order of the Day for the consideration in Committee of the whole Assembly of a proposal to borrow £500,000 for the supply of the Country Districts with water having been read—On the motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof. Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
8. FISHERIES AND GAME STATUTE AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported,
Mr. Greeves moved, That the Bill be now read a third time.
Question—put.

Assembly divided.

| Ayes, 31. | | Noes, 13. | |
|------------------|------------------|------------------|------------------|
| Mr. Bindon, | Mr. Michie, | Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. Richardson, | Mr. Crews, | Mr. McLellan, |
| Mr. Campbell, | Mr. Robinson, | Mr. Edwards, | Mr. Vale. |
| Mr. Casey, | Mr. Sands, | Mr. Gillies, | |
| Mr. Cope, | Mr. G. V. Smith, | Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Creswick, | Mr. Snodgrass, | Mr. Harker, | |
| Mr. Davies, | Mr. Sullivan, | Mr. Kerferd, | Mr. L. L. Smith, |
| Mr. Francis, | Mr. Tucker, | Mr. Levi, | Mr. Levey. |
| Mr. Grant, | Mr. Verdon, | | |
| Mr. Greeves, | Mr. Wardrop, | | |
| Mr. Higinbotham, | Mr. Wheeler, | | |
| Mr. Houston, | Mr. Zeal. | | |
| Mr. Howard, | | | |
| Mr. Jones, | <i>Tellers.</i> | | |
| Mr. King, | | | |
| Mr. Mason, | Mr. Cohen, | | |
| Mr. McCulloch, | Mr. Orr. | | |

And so it was resolved in the affirmative.—Bill read a third time.

And the House having continued to sit till after twelve of the clock,

THURSDAY, 15TH JUNE, 1865.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Greeves moved, That the following be the title of the Bill :—

“An Act to explain and amend the Fisheries and Game Statute.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“Cemeteries Bill—Consideration of Report,”

“Ways and Means—To be further considered in Committee,”

“Supply—To be further considered in Committee,”

“Imprisonment for Debt Law Amendment Bill—To be considered in Committee,”

“Customs Duties Laws Amendment Bill—Second reading,”

“Barristers Admission Bill—Second reading,”

“Fencing Law Amendment Bill—Second reading,”

“Imprisonment for Debt Law Amendment Bill (2)—To be further considered in Committee,”

“Dr. Evans—Motion for Address to be considered in Committee,”

“Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,”
until this day ;

“Manufactures—Report of Select Committee—To be considered in Committee,”
until Friday, 16th June instant ;

“Private Wharfs—Motion respecting—To be further considered in Committee,”

“Lien on Crops Bill—Amendments of Legislative Council to be taken into consideration,” until this day.

10. MR. J. W. BEILBY.—Mr. McLellan moved, pursuant to notice, That there be laid upon the Table of the House copies of all Papers relating to the claim of Mr. J. Wood Beilby to be the first discoverer of gold in Victoria.

Question—put and resolved in the affirmative.

Assembly adjourned at four minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 87.

THURSDAY, 15TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several Private Bills following, viz. :—

“An Act to authorise the Sale and Purchase of the St. Kilda and Brighton Railway and for other purposes,”

“An Act to amalgamate the Melbourne and Hobson’s Bay Railway Company and the Melbourne Railway Company and for other purposes,”

“An Act to repeal the 38th section of the Act of Incorporation of the Melbourne and Hobson’s Bay Railway Company upon the payment and expenditure of certain sums of money and to relieve the United Company formed by the amalgamation of the said Company with the Melbourne Railway Company from certain reservations in their Crown Grants and to make provisions respecting bridges and level crossings and for other purposes,”

And His Excellency was also pleased to give the Royal Assent to the several Public Bills following, viz. :—

“An Act to amend the Law for regulating Juries,”

“An Act to consolidate the Law relating to Insolvents and their Estates,”

“An Act to consolidate the Laws relating to the Pleading and Practice of the Supreme Court in its Common Law Jurisdiction,”

“An Act to amend an Act intituled “An Act to amend the Law relating to the Drainage of Quartz Reefs.”

3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Verdon, and the same were read and are as follow :—

LOAN—VICTORIAN WATER SUPPLY.

C. H. DARLING,

Governor,

Message No. 27.

The Governor, in accordance with the Act 18 and 19 Victoria, cap. 55, recommends to the Legislative Assembly that provision be made for the interest that shall become due upon the sum of £500,000, proposed to be raised by loan for the construction of works projected for the general supply of Water in the Country Districts.

Government Offices,

Melbourne, 15th June, 1865.

Ordered to lie on the Table, and to be printed and taken into consideration this day.

WATER SUPPLY TO COUNTRY DISTRICTS.

C. H. DARLING,

Governor.

Message No. 28.

The Governor recommends to the Legislative Assembly that provision be made for levying Rates in Country Districts in which it is proposed to construct works for a supply of Water.

Government Offices,

Melbourne, 15th June, 1865.

Ordered to lie on the Table, and to be printed and taken into consideration this day.

4. **PETITION.**—Mr. Dyte presented a Petition from certain members of the Jewish religion residing in Melbourne, praying the House to make such addition to the thirteenth clause of the Cemeteries Bill, now before this House, as would secure to the Petitioners their rites of exclusive sepulture in their own consecrated ground in the Melbourne General Cemetery, and thus prevent the violation of the Petitioners' religious liberty and rights of conscience, which have heretofore been generally respected.

Ordered to lie on the Table.

5. **HIS EXCELLENCY THE GOVERNOR'S MESSAGES, Nos. 27 AND 28.**—The Orders of the Day for the consideration in Committee of the whole Assembly of His Excellency the Governor's Messages, Nos. 27 and 28, having been read—On the motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the several Orders of the Day, 2 to 7 Government Business, and 1 and 2 General Business, be postponed until after the consideration of the third Order, General Business, on the paper for to-day.

7. { **IMPRISONMENT FOR DEBT LAW AMENDMENT BILL.**
IMPRISONMENT FOR DEBT LAW AMENDMENT BILL (2). } —The Orders of the Day for the consideration and for the further consideration of these Bills respectively in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration and the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the second of these Bills, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

8. **CENSUS BILL.**—Mr. McCulloch moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 23.

| | |
|------------------|------------------|
| Mr. Campbell, | Mr. Sands, |
| Mr. Crews, | Mr. G. V. Smith, |
| Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Thomson, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Higinbotham, | Mr. Vale, |
| Mr. Howard, | Mr. Verdon. |
| Mr. Jones, | |
| Mr. Mason, | |
| Mr. McCulloch, | <i>Tellers.</i> |
| Mr. Michie, | Mr. Macgregor, |
| Mr. Orr, | Mr. Dyte. |

Noes, 21.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Kerferd, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. McLellan, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. Sherwin. |
| Mr. Gillies, | |
| Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Halfey, | |
| Mr. Harbison, | Mr. Blackwood, |
| Mr. Houston, | Mr. Levi. |

And so it was resolved in the affirmative.

Bill read a second time.

Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

9. **WATER SUPPLY.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

(14th June.)

Resolved—That in the opinion of the Committee it is expedient that a loan not exceeding £500,000 be raised, for the purpose of supplying the country with water.

And the said resolution was read a second time and agreed to by the Assembly.

10. **CEMETERIES BILL.**—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read—On the motion of Mr. Higinbotham, the several amendments to, and inclusive of those in clause 6, were read and agreed to by the Assembly.

Amendments in clause 23 read.

Question—That the first of such amendments be read a second time.

Debate ensued.

Question—put.

Assembly divided.

| Ayes, 24. | | Noes, 21. | |
|-----------------|------------------|------------------|-----------------|
| Mr. Burt, | Mr. Macgregor, | Mr. Berry, | Mr. Sands, |
| Mr. Campbell, | Mr. McCulloch, | Mr. Brown, | Mr. Sherwin, |
| Mr. Casey, | Mr. McLellan, | Mr. Cohen, | Mr. Snodgrass, |
| Mr. Cope, | Mr. Orr, | Mr. Gillies, | Mr. Sullivan, |
| Mr. Cowell, | Mr. Richardson, | Mr. Greeves, | Mr. Tucker, |
| Mr. Cunningham, | Mr. Robinson, | Mr. Halfey, | Mr. Wardrop, |
| Mr. Fairbairn, | Mr. G. V. Smith, | Mr. Higinbotham, | Mr. Zeal. |
| Mr. Harbison, | Mr. Thomson, | Mr. Jones, | |
| Mr. Harker, | Mr. Vale. | Mr. Kyte, | <i>Tellers.</i> |
| Mr. Houston, | | Mr. Lalor, | |
| Mr. Howard, | <i>Tellers.</i> | Mr. Mason, | Mr. Blackwood, |
| Mr. Levi, | Mr. MacBain, | Mr. O'Grady, | Mr. Dyte. |
| Mr. Longmore, | Dr. Girdlestone. | | |

And so it was resolved in the affirmative.

And the said amendment was read a second time and agreed to by the Assembly.

And the several other amendments in this Bill were read and agreed to by the Assembly.

Mr. Dyte moved, pursuant to *amended* notice, that the following words be added to the 13th section, viz., "Provided further that no rite or ceremony shall be performed in any portion of such cemetery set apart for any particular denomination except according to the usage of such denomination and by a person of such denomination."

Debate ensued.

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

Assembly divided.

| Ayes, 21. | | Noes, 22. | |
|------------------|------------------|------------------|------------------|
| Mr. Berry, | Mr. O'Grady, | Mr. Burt, | Mr. MacBain, |
| Mr. Blackwood, | Mr. Sherwin, | Mr. Campbell, | Mr. McCulloch, |
| Mr. Brown, | Mr. L. L. Smith, | Mr. Casey, | Mr. McLellan, |
| Mr. Cohen, | Mr. Snodgrass, | Mr. Cope, | Mr. Orr, |
| Mr. Crews, | Mr. Sullivan, | Mr. Cowell, | Mr. Richardson, |
| Mr. Foott, | Mr. Tucker, | Mr. Cunningham, | Mr. Robinson, |
| Mr. Greeves, | Mr. Wardrop. | Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Halfey, | | Mr. Harbison, | Mr. Vale. |
| Mr. Higinbotham, | <i>Tellers.</i> | Mr. Harker, | |
| Mr. Jones, | | Mr. Houston, | <i>Tellers.</i> |
| Mr. Kyte, | Mr. Dyte, | Mr. Longmore, | Mr. Thomson, |
| Mr. Lalor, | Mr. Sands. | Mr. Mason, | Mr. Macgregor. |

And so it passed in the negative.

Mr. Higinbotham moved, That the following words be inserted after the word "deceased," in the 3rd line of clause 23, viz., "and belonging to the denomination for which the said portion has been set apart."

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

Assembly divided.

| Ayes, 22. | | Noes, 22. | |
|------------------|------------------|------------------|------------------|
| Mr. Berry, | Mr. O'Grady, | Mr. Burt, | Mr. MacBain, |
| Mr. Brown, | Mr. Sands, | Mr. Campbell, | Mr. McCulloch, |
| Mr. Cohen, | Mr. Sherwin, | Mr. Casey, | Mr. McLellan, |
| Mr. Crews, | Mr. L. L. Smith, | Mr. Cope, | Mr. Orr, |
| Mr. Foott, | Mr. Snodgrass, | Mr. Cowell, | Mr. Richardson, |
| Mr. Gillies, | Mr. Sullivan, | Mr. Cunningham, | Mr. Robinson, |
| Mr. Greeves, | Mr. Tucker, | Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. Wardrop. | Mr. Harbison, | Mr. Vale. |
| Mr. Higinbotham, | | Mr. Harker, | |
| Mr. Jones, | <i>Tellers.</i> | Mr. Houston, | <i>Tellers.</i> |
| Mr. Kyte, | Mr. Blackwood, | Mr. Longmore, | Mr. Thomson, |
| Mr. Lalor, | Mr. Dyte. | Mr. Mason, | Mr. Macgregor. |

The Tellers having reported the numbers for the Ayes and for the Noes to be respectively 22, or equal, Mr. Speaker gave his voice with the Ayes, and declared the question to have been resolved in the affirmative.

Mr. Vale moved, pursuant to notice, that the following words be added to Clause 23, viz :—
"Provided always that no minister or other person shall perform any religious ceremony at any grave when requested not to do so by the friends or representatives of the deceased."

Question—put and resolved in the affirmative.

Ordered—That the Bill be read a third time Tuesday, 20th June instant.

11. **MR. J. P. MAIN.**—Mr. L. L. Smith moved, pursuant to notice, That this House will, tomorrow, resolve itself into a Committee of the whole, to consider the Report of the Board appointed on the recommendation of the Select Committee of the Legislative Assembly to enquire into the case of Mr. J. P. Main, in connection with the supply by him of certain stone for Prince's Bridge.
Debate ensued.
Motion by leave withdrawn.
12. **KOORT-KOORT-NONG ALLOTMENT.**—Mr. Longmore moved, pursuant to notice, That there be laid upon the Table of this House copies of the correspondence upon which allotment Q, area of Koort-Koort-Nong, was withdrawn from sale.
Debate ensued.
Question—put and resolved in the affirmative.
13. **ROADS IN AGRICULTURAL AREAS.**—Mr. Longmore moved, pursuant to *amended* notice, That in the opinion of this House it is desirable that the roads in each agricultural area should be opened immediately upon proclamation of same for sale and lease.
Debate ensued.
Motion by leave withdrawn.
14. **SHIPPING.**—Captain Dane moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
(1.) The number of vessels trading from Melbourne and other Ports in Victoria, and being the property of residents therein.
(2.) The Return to distinguish between sailing and steam vessels, and to give the total steam power of the latter.
(3.) The number of steam tugs in the Port of Melbourne and their steam power.
(4.) The total value (as near as can be ascertained) of the above vessels.
(5.) The total value (as near as can be ascertained) of all other vessels, barges, and boats, engaged in the carrying trade within the ports of Victoria.
(6.) The total number of men and boys employed in the marine service of the colony on board the above vessels.
(7.) The total tonnage of all vessels that have arrived at Melbourne from the United Kingdom for the year ending 31st May, 1865, with the number of seamen entered thereon.
Question—put and resolved in the affirmative.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Ways and Means—To be further considered in Committee,*”
“*Supply—To be further considered in Committee,*”
“*Customs Duties Laws Amendment Bill—Second reading,*” until Tuesday, 20th June instant ;
“*Barristers Admission Bill—Second reading,*” until to-morrow ;
“*Fencing Law Amendment Bill—Second reading,*” until Tuesday, 20th June instant ;
“*Dr. Evans—Motion for Address to be considered in Committee,*” until Wednesday, 21st June instant ;
“*Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*” until to-morrow ;
“*Private Wharfs—Motion respecting—To be further considered in Committee,*” until Tuesday, 20th June instant.
16. **LIEN ON CROPS BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. Casey, the said amendments were read and are as follow :—
Clause 2—
Line 11, leave out “mean and.”
Line 11, leave out “wheat maize sorghum barley oats lucerne grass (whether for hay or for grain) and other agricultural produce including cotton tobacco rice and sugar cane,” and insert “perennial grass and.”
Line 14, leave out “mean and.”
Line 14, leave out “oranges grapes whether as.”
Line 15, leave out “or for wine and fruit.”
Line 15, leave out “other.”
And the said amendments were read a second time and agreed to by the Assembly.
Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said several amendments.
17. **ADJOURNMENT.**—Mr. Richardson moved, by leave of the Assembly, That the House at its rising this day, do adjourn until Tuesday, 20th June instant.
Question—put and resolved in the affirmative.
Assembly adjourned at twenty-eight minutes past eleven o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 88.

TUESDAY, 20TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the better Administration of Justice in County Courts,*" with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 15th June, 1865.

Ordered to be printed and taken into consideration to-morrow.
3. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Fourteenth Report from this Committee.
Ordered to lie on the Table and to be printed.
4. PAPERS.—Mr. Grant presented—

Messrs. Tuck and Son.—Return to an Order of the Legislative Assembly, dated 4th May last, for a copy of all correspondence between the Board of Land and Works and Messrs. Tuck and Son of Peg Leg Gully, Sandhurst, relative to the sale of land occupied by Tuck and Son under a Miner's Right, without their request or permission, by the Department of Lands.

Ordered to lie on the Table.
5. FISHERIES AND GAME BILL.—Mr. Greeves having informed the House that it appears by a print of a Bill intituled "*An Act to explain and amend the Fisheries and Game Statute*" as printed by the Legislative Council, that a wrong Bill has been transmitted from this House to the Legislative Council, moved, That a Message be transmitted to the Legislative Council acquainting them that such print of a Bill has been sent to them by mistake; and that the Bill intituled "*An Act to explain and amend the Fisheries and Game Statute*" which passed this House on the 15th day of June instant, be transmitted to the Legislative Council and their concurrence desired therein; and further, that the Legislative Council be requested to return to the Legislative Assembly the said print of the Bill transmitted to them by mistake.
Question—put and resolved in the affirmative.
6. WATER SUPPLY LOAN.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

15th June.

Resolved—That in the opinion of the Committee it is expedient that provision be made for the interest upon a loan not exceeding £500,000, for the construction of works for a general supply of water to country districts.

And the said resolution was read a second time and agreed to by the Assembly.
7. WATER SUPPLY TO COUNTRY DISTRICTS.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

15th June.

Resolved—

 - (1.) That in the opinion of the Committee it is expedient that provision be made for levying and collecting water rates in country districts.
 - (2.) That a Bill be brought in to carry out the above object.

And the said resolutions were read a second time and agreed to by the Assembly.

8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged—

“*Census Bill—Consideration of Report.*”

9. CENSUS BILL.—Mr. Higinbotham moved, That this Bill be now recommitted to a Committee of the whole Assembly.

Question—put.

Assembly divided.

| Ayes, 26. | | Noes, 29. | |
|------------------|------------------|------------------|------------------|
| Mr. Bindon, | Mr. Orr, | Mr. Berry, | Mr. Houston, |
| Mr. Francis, | Mr. O'Shanassy, | Mr. Brown, | Mr. Kerferd, |
| Mr. Grant, | Mr. Randall, | Mr. Burt, | Mr. Kyte, |
| Mr. Greeves, | Mr. G. V. Smith, | Mr. Carpenter, | Mr. Longmore, |
| Mr. Higinbotham, | Mr. Snodgrass, | Mr. Cohen, | Mr. Moore, |
| Mr. Howard, | Mr. Sullivan, | Mr. Connor, | Mr. O'Grady, |
| Mr. Jones, | Mr. Tucker, | Mr. Cope, | Mr. Richardson, |
| Mr. King, | Mr. Vale, | Mr. Cowell, | Mr. Robinson, |
| Mr. Macgregor, | Mr. Verdon, | Mr. Cunningham, | Mr. Sherwin, |
| Mr. Mason, | Mr. Wheeler, | Capt. Dane, | Mr. J. T. Smith, |
| Mr. MacBain, | | Mr. Gillies, | Mr. Zeal. |
| Mr. McCulloch, | <i>Tellers.</i> | Dr. Girdlestone, | |
| Mr. Macpherson, | Mr. Dyte, | Mr. Halfey, | <i>Tellers.</i> |
| Mr. Michie, | Mr. Sands. | Mr. Harbison, | |
| | | Mr. Harker, | Mr. Blackwood, |
| | | Mr. Hopkins, | Mr. L. L. Smith. |

And so it passed in the negative.

10. CEMETERIES BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report, Mr. Higinbotham moved, That this Bill be now read a third time.

Debate ensued.

Question—put.

Assembly divided.

| Ayes, 22. | | Noes, 34. | |
|------------------|-----------------|------------------|------------------|
| Mr. Brown, | Mr. McCulloch, | Mr. Bindon, | Mr. Mason, |
| Mr. Cohen, | Mr. Macpherson, | Mr. Burt, | Mr. MacBain, |
| Mr. Connor, | Mr. Michie, | Mr. Carpenter, | Mr. Moore, |
| Mr. Dyte, | Mr. Randall, | Mr. Casey, | Mr. O'Grady, |
| Mr. Francis, | Mr. Snodgrass, | Mr. Cope, | Mr. Orr, |
| Mr. Grant, | Mr. Sullivan, | Mr. Cowell, | Mr. O'Shanassy, |
| Mr. Greeves, | Mr. Tucker, | Mr. Cunningham, | Mr. Richardson, |
| Mr. Harbison, | Mr. Verdon. | Capt. Dane, | Mr. Robinson, |
| Mr. Higinbotham, | | Mr. Gillies, | Mr. Sherwin, |
| Mr. Jones, | <i>Tellers.</i> | Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. King, | Mr. Berry, | Mr. Halfey, | Mr. J. T. Smith, |
| Mr. Lalor, | Mr. Sands. | Mr. Harker, | Mr. L. L. Smith, |
| | | Mr. Houston, | Mr. Vale, |
| | | Mr. Howard, | Mr. Zeal. |
| | | Mr. Kerferd, | |
| | | Mr. Kyte, | <i>Tellers.</i> |
| | | Mr. Longmore, | Mr. Blackwood, |
| | | Mr. Macgregor, | Mr. Hopkins. |

And so it passed in the negative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Ways and Means—To be further considered in Committee,*” until Thursday, 22nd June instant;

“*Supply—To be further considered in Committee,*” until to-morrow;

“*Customs Duties Laws Amendment Bill—Second reading,*” until Thursday, 22nd June instant.

12. RENTS OF PASTORAL RUNS.—Mr. Macgregor moved, pursuant to notice—

- (1.) That the means provided by the Land Act of 1862 have failed to obtain, in accordance with its intention, a fair and sufficient rental for the pastoral lands of the Crown.
- (2.) That that measure provides in express terms for its own repeal or alteration, without entitling the occupiers of those lands to any compensation.
- (3.) That the results of the operation and administration of the existing law for the sale and occupation of the public territory imperatively demand that steps should at once be taken to re-adjust the pastoral rents upon an equitable basis.
- (4.) That therefore, in the opinion of this House, it is urgently requisite that the Government should, without loss of time, devise, and at the commencement of next session, submit to Parliament a measure having for its object the securing to the State the payment of a just and adequate return for the use of the public lands for pastoral purposes.

Debate ensued.

Mr. McCann moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 29.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Kerferd, |
| Mr. Bindon, | Mr. Levi, |
| Mr. Blackwood, | Mr. Longmore, |
| Mr. Burt, | Mr. Macgregor, |
| Mr. Carpenter, | Mr. McLellan, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. O'Shanassy, |
| Mr. Cowell, | Mr. Randall, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Edwards, | Mr. Sherwin, |
| Mr. Gillies, | Mr. Vale. |
| Dr. Girdlestone, | |
| Mr. Halfey, | |
| Mr. Harker, | |
| Mr. Hopkins, | |
| Mr. Houston, | |

Tellers.

Mr. Zeal,
Mr. Orr.

Noes, 35.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. McCann, |
| Mr. Casey, | Mr. McCulloch, |
| Mr. Crews, | Mr. Macpherson, |
| Mr. Cunningham, | Mr. Michie, |
| Mr. Davies, | Mr. Richardson, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Foott, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Grant, | Mr. Thomson, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Jones, | Mr. Wheeler. |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Lalor, | |
| Mr. Mason, | |
| Mr. MacBain, | |

Tellers.

Mr. Cohen,
Mr. Sands.

And so it passed in the negative.

13. SALE OF RUNS.—Mr. L. L. Smith moved, pursuant to notice, That in the opinion of this House, no more than one-half the run of any squatter shall be open for selection in any one year.

Debate ensued.

Mr. Levey moved, That this debate be now adjourned.

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

14. MRS. CHAPMAN.—Mr. Frazer moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that he will cause to be placed upon an Additional Estimate for 1865 a sum equivalent to a year's salary, as compensation to the Widow of the late Mr. Chapman, Receiver and Paymaster at Talbot.

15. ADJOURNMENT.—Capt. Dane moved, That this House do now adjourn.

- Question—That this House do now adjourn—put and resolved in the affirmative.

Whereupon the Assembly, at five minutes to twelve o'clock adjourned until four o'clock p.m. to-morrow.

FRAN^s. MURPHY,

Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 89.

WEDNESDAY, 21ST JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MRS. CHAPMAN.—Mr. Frazer moved, by leave of the Assembly, That the motion proposed by Mr. Frazer yesterday, and which lapsed by the adjournment of the House, be restored to the Paper for this day.
Question—put and resolved in the affirmative.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly, as requested by the Legislative Assembly, a print of a Bill intituled "*An Act to explain and amend the Fisheries and Game Statute,*" sent to the Legislative Council by mistake for a Bill bearing the same title.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
Melbourne, 20th June, 1865.
4. PAPERS.—Mr. Francis presented—
Immigration—Monthly Progress Report for the month of May, 1865.
Ordered to lie on the table.
Mr. McCulloch presented—
Border Customs Duties—Further Papers on the subject of Border Customs Duties.
Ordered to lie on the table.
5. UNCLAIMED GOLD.—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of this House a return of—
(1.) All moneys and gold now lying unclaimed in the Treasury.
(2.) The amount left unclaimed each year during the last thirteen years.
Question—put and resolved in the affirmative.
6. PAPERS.—Mr. Verdon presented—
Unclaimed Gold—Return to the above Order.
Ordered to lie on the table.
7. WATER WORKS BILL.—Mr. Sullivan, pursuant to a resolution of the Assembly, brought up a Bill intituled "*A Bill to authorize Works for supplying Water to certain Districts and places in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.
8. PUBLIC LOAN BILL.—Mr. Verdon, pursuant to the resolution of the Assembly, brought up a Bill intituled "*A Bill to authorize the raising of Money for certain Public purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.
9. NATIONAL DEFENCES.—Mr. O'Shanassy moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the First Progress Report of the Select Committee on National Defences.
Question—put and resolved in the affirmative.
10. LUNATIC ASYLUM ATTENDANTS.—Mr. Cope moved, pursuant to notice, That the Memorial of the Lunatic Asylum attendants be laid on the Table of the House.
Question—put and resolved in the affirmative.
11. WITHDRAWAL OF AGRICULTURAL AREAS.—Mr. Longmore moved, pursuant to amended notice, That there be laid upon the Table of this House copies of all papers having reference to the withdrawal of certain lots from sale and lease in the areas of Eurambeen, Yalla-y-Poora, and Chapman.
Question—put and resolved in the affirmative.

12. MR. G. S. HEPBURN.—Mr. Vale moved, pursuant to notice, That the Petition from Mr. G. S. Hepburn, presented to this House on the 1st June instant, be printed.
Question—put and resolved in the affirmative.

13. PUBLIC WORKS DEPARTMENT.—Mr. Cope moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon all matters connected with buildings erected and now under contract by the Public Works Department; with power to call for persons and papers, and if necessary, to move from place to place; such Committee to consist of Mr. McCulloch, Mr. Berry, Mr. Zeal, Mr. Harker, Mr. Bindon, Mr. McLellan, and the Mover; three to form a quorum.

Debate ensued.

Mr. Macgregor moved, That this debate be now adjourned.

Debate continued.

Motion for adjournment by leave withdrawn.

Mr. Casey moved the previous question.

Question—That this question be now put—put.

Assembly divided.

Ayes, 34.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Michie, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Creswick, | Mr. Orr, |
| Mr. Cunningham, | Mr. O'Shanassy, |
| Mr. Davies, | Mr. Pearson, |
| Mr. Foott, | Mr. Riddell, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Frazer, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. Hopkins, | Mr. Tucker, |
| Mr. Howard, | Mr. Verdon, |
| Mr. Kerferd, | Mr. Wardrop, |
| Mr. King, | Mr. Wheeler. |
| Mr. Mason, | |
| Mr. MacBain, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Levey, |
| Mr. Macpherson, | Mr. Thomson. |

And so it was resolved in the affirmative.

Question—That a Select Committee be appointed to enquire into and report upon all matters connected with buildings erected and now under contract by the Public Works Department; with power to call for persons and papers, and if necessary to move from place to place; such Committee to consist of Mr. McCulloch, Mr. Berry, Mr. Zeal, Mr. Harker, Mr. Bindon, Mr. McLellan, and the Mover; three to form a quorum—put and negatived.

14. MRS. FREEMAN.—Mr. Edwards moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865 the sum of £550, as further compensation to the widow of the late Samuel Edward Freeman, Superintendent of Police.

Debate ensued.

Question put.

Assembly divided.

Ayes, 26.

| | |
|------------------|------------------|
| Mr. Burttt, | Mr. Levi, |
| Mr. Casey, | Mr. Macgregor, |
| Mr. Cohen, | Mr. McLellan, |
| Mr. Cowell, | Mr. Macpherson, |
| Mr. Creswick, | Mr. Pearson, |
| Capt. Dane, | Mr. Riddell, |
| Mr. Frazer, | Mr. J. T. Smith, |
| Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Houston, | Mr. Wheeler. |
| Mr. Howard, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. King, | Mr. Edwards, |
| Mr. Levey, | Mr. L. L. Smith. |

And so it passed in the negative.

Noes, 25.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Houston, |
| Mr. Blackwood, | Mr. Jones, |
| Mr. Burttt, | Mr. Levi, |
| Mr. Casey, | Mr. Longmore, |
| Mr. Cope, | Mr. McLellan, |
| Mr. Cowell, | Mr. Robinson, |
| Capt. Dane, | Mr. G. V. Smith, |
| Mr. Edwards, | Mr. Vale, |
| Mr. Gillies, | Mr. Zeal. |
| Dr. Girdlestone, | |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Halfey, | |
| Mr. Harbison, | Mr. Macgregor, |
| Mr. Harker, | Mr. L. L. Smith. |

Noes, 28.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Mason, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Connor, | Mr. Michie, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Cunningham, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Thomson, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Greeves, | Mr. Vale, |
| Mr. Halfey, | Mr. Verdon. |
| Mr. Harker, | |
| Mr. Higinbotham, | <i>Tellers.</i> |
| Mr. Jones, | Mr. Hopkins, |
| Mr. Longmore, | Mr. Orr. |

15. ADJOURNMENT.—Captain Dane moved, That the House do now adjourn.

Question put.

Assembly divided.

Ayes, 20.

| | |
|-----------------|-----------------|
| Mr. Brown, | Mr. Jones, |
| Mr. Burt, | Mr. King, |
| Mr. Connor, | Mr. Longmore, |
| Mr. Cope, | Mr. Mason, |
| Mr. Cowell, | Mr. Macpherson, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. Vale. |
| Mr. Greeves, | |
| Mr. Halfey, | <i>Tellers.</i> |
| Mr. Harbison, | Mr. Blackwood, |
| Mr. Houston, | Mr. Berry. |

Noes, 32.

| | |
|------------------|------------------|
| Mr. Casey, | Mr. McCulloch, |
| Mr. Cohen, | Mr. McLellan, |
| Mr. Creswick, | Mr. Michie, |
| Mr. Davies, | Mr. Orr, |
| Mr. Edwards, | Mr. Pearson, |
| Mr. Frazer, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. J. T. Smith, |
| Dr. Girdlestone, | Mr. L. L. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Howard, | Mr. Wardrop, |
| Mr. Kerferd, | Mr. Wheeler. |
| Mr. Lalor, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. Macgregor, | Mr. Levey, |
| Mr. MacBain, | Mr. Hopkins. |

And so it passed in the negative.

16. DR. EVANS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £3000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, having been read—Mr. Howard moved That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Mr. Vale moved, That all the words after the word "that" be omitted, and the words "this House will, on this day six months, resolve itself into the said Committee," inserted instead thereof.

Debate ensued.

And the House having continued to sit till after twelve of the clock—

THURSDAY, 22ND JUNE, 1865.

Mr. Harbison moved, That this debate be now adjourned.

Debate continued.

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

17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

*"Supply—To be further considered in Committee,"**"County Courts Law Amendment Bill—Amendments of Legislative Council to be taken into consideration,"**"Sale of Runs—Motion respecting—Resumption of debate,"**"Imprisonment for Debt Law Amendment Bill (2)—Consideration of Report,**"Fencing Law Amendment Bill—Second reading,"* until this day;*"Private Wharfs—Motion respecting—To be further considered in Committee,"* until Tuesday, 27th June instant;*"County Courts Equity Jurisdiction Bill—Second reading,"**"Fisheries Law Amendment and Consolidation Bill—Second reading,"**"Manufactures—Report of Select Committee—To be considered in Committee,"**"Barristers Admission Bill—Second reading,"* until Friday, 23rd June instant;*"Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,"* until this day.

Assembly adjourned at a quarter past one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 90.

THURSDAY, 22ND JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PARLIAMENT BUILDINGS JOINT COMMITTEE.—Mr. Sullivan, on behalf of the Chairman, brought up a Second Report from this Committee.
Ordered to lie on the Table and to be printed, and taken into consideration in Committee of the whole Assembly, Tuesday, 27th June instant.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the amendments recommended by His Excellency the Governor in the Electoral Law Consolidation and Amendment Bill, and acquaint the Legislative Assembly that the Legislative Council have agreed to the amendments, with amendments, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
Melbourne, 22nd June, 1865.
Ordered to be taken into consideration to-morrow.
- MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they concur with the Legislative Assembly in agreeing to the amendment recommended by His Excellency the Governor in clause 5 of the Post Office Law Amendment Bill.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
22nd June, 1865.
4. PAPERS.—Mr. McCulloch presented—
Detective Duross.—Return to an Order of the Legislative Assembly, dated 9th June instant, for all documents and papers relating to the discharge of John Duross from the Detective Force.
Ordered to lie on the Table.
Mr. Higinbotham presented—
Constitution Act—49th Clause.—Return to an Address of the Legislative Assembly, dated 26th May last, for a copy of the opinion of the Crown Law Officers of England upon the forty-ninth clause of the Constitution Act.
Ordered to lie on the Table.
5. PRIVILEGE.—Mr. Greeves moved, by leave of the Assembly, That it is the undoubted and exclusive right of this House to originate any Bill for imposing any duty, rate, tax, rent, return, or impost.
Debate ensued.
Motion, by leave, withdrawn.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the first Order, General Business, on the Paper for to-day.
7. NATIONAL DEFENCES.—The Order of the Day for the consideration in Committee of the whole Assembly of the First Progress Report of the Select Committee on National Defences having been read, on the motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a copy of the Report of the Joint Select Committee appointed to manage and superintend the Parliament Buildings, and acquaint the Legislative Assembly that they have adopted the same, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 22nd June, 1865.

9. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read and is as follows :—

FOURTH SUPPLEMENTARY ESTIMATES, 1864, AND SECOND ADDITIONAL ESTIMATES, 1865.

C. H. DARLING,

Governor.

Message No. 29.

The Governor transmits to the Legislative Assembly Fourth Supplementary Estimates of Expenditure for 1864, and Second Additional Estimates of Expenditure for 1865, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, June, 1865.

Ordered to be printed and referred to the Committee of Supply.

The following Messages from His Excellency the Governor were presented by Mr. Higinbotham, and the same were read, and are as follow :—

C. H. DARLING,

Governor.

Message No. 30.

In accordance with the Constitution Act, the Governor recommends the appropriation out of the Consolidated Revenue, in the manner described in the Water Works Bill 1865, of any rate, charge, or impost to be charged, made, or levied for the supply of water to certain districts and places in Victoria.

Government Offices,
22nd June, 1865.

Ordered to be printed and taken into consideration in Committee of the whole Assembly this day.

C. H. DARLING,

Governor.

Message No. 31.

The Governor, in accordance with the Constitution Act, recommends the appropriation from the Consolidated Revenue, in the manner described in the Public Loan Bill 1865, of such moneys as may be raised under the authority of the said Bill, and of such sums of money as may be necessary to pay the interest from time to time to become due on any loan to be raised under the authority of the said Bill.

Government Offices,
22nd June, 1865.

Ordered to be printed and taken into consideration in Committee of the whole Assembly this day.

10. { WATER WORKS. } —Mr. Higinbotham moved, That Mr. Speaker do now leave the Chair,
{ PUBLIC LOAN. } and the Assembly resolve itself into a Committee of the whole, for the consideration of His Excellency the Governor's Messages Nos. 30 and 31.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair—Mr. Lalor reported that the Committee had come to certain resolutions.

Mr. Higinbotham moved, That the Standing Orders of the Assembly be suspended, to allow such resolutions to be reported this day.

Question—put and resolved in the affirmative.

Mr. Lalor reported from the Committee certain resolutions, which were read, and are as follow :—

“That in the opinion of this Committee an appropriation be made out of the Consolidated Revenue, of any rate, charge, or impost that may be charged, made, or levied for the supply of water to certain districts and places in Victoria, for the purposes of such supply.”

And the said resolution was read a second time and agreed to by the Assembly.

“That in the opinion of this Committee an appropriation be made from the Consolidated Revenue, of such moneys, as may be raised by any loan, and of such sums of money as may be necessary to pay the interest to become due on the said loan.”

And the said resolution was read a second time and agreed to by the Assembly.

11. WATER WORKS BILL.—Mr. Sullivan moved, That this Bill be now read a second time.
Mr. Kerferd moved, That the debate be now adjourned.
Question—that this debate be now adjourned—put.
Assembly divided.

Ayes, 12.
Mr. Brown, Mr. O'Shanassy,
Dr. Girdlestone, Mr. Sands,
Mr. Houston, Mr. Wheeler.
Mr. Kerferd,
Mr. Levi, *Tellers.*
Mr. Mason, Mr. Blackwood,
Mr. McLellan, Mr. L. L. Smith.

Noes, 37.
Mr. Burt, Mr. McCulloch,
Mr. Casey, Mr. Macpherson,
Mr. Cohen, Mr. Pearson,
Mr. Connor, Mr. Pope,
Mr. Cope, Mr. Robinson,
Mr. Cowell, Mr. Sherwin,
Mr. Cunningham, Mr. G. V. Smith,
Capt. Dane, Mr. Snodgrass,
Mr. Frazer, Mr. Sullivan,
Mr. Gillies, Mr. Thomson,
Mr. Grant, Mr. Tucker,
Mr. Greeves, Mr. Vale,
Mr. Halfey, Mr. Verdon,
Mr. Harbison, Mr. Wardrop,
Mr. Higinbotham, Mr. Zeal.
Mr. Howard,
Mr. Jones, *Tellers.*
Mr. King, Mr. Francis,
Mr. Lalor, Mr. Orr,
Mr. Longmore,

And so it passed in the negative.

Mr. Kerferd moved, That this House do now adjourn.

Debate ensued.

Question—That this House do now adjourn—put and negatived.

Mr. Kerferd moved, by leave of the Assembly, That this debate be now adjourned.

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

12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“Public Loan Bill—Second reading,”

“Supply—To be further considered in Committee,”

“Ways and Means—To be further considered in Committee,”

“Customs Duties Laws Amendment Bill—Second reading”

13. CAPE PATTERSON COAL FIELDS COMMITTEE.—Dr. Girdlestone moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the Report of the Select Committee on Cape Patterson Coal Fields.

Question—put and resolved in the affirmative.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 23RD JUNE, 1865.

14. MRS. CHAPMAN.—Mr. Frazer moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that he will cause to be placed upon an Additional Estimate for 1865 a sum equivalent to a year's salary, as compensation to the Widow of the late Mr. Chapman, Receiver and Paymaster at Talbot.

Question—put.

Assembly divided.

Ayes, 18.
Mr. Brown, Mr. Pope,
Mr. Frazer, Mr. Sands,
Mr. Gillies, Mr. Snodgrass,
Mr. Harbison, Mr. Tucker,
Mr. Houston, Mr. Wardrop,
Mr. Jones, Mr. Wheeler.
Mr. Lalor,
Mr. Levi, *Tellers.*
Mr. McLellan, Mr. Cohen,
Mr. Pearson, Mr. L. L. Smith.

Noes, 18.
Mr. Burt, Mr. McCulloch,
Mr. Casey, Mr. Robinson,
Mr. Connor, Mr. G. V. Smith,
Mr. Cope, Mr. Sullivan,
Mr. Cowell, Mr. Vale,
Capt. Dane, Mr. Verdon.
Mr. Francis, *Tellers.*
Mr. Grant, Mr. Mason,
Mr. Higinbotham, Mr. Orr,
Mr. Longmore,

The Tellers having reported that the numbers for the Ayes and for the Noes were respectively 18, or equal, Mr. Speaker gave his voice with the Ayes, and declared the question to be resolved in the affirmative.

15. ADJOURNMENT.—Mr. Cohen moved, That the House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the Assembly, at nine minutes past twelve o'clock, adjourned until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 91.

FRIDAY, 23RD JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Lunatic Asylum Attendants.—Return to an Order of the Legislative Assembly, dated 21st June instant, for the Memorial of the Lunatic Asylum attendants.
Ordered to lie on the Table.
3. PRISONERS, PENTRIDGE.—Dr. Girdlestone moved, pursuant to notice, That there be laid upon the Table of this House a Return showing—
 - (1.) The length of time, if any, every prisoner in Pentridge and Collingwood prisons or stockades, from 1st January, 1862, to 22nd June, 1865, has passed in solitary confinement.
 - (2.) The interval between each and the duration of each period of solitary confinement in every case when a prisoner has been so confined more than once; stating, also, all instances when prisoners have been kept in the dark, for how many hours on each occasion, on stone or boarded floor, and with or without blankets.
 - (3.) The usual total weight of irons on one man, when irons are employed, and the greatest weight of iron ever employed at once.
 - (4.) The number and nature of sentences that have been commuted in the time specified, to what extent in each case, and on whose authority.
 - (5.) The nature and extent in every case of extra sentences or punishments inflicted on prisoners, by whose authority, and for what offence.Question—put and resolved in the affirmative.
4. ROADS DEPARTMENT.—Captain Dane moved, pursuant to notice, That there be laid upon the Table of this House a return, showing—
 - (1.) The amounts given by the Road Department to local authorities or committees, from 1 January, 1863, to 31 May, 1865.
 - (2.) A copy of the authority or power under which such grants have been given.
 - (3.) The names of Members of Assembly alluded to in the Report of the Audit Commissioners, dated 26 January, 1865.Question—put and resolved in the affirmative.
5. AGRICULTURAL AREAS.—Captain Dane moved, pursuant to notice, That there be laid upon the Table of this House a return, showing—
 - (1.) All lands in the Agricultural Areas selected under the amended Land Act, 1865, distinguishing those taken up under certificates.
 - (2.) The names of all selectors, with the number of acres taken up by each person to 20 June, 1865.Question—put and resolved in the affirmative.
6. PAPERS.—Mr. McCulloch presented—
Hospital, Kew.—Report of the Board appointed to examine into the character of the Works of the New Hospital for the Insane at Kew.
Report read and ordered to lie on the Table, and to be printed.
7. MEETING OF PARLIAMENT.—Mr. Berry moved, pursuant to notice, That in the opinion of this House, the annual Sessions of Parliament should commence not later than the 1st of November in each year.
Debate ensued.
Question—put and negatived.
8. BAILIFFS OF COUNTY COURTS.—Mr. Edwards moved, pursuant to notice, That the Petition of the Bailiffs of the County Courts, presented to this House on the 25th May last, be now taken into consideration.
Debate ensued.
Motion, by leave, withdrawn.

9. QUARANTINE REGULATIONS.—Dr. Girdlestone moved, pursuant to notice, That there be laid upon the Table of this House a copy of the Quarantine Regulations of Victoria.
Question—put and resolved in the affirmative.
10. HANSARD.—Mr. Casey moved, pursuant to *amended* notice, That, in the opinion of this House, provision should be made to secure a more accurate report of the debates in Parliament in the form of *Hansard*.
Debate ensued.
Mr. Greeves moved, That this House do now adjourn.
Question—That this House do now adjourn—put.
Assembly divided.

Ayes, 15.

| | |
|--------------|------------------|
| Mr. Brown, | Mr. Riddell, |
| Mr. Burtt, | Mr. Robinson, |
| Mr. Connor, | Mr. J. T. Smith, |
| Mr. Cope, | Mr. L. L. Smith. |
| Mr. Cowell, | |
| Mr. Gillies, | |
| Mr. Greeves, | |
| Mr. Jones, | |
| Mr. King, | |

Tellers.

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|------------|
| Mr. Cohen, |
| Mr. Berry. |

Noes, 29.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. McLellan, |
| Mr. Casey, | Mr. Macpherson, |
| Capt. Dane, | Mr. O'Grady, |
| Mr. Edwards, | Mr. O'Shanassy, |
| Mr. Frazer, | Mr. Pearson, |
| Dr. Girdlestone, | Mr. Randall, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Harbison, | Mr. G. V. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. Howard, | Mr. Verdon. |
| Mr. Kerferd, | |
| Mr. Levi, | |
| Mr. Longmore, | |
| Mr. MacBain, | |
| Mr. McCulloch, | |

Tellers.

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|----------------|
| Mr. Blackwood, |
| Mr. Macgregor. |

And so it passed in the negative.

Debate continued.

Question—That, in the opinion of this House, provision should be made to secure a more accurate report of the debates in Parliament in the form of *Hansard*—put and resolved in the affirmative.

11. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the several Bills intituled—

“An Act to consolidate the Law relating to the Constitution of the Supreme Court,”

“An Act to amend the Law relating to Acts of Parliament,” and

“An Act to incorporate a Company for the purpose of making constructing and maintaining a Tramway or Railway between the Boroughs of Sandhurst and Inglewood to be called ‘The Sandhurst and Inglewood District Tramway Company’.”

and acquaint the Legislative Assembly that they have agreed to the said Bills, with amendments in each, with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
23rd June, 1865.

(Signed)

J. F. PALMER,
President.

On the motion of Mr. Verdon, the Assembly ordered the amendments made in the two first of the said Bills to be printed and taken into consideration on Tuesday, 27th June instant.

12. COMPLAINT.—Captain Dane moved, pursuant to notice, That four Members be added, to be chosen by ballot, to the Complaint Committee, and that leave be given to sit when the Assembly does not meet.

Debate ensued.

Question—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Grant and Mr. Edwards to be Scrutineers.

The Scrutineers, with the Clerk, having reported that the following members, viz., Mr. Casey, Dr. Girdlestone, Mr. Kerferd, and Mr. Macgregor, had the greatest number of votes, Mr. Speaker declared them to be Members of the Committee.

13. PUBLIC HEALTH LAWS CONSOLIDATION ACT AMENDMENT BILL.—Mr. Edwards moved, pursuant to notice, That he have leave to bring in a Bill to amend the Public Health Laws Consolidation Act.

Debate ensued.

Question—put.
Assembly divided.

Ayes, 19.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Howard, |
| Mr. Burt, | Mr. Longmore, |
| Mr. Cope, | Mr. Mason, |
| Mr. Cowell, | Mr. Robinson, |
| Capt. Dane, | Mr. Sullivan, |
| Mr. Edwards. | Mr. Verdon. |
| Mr. Foott, | |
| Mr. Frazer, | |
| Mr. Grant, | <i>Tellers.</i> |
| Mr. Harker, | Mr. McLellan, |
| Mr. Higinbotham, | Mr. L. L. Smith. |

Noes, 20.

| | |
|------------------|------------------|
| Mr. Connor, | Mr. Macpherson, |
| Mr. Gillies, | Mr. O'Grady, |
| Dr. Girdlestone, | Mr. O'Shanassy, |
| Mr. Greeves, | Mr. Pearson, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Jones, | Mr. G. V. Smith, |
| Mr. Kerferd, | Mr. Zeal. |
| Mr. Lalor, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Cohen, |
| Mr. Macgregor, | Mr. Orr. |

And so it passed in the negative.

14. ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council on the amendments recommended by His Excellency the Governor to be made in this Bill, having been read—On the motion of Mr. Higinbotham, the said amendments were read, and are as follow :—

- (1.) Amendment to add words to clause 15, agreed to, with following amendments :—
After first "said" insert "Electoral Provinces" and.
After "thereto" insert "respectively."

- (2) Last amendment—agreed to—

To be inserted at the commencement of the second Schedule to the Bill, the boundaries of the Provinces ; and to be inserted in the same Schedule, after the divisions of the Provinces, the boundaries of the Electoral Districts.

And the first of the said amendments was read a second time and agreed to by the Assembly.

Mr. Higinbotham moved, as an amendment consequent thereon, That the following words, viz. :—

| | | |
|--|-------------------------|---|
| 18 and 19 Vict. c. 55, Schedule (1) | The Constitution Act | So much of Schedule 2 as relates to the boundaries of Electoral Provinces and Schedule E. |
|--|-------------------------|---|

be inserted in the First Schedule after 17 Vict., No. 32.

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

And the second of the said amendments was read a second time.

On the motion of Mr. Higinbotham, the Assembly ordered that the words "at the commencement of" be omitted from line 1, and the word "in" inserted instead thereof ; and that after the word "provinces," in line 2, the following words be inserted, viz. : "separately after the title of each province and before the divisions of such province," and that after the word "schedule," in line 2, the following words be inserted, viz. : "The boundaries of districts separately ;" that the following words, viz. : "divisions of the provinces the boundaries" be omitted from line 3, and the word "title" inserted instead thereof ; and that the following words be added to the said amendment, viz. : "and before the divisions of such districts."

Ordered—That the Message be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to one of the said amendments, and that they have made an amendment consequent thereon, and that they have agreed to another of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

15. NATIONAL DEFENCES.—Mr. Lalor reported from the Committee of the whole Assembly certain resolutions, which were read, and are as follow :—

Resolved—

1. That having in view the large Imperial interests involved in the question of the Defences of Victoria, the mother country may, in the opinion of the Committee, fairly be asked to defray her proportion of the expenditure for Harbor Defences ; and the Committee recommend that Addresses from both Houses of Parliament, expressive of this opinion, should be forwarded to Her Majesty.

2. That a supply of guns of the best construction, together with the necessary ammunition, should be obtained without delay, the number and calibre of such guns being such as will be suitable for whatever system of defence may be finally adopted, and the Committee are of opinion that the Government should be authorized to incur a liability to an amount not exceeding £100,000 for such purpose, this sum to be chargeable upon any loan to be sanctioned by Parliament for carrying out a scheme of National Defence.

3. That as the co-operation of the Imperial Government is about to be sought by the Colony in some scheme of defence such a scheme should be carried out under the immediate supervision of a superior officer of the Royal Engineers ; and the Committee recommend that the services of such an officer be obtained from England.

4. That it is of paramount importance that an agent should be appointed in England to watch over the interests of this country, and that the gentleman chosen should if possible be a Member of the House of Commons possessing such weight and influence as would secure for his suggestions the consideration of Her Majesty's Government.

5. The Committee deem it expedient in order to give full effect to the above resolutions that a Member of the Government should be authorized to proceed to England at once to press upon the attention of the Imperial Government the claims of this Colony in relation to its defences.

And the said resolutions were read a second time and agreed to by the Assembly.

16. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *County Courts Equity Jurisdiction Bill—Second reading,*”

“ *Fisheries Law Amendment and Consolidation Bill—Second reading,*”

“ *Manufactures—Report of Select Committee—To be considered in Committee.*”
until Friday, 7th July next.

17. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Edwards, the following Order of the Day was read and discharged :—

“ *Barristers Admission Bill—Second reading.*”

Ordered that the said Bill be withdrawn.

18. ADJOURNMENT.—Mr. Harker moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the Assembly, at twenty-four minutes past ten o'clock, adjourned until Tuesday next at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 92.

TUESDAY, 27TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Harker presented a Petition from the local committee of Grosvenor school, Bond-street, Collingwood, praying that this House would grant a Select Committee from this House to enquire into and report upon the merits of the case set forth in the petition generally, and finally to extend the benefits of the Common Schools Act to the said school.
Ordered to lie on the Table.
Mr. Orr presented a Petition from the Mayor and Municipal Council of the borough of Rutherglen, under the seal of the said borough, praying the House would take the subject referred to in the petition into consideration, and cause such steps to be taken as would obtain the periodical holding of a local insolvency court at Beechworth, with jurisdiction over the Ovens and Murray districts.
Ordered to lie on the Table.
3. PAPERS.—Mr. Sullivan presented—
Rewards for Discovery of Gold Fields.—Conditions under which Rewards will be given for the discovery of New Gold Fields during the year 1865.
Ordered to lie on the Table.
4. WATER WORKS BILL.—The Order of the Day for the resumption of the debate on the question that this Bill be now read a second time having been read—
Debate resumed.
Question—That this Bill be now read a second time put and resolved in the affirmative.—
Bill read a second time.
Mr. Sullivan moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
5. PUBLIC LOAN BILL.—Mr. Verdon moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative—Bill read a second time.
Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

6. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—

“*Imprisonment for Debt Law Amendment Bill (2)—Consideration of Report.*”

7. IMPRISONMENT FOR DEBT LAW AMENDMENT BILL (2).—Mr. Higinbotham moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 28TH JUNE, 1865.

Mr. Speaker resumed the Chair.—Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration this day.

Bill as amended to be printed.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Supreme Court Law Consolidation Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Interpretation of Acts Bill—Amendments of Legislative Council to be taken into consideration,*”

“*Supply—To be further considered in Committee,*”

“*Ways and Means—To be further considered in Committee,*”

“*Customs Duties Laws Amendment Bill—Second reading,*”

“*Private Wharfs—Motion respecting—To be further considered in Committee,*”

“*Parliamentary Buildings—Report of Joint Committee to be considered in Committee,*”

“*Manufactures—Report of Select Committee—To be considered in Committee,*”

“*Cape Patterson Coal Fields—Report of Select Committee to be considered in Committee,*”

“*Mrs. Chapman—Motion for Address to be considered in Committee,*” until this day ;

“*Dr. Evans—Motion for Address to be considered in Committee—Resumption of debate,*” until Thursday, 29th June instant ;

“*County Courts Law Amendment Bill—Amendments of Legislative Council to be taken into consideration,*” until this day ;

“*Sale of Runs—Motion respecting—Resumption of debate,*”

“*Fencing Law Amendment Bill—Second reading,*” until Thursday, 29th June instant ;

“*Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*” until this day.

Assembly adjourned at three minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 93.

WEDNESDAY, 28TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Quarantine Regulations.—Return to an Order of the Legislative Assembly, dated 23rd June instant, for a copy of the Quarantine Regulations of Victoria.
Ordered to lie on the Table.
Mr. Grant presented—
Koort-Koort-Nong Allotment.—Return to an Order of the Legislative Assembly, dated 15th June instant, for copies of the correspondence upon which allotment Q, area of Koort-Koort-Nong, was withdrawn from sale.
Ordered to lie on the Table.
Mr. McCulloch presented—
Hospital for the Insane, Kew.—Remarks of the Inspector-General of Public Works on the Report of the Board appointed to enquire into the character of the works at.
Read, and ordered to lie on the Table and to be printed.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to explain and amend the Fisheries and Game Statute,*" and acquaint the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
27th June, 1865.
On the motion of Mr. Greeves, the said amendment was read, and is as follows :—
Leave out Clause 2.
And the said amendment was read a second time and agreed to by the Assembly.
Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said amendment.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business 1 to 5, be postponed until after the consideration of the 6th Order for to-day.
5. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Mr. Verdon moved, by leave of the Assembly, that the Standing Orders of this House be suspended, to allow the report to be received this day.
Question—put and resolved in the affirmative.
Mr. Lalor reported from the Committee a certain resolution, which was read, and is as follows :—
That out of the Consolidated Revenue there be issued and applied a sum not exceeding £200,000 for the service of the year 1865.
And the said resolution was read a second time and agreed to by the Assembly.
Ordered—That Mr. Verdon do prepare and bring in a Bill to carry out the above resolution.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

6. **CONSOLIDATED REVENUE BILL (3).**—Mr. Verdon then brought up a Bill intituled "*A Bill to apply out of the Consolidated Revenue the sum of Two hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be printed.
- On the motion of Mr. Verdon, the Assembly ordered that the several Standing Orders of this House be suspended, in order to allow this Bill to pass through all its stages this day.
- Mr. Verdon moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative—Bill read a second time.
- Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same without amendment.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.
- Mr. Verdon moved, That the following be the title of Bill :—
- "An Act to apply out of the Consolidated Revenue the sum of Two hundred thousand pounds to the service of the year One thousand eight hundred and sixty-five."*
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
7. **WATER WORKS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

THURSDAY, 29TH JUNE, 1865.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration this day.—Bill as amended to be printed.

8. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend and consolidate the Laws relating to Public Works,*" and acquaint the Legislative Assembly that they have agreed to the Bill with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
28th June, 1865.

(Signed)

J. F. PALMER,
President.

Ordered to be printed and taken into consideration this day.

9. **PUBLIC LOAN BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration this day.—Bill as amended to be printed.
10. **SANDHURST AND INGLEWOOD DISTRICT TRAMWAY BILL.**—Mr. Snodgrass moved, pursuant to *amended* notice, That the amendments made by the Legislative Council in this Bill be now taken into consideration.
- Question—put and resolved in the affirmative.
- Whereupon the said amendments were read, and are as follow :—
- Clause 23. Strike out all the words after "width," in second line of clause.
- Clause 28, line 7 of clause, strike out "may be," and insert "shall have been."
- And the said amendments were read a second time and agreed to by the Assembly.
- Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said amendments.

11. MRS. CHAPMAN.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting that he will cause to be placed upon an Additional Estimate for 1865 a sum equivalent to a year's salary, as compensation to the widow of the late Mr. Chapman, Receiver and Paymaster at Talbot, having been read—On the motion of Mr. Frazer, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the Report be received this day.

12. IMPRISONMENT FOR DEBT LAW AMENDMENT BILL (2).—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.

Mr. Higinbotham moved, That the following title of the Bill :—

“ An Act to amend the Law for Imprisonment for Debt.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ Supreme Court Law Consolidation Bill—Amendments of Legislative Council to be taken into consideration,”

“ Interpretation of Acts Bill”—Amendments of Legislative Council to be taken into consideration,”

“ Supply—To be further considered in Committee,”

“ Customs Duties Laws Amendment Bill—Second reading,” until this day ;

“ Private Wharfs—Motion respecting—To be further considered in Committee,” until Friday, 30th June instant ;

“ Parliament Buildings—Report of Joint Committee to be considered in Committee,” until this day ;

“ Manufactures—Report of Select Committee—To be considered in Committee,”

“ Cape Patterson Coal Fields—Report of Select Committee to be considered in Committee,” until Friday, 30th June instant ;

“ County Courts Law Amendment Bill—Amendments of Legislative Council to be taken into consideration,”

“ Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,” until this day.

Assembly adjourned at a quarter to one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 94.

THURSDAY, 29TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled, "*An Act to apply out of the Consolidated Revenue the sum of £200,000 to the service of the year 1865,*" without amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
29th June, 1865.
3. ADJOURNMENT.—Mr. Cope moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bills intituled severally—
"*An Act to make permanent provision for a Mint in Victoria,*" and
"*An Act to amend the Law relating to Hawkers and Pedlers,*"
and acquaint the Legislative Assembly that they have agreed to the said Bills with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
29th June, 1865.

MR. SPEAKER,
The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act to amend and explain the Instruments and Securities Statute 1864,*" with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
29th June, 1865.
5. ROYAL MINT ESTABLISHMENT BILL.—On the motion of Mr. Verdon, the Assembly ordered that the amendments made in this Bill be printed, and taken into consideration Tuesday, 4th July next.
6. HAWKERS AND PEDLERS ACT AMENDMENT BILL.—On the motion of Mr. Dyte, the amendments made by the Legislative Council in this Bill were read, and are as follow :—

After Clause 5 insert new Clause A :—
A general meeting of the justices in each police district shall be holden in some court-house in the said district (to be from time to time as occasion may require appointed by the Governor in Council for that purpose) on the second Tuesday in the months of March June September and December in every year for the special purpose of taking consideration applications for hawkers and pedlers' licenses and it shall be lawful for the justices assembled at such meeting or a majority of them in their discretion to grant to the persons who may be approved of by them a license in one or other of the forms aforesaid and it shall be lawful for the said justices to reject any such application or to adjourn the consideration thereof from time to time as they shall see fit Provided that such adjournments do not in the whole exceed three weeks from the day of such general meeting.

Leave out Clause 6.
Clause 8, at end of clause insert "residing in the police district in which such license is applied for."
And the said several amendments were read a second time and agreed to by the Assembly.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said several amendments.

7. INSTRUMENT AND SECURITIES STATUTE AMENDMENT BILL.—Mr. Harker moved, That the said Bill intituled “*An Act to amend and explain the Instruments and Securities Statute, 1864,*” be now read a first time.

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

8. PUBLIC LOAN BILL.—On the motion of Mr. Verdon the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.

Mr. Verdon moved, That the following be the title of the Bill :—“*An Act to authorise the raising of Money for certain Public Purposes.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—The Order of the Day for the consideration of the Amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the several amendments were read and are as follow :—

- (1.) Clause 3, line 10 (p. 2), leave out “for the investment of,” and insert “to make and “issue debentures or to invest.”
- (2.) Clause 3, line 10, leave out “such.”
- (3.) Clause 16, line 15 (p. 7), after “situated,” insert “or (if there be no such valuation) “the valuation of such lands and tenements by some police magistrate.”
- (4.) Clause 52, line 47, leave out “or,” and insert “but.”
- (5.) Clause 52, line 47, leave out “any.”
- (6.) Clause 158, line 22, after “thereof” insert “not being or communicating with the “river Yarra Yarra above Prince’s Bridge in the city of Melbourne.”
- (7.) Clause 189, line 34, leave out “and of the town of Geelong.”
- (8.) Clause 189, line 34, leave out “respectively,” and insert “and whereas in the preamble “of ‘*The Water Works Debenture Act 1855*’ it was amongst other things recited that ‘a “sum is also required to supply the town of Geelong and its suburbs with water’ and in “the 11th section of the said Act it was provided that all sums received by the Colonial “Treasurer as the proceeds of sale of the said debentures should be carried by him to the “credit of the general revenue of the colony and should be paid by the said Colonial “Treasurer under the warrant of the Governor towards the repayment of such moneys “as might have been or should be advanced to the commissioners appointed by an Act “passed in the sixteenth year of the reign of Her present Majesty intituled ‘*An Act to “establish a Board of Commissioners for the better sewerage and drainage of the “city of Melbourne and for supplying water thereto and to the suburbs thereof*’ for “the purpose of supplying water to the city of Melbourne and suburbs thereof and also “for the purpose of supplying water to the town of Geelong And whereas all the “money raised by the said ‘*Water Works Debenture Act 1855*’ was expended in supply- “ing water to the city of Melbourne and the suburbs thereof And whereas the town of “Geelong has not yet been supplied with water nor have any works been undertaken “for the purpose of procuring a supply of water thereto And whereas it is desirable “that a supply of water should be provided for the town of Geelong and the suburbs “thereof this Part of this Act shall apply also to works that may hereafter be constructed “for the supply of water to all the inhabitants of the town of Geelong and the suburbs “thereof.”
- (9.) Clause 189, line 35, after “supply” insert “to the city of Melbourne and town of “Geelong respectively.”
- (10.) After clause 191, insert new clause A.—
“The said Board shall also make full compensation to all parties interested for all “land taken from and for all damage sustained by them prior to the passing of the Act “number LIX. through the exercise by the late Commissioners of Sewers and Water “Supply of any of the powers given to the said commissioners under the Acts or parts of “Acts hereby repealed or any of them in the same manner as such commissioners would “have been bound to do if the said Act had not been passed and such compensation “(if the Board cannot agree with the said parties interested) shall be settled as in cases “of disputed compensation under the seventh Part of this Act and the said Board shall “also be liable to all parties interested for all causes of action to which the said com- “missioners were liable at the time of the passing of the said Act.”
- (11.) Clause 193, line 6, leave out “any person willing to purchase the same or to any person “willing to take the same” and insert “the mayor aldermen councillors and citizens of the “city of Melbourne and their successors in trust for the inhabitants of the said city and of “the suburbs thereof.”

(12.) Clause 193, line 8, after "fit" insert "and if such corporation shall not enter into a contract with the said board to purchase or rent the same within six months after the price or rent shall have been notified in writing to the town clerk of the said city the board by the direction aforesaid may sell and convey or may demise and lease the water works and premises to any person willing to purchase the same or to any person willing to take the same for the said term and for the price or rent aforesaid".

(13.) Clause 203, line 21, leave out "and the supply of water for other than domestic purposes solely shall in all cases be by measure."

And the said amendments 1, 2, 3, 4, 5, 6, 7, and 9, were read a second time and agreed to by the Assembly.

And the said amendment 8 was read a second time.

On the motion of Mr. Greeves, the Assembly ordered the said amendment to be amended by leaving out the word "all," in line 13 thereof, and by leaving out all the words from the figures "1855," in line 14 thereof, to and inclusive of the word "thereto," in line 17 thereof, and inserting instead thereof the words, "has been found insufficient to supply Geelong with Water."

And the said amendment as so amended was agreed to by the Assembly.

And the said amendment 11 was read a second time.

On the motion of Mr. Higinbotham, the Assembly ordered the said amendment to be amended by inserting after the word "successors," in line 3, the words "and the mayors councillors and burgesses of the boroughs in the suburbs to which such water works shall have been extended," and by inserting the word "said" after the word "the," in line 4 thereof.

And the said amendment as so amended was agreed to by the Assembly.

And the said amendment 12 was read a second time.

On the motion of Mr. Higinbotham, the said amendment was amended by inserting the words "and bodies corporate" after the word "corporation," in line 1 thereof; by omitting the word "clerk" from line 3, and inserting the word "clerks" instead thereof; and by inserting the words "and boroughs respectively" after the word "city" in line 3 thereof.

And the said amendment as so amended was agreed to by the Assembly.

And the said amendments 10 and 13 were read a second time and disagreed to by the Assembly.

Ordered—That the said Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to some of the said amendments, that they have disagreed to others of the said amendments, and have agreed to others of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

10. SUPREME COURT LAW CONSOLIDATION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the same were read and are as follow :—

- (1.) Leave out Clause 9.
- (2.) Leave out Clause 41.
- (3.) Leave out Clause 43.
- (4.) Leave out Clause 44.
- (5.) Leave out Clause 45.
- (6.) Leave out Clause 46.
- (7.) In third column of Schedule strike out the figures 292, 293, 294.

And the said amendment 1 was read a second time.

Mr. Higinbotham moved, That such amendment be agreed to by the Assembly.

Debate ensued.

Mr. Macgregor moved, That this debate be now adjourned.

Debate continued.

Motion for the adjournment by leave withdrawn.

Original motion by leave withdrawn.

Mr. Higinbotham moved, That the Legislative Assembly disagree to all the above amendments.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have disagreed to all the said amendments.

11. INTERPRETATION OF ACTS BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the same were read and are as follow :—

- (1.) Clause 14, leave out all words to "Act" in 4th line (p. 5).
- (2.) Leave out Clause 15.
- (3.) Insert new Clauses A and B—

A. All fines penalties forfeitures or sums of money which under or by virtue of any Act now or hereafter to be in force are or shall be authorised or directed to be imposed on any person shall and may where no other form or mode of procedure is or shall be prescribed by such Act for the recovery of the same be recovered in a summary way before any justice of the peace.

B. All fines penalties and sums of money which under and by virtue of any Act now or hereafter to be in force are or shall be authorised or directed to be imposed on any person and all fees and sums of money which by any Act now or hereafter to be in force are or shall be payable to any person holding any office or place in the public service shall where no other mode of appropriating or applying the same respectively is or shall be prescribed by law form part of the consolidated revenue of Victoria but where any mode of appropriating or applying a part of any such fine penalty sum of money or fee is or shall be so prescribed and no mode of appropriating or applying the residue thereof is or shall be so prescribed such residue shall be carried and paid to and form part of the said revenue.

(4.) Strike out the words "except sections 8 and 9" in the schedule.

And the said amendments 1 and 2 were read a second time and agreed to by the Assembly. And the said amendments 3 and 4 were read a second time and disagreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to some of the amendments and disagreed to others of the said amendments made by the Legislative Council in this Bill.

12. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will, to-morrow, again resolve into the said Committee.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—

"*Water Works Bill—Consideration of Report,*"

"*Ways and Means—To be further considered in Committee,*"

"*Customs Duties Laws Amendment Bill—Second reading,*"

"*Dr. Evans—Motion for Address to be considered in Committee—Resumption of debate,*"

"*Sale of Runs—Motion respecting—Resumption of debate,*"

"*Fencing Law Amendment Bill—Second reading,*"

"*Parliament Buildings—Report of Joint Committee to be considered in Committee,*"

"*County Courts Law Amendment Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate.*"

14. MRS. CHAPMAN.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

29th June.

Resolved—That an Address be presented to His Excellency the Governor, requesting that he will cause to be placed upon an Additional Estimate for 1865 a sum equivalent to a year's salary, as compensation to the widow of the late Mr. Chapman, Receiver and Paymaster at Talbot.

And the said resolution was read a second time and agreed to by the Assembly.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 95.

FRIDAY, 30TH JUNE, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and the same was read and is as follows :—

C. H. DARLING,
Governor. *Message No. 32.*

The Governor acquaints the Legislative Assembly that he has this day given the Royal assent to a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of £200,000 to the service of the year 1865.*”

Toorak,
30th June, 1865.

Ordered to lie on the Table and to be printed.
3. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—

The *Shenandoah*.—Copy despatch from the Right Honorable the Secretary of State, acknowledging receipt of despatches from His Excellency the Governor relative to the visit of the Confederate States steamer *Shenandoah*.

Read, and ordered to lie on the Table.
4. MARKETS, ETC.—Mr. Bindon moved, pursuant to notice, That there be laid upon the Table of this House a Return stating—
 - (1.) The several cities and towns in this country governed by mayors and corporate bodies up to July 1, 1865.
 - (2.) The names of such cities and towns, which have weekly or other periodical markets for the sale of agricultural and other produce, giving the stated days or periods of such markets.
 - (3.) The names of such cities and towns as are provided with weighbridges or public scales or other market accommodation for the use of farmers' or other producers, mentioning the nature of such accommodation.

Question—put and resolved in the affirmative.
5. DEAF AND DUMB INSTITUTION.—Mr. MacBain moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an address to His Excellency the Governor, praying him to cause the sum of Three thousand pounds to be placed on an Additional Estimate for 1865, in aid of the building fund of the Victorian Deaf and Dumb Institution.

Debate ensued.

Mr. Gillies moved, as an amendment, That the following words be added to the above motion, viz. :—“And the House is further of opinion that provision should be made to meet the claims made on behalf of other charitable institutions for building purposes.”

Debate continued.

Amendment by leave withdrawn.

Question—That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an address to His Excellency the Governor, praying him to cause the sum of Three thousand pounds to be placed on an Additional Estimate for 1865, in aid of the building fund of the Victorian Deaf and Dumb Institution—put and resolved in the affirmative.
6. CUSTOMS DUTIES.—Capt. Dane moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the amount received as Customs duties under the new Tariff, to 30th June inclusive.

Debate ensued.

Question—put and negatived.

7. MELBOURNE ORPHAN ASYLUM.—Mr. Harker moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the building fund of the Melbourne Orphan Asylum.

Debate ensued.

Mr. Gillies moved, as an amendment, That the following words be added to the above motion, viz.:—"and such other sums as may be requisite for building purposes to meet the claims made on behalf of other Charitable Institutions."

Debate ensued.

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

Assembly divided.

| | | | |
|------------------|------------------|------------------|------------------|
| Ayes, 30. | | Noes, 17. | |
| Mr. Bindon, | Mr. Macpherson, | Mr. Berry, | Mr. Riddell, |
| Mr. Blackwood, | Mr. O'Grady, | Mr. Francis, | Mr. J. T. Smith, |
| Mr. Brown, | Mr. O'Shanassy, | Mr. Grant, | Mr. Snodgrass, |
| Mr. Burt, | Mr. Randall, | Mr. Harker, | Mr. Sullivan, |
| Mr. Connor, | Mr. Richardson, | Mr. Higinbotham, | Mr. Verdon. |
| Mr. Cope, | Mr. Robinson, | Mr. Jones, | |
| Mr. Cowell, | Mr. Sands, | Mr. Macgregor, | <i>Tellers.</i> |
| Capt. Dane, | Mr. Sherwin, | Mr. McCulloch, | |
| Mr. Davies, | Mr. G. V. Smith, | Mr. Michie, | Mr. Hopkins, |
| Mr. Gillies, | Mr. Tucker, | Mr. Pearson, | Mr. L. L. Smith. |
| Dr. Girdlestone, | Mr. Vale, | | |
| Mr. Halfey, | Mr. Wheeler. | | |
| Mr. Kerferd, | | | |
| Mr. Lalor, | <i>Tellers.</i> | | |
| Mr. Levey, | Mr. Cohen, | | |
| Mr. Levi, | Mr. MacBain. | | |

And so it was resolved in the affirmative.

Question—That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the building fund of the Melbourne Orphan Asylum, and such other sums as may be requisite for building purposes, to meet the claims made on behalf of other charitable institutions—put and resolved in the affirmative.

8. PRIVATE WHARFS.—The Order of the Day for the further consideration in Committee of the whole of the following resolution, viz. :—

That an address be presented to His Excellency the Governor, praying that the Government Wharfs be transferred to trustees, with power to collect tolls on all goods passing over them ; and that this object will be facilitated and the public convenience served, by the Government exercising the right of resumption under the powers contained in the crown grants of the same of the sold lands known as Cole's and Raleigh's Wharfs in terms of the recommendation of the report from the Select Committee on the Claims of owners of Private Wharfs, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution, which was read, and is as follows :—

Resolved—That in the opinion of this House, it is desirable to purchase the private properties known as Cole's and Raleigh's Wharfs, or either of them, and that the Government take such steps as may seem best to effect a purchase, and report the proposed price for the approval of this House.

And the said resolution was read a second time and agreed to by the Assembly.

9. CAPE PATTERSON COAL FIELDS.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on this matter having been read—On the motion of Dr. Girdlestone, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Wednesday, 5th July next, again resolve itself into the said Committee.

10. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged :—

"Water Works Bill—Consideration of Report."

11. WATER WORKS BILL.—Mr. Higinbotham moved, That this Bill be now re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration, Tuesday, 4th July next.—Bill as amended to be printed.

12. INSTRUMENT AND SECURITIES STATUTE 1864 AMENDMENT BILL.—Mr. Harker moved, That this Bill be read a second time.

Debate ensued.

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

Mr. Harker moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Harker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration, Tuesday, 4th July next.—Bill as amended to be printed.

13. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

ESTIMATES FOR 1865.

29th June.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

| No. | Classifi- cation. | | SALARIES AND WAGES. | | | | £ s. d. | | |
|-----|----------------------|-----------|----------------------------|-----|-----|-----|---------|---|---|
| | Class. | Schedule. | DIVISION No. 11. | | | | £ s. d. | | |
| | | | SHORTHAND WRITER. | | | | | | |
| 1 | 1 | 1 | Shorthand Writer | ... | ... | ... | 610 | 0 | 0 |
| 1 | 2 | ... | Assistant | ... | ... | ... | 600 | 0 | 0 |
| 1 | 3 | ... | Clerk, to act as Assistant | ... | ... | ... | 393 | 6 | 8 |
| 2 | 4 | ... | Clerks | ... | ... | ... | 175 | 0 | 0 |
| 1 | ... | 3 | Messenger | ... | ... | ... | 100 | 0 | 0 |
| 6 | | | | | | | 2,178 | 6 | 8 |
| | | | DIVISION No. 20. | | | | | | |
| | | | EDUCATION | ... | ... | ... | 125,000 | 0 | 0 |

II.—ATTORNEY-GENERAL.

| No. | Classifi- fication. | | SALARIES AND WAGES. | | | | £ s. d. | | |
|-----|------------------------|-----------|--|-----|-----|-----|---------|---|---|
| | Class. | Schedule. | DIVISION No. 25. | | | | £ s. d. | | |
| | | | CROWN SOLICITOR. | | | | | | |
| 1* | 1 | 1 | Crown Solicitor | ... | ... | ... | 1,000 | 0 | 0 |
| | | | <i>On condition that the fees received in error by the Crown Solicitor from and after the first day of January, A.D. 1864, be deducted from this amount.</i> | | | | | | |

* Professional.

And the said resolutions were read a second time and agreed to by the Assembly.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

- “ *County Courts Equity Jurisdiction Bill—Second reading,*”
- “ *Fisheries Law Amendment and Consolidation Bill—Second reading,*” until Friday, 7th July next ;
- “ *Manufactures—Report of Select Committee—To be considered in Committee,*” until Wednesday, 5th July next ;
- “ *Supply—To be further considered in Committee,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Customs Duties Laws Amendment Bill—Second reading,*” until Tuesday, 4th July next ;
- “ *Dr. Evans—Motion for Address to be considered in Committee—Resumption of debate,*” until Wednesday, 5th July next ;
- “ *Sale of Runs—Motion respecting—Resumption of debate,*” until Tuesday, 4th July next ;
- “ *Fencing Law Amendment Bill—Second reading,*” until Wednesday, 5th July next ;
- “ *Parliament Buildings—Report of Joint Committee to be considered in Committee,*”
- “ *County Courts Law Amendment Bill—Amendments of Legislative Council to be taken into consideration,*”
- “ *Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*” until Tuesday, 4th July next.

Assembly adjourned at twenty-five minutes past eleven o'clock until four o'clock p.m. on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 96.

TUESDAY, 4TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Criminal Statistics.—Returns of the Number of Persons taken into Custody by the Victorian Police Force during the Year 1864, showing Offence, Total Numbers, Sex, Age, Country, Religion, Education, Occupation, and how disposed of.
Melbourne Observatory.—Fourth Report of the Board of Visitors to the Observatory, with the Report of the Government Astronomer, and Correspondence.
Severally ordered to lie on the Table.
Mr. Sullivan presented—
Roads Department.—Return to an Order of the Legislative Assembly, dated 23rd June last, for a Return, showing—
 - (1.) The amounts given by the Road Department to local authorities or committees, from 1st January, 1863, to 31st May, 1865.
 - (2.) A copy of the authority or power under which such grants have been given.
 - (3.) The names of Members of Assembly alluded to in the Report of the Audit Commissioners, dated 26th January, 1865.Ordered to lie on the Table.
3. NATIONAL DEFENCES—ADDRESS COMMITTEE.—Mr. Verdon moved, pursuant to notice, That a Committee, consisting of Capt. Dane, Mr. O'Shanassy, Mr. Lalor, Mr. Berry, Mr. Gillies, Mr. Kyte, Mr. G. V. Smith, Mr. Greeves, Mr. Snodgrass, Mr. Vale, Mr. Crews, and the Mover, be appointed to prepare an Address to Her Majesty the Queen, in accordance with the recommendation of the Committee on National Defences; three to form a quorum.
Question—put and resolved in the affirmative.
4. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Sullivan, the following Order of the Day was read and discharged—
“*Waterworks Bill—Consideration of Report.*”
5. WATER WORKS BILL.—Mr. Sullivan moved, That this Bill be now re-committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow. Bill as amended to be printed.
6. ROYAL MINT ESTABLISHMENT BILL.—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill having been read—On the motion of Mr. Verdon, the same was read and is as follows :—
After Clause 3 insert new Clause A—
Notwithstanding anything hereinbefore contained this Act shall not commence or come into operation until the amount of royalty or duty (exclusive of and separate from the mint charges) to be paid upon and in respect of all gold coined at the said branch shall have been fixed by an Act to be passed during the present or some future session of Parliament.
Mr. Verdon moved, That the Assembly disagree to the said amendment.
Question—put and resolved in the affirmative.
Ordered—That the said Bill be returned to the Legislative Council, with a Message acquainting them the Legislative Assembly have disagreed to the said amendment.

7. SUPPLY.—The House, according to order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
8. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. MacBain, the following Order of the Day was read and discharged :—
“*Victorian Deaf and Dumb Institution—Motion for Address to be considered in Committee.*”
9. INSTRUMENTS AND SECURITIES STATUTE 1864 AMENDMENT BILL.—The several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.
Mr. Higinbotham moved, That the words, “and agreements” be inserted after the word “stock” in line 2 of the Preamble.
Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.
Mr. Higinbotham moved, That the following words be inserted in clause 3, before the first word “Notwithstanding,” viz. : “The said forty-first section of the said Statute shall be and the same is hereby repealed.”
Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“*An Act to amend and explain the Instruments and Securities Statute 1864.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.
10. COUNTY COURTS LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill, having been read ; on the motion of Mr. Casey the same were read, and are as follow :—
Clause 4—
Line 23, leave out “of the registrar or.”
Clause 5—
Line 32, leave out “registrar” and insert “clerk.”
Leave out Clause 8.
Leave out Clause 10.
Clause 11—
Line 41, leave out “in any such court the registrar upon the application of the judgment creditor or any person on his behalf shall grant and deliver to the person making such application a certificate in the form in the fourth schedule to this Act and shall make a minute thereof in the register of such court and such certificate shall be forwarded to and filed by the registrar of the” and insert “by the judgment of any.”
Line 1 (p. 4), leave out “to whom the same shall be directed And thereupon execution shall issue as upon” and insert “any warrant for enforcing such judgment may be directed to the bailiff of any other county court and shall be executed by him in the same manner as if such judgment had been.”
Clause 12—
Line 3, leave out “writs” and insert “warrant.”
Line 3, leave out “such” and insert “county.”
Line 6, leave out “writ” and insert “warrant.”
Line 7, leave out “1st writ” and insert “warrant.”
Line 7, leave out “writ of execution or.”
Line 11, leave out “writ of execution or.”
Clause 14—
(In original) line 13 leave out “or deputy registrar.”
Line 13, leave out “which the Governor shall appoint.”
Line 15, leave out “or deputy registrar.”
Line 21, leave out “and registrars.”
Clause 15—
(In original) line 23, leave out “or deputy registrar.”
Line 24, after “forward” insert “to the clerk of the court at which the same are returnable.”
Line 25, after “numerically” insert “and.”
Line 30, leave out “or remedy.”

Clause 15—

(In original) line 31, after “depending” leave out “and shall be numbered consecutively as issued to the registrar of the court at which the same are returnable and before which the same are to be heard.”

Line 33, leave out “or deputy registrar.”

Line 36, leave out “registrar” and insert “clerk.”

Clause 16—

(In original) line 44, leave out “or the registrar.”

Clause 17—

(In original) line 1, leave out “registrar” and insert “clerk.”

Leave out the second, third, and fourth schedules.

And the said several amendments were read a second time, and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a message acquainting them that the Legislative Assembly have agreed to the several amendments made therein by the Legislative Council.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Ways and Means—To be further considered in Committee,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*”

“ *Melbourne Orphan Asylum and other Charitable Institutions — Motion for Address to be considered in Committee,*” until to-morrow ;

“ *Sale of Runs—Motion respecting—Resumption of debate,*” until Friday, 7th July instant ;

“ *Parliament Buildings—Report of Joint Committee to be considered in Committee;*”

“ *Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*” until to-morrow.

Assembly adjourned at one minute to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 97.

WEDNESDAY, 5TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. McCulloch presented—

Post Office Returns.—Return to an Order of the Legislative Assembly, dated 23rd May last, for a Return, showing—

- (1.) The number, during the year 1864, of town letters, town newspapers, and town parcels.
- (2.) Of country letters, country newspapers, and country parcels.
- (3.) Of letters under the mail contract, newspapers under the mail contract, and parcels under the mail contract.
- (4.) Of ship letters, of newspapers per sailing vessels, of parcels per sailing vessels.

Ordered to lie on the Table.

3. WATERWORKS BILL.—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill, having been read, on the motion of Mr. Sullivan, the several amendments to and inclusive of those in Clause 4, were read a second time and agreed to.

Amendments in Clause 6, to and inclusive of the last but one, read a second time and agreed to.

Question—That the last amendment made in Clause 6, be now read a second time—proposed.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 28.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. McCulloch, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Brown, | Mr. Ramsay, |
| Mr. Campbell, | Mr. Richardson, |
| Mr. Cohen, | Mr. Sands, |
| Mr. Connor, | Mr. G. V. Smith, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Francis, | Mr. Tucker, |
| Mr. Grant, | Mr. Vale, |
| Mr. Halfey, | Mr. Verdon, |
| Mr. Harker, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Dyte, |
| Mr. Mason, | Mr. Jones. |

Noes, 16.

| | |
|------------------|------------------|
| Mr. Burt, | Mr. Pearson, |
| Mr. Cowell, | Mr. Randall, |
| Capt. Dane, | Mr. Robinson, |
| Dr. Girdlestone, | Mr. J. T. Smith, |
| Mr. Greeves, | Mr. Snodgrass. |
| Mr. Lalor, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. O'Grady, | Mr. L. L. Smith, |
| Mr. O'Shanassy, | Mr. Macgregor. |

And so it was resolved in the affirmative.

And the said amendment was read a second time and agreed to by the Assembly.

And the several other amendments made by the Committee of the whole in this Bill were read a second time and agreed to by the Assembly.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Sullivan, read a third time and *passed*.

Mr. Sullivan moved, That the following be the title of the Bill :—

*“An Act to authorise Works for supplying Water to certain districts and places
“in Victoria.”*

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

4. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

ESTIMATES FOR 1865.

July 4th.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1865, for the several services hereunder specified, being—

III.—MINISTER OF JUSTICE.

| No. | Classification. | | SALARIES. | £ s. d. | | |
|-----|-----------------|-----------|---|---------|--------|-----|
| | Class. | Schedule. | | £ | s. | d. |
| | | | DIVISION No. 33. | £ | s. | d. |
| | | | POLICE MAGISTRATES AND WARDENS | | | |
| 54 | ... | 2 | One at £850, and one at £800 (Melbourne), fifty-one at £650, and one at £100 ... | 34,900 | 0 | 0 |
| 1 | ... | 2 | For one month at £325... .. | 27 | 1 | 8 |
| 55 | | | Total, Division, No. 33... .. | ... | 34,927 | 1 8 |

On condition that the Magistrates do not receive any fee or reward for private practice or services rendered outside their magisterial duties.

And the said resolution was read a second time.

Mr. Snodgrass moved, That the words "On condition that the Magistrates do not receive any fee or reward for private practice or services rendered outside their magisterial duties," be omitted.

Debate ensued.

Question—That the words proposed to be omitted stand part of the resolution—put and resolved in the affirmative.

And the said resolution was agreed to by the Assembly.

V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

| | | | | | | | | |
|--|-----|-----|---------------------------------|-----|-----|-------|----|----|
| DIVISION No. 52. | | | | | | £ | s. | d. |
| MARINE SURVEY | ... | ... | ... | ... | ... | 2,500 | 0 | 0 |
| DIVISION No. 55. | | | | | | | | |
| | | | GRANTS IN AID TO PUBLIC BODIES. | | | | | |
| For Fencing and Improving Public Parks and Gardens in their respective districts | ... | ... | ... | ... | ... | 2,000 | 0 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

ADDITIONAL ESTIMATES FOR 1865.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges for the year 1865, for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

| | | | | | | | | | | | |
|--|-----|-----|-------------------------------------|-----|-----|-----|----|----|-----|----|----|
| DIVISION No. 17. | | | | | | £ | s. | d. | £ | s. | d. |
| | | | DEPARTMENTAL CONTINGENCIES. | | | | | | | | |
| | | | Subdivision No. 3. | | | | | | | | |
| | | | REFRESHMENT ROOMS | | | | | | | | |
| Light | ... | ... | ... | ... | ... | 100 | 0 | 0 | | | |
| | | | Subdivision No. 13. | | | | | | | | |
| | | | BOTANIC GARDENS. | | | | | | | | |
| Purchase of Books (to be available to the public subject to such regulations as may be made by the Governor in Council | ... | ... | ... | ... | ... | 600 | 0 | 0 | 700 | 0 | 0 |
| DIVISION No. 21. | | | GRANTS. | | | | | | | | |
| | | | Subdivision (<i>Inalterable</i> .) | | | | | | | | |
| No. 8.—To the Royal Society, towards publishing the transactions | ... | ... | ... | ... | ... | | | | 175 | 0 | 0 |
| | | | | | | | | | 875 | 0 | 0 |

IV.—TREASURER.

| No. | Classifi- cation. | | | £ s. d. | | | £ s. d. | | |
|---------------|----------------------|-----------|--|---------|--|--|---------|----|---|
| | Class. | Schedule. | | | | | | | |
| | | | DIVISION No. 37. | | | | | | |
| | | | Subdivision No. 1. | | | | | | |
| | | | TREASURER'S OFFICE. | | | | | | |
| 1 | 3 | ... | Clerk, from 1st February, at £475 0 0 Previous estimate 450 0 0 | | | | 22 | 18 | 4 |
| 1 | 4 | ... | Clerk at £350 in lieu of one 4th Clerk at £275, on previous estimate | | | | 75 | 0 | 0 |
| 1 | 4 | ... | Clerk at £350, from 1st to 16th January ... | | | | 15 | 1 | 1 |
| 1 | 4 | ... | Clerk at £275, from 1st to 31st January ... | | | | 22 | 18 | 4 |
| 1 | 5 | ... | Clerk at £180, in lieu of one at £80 on previous estimate | | | | 100 | 0 | 0 |
| | | | | | | | 235 | 17 | 9 |
| | | | Subdivision No. 2. | | | | | | |
| | | | RECEIVERS AND PAYMASTERS. | | | | | | |
| 1 | 5 | ... | Clerk at Ballarat | | | | 80 | 0 | 0 |
| | | | DIVISION No. 41. | | | | | | |
| | | | NAVAL TRAINING AND BLOCK SHIP. | | | | | | |
| 1 | ... | ... | Lieutenant in charge | | | | | | |
| | | | DIVISION No. 42. | | | | | | |
| | | | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | | | Subdivision No. 9. | | | | | | |
| | | | NAVAL TRAINING AND BLOCK SHIP. | | | | | | |
| Fittings, &c. |  |  | ... .. |  |  |  | 150 | 0 | 0 |
| | | | | | | | 915 | 17 | 9 |

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | | | | £ s. d. | | | £ s. d. | | |
|--|-----|-----|--|---------|--|--|---------|----|---|
| | | | WORKS AND BUILDINGS. | | | | | | |
| | | | Subdivision No. 11. | | | | | | |
| | | | SURVEY OFFICES. | | | | | | |
| Towards the Erection of a new Survey Office at Castlemaine | | | | | | | 1000 | 0 | 0 |
| | | | Subdivision No. 17. | | | | | | |
| | | | WATER RESERVOIRS, &c. | | | | | | |
| Ararat Reservoir—Repairs, &c. | ... | ... | ... | | | | 1,070 | 0 | 0 |
| | | | Subdivision No. 22. | | | | | | |
| | | | MILITARY BUILDINGS AND WORKS OF DEFENCE. | | | | | | |
| Naval Training and Block Ship—Fittings, &c. | | | ... | | | | 195 | 17 | 6 |
| | | | | | | | | | |
| | | | | | | | 2,265 | 17 | 6 |

VII.—COMMISSIONER OF TRADE AND CUSTOMS.

| No. | Classifi- cation. | | | | | £ s. d. | | | |
|-----|----------------------|-----------|---|-----|-----|---------|----|----|--|
| | Class. | Schedule. | | | | £ | s. | d. | |
| | | | DIVISION No. 59. | | | | | | |
| | | | CUSTOMS. | | | | | | |
| | | | Subdivision No. 7. | | | | | | |
| | | | COWANA. | | | | | | |
| 1 | ... | 3 | Coastwaiter and Searcher | ... | ... | 150 | 0 | 0 | |
| | | | NARUNG. | | | | | | |
| 1 | ... | 3 | Coastwaiter and Searcher | ... | ... | 150 | 0 | 0 | |
| | | | SWAN HILL. | | | | | | |
| 1 | 5 | ... | Coastwaiter and Searcher | ... | ... | 150 | 0 | 0 | |
| | | | ECHUCA. | | | | | | |
| 1 | ... | 3 | Coastwaiter and Searcher, at 9s. 6d. per diem | ... | ... | 173 | 7 | 6 | |
| | | | WAHGUNYAH. | | | | | | |
| 1 | ... | 3 | Coastwaiter and Searcher | ... | ... | 185 | 0 | 0 | |
| | | | BELVOIR. | | | | | | |
| 1 | ... | 3 | Coastwaiter and Searcher | ... | ... | 185 | 0 | 0 | |
| | | | | | | 993 | 7 | 6 | |

And the said several resolutions were read a second time and agreed to by the Assembly.

FOURTH SUPPLEMENTARY ESTIMATES, 1864.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further supplementary charges for the year 1864, for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

| DIVISION No. 11. | | | | | | £ s. d. | | |
|---|-----|-----|----------------------------------|-----|-----|---------|----|----|
| PUBLIC LIBRARY. | | | | | | | | |
| Additional Salaries during the absence of the Librarian from 1st September to 31st December, 1864 :— | | | | | | | | |
| | | | | | | £ | s. | d. |
| | | | The Assistant Librarian, at £300 | ... | ... | 100 | 0 | 0 |
| | | | The First Assistant, at £135 | ... | ... | 45 | 0 | 0 |
| | | | The Second Assistant, at £90 | ... | ... | 30 | 0 | 0 |
| | | | | | | 175 | 0 | 0 |
| DIVISION No. 17. | | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | | |
| Subdivision No. 3. REFRESHMENT ROOMS. | | | | | | | | |
| Incidentals | ... | ... | ... | ... | ... | 17 | 1 | 6 |
| Subdivision No. 13. PUBLIC LIBRARY. | | | | | | | | |
| Stores—To provide Matting, &c. | ... | ... | ... | ... | ... | 412 | 11 | 0 |
| DIVISION No. 18. ABORIGINES. | | | | | | | | |
| To meet all expenses, &c. | ... | ... | ... | ... | ... | 100 | 0 | 0 |
| DIVISION No. 19. ELECTORAL. | | | | | | | | |
| Expenses of the Year 1864 | ... | ... | ... | ... | ... | 3,900 | 0 | 0 |
| DIVISION No. 20. EDUCATION. | | | | | | | | |
| Subdivision No. 1. | | | | | | | | |
| Extra Salary to Junior Clerk | ... | ... | ... | ... | ... | 50 | 0 | 0 |
| DIVISION No. 21. GRANTS. | | | | | | | | |
| Subdivision No. 9. | | | | | | | | |
| Industrial Exhibition of 1862, to close accounts | ... | ... | ... | ... | ... | 220 | 0 | 0 |
| | | | | | | 4,874 | 12 | 6 |

II.—ATTORNEY-GENERAL.

| | £ | s. | d. |
|---|-----------|----|------|
| DIVISION No. 31. | | | |
| DEPARTMENTAL CONTINGENCIES. | | | |
| Subdivision No. 2. | | | |
| LAW OFFICERS OF THE CROWN. | | | |
| Costs and other Expenses connected with actions, suits, and other legal proceedings | 700 | 0 | 0 |
| Costs, Appeal, the Queen v. Evans and Merry | 300 | 0 | 0 |
| Reimbursement to Sergeant Britt Costs defending action, Wall v. Britt ... | ... | 18 | 4 0 |
| | 1,018 4 0 | | |
| Subdivision No. 6. | | | |
| SHERIFFS. | | | |
| Incidental Expenses | | 15 | 17 7 |
| Subdivision No. 8. | | | |
| CURATOR OF INTESTATE ESTATES. | | | |
| Stores | | 6 | 0 0 |
| | 1,040 1 7 | | |

III.—MINISTER OF JUSTICE.

| | £ | s. | d. |
|--|----------|-----|------|
| DIVISION No. 35. | | | |
| DEPARTMENTAL CONTINGENCIES. | | | |
| Subdivision No. 1. | | | |
| COUNTY AND OTHER COURTS. | | | |
| Allowances, &c., to Clerks of Courts | | 100 | 0 0 |
| Subdivision No. 2. | | | |
| POLICE MAGISTRATES. | | | |
| Allowances to Police Magistrates for Forage and Travelling expenses | | 100 | 0 0 |
| Ditto, on account of the Year 1863 | | 22 | 14 5 |
| | 122 14 5 | | |
| | 222 14 5 | | |

IV.—TREASURER.

| No. | Classification. | | | £ | s. | d. |
|---|-----------------|-----------|---|---------|----|----|
| | Class. | Schedule. | | | | |
| DIVISION No. 36. | | | | | | |
| Subdivision No. 1. | | | | | | |
| TREASURER'S OFFICE. | | | | | | |
| 1 | 5 | ... | Clerk, at £180, from 22nd to the 31st December, 1864, in lieu of one at £80 ... | 4 | 16 | 9 |
| Subdivision No. 3. | | | | | | |
| GOLD RECEIVERS—ADDITIONAL OFFICES. | | | | | | |
| To meet the salaries of Officers whom it may be necessary to appoint | | | | | | |
| | | | | 64 | 9 | 4 |
| | | | Total Division No. 36 | 69 6 1 | | |
| DIVISION No. 37. | | | | | | |
| STORES AND TRANSPORT. | | | | | | |
| 1 | 3 | ... | Clerk — difference in salary payable at £411 13s. 4d. and amount paid at £300, from 18th April to 31st December ... | 78 | 9 | 7 |
| 1 | 4 | ... | Clerk, at £350, 21st August, one day ... | 0 | 18 | 9 |
| 1 | 4 | ... | Clerk, at £300, 1st July to 1st December ... | 150 | 0 | 0 |
| | | | | 229 8 4 | | |

| IV.—TREASURER— <i>continued.</i> | | £ | s. | d. | £ | s. | d. |
|---|--|-----|----|----|-------|----|----|
| DIVISION No. 45. | | | | | | | |
| Subdivisions—(<i>Inalterable.</i>) | | | | | | | |
| MISCELLANEOUS. | | | | | | | |
| No. 10. | Retiring allowances to Officers of the Railway Department, whose services have been or shall be dispensed with, or who have been injured or disabled whilst on duty | 300 | 0 | 0 | | | |
| No. 37. | To reimburse G. M. Berry, amounts short collected for auctioneers' licenses | 39 | 11 | 8 | | | |
| No. 38. | To make good amount, short collected by Mr. Belcher, for an auctioneer's license, Geelong, 1864 | 20 | 16 | 8 | | | |
| No. 39. | Half salary of Officers on leave of absence— | | | | | | |
| | Dr. Alex. Robertson, Health Officer, at £272 6s. 8d., from 27th March to 31st December, 1864 | 207 | 18 | 3 | | | |
| | Mr. Hugh Colville, at £175, Clerk, Chief Secretary's Office, from 4th April to 31st December | 129 | 15 | 10 | | | |
| | Mr. McCrae, at £125, Registrar-General's Office, 1st June to 31st Dec. | 72 | 18 | 4 | | | |
| | | 410 | 12 | 5 | | | |
| No. 40. | To refund the Railway Department the amount of cash security paid by Mr. Jones, Cab proprietor, for due fulfilment of agreement with the Railway Department, and for which he held a receipt, dated the 19th December, 1860, signed by Mr. Nash, late Secretary for Railways, which sum has not been received by the Department, or brought to account in the books of the Treasury | 25 | 0 | 0 | | | |
| No. 41. | To pay to the Shire of Kyneton certain license fees, paid into the Treasury during 1864 | 190 | 0 | 0 | | | |
| | | | | | 986 | 0 | 9 |
| | | | | | 1,284 | 15 | 2 |
| VI.—COMMISSIONER OF PUBLIC WORKS. | | | | | | | |
| DIVISION No. 56. | | | | | | | |
| WORKS AND BUILDINGS. | | | | | | | |
| Subdivision— <i>Inalterable</i> — | | | | | | | |
| No. 1. | WHARVES, JETTIES, HARBORS, RIVERS, &c. | | | | | | |
| | To meet claims in connexion with the works for clearing the River Murray | 300 | 0 | 0 | | | |
| No. 2. | POLICE BUILDINGS. | | | | | | |
| | For Police Buildings generally | 150 | 0 | 0 | | | |
| No. 17. | RENTS AND FURNITURE. | | | | | | |
| | Fittings and Furniture, &c. | 50 | 0 | 0 | | | |
| No. 23. | MISCELLANEOUS. | | | | | | |
| | Other Public Works | 300 | 0 | 0 | | | |
| | | | | | 800 | 0 | 0 |
| VII.—COMMISSIONER OF TRADE AND CUSTOMS. | | | | | | | |
| DIVISION No. 64. | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | |
| Subdivision No. 1. | | | | | | | |
| CUSTOMS. | | | | | | | |
| | Allowance to Engineer, Surveyor of Steam Navigation Board for preparing plans and specifications for the machinery of the buoy tender steamer <i>Pharos</i> | | | | 50 | 0 | 0 |

| VIII.—POSTMASTER-GENERAL. | | £ | s. | d. | | |
|--|-------|---|----|-----------|----|---|
| DIVISION No. 67. | | | | | | |
| POST OFFICES. | | | | | | |
| Subdivision No. 1. | | | | | | |
| GENERAL POST OFFICE. | | | | | | |
| Difference between the daily rate of pay voted, viz. £ , and the amount paid, viz., at the rate per annum, to twenty-five Sorters, promoted to 5th class clerks, under the third section of 27 Vict. No. 226, from 3rd August to 31st December, 1864 | | | | 10 | 12 | 0 |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| DIVISION No. 69. | | | | | | |
| Subdivision No. 2. | | | | | | |
| ELECTRIC TELEGRAPH. | | | | | | |
| Maintenance and Repair of Lines, including the purchase, hire, and forage of horses | 320 | 0 | 0 | | | |
| For Overtime and Night Service, and occasional assistance or unforeseen requirements | 150 | 0 | 0 | | | |
| Stores | 60 | 0 | 0 | | | |
| | | | | 530 0 0 | | |
| | | | | 540 12 0 | | |
| IX.—COMMISSIONER OF RAILWAYS AND ROADS. | | | | | | |
| DIVISION No. 74. | | | | | | |
| RAILWAY WORKS. | | | | | | |
| Subdivision No. 1. | | | | | | |
| WORKING EXPENSES OF LINES. | | | | | | |
| Salaries, Wages, Labor, &c. | 1,000 | 0 | 0 | | | |
| DIVISION No. 75. | | | | | | |
| ROAD WORKS AND BRIDGES. | | | | | | |
| Towards opening tracks and making and repairing roads to the Gold Fields, Wood's Point, and the adjacent districts | 2,500 | 0 | 0 | | | |
| | | | | 3,500 0 0 | | |

And the said several resolutions were read a second time and agreed to by the Assembly.

SECOND ADDITIONAL ESTIMATES FOR 1865.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1865, for the several services hereunder specified, being—

| I.—CHIEF SECRETARY. | | £ | s. | d. |
|--|----|---|----|----|
| DIVISION No. 3. | | | | |
| THE LIBRARY. | | | | |
| One Clerk of the 5th Class, at £180, from the 1st January to the 19th February | 25 | 3 | 6 | |
| DIVISION No. 9. | | | | |
| Subdivision No. 1. | | | | |
| CHIEF MEDICAL OFFICER. | | | | |
| Secretary to the Central Board of Health (Increment) | 25 | 0 | 0 | |

| Classification. | | No. | £ | s. | d. | £ | s. | d. |
|--|-----------|-----|---|-----|-----|-------|----|----|
| Class. | Schedule. | | | | | | | |
| I.—CHIEF SECRETARY— <i>continued.</i> | | | | | | | | |
| DIVISION No. 10. | | | | | | | | |
| PUBLIC LIBRARY. | | | | | | | | |
| (In lieu of the original Estimate.) | | | | | | | | |
| 1 | 2 | ... | Librarian | ... | ... | 400 | 0 | 0 |
| 1 | 4 | ... | Sub Librarian * | ... | ... | 396 | 13 | 4 |
| 1 | 4 | ... | Clerk | ... | ... | 275 | 0 | 0 |
| 3 | ... | 3 | Assistants—*One at £218 6s. 8d.; * one at £173 6s. 8d.; and one at £160 | ... | ... | 551 | 13 | 4 |
| 4 | ... | 3 | Attendants at £150 | ... | ... | 600 | 0 | 0 |
| | | | | | | 2,223 | 6 | 8 |
| NOTE.—The Librarian is on leave on half salary, to 31st August, during which period the officers marked thus * receive half of their own and half of the salary of the superior officer, as compensation for the additional duties entailed on them. | | | | | | | | |
| DIVISION No. 15. | | | | | | | | |
| INDUSTRIAL SCHOOLS. | | | | | | | | |
| Medical Officer having charge of Stores, at £300 per annum, for eight months | | | ... | ... | ... | 200 | 0 | 0 |
| Matron, at £60 per annum, for eight months | | | ... | ... | ... | 40 | 0 | 0 |
| Clerk and Storekeeper, at £150 per annum, for eight months | | | ... | ... | ... | 100 | 0 | 0 |
| Clerk, at £200 per annum, for eight months | | | ... | ... | ... | 133 | 6 | 8 |
| All the officers in this Department, except where it is otherwise provided, receive, in addition to their salaries, allowances of quarters, rations, fuel, light, &c. | | | | | | 473 | 6 | 8 |
| DIVISION No. 16. | | | | | | | | |
| SCAB PREVENTION. | | | | | | | | |
| One Inspector, in addition to £200 previously voted | | | ... | ... | ... | 200 | 0 | 0 |
| DIVISION No. 17. | | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | | |
| Subdivision No. 1. | | | | | | | | |
| LEGISLATIVE ASSEMBLY. | | | | | | | | |
| Allowances to Witnesses attending Select Committees | | | ... | ... | ... | 400 | 0 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

| Subdivision No. 10. | | £ | s. | d. |
|--|--|-------|----|----|
| LUNATIC ASYLUM. | | | | |
| Maintenance of Female Lunatics outside the Lunatic Asylum | | 2,000 | 0 | 0 |
| Allowance, in lieu of quarters, &c., to the Junior Storekeeper | | 50 | 0 | 0 |
| Fees to Medical Visitors | | 250 | 0 | 0 |
| | | 2,300 | 0 | 0 |

And the said resolution was read a second time.

Mr. Verdon moved, That the same be amended by omitting the word "Medical" and inserting the word "Official" instead thereof.

Question—That the word proposed to be omitted stand part of the resolution—put and negatived.

Question—That the word proposed to be inserted, be so inserted—put and resolved in the affirmative.

And the said resolution as so amended was agreed to by the Assembly.

| Subdivision No. 11. | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|--------|----|----|
| PUBLIC LIBRARY. | | | | | | |
| Travelling Expenses of the Librarian while in England ... | 150 | 0 | 0 | | | |
| Subdivision No. 16. | | | | | | |
| INDUSTRIAL SCHOOLS. | | | | | | |
| Allowance in lieu of house rent, &c., to the Medical Officer in charge of Stores, at £50 per annum, for eight months | 33 | 6 | 8 | | | |
| Laundresses, Artizans, Wardsmen, and Servants as required, with quarters, fuel, light, and water ... | 173 | 6 | 8 | | | |
| Provisions ... | 1,400 | 0 | 0 | | | |
| Clothing... .. | 700 | 0 | 0 | | | |
| Fuel, &c. ... | 190 | 0 | 0 | | | |
| Medicines, &c. ... | 100 | 0 | 0 | | | |
| Stores, &c. ... | 240 | 0 | 0 | | | |
| Forage, &c. ... | 50 | 0 | 0 | | | |
| Transport ... | 300 | 0 | 0 | | | |
| Incidentals, &c. ... | 200 | 0 | 0 | | | |
| Seed, potatoes, wheat, &c. ... | 200 | 0 | 0 | | | |
| Farming Utensils, Ploughs, &c. ... | 200 | 0 | 0 | | | |
| | 3,786 | 13 | 4 | | | |
| | | | | 6,636 | 13 | 4 |
| DIVISION No. 21. | | | | | | |
| GRANTS. | | | | | | |
| <i>Subdivisions.—(Inalterable.)</i> | | | | | | |
| No. 6.—Towards a National Gallery :— | | | | | | |
| Gratuity to the Secretary of the Fine Arts Commission ... | 75 | 0 | 0 | | | |
| Fitting and Incidental Expenses ... | 150 | 0 | 0 | | | |
| | 225 | 0 | 0 | | | |
| No. 9.—To defray expenses in connection with the Dublin International Exhibition ... | 500 | 0 | 0 | | | |
| No. 10.—To the Committee of the Geelong Botanic Gardens ... | 1,000 | 0 | 0 | | | |
| No. 11.—To Botanic Gardens in Country Districts ... | 2,000 | 0 | 0 | | | |
| | | | | 3,725 | 0 | 0 |
| DIVISION No. 22. | | | | | | |
| MISCELLANEOUS. | | | | | | |
| <i>Subdivisions.—Inalterable.</i> | | | | | | |
| No. 4.—Maintenance of Deserted Children and Children temporarily maintained outside the Industrial Schools | 2,500 | 0 | 0 | | | |
| No. 5.—To meet the Preliminary Expenses of the first of a series of Exhibitions of General Industries and Art to be held in succession in the several Australian Colonies, the first of such Exhibitions to be held at Melbourne in the early part of 1866 ... | 2,000 | 0 | 0 | | | |
| | | | | 4,500 | 0 | 0 |
| | | | | 17,808 | 10 | 2 |

And the said several resolutions were read a second time and agreed to by the Assembly.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Message from His Excellency the Governor with amendments in the "*Electoral Law Consolidation and Amendment Bill*," and acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly in the First Schedule to the Bill, because it will give effect to the opinion of the Legislative Council, but with a proviso that the agreement shall not be drawn into a precedent; and acquaint the Legislative Assembly further, that the Legislative Council have disagreed with the amendments made by the Legislative Assembly on the amendments made by the Legislative Council on the amendments recommended by His Excellency the Governor in the Second Schedule to the Bill.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
5th July, 1865.

Ordered to be taken into consideration to-morrow.

6. SUPPLY.—The House, according to order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

7. LEICHHARDT EXPEDITION.—Mr. Harker moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying him to place the sum of £500 on an Additional Estimate, in aid of the funds of the Leichhardt Expedition.

Debate ensued.

Question—put and resolved in the affirmative.

8. MR. D. G. STEWART.—Mr. Longmore moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency will cause to be laid upon the Table of this House a copy of all papers having reference to the dispute between David Garth Stewart and party and Mr. Warden Pohlman.

Question—put and resolved in the affirmative.

9. MELBOURNE ORPHAN ASYLUM AND OTHER CHARITABLE INSTITUTIONS.—Motion for Address to be considered in Committee—Mr. Harker moved, That this Order of the Day be read and discharged.

Question—put and negatived.

Mr. Gillies moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the building fund of the Melbourne Orphan Asylum, and such other sums as may be requisite for building purposes, to meet the claims made on behalf of other charitable institutions.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

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

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Ways and Means—To be further considered in Committee,*"

"*Customs Duties Laws Amendment Bill—Second reading,*"

"*Manufactures—Report of Select Committee—To be considered in Committee,*"

"*Cape Patterson Coal Fields—Report of Select Committee to be further considered in Committee.*"

"*Dr. Evans—Motion for Address to be considered in Committee—Resumption of debate,*" until to-morrow;

"*Fencing Law Amendment Bill—Second reading,*" until Friday, 7th July instant;

"*Parliament Buildings—Report of Joint Committee to be considered in Committee,*" until to-morrow;

"*Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*" until Friday, 7th July instant.

Assembly adjourned at twenty-nine minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 98.

THURSDAY, 6TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ELECTORAL LAW CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of the Message from the Legislative Council on the amendments made by the Legislative Council on the amendments recommended by His Excellency the Governor in this Bill having been read—Mr. Higinbotham moved, That this House do not now insist on their amendment upon the amendment of the Legislative Council.
Question—put and resolved in the affirmative.
Ordered—That the Message of His Excellency the Governor be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly do not now insist on their amendment on the amendment of the Legislative Council on one of the amendments proposed by His Excellency the Governor in this Bill.
3. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—
July 5th.
Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1865, for the several services hereunder specified being—

II.—ATTORNEY-GENERAL.

| DIVISION No. 30. | £ | s. | d. | £ | s. | d. |
|--|-----|-----|----|---|-----|------|
| SHERIFFS. | | | | | | |
| Subdivision No. 2. | | | | | | |
| SHERIFFS.—CASTLEMAINE. | | | | | | |
| One Clerk at £275 instead of £250 per annum ... | ... | | | | 25 | 0 0 |
| DIVISION No. 31. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 2. | | | | | | |
| LAW OFFICERS OF THE CROWN. | | | | | | |
| Costs, &c., Action, Wall v. Britt | | 21 | 16 | 4 | | |
| Ditto ditto Ford v. Britt | | 17 | 9 | 0 | | |
| Ditto ditto Henderson v. Smith | | 86 | 12 | 2 | | |
| Ditto ditto Byrne v. Smith | | 17 | 2 | 9 | | |
| Costs in Action, Dill v. Murphy | | 143 | 8 | 6 | | |
| Clerical assistance... .. | | 260 | 0 | 0 | | |
| | | | | | 546 | 8 9 |
| Subdivision No. 6. | | | | | | |
| COMMISSIONER OF TITLES. | | | | | | |
| Clerical Assistance and preparation of Diagrams | | | | | 116 | 13 4 |
| | | | | | 688 | 2 1 |

IV.—TREASURER—continued.

| No. | Classification. | | | £ s. d. | | | £ s. d. | | |
|--------|-----------------|-----------|--|---------|--|-------|---------|----|-----------|
| | Class. | Schedule. | | | | | | | |
| | | | DIVISION No. 38A. | | | | | | |
| | | | STORES AND TRANSPORT. | | | | | | |
| 1 | 1 | 1 | Government Storekeeper, at £625, to 20th March | | | 137 | 15 | 4 | |
| 1 | 2 | ... | Accountant, at £550, to 20th March ... | | | 121 | 4 | 8 | |
| 1 | 3 | ... | Clerk, at £436 13s. 4d. ... | | | 96 | 5 | 0 | |
| 1 | 4 | ... | Clerk, at £300 ... | | | 66 | 2 | 7 | |
| 1 | 5 | ... | Clerk, at £180, to 31st January ... | | | 15 | 0 | 0 | |
| 1 | 5 | ... | Clerk, at £130, to 28th February... | | | 21 | 13 | 4 | |
| 1 | 5 | ... | Clerk, at £130, to 6th February ... | | | 13 | 3 | 1 | |
| 1 | ... | 3 | Resident Storeman, at £175, to 21st February | | | 25 | 10 | 5 | |
| 1 | ... | 3 | Resident Messenger, &c., at £130, to 20th March | | | 28 | 13 | 1 | |
| 1 | ... | 3 | Housekeeper at £40, to 20th March ... | | | 8 | 16 | 4 | |
| | | | | | | 534 | 3 | 10 | |
| | | | DIVISION No. 38B. | | | | | | |
| | | | STORES AND TRANSPORT. | | | | | | |
| 1 | 3 | ... | Clerk, at £436 13s. 4d., from 21st March to 31st December | | | 340 | 8 | 4 | |
| 1 | ... | 3 | Messenger, &c., at £130, from 21st March to 31st December | | | 101 | 6 | 11 | |
| 1 | ... | 3 | Housekeeper at £40, same period... | | | 31 | 3 | 8 | |
| | | | | | | 472 | 18 | 11 | |
| | | | DIVISION No. 42. | | | | | | 1,007 2 9 |
| | | | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | | | STORES AND TRANSPORT. | | | | | | |
| | | | Subdivision No. 2. | | | | | | |
| | | | Transport | | | 73 | 12 | 5 | |
| | | | Occasional Clerical Assistance | | | 43 | 7 | 10 | |
| | | | Travelling and Incidental Expenses | | | 4 | 0 | 0 | |
| | | | | | | 121 | 0 | 3 | |
| | | | Subdivision No. 3. | | | | | | |
| | | | GOVERNMENT PRINTER. | | | | | | |
| | | | Type and Printers' Furniture | | | 1,600 | 0 | 0 | |
| | | | DIVISION No. 44. | | | | | | 1,721 0 3 |
| | | | MISCELLANEOUS. | | | | | | |
| | | | Subdivisions— <i>Inalterable</i> — | | | | | | |
| No. 6. | | | Half Salaries of Officers on leave of Absence— | | | | | | |
| | | | Mr. Hugh Colville, at £175, 1st Jan. to 3rd April | | | £45 | 4 | 2 | |
| | | | Dr. Alexander Robertson, at £272 6s. 8d. 1st Jan. to 26th March | | | 64 | 8 | 5 | |
| | | | Mr. George McCrae, at £125, 1st Jan. to 31st May | | | 52 | 1 | 8 | |
| | | | J. M. Spence, from 21st March to 31st December, at £312 10s. | | | 243 | 12 | 4 | |
| | | | Two Police Magistrates, at £325, one from 1st April and one from 1st July to 31st December | | | 406 | 5 | 0 | |
| | | | One clerk, at £137 10s. 0d, from 21st April to 31st December | | | 95 | 9 | 8 | |
| | | | | | | 907 | 1 | 3 | |
| No. 7. | | | Gratuity: to David Wren, late messenger at the Crown Lands' Office, compelled to retire in consequence of having become incapacitated to perform his duties | | | 80 | 0 | 0 | |

IV.—TREASURER—*continued.*

| | £ | s. | d. | £ | s. | d. |
|---|-----|----|----|-------|----|----|
| No. 8. Compensation to Mrs. Winifred Ryan, for loss sustained by her in consequence of the sale of land which comprised her residence without allowance of any valuation for improvements | 230 | 0 | 0 | | | |
| No. 9. Gratuity to Mrs. Catherine Walsh, widow of the late stable keeper at the Parliament House ... | 100 | 0 | 0 | | | |
| No. 10. Gratuity to Mrs. Margaret Cullum, widow of the late boatswain Cullum | 35 | 3 | 6 | | | |
| No. 11. To defray the expenses of a Queen's Plate to be run for on the Melbourne course, under the auspices of the Victorian Racing Club | 200 | 0 | 0 | | | |
| No. 12. To redeem Railway Loan Debentures, Nos. 28421, 29035, and 29036, due 1885, supposed to be lost ... | 300 | 0 | 0 | | | |
| No. 13. Compensation to Messrs. R. and A. Scott, for removal of the boundary fencing of allotment 23 A, parish of Buninyong, in consequence of the land being required for a road | 10 | 0 | 0 | | | |
| No. 14. Allowance to Mr. Staveley for acting as receiver and paymaster at Castlemaine, 1st Jan. to 31st March | 25 | 0 | 0 | | | |
| No. 15. Payment to Robert Barker of an amount found on the person of one Alexander Cameron, convicted of sheep stealing, the amount forming a portion of the money paid by Mr. Barker for the stolen sheep ... | 114 | 7 | 6 | | | |
| No. 16. To be refunded from Revenue— To Mr. George Haynes, amount found upon prisoner, W. H. Lloyd, and paid into the Treasury £11 0 0 | | | | | | |
| To M. Cantlon—Fees received from him and paid into the Treasury by the Commissioners of Titles; applications having been afterwards withdrawn 2 10 5 | 13 | 10 | 5 | | | |
| No. 18. Reward to the Discoverer of the Navarre Gold Field, J. Fewster, or to his executors. Amount appropriated but unclaimed out of the vote of 1863—Div. 47 \| 43 | 150 | 0 | 0 | | | |
| No. 19. To reimburse the Crown Lands Department the amount paid into Court in settlement of the Action of Woods v. the Board of Land and Works ... | 150 | 0 | 0 | | | |
| No. 21. Compensation to Mr. Deverden, a late Temporary Geodetic Surveyor, who after five years' service has been compelled to resign in consequence of an injury received while discharging his duties in the field ... | 87 | 10 | 0 | | | |
| No. 22. Gratuity to the Widow of the late Mr. George Willis, of the Lands and Survey Department ... | 320 | 16 | 8 | | | |
| No. 23. Gratuity to the Widow of the late Mr. Albert Brewer Gains, of the Treasury Department ... | 100 | 0 | 0 | | | |
| No. 24. Gratuity to the Family of the late Mr. Roof ... | 15 | 0 | 0 | | | |
| No. 25. Compensation to Dr. Bowie for Improvements at Yarra Bend | 120 | 0 | 0 | | | |
| No. 26. To discharge the claim preferred by Mr. J. P. Main | 251 | 13 | 8 | | | |
| | | | | 3,210 | 3 | 0 |

And the said several resolutions were read a second time and agreed to by the Assembly.

IV.—TREASURER—*continued.*

DIVISION No. 44B.

CHARITABLE INSTITUTIONS.

GRANTS IN AID.

On the following conditions, viz. :—

(1.) That a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1864, verified by the solemn declaration before a Justice of the Peace of the Secretary or other officer of every such Institution has been deposited in the Treasury.

(2.) That similar accounts, verified in the manner before described, be furnished for the first six months of the year 1865 prior to 31st July in that year, and for the quarters ending 30th September and 31st December in that year, prior to 31st October, 1865, and 31st January, 1866 respectively.

(3.) That a sum equal to one-third of the amount claimed out of the present grant to each institution be raised on account of the year 1865 by private contributions.

(4.) That before any portion of such grant be authorized by the Treasurer, a list of such contributions shall have been deposited in the Treasury, accompanied by a solemn declaration made before a Justice of the Peace by the Secretary or other officer of every such institution, that such contributions have been actually received, and have been made without any right of relief having accrued to the persons from whom such contributions have been received.

(5.) That the Secretary or some other officer of every such institution shall before the last day of January, 1866, make a return verified by his solemn declaration before a Justice of the Peace, to the Treasurer, of the number of persons received into such institution during the year preceding, the number of officials and servants, and the vital statistics of such institution, together with such other and further information as the Governor in Council, by rules and regulations from time to time in that behalf made, may direct.

Subdivision No. 1—(Inalterable).

| | Maintenance. | £ | s. | d. |
|--|--------------|--------|----|----|
| No. 1.—Ararat Hospital | £ | 1,000 | | |
| No. 2.—Ballaarat District Hospital | | 4,500 | | |
| No. 3.—Beechworth Hospital | | 3,000 | | |
| No. 4.—Belfast Hospital | | 500 | | |
| No. 5.—Castlemaine District Hospital | | 2,500 | | |
| No. 6.—Dunolly District Hospital | | 1,200 | | |
| No. 7.—Heathcote Hospital | | 500 | | |
| No. 8.—Kilmore Hospital | | 300 | | |
| No. 9.—Kyneton Hospital | | 1,550 | | |
| No. 10.—Maryborough District Hospital | | 2,300 | | |
| No. 11.—Melbourne Hospital | | 13,500 | | |
| No. 12.—Melbourne Lying-in Hospital | | 1,000 | | |
| No. 13.—Pleasant Creek Hospital | | 1,500 | | |
| No. 14.—Portland Hospital | | 550 | | |
| No. 15.—Bendigo Hospital | | 4,000 | | |
| No. 16.—Warrnambool Hospital | | 350 | | |
| No. 17.—Ballaarat Benevolent Asylum | | 3,150 | | |
| No. 18.—Beechworth Benevolent Asylum | | 500 | | |
| No. 19.—Castlemaine Benevolent Asylum | | 1,000 | | |
| No. 20.—Melbourne Benevolent Asylum | | 8,500 | | |
| No. 21.—Bendigo Benevolent Asylum | | 1,500 | | |
| No. 22.—Infirmary and Benevolent Asylum, Geelong | | 3,000 | | |
| No. 23.—Protestant Orphan Asylum, Melbourne | | 2,300 | | |
| No. 24.—Geelong Orphan Asylum | | 1,500 | | |
| No. 25.—Our Lady's Orphanage, Geelong | | 700 | | |
| No. 26.—St. Augustine's Orphanage, Geelong | | 900 | | |
| No. 27.—St. Vincent de Paul's Orphanage, Emerald Hill... .. | | 2,500 | | |
| No. 28.—Amherst District Hospital | | 1,100 | | |
| No. 29.—Maldon Hospital | | 150 | | |
| No. 30.—Swan Hill District Hospital | | 1,000 | | |
| No. 31.—Creswick Hospital... .. | | 900 | | |
| No. 32.—Daylesford Hospital | | 1,200 | | |
| No. 33.—Hamilton Benevolent Asylum | | 500 | | |
| No. 34.—Jewish Philanthropic Society | | 150 | | |
| No. 35.—House of Mercy | | 500 | | |
| No. 36.—The Upper Goulburn District Hospital, Woods Point | | 500 | | |
| No. 37.—Melbourne Ladies' Benevolent Society | | 1,295 | | |
| No. 38.—Geelong Female Benevolent Society | | 400 | | |
| No. 39.—Deaf and Dumb Institution, Prahran | | 800 | | |
| No. 40.—The Refuge, Madeline street | | 500 | | |
| No. 41.—The Female Refuge, Abbotsford | | 500 | | |
| No. 42.—Sale Hospital | | — | | |
| Total Subdivision No. 1 | | 73,295 | | |

Subdivision No. 2.

Immigrants' Aid Society (unconditional, so far as regards private contributions)

1,000

74,295 0 0

And the said resolution was read a second time.

Mr. Verdon moved, That the said resolution be amended by omitting therefrom the words and figures following, viz. : "No. 42. Sale Hospital."

Question—That the words and figures proposed to be omitted stand part of the resolution—put and negatived.

Question—That the Assembly agree to the said resolution as so amended—put and resolved in the affirmative.

V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

| No. | Classification. | | DIVISION No. 47. GEOLOGICAL SURVEY. | £ s. d. | | |
|-----|-----------------|-----------|--|---------|---|---|
| | Class. | Schedule. | | | | |
| 1 | 3 | ... | Lithographer, at £375 | 375 | 0 | 0 |

And the said resolution was read a second time and agreed to by the Assembly.

4. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

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

5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act to amend and explain the Instruments and Securities Statute 1864.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 6th July, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Law relating to Acts of Parliament,*" and acquaint the Legislative Assembly that they insist upon their amendments in the said Bill.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
6th July, 1865.

Ordered to be taken into consideration, Tuesday, 11th July instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend and consolidate the Laws relating to Public Works,*" and acquaint the Legislative Assembly that they have agreed to some of the amendments made by the Legislative Assembly on amendments of the Legislative Council; have insisted on their amendment to insert new clause A; and have agreed to an amendment of the Legislative Assembly on an amendment of the Legislative Council with an amendment; and have not insisted on another amendment in the Bill; with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
6th July, 1865.

Ordered to be printed and taken into consideration, Tuesday, 11th July instant.

6. MRS. PENTON.—Mr. Foott moved, pursuant to notice, That this House will, to-morrow resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum equal to a year's salary to be placed on an additional Estimate for 1865, as a gratuity to the Widow of the late Mr. Penton, late Telegraph Master at Geelong.

Question—put and negatived.

7. QUARANTINE—"GOLDEN EMPIRE."—Dr. Girdlestone moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting him to cause to be laid upon the Table of the House the Report of the Commission appointed to enquire into the Quarantine of the *Golden Empire*, and generally on the management of the Sanitary Station.

Question—put and resolved in the affirmative.

8. LEICHHARDT EXPEDITION.—The Order of the Day for the consideration of the propriety of presenting an Address to His Excellency the Governor, praying him to place the sum of £500 on an Additional Estimate, in aid of the funds of the Leichhardt Expedition, having been read—Mr. Harker moved, That Mr. Speaker do now leave the Chair.
Question—put and negatived.
9. MELBOURNE ORPHAN ASYLUM AND OTHER CHARITABLE INSTITUTIONS.—The Order of the Day for the further consideration in Committee of the whole, of the propriety of presenting an Address to His Excellency the Governor, praying him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the building fund of the Melbourne Orphan Asylum, and such other sums as may be requisite for building purposes, to meet the claims made on behalf of other charitable institutions, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

FRIDAY, 7TH JULY, 1865.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the report be received this day.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Ways and Means—To be further considered in Committee,*”
 - “ *Customs Duties Laws Amendment Bill—Second reading,*” until Tuesday, 11th July instant ;
 - “ *Manufactures—Report of Select Committee—To be considered in Committee,*” until Thursday, 13th July instant ;
 - “ *Cape Patterson Coal Fields—Report of Select Committee to be further considered in Committee,*”
 - “ *Dr. Evans—Motion for Address to be considered in Committee—Resumption of debate,*”
 - “ *Parliament Buildings—Report of Joint Committee to be considered in Committee,*” until this day.

Assembly adjourned at twenty-four minutes past twelve o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 99.

FRIDAY, 7TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. INDEPENDENCE OF THE JUDGES.—Mr. Casey moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting him to cause to be laid upon the Table of this House copies of all correspondence, minutes, and papers, if any, that have passed between His Excellency, the Government, the Judges, and the Imperial Government, referring to the independence or privileges of the Judges.
Question—put and resolved in the affirmative.
3. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Higinbotham, the following Order of the Day was read and discharged :—
“*Fencing Law Amendment Bill—Second reading.*”
Ordered—That the said Bill be withdrawn.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*County Courts Equity Jurisdiction Bill—Second reading,*” until Tuesday, 11th July instant ;
“*Fisheries Law Amendment and Consolidation Bill—Second reading,*” until Friday, 14th July instant ;
“*Sale of Runs—Motion respecting—Resumption of debate,*”
“*Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*”
“*Supply—Resolutions to be reported,*”
“*Supply—To be further considered in Committee,*” until Tuesday, 11th July instant.
5. CAPE PATTERSON COAL FIELDS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee to which this subject was referred having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the report be received on Tuesday, 11th July instant.
6. ADJOURNMENT.—Capt. Dane moved, That this House do now adjourn.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 18.

| | |
|--------------|-----------------|
| Mr. Berry, | Mr. Halfey, |
| Mr. Brown, | Mr. Jones, |
| Mr. Burt, | Mr. King, |
| Mr. Cohen, | Mr. Longmore, |
| Mr. Connor, | Mr. Mason, |
| Mr. Cope, | Mr. Robinson. |
| Mr. Cowell, | |
| Mr. Crews, | <i>Tellers.</i> |
| Capt. Dane, | Mr. Orr, |
| Mr. Greeves, | Mr. Bayles. |

Noes, 19.

| | |
|------------------|------------------|
| Mr. Campbell, | Mr. Ramsay, |
| Mr. Frazer, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Mr. Higinbotham, | Mr. J. T. Smith, |
| Mr. Lalor, | Mr. Snodgrass, |
| Mr. Levey, | Mr. Sullivan. |
| Mr. Levi, | |
| Mr. MacBain, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Blackwood, |
| Mr. O'Grady, | Mr. L. L. Smith. |
| Mr. Pearson, | |

And so it passed in the negative.

7. DR. EVANS.—The Order of the Day for the resumption of the debate on the question, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £3000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, and upon the amendment, That all the words after the word “that” be omitted, and the words “this House will, on this day six months, resolve itself into the said Committee,” inserted instead thereof—having been read.

Debate resumed.

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

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £3000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years—put.

Assembly divided.

| Ayes, 21. | | Noes, 17. | |
|------------------|------------------|---------------|-----------------|
| Mr. Blackwood, | Mr. O’Grady, | Mr. Berry, | Mr. Longmore, |
| Mr. Campbell, | Mr. Pearson, | Mr. Brown, | Mr. Mason, |
| Mr. Fairbairn, | Mr. Sherwin, | Mr. Burt, | Mr. Michie, |
| Mr. Frazer, | Mr. G. V. Smith, | Mr. Connor, | Mr. Moffatt, |
| Mr. Gillies, | Mr. L. L. Smith, | Mr. Cope, | Mr. Robinson. |
| Mr. Harker, | Mr. Sullivan, | Mr. Cowell, | |
| Mr. Higinbotham, | Mr. Zeal. | Capt. Dane, | |
| Mr. Kerferd, | | Mr. Greeves, | <i>Tellers.</i> |
| Mr. Lalor, | | Mr. Halfey, | Mr. Orr, |
| Mr. Levi, | <i>Tellers.</i> | Mr. Harbison, | Mr. Jones. |
| Mr. MacBain, | Mr. Snodgrass, | | |
| Mr. McCulloch, | Mr. Levey. | | |

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.

Resolved—That this House will, on Tuesday, 11th July instant, again resolve itself into the said Committee.

8. MELBOURNE ORPHAN ASYLUM AND OTHER CHARITABLE INSTITUTIONS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

(7th July.)

Resolved—That an Address be presented to His Excellency the Governor, requesting him to cause the sum of £3000 to be placed on an Additional Estimate for 1865, in aid of the building fund of the Melbourne Orphan Asylum, and such other sums not exceeding £20,000 as may be requisite for building purposes, to meet the claims made on behalf of other charitable institutions.

And the said resolution was read a second time and agreed to by the Assembly.

9. PARLIAMENT BUILDINGS.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on Parliament Buildings having been read—On the motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

Mr. Lalor reported that the Committee had come to certain resolutions, which were read, and are as follow :—

Resolved—

1. That the trenched ground now being planted in the Parliamentary Reserve, should for the present be closed to the public; but that the keys of the gates should be placed in the custody of the Assistant Librarian, and of the Housekeepers of both Houses, for the use of Members.
2. That the planted ground ought, in the opinion of the Committee, to be enclosed by an ornamental iron fence, to be approved of by the Committee.
3. That the Commissioner of Police be requested to direct the Police officers to protect the grounds from the intrusion of the public, as recommended in the foregoing resolutions.

And the said resolutions were read a second time, and agreed to by the Assembly.

Assembly adjourned at twenty-five minutes past eight o’clock until four o’clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 100.

TUESDAY, 11TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. NATIONAL DEFENCES COMMITTEE.—Mr. O'Shanassy, Chairman, brought up the Report from this Committee.
Report read and ordered to lie on the Table, and to be printed
3. PAPERS.—Mr. Francis presented, by command of His Excellency the Governor—
Emigration and Immigration.—Regulations for the conduct of Emigration to Victoria, for the nomination of Immigrants by persons resident therein, and for the introduction of persons skilled in Special Industries.
Ordered to lie on the Table.
Mr. Higinbotham presented—
Bills.—Return to an Order of the Legislative Assembly, dated 9th June last, for a Return specifying in detail the Bills introduced by the Government during the last and the present Sessions, with the amounts paid for drafting same respectively; and distinguishing Consolidation from other Bills.
Ordered to lie on the Table.
4. PETITION.—Mr. Berry presented a Petition from the Parents and Guardians of Children attending the Grosvenor School, Bond street, Collingwood, and Inhabitants generally, praying this House to grant a Select Committee from this House to enquire into and report upon the merits of the case, referred to in the Petition, generally, and finally to extend the benefits of the Common Schools Act to this school.
Ordered to lie on the Table.
5. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Fifteenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
6. MR. WARDEN LOWTHER.—Mr. B. G. Davies moved, by leave of the Assembly, That there be laid upon the Table of the House a list of all applications for mining leases made to Mr. Warden Lowther, of Inglewood (more particularly for leases on the Daly Lead), from the 1st of January, 1864, to the present time, showing in a tabulated form—
 - (1.) The names and addresses of the applicants, and the date of each application.
 - (2.) The date of forwarding the several applications to the Mining Department.
 - (3.) The amount paid (if any) by each party so applying, and the date of its transmission to the Treasury.Question—put and resolved in the affirmative.
7. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Sullivan moved, by leave of the Assembly, That a Message be transmitted to the Legislative Council, acquainting them that the Legislative Assembly have agreed to the three first paragraphs in the Report from the Joint Committee on "Parliament Buildings."
Question—put and resolved in the affirmative.
8. QUEEN *v.* PATTERSON.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House, copies of all correspondence, papers, &c., in the case of the Queen *v.* Patterson, heard at the Police Court, Daylesford, on the 30th June, 1865, upon the information of Theophilus Henry Parker.
Question—put and resolved in the affirmative.

9. **INTERPRETATION OF ACTS BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council, acquainting the Legislative Assembly that the Legislative Council insist upon their amendments in the said Bill, having been read—Mr. Higinbotham moved, That the Legislative Assembly insist on disagreeing to the amendments of the Legislative Council.

Question—put and resolved in the affirmative.

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

10. **PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council, insisting on their amendment to insert new Clause A in this Bill, and acquainting the Legislative Assembly that they have agreed to an amendment of the Legislative Assembly on an amendment of the Legislative Council, with an amendment, having been read—Mr. Higinbotham moved, That the Legislative Assembly do not insist in disagreeing to the said amendment to insert new Clause A, but that the Legislative Assembly do now agree to such amendment by adding it to Clause 191, and by adding to such amendment the words “Provided nevertheless that the Board shall not be liable to make compensation for any land taken or any damage sustained or for any cause of action as hereinbefore lastly mentioned, unless a claim in writing shall have been made in respect of such compensation or cause of action before the 1st day of January, A.D. 1865.”

Debate ensued.

Mr. Vale moved, That this debate be now adjourned.

Question—That this debate be now adjourned until Thursday, 13th July instant—put and resolved in the affirmative.

11. **SUPPLY.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :

SECOND ADDITIONAL ESTIMATES FOR 1865.

6th July, 1865.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1865, for the several services hereunder specified, being—

V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

| | £ | s. | d. | £ | s. | d. |
|--|-------|----|----|--------|----|----|
| DIVISION No. 49. | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Subdivision No. 1. SURVEY BRANCH. | | | | | | |
| Expenditure incidental to the bringing the new Land Act into operation including Travelling Expenses ... | 2,100 | 0 | 0 | | | |
| Subdivision No. 2. | | | | | | |
| ADMINISTRATIVE BRANCH. | | | | | | |
| To cover expense of Extra Security given by Land Officers appointed without additional remuneration ... | 100 | 0 | 0 | | | |
| | | | | 2,200 | 0 | 0 |
| DIVISION No. 50. | | | | | | |
| Contract Surveys | | | | 20,000 | 0 | 0 |
| DIVISION No. 54. | | | | | | |
| Improving Public Parks, Gardens, and Parliament Houses' Reserve, and for Repairs and Renewal of Fences around Reserves, vested in the Board of Land and Works | | | | 2,171 | 0 | 0 |
| DIVISION No. 55a. | | | | | | |
| ARBITRATION EXPENSES UNDER LAND ACT, 1862. | | | | | | |
| A portion of the vote of 1863 having lapsed | | | | 1,320 | 0 | 0 |
| | | | | 25,691 | 0 | 0 |

And the said several resolutions were read a second time, and agreed to by the Assembly.

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | £ | s. | d. | £ | s. | d. |
|---|-------|----|----|---|----|----|
| WORKS AND BUILDINGS. | | | | | | |
| Subdivisions— | | | | | | |
| No. 1. WHARVES, JETTIES, HARBORS, RIVERS, &c. | | | | | | |
| To increase the Wharfage accommodation at Mornington | 1,000 | 0 | 0 | | | |
| For cutting a bar at the entrance to the River LaTrobe and otherwise improving the River | 1,000 | 0 | 0 | | | |
| Harbor Improvements, Belfast | 3,000 | 0 | 0 | | | |
| Lowering the Falls at Melbourne, and repairing and securing the Falls Bridge | 800 | 0 | 0 | | | |
| | 5,800 | 0 | 0 | | | |
| No. 3. GAOLS. | | | | | | |
| For Repairs and Additions generally | 2,000 | 0 | 0 | | | |
| No. 6. LUNATIC ASYLUMS. | | | | | | |
| Compensation to Miners and other Occupiers of the Lunatic Asylum Reserve at Beechworth for their compulsory removal therefrom | 1,400 | 0 | 0 | | | |
| No. 11. SURVEY AND LAND OFFICES. | | | | | | |
| New Buildings, Enlarging, Fittings, &c. | 5,100 | 0 | 0 | | | |
| No. 13. ELECTRIC TELEGRAPHS. | | | | | | |
| Extension of Telegraphic Communication to Linton's, including Brown's and Scarsdale | 600 | 0 | 0 | | | |
| Buildings | 1,000 | 0 | 0 | | | |
| | 1,600 | 0 | 0 | | | |
| No. 14. POST OFFICE AND TELEGRAPH STATIONS. | | | | | | |
| No. 2.—For new Offices throughout the Colony | 2,000 | 0 | 0 | | | |
| Additional clearing, &c., along the Gippsland Line of Telegraph | 250 | 0 | 0 | | | |
| Local Communication (Government Offices, Melbourne) | 87 | 0 | 0 | | | |
| Unexpended Balance of Vote for 1864 | 2,337 | 0 | 0 | | | |
| No. 16. RENTS AND FURNITURE. | | | | | | |
| Fittings and Furniture, including repairs at the residence of His Excellency the Governor | 250 | 0 | 0 | | | |
| No. 17. WATER RESERVOIRS. | | | | | | |
| Beechworth Water Works | 2,000 | 0 | 0 | | | |
| No. 18. NATIONAL MUSEUM. | | | | | | |
| Glass Cases, Fittings, and Furniture | 1,000 | 0 | 0 | | | |
| Towards the erection of a National Museum | 5,000 | 0 | 0 | | | |
| | 6,000 | 0 | 0 | | | |
| No. 21. SUNDRY WORKS, MELBOURNE. | | | | | | |
| Approaches, &c., Botanic Garden Bridge | 900 | 0 | 0 | | | |
| Buildings for Immigration purposes | 750 | 0 | 0 | | | |
| | 1,650 | 0 | 0 | | | |
| No. 23. MISCELLANEOUS. | | | | | | |
| For the obtainment and erection of an Equatorial Telescope | 5,000 | 0 | 0 | | | |
| For the purpose of constructing a Storm Water Channel from the Royal Park to the lower part of Hotham | 1,500 | 0 | 0 | | | |
| For Works at the Metropolitan Manure Dépôt | 650 | 0 | 0 | | | |
| For Fencing the Old Cemetery | 250 | 0 | 0 | | | |
| For a Storm-water Channel at Inglewood | 1,500 | 0 | 0 | | | |
| | 8,900 | 0 | 0 | | | |

And the said resolution having been read a second time, Mr. Verdon moved, That the same be re-committed to the Committee of Supply.
Question—put and resolved in the affirmative.

IX.—COMMISSIONER OF RAILWAYS.

| DIVISION No. 75. | £ | s. | d. |
|---|-------|----|----|
| DEPARTMENTAL CONTINGENCIES. | | | |
| To meet outstanding claims on account of the years 1862 and 1863, the votes for the payment of same having lapsed | 100 | 0 | 0 |
| | | | |
| DIVISION No. 75A. | | | |
| FOR PRELIMINARY SURVEYS | 3,650 | 0 | 0 |
| <i>(This includes an amount of £800, placed in error under Division 74A, on the Third Supplementary Estimates for the year 1864.)</i> | | | |
| | 3,750 | 0 | 0 |
| | 3,750 | 0 | 0 |

X.—MINISTER OF MINES.

| DIVISION No. 79. | £ | s. | d. | £ | s. | d. |
|--|-----|----|----|---|----|----|
| MISCELLANEOUS. | | | | | | |
| Aid to Prospectors for Coal—One-third of the cost being contributed by the Prospectors | 500 | 0 | 0 | | | |
| Compensation to James Pensam for loss of puddling machine, water reservoir, and claim at Dunolly ... | 100 | 0 | 0 | | | |
| | 600 | | | 0 | 0 | 0 |
| | 600 | | | 0 | 0 | 0 |

XI.—COMMISSIONER OF ROADS.

| DIVISION No. 82. | £ | s. | d. |
|---|--------|----|----|
| ROAD WORKS AND BRIDGES. | | | |
| Subdivision No. 3. | | | |
| Towards making and maintaining portions of the Sydney road not included within any Borough, Road District, or Shire | 20,000 | 0 | 0 |
| For the purpose of assisting in the construction of bridges within Shires, Boroughs and Road Districts in special cases where the revenue of local bodies is insufficient to provide for the same, on condition that in all cases the local bodies shall provide one-third of the amount proposed to be expended | 50,000 | 0 | 0 |
| For making an approach to Ceres bridge, within the Shire of Bannockburn | 200 | 0 | 0 |
| | 70,200 | | |
| | 70,200 | | |

And the said several resolutions were read a second time, and agreed to by the Assembly.

12. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.
 Ordered—That the Report be received to-morrow.
 Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
 Resolved—That this House will, this day, again resolve itself into the said Committee.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Ways and Means—To be further considered in Committee,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*” until to-morrow ;

“ *County Courts Equity Jurisdiction Bill—Second reading,*” until Friday, 15th July instant ;

“ *Sale of Runs—Motion respecting—Resumption of debate,*”

“ *Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*” until to-morrow.

14. DR. EVANS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum of £3000 to be placed on an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, having been read—Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 12TH JULY, 1865.

Mr. Speaker resumed the chair.

15. SUPPLY.—The Order of the Day for the Committee of Supply having been read,

16. ADJOURNMENT.—Capt. Dane moved, That the House do now adjourn.

Debate ensued.

Question—That the House do now adjourn—put and negatived.

17. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress.

Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.

Resolved—That this House will this day again resolve itself into the said Committee.

18. CAPE PATTERSON COAL FIELDS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

7th July.

Resolved—That in the opinion of the Committee it is desirable that the Government should aid private enterprise in the construction of a railway from the coal workings at Cape Patterson to Griffith's Point.

And the said resolution was read a second time and agreed to by the Assembly.

Assembly adjourned at seventeen minutes past one o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 101.

WEDNESDAY, 12TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented, by command of His Excellency the Governor—
New Manufactures and Industries.—Regulations for expending the sum of £5,000,
voted by Parliament in the year 1865.
Ordered to lie on the Table.
Mr. Sullivan presented—
Melbourne Sewers and Water Supply.—Cash Sheet and Balance Sheet for year
1864.
Ordered to lie on the Table.
3. COMPLAINT COMMITTEE.—Capt. Dane, Chairman, brought up the Report from this Committee.
Report read, and, together with the proceedings of the Committee, ordered to lie on the
Table, and to be printed.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His
Excellency the Governor was presented by Mr. Verdon, and the same was read, and is as
follows—

Third Additional Estimates, 1865.

C. H. DARLING,
Governor. *Message No. 33.*

The Governor transmits to the Legislative Assembly Third Additional Estimates
of Expenditure for 1865, and recommends an appropriation of the Consolidated Revenue
accordingly.
Government Offices,
Melbourne, 12th July, 1865.

Ordered to lie on the Table, and, together with the accompanying Estimates, to be printed
and referred to the Committee of Supply.
5. MR. SUPERINTENDENT COBHAM.—Mr. Levey moved, pursuant to notice, That the Papers
connected with the charges brought against Superintendent Cobham, and the Report
of the Board appointed to enquire into them, be laid upon the Table of this House.
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration
of the several Orders of the Day, Government Business, be postponed until after the
consideration of the first Notice of Motion on the Paper for to-day.
7. NATIONAL DEFENCES.—Mr. O'Shanassy moved, pursuant to *amended* notice, That the
Assembly do agree to the following Address :—

TO THE QUEEN'S MOST EXCELLENT MAJESTY, VIZ.:—
We, the Members of the Legislative Assembly of Victoria, in Parliament
assembled, beg leave to approach Your Majesty with renewed assurances of our loyalty
and affection.
We humbly desire to express to Your Majesty our earnest wish that adequate
provision may be made for defending the Colony against foreign aggression.
Your Majesty's Ministers have been pleased to acknowledge, on several occasions,
that Victoria has taken upon herself a larger share of the cost of her defence than any
other of Your Majesty's possessions. Since the year One thousand eight hundred and
fifty-six, the sum of Two hundred and thirty-three thousand pounds has been expended

upon arms, defensive works, and barrack accomodation. An armed vessel has been purchased and maintained at a cost of One hundred and twenty-three thousand pounds. The amount contributed to the pay and allowances of Your Majesty's forces stationed here has been Three hundred and fifty-six thousand pounds. A body of volunteers, of all arms, has been maintained for the last nine years, at a cost of One hundred and sixty-nine thousand pounds; and by effective regulations and a liberal encouragement of the patriotic and self-reliant spirit of the people, we have secured not only a large number of men, but a well-trained and disciplined force.

But while the fortification of our harbor remains incomplete, the expenditure we have incurred, and the measures we have taken, will avail us little in case of an attack upon Melbourne from the sea. We therefore desire, by the completion of our works of defence, to be protected against the loss and degradation of such an attack as might now be made with impunity.

We beg leave to submit to Your Majesty that in such an event, while the people of this country would suffer much material loss, our fellow subjects in Great Britain would suffer more.

We learn from the records of the Custom-house, that four-fifths of the ships annually frequenting the Port of Melbourne, are the property of British owners, and that of their total estimated value—Four million seven hundred and seventy thousand pounds—Four million pounds represent the interest which British merchants have in them. The cargoes which these ships bring to our shores every year, from the United Kingdom and other British possessions, are worth Ten million pounds, and the Colonial produce they take away, consisting chiefly of gold and wool, is worth Nine million seven hundred and fifty thousand pounds. Both ships and cargo appear to be for the most part insured in British offices, so that in the event of their destruction or capture by an enemy, Great Britain would sustain the principal loss. The property of the banking and other financial institutions in Victoria, is estimated at Ten million pounds, and Eight million pounds of this amount may be said to represent British capital; while the supply of British commodities stored in the Melbourne warehouses is seldom less than sufficient for six months' consumption, worth Five million pounds.

It would therefore appear that, as a matter of mere material advantage, the subject of our Defence must be regarded as one of Imperial as well as of local concern; and we have observed with great satisfaction the declaration of Your Majesty's Ministers in Parliament, that apart from this consideration, it is the duty of Your Majesty's Government to protect against foreign aggression all Your Majesty's possessions, for the honor and credit of the Kingdom. Your Majesty's subjects in Victoria desire that the privilege of forming part of the great empire over which your Majesty happily reigns may ever be theirs, and it is with no wish of avoiding the risk of war incidental to our relation to the empire or of making the connexion a burden upon Great Britain that we now approach Your Majesty.

Relying upon the opinions expressed by Your Majesty's Ministers and by officers of high rank in the Civil Service and in Your Majesty's Navy, we propose to make provision for our works of defence in the belief that Your Majesty will be graciously pleased to grant our request for assistance in such proportion as to your Majesty's advisers may seem just.

We deem it unlikely that any serious attempt will be made to invade and hold our territory; and while we are not sufficiently numerous and wealthy as a people to undertake, without assistance, the cost of a complete system of harbor defence, we are prepared to maintain, in addition to your Majesty's troops, whatever force may be necessary to resist invasion.

We are aware that in despatches upon the subject of colonial defences, Your Majesty's Ministers have accepted the responsibility of our defence from attack by a fleet, which, it is presumed, could not escape the vigilance of Your Majesty's Navy; but the fact that single ships have entered our principal harbor unobserved, and the opinion expressed by naval and military officers from whom advice has been sought, strengthen our belief that we shall always have to rely upon local defences to resist an attack by a ship or a squadron,—and it is against this danger that we desire to provide.

For these reasons, therefore, we venture to hope that Your Majesty may be advised that the work of defending Victoria should not be left entirely to the colonists; and we trust that our willingness to undertake the maintenance of our defences when established, may influence the decision of Your Majesty's Government upon the request we now prefer,—that we may receive such aid in their creation, as may be commensurate with the importance of the Imperial interests involved.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Greeves moved, That a Message be transmitted to the Legislative Council, acquainting them that the Assembly have agreed to the above Address, and requesting their concurrence therein.

Debate ensued.

Mr. Levey moved, That this debate be now adjourned.

Debate continued.

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

8. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

SECOND ADDITIONAL ESTIMATES FOR 1865.

11th July, 1865.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1865, for the several services hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | | £ | s. | d. |
|--|--|-------|----|----|
| WORKS AND BUILDINGS. | | | | |
| Subdivisions— | | | | |
| No. 1. WHARVES, JETTIES, HARBORS, RIVERS, &c. | | £ | s. | d. |
| To increase the Wharfage accommodation at Mornington | | 1,000 | 0 | 0 |
| For cutting a bar at the entrance to the River La Trobe and otherwise improving the River | | 1,000 | 0 | 0 |
| Harbor Improvements, Belfast | | 3,000 | 0 | 0 |
| Lowering the Falls at Melbourne, and repairing and securing the Falls Bridge | | 800 | 0 | 0 |
| | | 5,800 | 0 | 0 |
| No. 3. GAOLS. | | | | |
| For Repairs and Additions generally | | 2,000 | 0 | 0 |
| No. 6. LUNATIC ASYLUMS. | | | | |
| Compensation to Miners and other Occupiers of the Lunatic Asylum Reserve at Beechworth for their compulsory removal therefrom | | 1,400 | 0 | 0 |
| No. 11. SURVEY AND LAND OFFICES. | | | | |
| New Buildings, Enlarging, Fittings, &c. | | 5,100 | 0 | 0 |
| No. 13. ELECTRIC TELEGRAPHS. | | | | |
| Extension of Telegraphic Communication to Linton's, including Brown's and Scarsdale | | 600 | 0 | 0 |
| Buildings | | 1,000 | 0 | 0 |
| | | 1,600 | 0 | 0 |
| No. 14. POST OFFICE AND TELEGRAPH STATIONS. | | | | |
| No. 2.—For new Offices throughout the Colony | | 2,000 | 0 | 0 |
| Additional clearing, &c., along the Gippsland Line of Telegraph | | 250 | 0 | 0 |
| Local Communication (Government Offices, Melbourne) Unexpended Balance of Vote for 1864 | | 87 | 0 | 0 |
| | | 2,337 | 0 | 0 |
| No. 16. RENTS AND FURNITURE. | | | | |
| Fittings and Furniture, including repairs at the residence of His Excellency the Governor | | 250 | 0 | 0 |
| No. 17. WATER RESERVOIRS. | | | | |
| Beechworth Water Works | | 2,000 | 0 | 0 |

And the said resolutions were read a second time, and agreed to by the Assembly.

9. SUPPLY.—The House according to Order resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

10. **MRS. McMILLAN.**—Mr. Pearson moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to cause to be placed upon an Additional Estimate for 1865, the sum of £2,000, as a gratuity to the widow and children of the late Angus McMillan, Esq., to be invested in the names of trustees for their benefit.
 Debate ensued.
 Question—put and resolved in the affirmative.
11. **RATEPAYERS IN BOROUGHS, ETC.**—Mr. Hopkins moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the number of Ratepayers in Boroughs, Shires, and Road Districts, who were valued upon a nett annual value of less than Ten pounds per annum in 1864.
 Question—put and resolved in the affirmative.
12. **NEW LUNATIC ASYLUM, KEW.**—Mr. Cope moved, pursuant to notice given by Mr. Berry, That there be laid upon the Table of the House—
 (1.) A copy of the Report of Messrs. Finlay and Paterson, appointed to value the work executed and the material on the site of the New Lunatic Asylum at Kew.
 (2.) Copy of the instructions, and by whom given, under which the said gentlemen acted.
 Question—put and resolved in the affirmative.
13. **ESSENDON RAILWAY.**—Mr. Blackwood moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of adopting the following resolutions, viz. :—
 (1.) That in the opinion of the Committee, it is desirable that the Essendon Railway should be purchased by the State.
 (2.) That the Government should take such steps as may be necessary to effect such purchase, on the terms set forth in the Act incorporating the Melbourne and Essendon Railway Company.
 Debate ensued.
 Question—put and negatived.
14. **LAND SURVEYED NEAR RIVER AVON.**—Mr. Carpenter moved, pursuant to notice, That there be laid on the Table of this House a Return showing the quantity of land which has been surveyed in the vicinity of the River Avon, in East Wimmera District; and the names of the squatters who are at present in occupation of such lands.
 Question—put and resolved in the affirmative.
15. **ADJOURNMENT.**—Mr. MacBain moved, That this House do now adjourn.
 Question—put and negatived.
16. **MR. DAVISON.**—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House, copies of all correspondence, papers, &c., referring to the case of Mr. Davison, poundkeeper at Malmesbury, heard at the Police Court, Kyneton, on the 29th May last.
 Debate ensued.
 Question—put and negatived.
17. **SALE OF RUNS.**—The Order of the Day for the further debate on the question—That in the opinion of this House, no more than one-half the run of any squatter shall be open for selection in any one year—having been read.
 Debate resumed.

And the House having continued to sit till after twelve of the clock,

THURSDAY, 13TH JULY, 1865.

Question—put and negatived.

18. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until this day :—

“ *Ways and Means—To be further considered in Committee,*”

“ *Customs Duties Laws Amendment Bill—Second reading,*”

“ *Mr. G. S. Hepburn—Motion for Select Committee—Resumption of debate,*”

Assembly adjourned at thirteen minutes to one o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 102.

THURSDAY, 13TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Michie presented—
 - County Courts.—Order in Council for holding, at Echuca.
Ordered to lie on the Table.
 - David Garth Stewart.—Return to an Order of the Legislative Assembly, dated 16th March last, for all the papers relating to the dispute between David Garth Stewart and party and Mr. Warden Pohlman.
Ordered to lie on the Table.
 - Mr. Higinbotham presented—
Supreme Court Rules.
Ordered to lie on the Table.
 - Mr. Francis presented, by command of His Excellency the Governor—
Pilot Board.—Accounts of the Pilot Board of Victoria for the year ending 31st August, 1864.
Ordered to lie on the Table.
 - Mr. Francis presented—
Customs.—Clerks, Salaries, and Expenditure.—Returns showing—
 - (1.) The number of Clerks and others employed in the Port of Melbourne for collecting Duties on Imports and Exports during the respective periods from 1st January to 30th June, 1864 and 1865, as per Appropriation Act and Estimates.
 - (2.) The total Expenditure for clerical and temporary extra assistance at the Port of Melbourne during the respective periods from 1st January to 30th June, 1864 and 1865.
 - (3.) The amount expended in Salaries for the ordinary Customs' Staff, and for clerical and other assistance, during the periods 1st January to 30th June, 1864 and 1865, respectively.
Ordered to lie on the Table.
 - Mr. McCulloch presented—
Quarantine—*Golden Empire*.—Return to an Address of the Legislative Assembly, dated 6th July instant, for the Report of the Commission appointed to enquire into the Quarantine of the *Golden Empire*, and generally on the management of the Sanitary Station, together with the Remarks of Chief Medical Officer on the Report of the Board.
Ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. McCulloch, and the same was read and is as follows—

C. H. DARLING,

Governor.

Message No. 34.

In acknowledging the Address of the Legislative Assembly requesting that the Governor will cause to be laid upon the Table of the House copies of all correspondence, minutes, and papers (if any), that have passed between the Governor, the Government, the Judges, and the Imperial Government, referring to the independence or privileges of the Judges, the Governor begs to inform the Assembly that all such documents, having reference to the relative position of the Judges and the Executive Government, as affected by the Acts of the Imperial Parliament, 22 Geo. III. cap. 75, and 54 Geo. III. cap. 61; the Act of the Legislature of Victoria, 15 Vict. No. 10, and the Constitution Act, have been already communicated to the House.

The Judges having, in the month of December last, "submitted for the consideration of the Right Honorable the Secretary of State," the question "whether the

“Judges are entitled to communicate directly in person or by letter with the Governor “of Victoria, on matters connected with their personal rights and privileges” a Despatch has been received by the Governor from the Secretary of State in reply, a copy of which is now transmitted to the Assembly, together with a copy of the letter by which the Governor communicated the same to the Judges.

The Governor would take the opportunity of observing that, as a general rule, it is not competent to him, with a due regard to his official obligations to Her Majesty's Government, to give publicity to communications addressed to the Secretary of State, either by the Governor or by any of Her Majesty's servants and subjects resident in the Colony, unless it should be within the Governor's knowledge that the publication of such communications has been already sanctioned by the authority to whom they are addressed.

Government House,
13th June, 1865.

Ordered to lie on the Table, and to be printed.

4. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

SECOND ADDITIONAL ESTIMATES FOR 1865.

12th July, 1865.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1865, for the several services hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | | £ s. d. | | |
|---|-----|---------|----|----|
| WORKS AND BUILDINGS. | | | | |
| Subdivisions— | | £ | s. | d. |
| No. 18. NATIONAL MUSEUM. | | | | |
| Glass Cases, Fittings, and Furniture ... | ... | 1,000 | 0 | 0 |
| Towards the erection of a National Museum ... | ... | 5,000 | 0 | 0 |
| | | 6,000 | 0 | 0 |
| No. 21. SUNDRY WORKS, MELBOURNE. | | | | |
| Approaches, &c., Botanic Garden Bridge ... | ... | 900 | 0 | 0 |
| Buildings for Immigration purposes ... | ... | 750 | 0 | 0 |
| | | 1,650 | 0 | 0 |
| No. 23. MISCELLANEOUS. | | | | |
| For the obtainment and erection of an Equatorial Telescope | | 5,000 | 0 | 0 |
| For the purpose of constructing a Storm-water Channel from the Royal Park to the lower part of Hotham | | 1,500 | 0 | 0 |
| For Works at the Metropolitan Manure Depôt ... | ... | 650 | 0 | 0 |
| For Fencing the Old Cemetery ... | ... | 250 | 0 | 0 |
| For a Storm-water Channel at Inglewood ... | ... | 1,500 | 0 | 0 |
| | | 8,900 | 0 | 0 |

THIRD ADDITIONAL ESTIMATES.

| I.—CHIEF SECRETARY. | | £ s. d. | | |
|---|-----|---------|---|---|
| DIVISION No. 2. | | | | |
| LEGISLATIVE ASSEMBLY. | | | | |
| One Fourth class Clerk at £350 instead of at £325 on original Estimates ... | | 25 | 0 | 0 |
| DIVISION No. 21. | | | | |
| GRANTS. | | | | |
| Subdivision No. 12. | | | | |
| Towards the Expedition in Search of Leichardt ... | ... | 500 | 0 | 0 |
| | | 525 | 0 | 0 |

| | £ | s. | d. |
|---|--------|----|----|
| II.—ATTORNEY GENERAL. | | | |
| DIVISION No. 31. | | | |
| DEPARTMENTAL CONTINGENCIES. | | | |
| Subdivision No. 2. | | | |
| LAW OFFICERS OF THE CROWN. | | | |
| Professional Assistance and Fees to prosecuting barristers | 300 | 0 | 0 |
| IV.—TREASURER. | | | |
| DIVISION No. 42A. | | | |
| STEAM SLOOP VICTORIA. | | | |
| To meet the expenses for salaries, wages, and contingencies | 2,400 | 0 | 0 |
| DIVISION No. 44. | | | |
| MISCELLANEOUS. | | | |
| Subdivisions (Inalterable). | | | |
| No. 27.—Gratuity to the Widow of the late Mr. Chapman, Receiver and Paymaster at Talbot (equivalent to one year's salary) | 450 | 0 | 0 |
| No. 28.—To meet expenses connected with the enquiry conducted under the direction of the Committee on National Defences | 500 | 0 | 0 |
| No. 29.—To pay Dr. Barker for medical attendance on Edward Bonner, messenger of the Legislative Assembly | 90 | 0 | 0 |
| No. 30.—Compensation to Alexander Barclay for injuries received in saving the life of a lunatic | 100 | 0 | 0 |
| No. 31.—Compensation to Robert Hunt for wrongful arrest and imprisonment | 50 | 0 | 0 |
| No. 32.—To refund to the Buninyong Shire certain license fees paid into the Treasury | 600 | 0 | 0 |
| | 1,790 | 0 | 0 |
| DIVISION No. 44B. | | | |
| CHARITABLE INSTITUTIONS—BUILDINGS. | | | |
| Subdivisions— <i>Inalterable</i> . | | | |
| No. 23.—Protestant Orphan Asylum, Melbourne—Buildings | 3,000 | 0 | 0 |
| No. 39.—Deaf and Dumb Institution, Prahran—Buildings | 3,000 | 0 | 0 |
| No. 42.—To meet the claims of other charitable institutions for building, to be distributed by the Treasurer, subject to the usual conditions | 20,000 | 0 | 0 |
| | 26,000 | 0 | 0 |
| | 30,190 | 0 | 0 |
| V.—COMMISSIONER OF CROWN LANDS AND SURVEY. | | | |
| DIVISION No. 53. | | | |
| Survey of the Gipps Land Lakes | 1,000 | 0 | 0 |
| VI.—COMMISSIONER OF PUBLIC WORKS. | | | |
| DIVISION No. 58. | | | |
| Subdivision No. 22. | | | |
| MILITARY BUILDINGS AND WORKS OF DEFENCE. | | | |
| Erection of Gun Sheds at the Military Barracks, and for Additions and Repairs to Military Buildings | 3,000 | 0 | 0 |

| VII.—COMMISSIONER OF TRADE AND CUSTOMS. | | | £ | s. | d. |
|--|-----|-----|--|--------|-----|
| DIVISION No. 59. | | | | | |
| CUSTOMS. | | | | | |
| Subdivision No. 7. | | | | | |
| ECHUCA. | | | | | |
| <i>In lieu of provision on the Second Additional Estimates.</i> | | | | | |
| 1 | 3 | ... | Collector of Customs, at £400 per annum, from 1st July | 200 | 0 0 |
| 1 | ... | 3 | Assistant Coastwaiter and Searcher, at £156, from 8th May to 30th June | 23 | 1 3 |
| WAHGUNYAH. | | | | | |
| 1 | 3 | ... | Collector of Customs, at £400 per annum, from 1st July | 200 | 0 0 |
| | | | | 423 | 1 3 |
| DIVISION No. 67. | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | |
| Subdivision No. 1. | | | | | |
| CUSTOMS. | | | | | |
| Fees to Members of the Steam Navigation Board, in addition to £100 on the Second Additional Estimates | | | | | |
| | | | | 50 | 0 0 |
| | | | | 473 | 1 3 |
| X.—MINISTER OF MINES. | | | | | |
| DIVISION No. 79. | | | | | |
| MISCELLANEOUS. | | | | | |
| Purchase of Minerals and Specimens of useful Ores | | | | 100 | 0 0 |
| Allowance to Mr. Webb, Shorthand-writer, for services rendered while in attendance on the Committee for Rewards to discoverers of Gold Fields... | | | | 100 | 0 0 |
| | | | | 200 | 0 0 |
| XI.—COMMISSIONER OF ROADS. | | | | | |
| DIVISION No. 28. | | | | | |
| ROAD WORKS AND BRIDGES. | | | | | |
| Towards making the Gipps Land roads | | | | 5,000 | 0 0 |
| Towards making and maintaining the road to Wood's Point | | | | 10,000 | 0 0 |
| | | | | 15,000 | 0 0 |

ADDITIONAL ESTIMATES OF EXPENDITURE, 1865.

IV.—TREASURER.

| No. | Classification. | | | £ s. d. | | | £ s. d. | | |
|-----------------------|-----------------|-----------|---|---------|-----|--|---------|-----|--|
| | Class. | Schedule. | | | | | | | |
| DIVISION No. 38. | | | | | | | | | |
| STORES AND TRANSPORT. | | | | | | | | | |
| 1 | 2 | ... | Inspector of Stores and Transport | 500 | 0 0 | | | | |
| 1 | 3 | ... | Assistant Inspector of Stores and Transport | 375 | 0 0 | | | | |
| 1 | 4 | ... | Clerk | 350 | 0 0 | | | | |
| | | | | | | | 1,225 | 0 0 | |

And the said several resolutions were read a second time and agreed to by the Assembly.

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Public Works Law Amendment and Consolidation Bill—Message of the Legislative Council to be taken into consideration—Resumption of Debate,*” until Tuesday, 18th July instant ;

“*Ways and Means—To be further considered in Committee,*” until after the consideration of the 5th Notice of Motion,

“*Customs Duties Laws Amendment Bill—Second reading,*” until to-morrow.

6. **CIVIL SERVICE.**—Mr. Dane moved, pursuant to notice, That as the members of this House are always desirous of making ample provision for the payment of the Civil Service, they desire to record their disapprobation of any officer being employed or receiving payment for any services rendered outside his official duties.

Debate ensued.

Dr. Girdlestone moved, as an amendment, That the words “being employed or” be omitted from line 3 of the above motion.

Debate continued.

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

Question—That as the members of this House are always desirous of making ample provision for the payment of the Civil Service, they desire to record their disapprobation of any officer receiving payment for any services rendered outside his official duties—put.

Assembly divided.

Ayes, 23.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Longmore, |
| Mr. Burt, | Mr. Macpherson, |
| Mr. Campbell, | Mr. Ramsay, |
| Mr. Casey, | Mr. Randall, |
| Mr. Connor, | Mr. Richardson, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Cowell, | Mr. G. V. Smith, |
| Mr. Dane, | Mr. Vale. |
| Mr. Gillies, | |
| Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Greeves, | Mr. Berry, |
| Mr. Halfey, | Mr. Macgregor. |
| Mr. Harbison, | |

Noes, 27.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Brown, | Mr. Orr, |
| Mr. Cohen, | Mr. O'Shanassy, |
| Mr. Fairbairn, | Mr. Pearson, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Grant, | Mr. J. T. Smith, |
| Mr. Higinbotham, | Mr. Snodgrass, |
| Mr. Kerferd, | Mr. Sullivan, |
| Mr. King, | Mr. Thomson, |
| Mr. Lalor, | Mr. Verdon. |
| Mr. Levi, | |
| Mr. MacBain, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Creswick, |
| Mr. Michie, | Mr. Jones. |
| Mr. Moffatt, | |

And so it passed in the negative.

- *7. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Council any Evidence which may have been taken by any Committee of the Legislative Assembly, in the present Session, on the subject of the Defences of the Colony ; together with any documents laid before such Committee on the same subject.

(Signed)

J. F. PALMER,

Legislative Council Chamber,
13th July, 1865.

President.

On the motion of Mr. O'Shanassy, the Assembly ordered the above Message to be taken into consideration on Tuesday, 18th July instant.

8. **TAXATION.**—Mr. Bindon moved, pursuant to notice, That inasmuch as the owners of property in this country do not, by the present system of taxation, contribute more than the working classes towards the Defences of the country or the protection of property, it is, in the opinion of this House, expedient that some measure should be introduced next Session of Parliament to abate this injustice, and make the amount of taxation paid by each individual in some degree proportionate to the amount of his wealth, and the protection which it receives from the Institutions of the country.

Debate ensued.

Mr. Levey moved the previous question.

Debate continued.

Amendment by leave withdrawn.

Motion by leave withdrawn.

9. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“*Manufactures—Report of Select Committee—To be considered in Committee,*” until Wednesday, 19th July instant ;

“*National Defences—Address to Her Majesty—Message to Legislative Council—Resumption of Debate,*” until Tuesday, 18th July instant.

11. **MRS. McMILLAN.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to his Excellency the Governor, requesting his Excellency to cause to be placed on an Additional Estimate for 1865, the sum of £2,000, as a gratuity to the widow and children of the late Angus McMillan, Esq., to be invested in Trustees for their benefit, having been read—On the motion of Mr. Pearson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the Report be received to-morrow.

12. **MR. G. S. HEPBURN.**—The Order of the Day for the resumption of the debate on the question, That the Petition of George Stewart Hepburn, presented to this House on the 1st June ultimo, in reference to the sale of allotment 28, section A, parish of Bullarook, be referred to a Select Committee, with power to investigate into and report upon this matter ; such Committee to consist of twelve members, to be chosen by ballot ; three to form a quorum ; with power to call for persons and papers—having been read,

Debate resumed.

Motion, by leave, withdrawn.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 103.

FRIDAY, 14TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. DISTRICT SURVEYORS.—Mr. Longmore moved, pursuant to notice, That in the opinion of this House it is desirable that the District Surveyors should be removed periodically from one district to another.
Debate ensued.
Mr. Cope moved, That the following words, viz., “as near as practicable,” be inserted after the word “should” in line 2 of the above motion.
Debate continued.
Amendment and motion by leave withdrawn.
 3. DISCHARGE OF ORDERS OF THE DAY.—On the motion of Mr. Higinbotham, the following Orders of the Day were read and discharged :—
“*Fisheries Law Amendment and Consolidation Bill—Second reading,*”
“*County Courts Equity Jurisdiction Bill—Second reading.*”
Ordered—That the Bills be withdrawn.
 4. WAYS AND MEANS.—Mr. Lalor reported from the Committee of Ways and Means certain resolutions, which were read, and are as follow :—
13th July.
Resolved—
 1. Towards making good the Supply granted to Her Majesty for the service of the year 1864 the sum of £97,324 12s. 1d. be granted out of the Consolidated Revenue of the Colony.
 2. That towards making good the Supply granted to Her Majesty for the service of the year 1865 the sum of £2,333,707 13s. 9d. be granted out of the Consolidated Revenue of the Colony.And the said resolutions were read a second time and agreed to by the Assembly.
Ordered—That Mr. Verdon do prepare and bring in the Bill.
 5. APPROPRIATION BILL.—Mr. Verdon then brought up a Bill intituled “*A Bill to appropriate the Sum of Ninety-seven thousand three hundred and twenty-four pounds twelve shillings and one penny to the service of the year One thousand eight hundred and sixty-four; the Sum of Two million three hundred and thirty-three thousand seven hundred and seven pounds thirteen shillings and ninepence to the service of the year One thousand eight hundred and sixty-five; and for other purposes,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 18th July instant.
 6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 18th July instant.
“*Customs Duties Laws Amendment Bill—Second reading.*”
 7. MRS. McMILLAN.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
13th July.
*Resolved—*That an Address be presented to His Excellency the Governor, requesting him to cause to be placed upon an Additional Estimate for 1865 the sum of £2,000, as a gratuity to the widow and children of the late Angus McMillan, Esq., to be invested in Trustees for their benefit.
And the said resolution was read a second time and agreed to by the Assembly.
- Assembly adjourned at twenty-seven minutes past five o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY.

No. 104.

TUESDAY, 18TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Michie presented—

Queen v. Patterson.—Return to an Order of the Legislative Assembly dated 11th July instant, for copies of all correspondence, papers, &c., in the case of the Queen v. Patterson, heard at the Police Court, Daylesford, on the 30th June, 1865, upon the information of Theophilus Henry Parker.

Ordered to lie on the Table.

Mr. Sullivan presented—

Mr. Warden Lowther.—Return to an Order of the Legislative Assembly dated 11th July instant, for a list of all applications for mining leases made to Mr. Warden Lowther, of Inglewood (more particularly for leases on the Daly Lead), from the 1st of January, 1864, to the present time, showing in a tabulated form—

- (1.) The names and addresses of the applicants, and the date of each application.
- (2.) The date of forwarding the several applications to the Mining Department.
- (3.) The amount paid (if any) by each party so applying, and the date of its transmission to the Treasury.

Mr. J. W. Beilby.—Return to an Order of the Legislative Assembly dated 14th June last, for copies of all Papers relating to the claim of Mr. J. Wood Beilby to be the first discoverer of gold in Victoria.

Severally ordered to lie on the Table.

Mr. Higinbotham presented—

Mining Bye-laws.—Return to an Order of the Legislative Assembly dated 4th May last, for a Return showing the sums which have, at sundry times, been paid for the work of codifying and revising the mining bye-laws.

Ordered to lie on the Table.

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill entitled "*An Act to authorize Works for supplying Water to certain Districts and Places in Victoria*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
14th July, 1865.

Ordered to be printed and taken into consideration to-morrow.

4. PETITIONS.—Mr. Kyte presented a Petition from certain colonists of Victoria, praying the House to embody the Tariff in the Appropriation Bill.

Objection having been made that the Petition was not in accordance with the Standing Orders of the House.

Mr. Harbison moved, That the Petition be received.

Debate ensued.

Question—put and resolved in the affirmative.

Petition read and ordered to lie on the Table.

Similar Petitions were presented, as under—

- By Mr. Berry : from certain other Colonists of Victoria.
- By Mr. Cope : from certain other Colonists of Victoria.
- By Mr. Burt : from certain other Colonists of Victoria.
- By Mr. Harbison : from certain other Colonists of Victoria.

Severally ordered to lie on the Table.

5. NATIONAL DEFENCES.—Mr. O'Shanassy, having moved for and obtained leave, brought up a Second Progress Report from the Select Committee upon the National Defences.
Ordered to lie on the Table, and together with the Proceedings of the Committee and Minutes of Evidence to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the 2nd Order, General Business, on the paper for to-day.
7. NATIONAL DEFENCES.—The Order of the Day for the resumption of the debate on the question that a Message be transmitted to the Legislative Council, acquainting them that the Assembly have agreed to the Address to Her Majesty the Queen on the subject of National Defences, and requesting their concurrence therein, having been read—Debate resumed.
Question—put and resolved in the affirmative.
8. APPROPRIATION BILL.—The Order of the Day for the second reading of this Bill having been read,
Mr. Verdon moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Verdon moved, That this Bill be committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the next Order of the Day :—
“Public Works Law Amendment and Consolidation Bill—Message of Legislative Council to be taken into consideration—Resumption of debate.”
10. CUSTOMS DUTIES LAWS AMENDMENT BILL.—Mr. Verdon moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Verdon moved, That this Bill be committed to the Committee of the whole Assembly to which the “Appropriation Bill” is committed.
Question—put and resolved in the affirmative.
11. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“Public Works Law Amendment and Consolidation Bill—Message of Legislative Council to be taken into consideration—Resumption of Debate.”
- Assembly adjourned at seven minutes to eight o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 105.

WEDNESDAY, 19TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REFRESHMENT ROOMS.—Mr. Howard brought up the second report from this committee.
Report read, and ordered to lie on the Table, and to be printed.

3. PAPERS.—Mr. Michie presented—

Kyneton Police Court—Return to an Order of the Legislative Assembly, dated 15th February last, for Return showing the number of cases adjudicated upon at the Kyneton Police Court in the year 1853, and during the years subsequent to the 1st October, 1859; the nature of the cases each year so adjudicated upon; the amount of fees arising therefrom each year; and the amount of salaries paid to magistrates and clerks of petty sessions each year; together with a similar return from other benches under the same police magistrate; and all additional duties performed by the officers referred to.

Ordered to lie on the Table.

Mr. Francis presented—

Immigration—Report for the month of June last.

Ordered to lie on the Table.

4. { APPROPRIATION BILL.
CUSTOMS DUTIES LAWS AMENDMENT BILL. } —The Order of the Day for the committal of these Bills having been read, Mr. Verdon moved, That it be an instruction to the Committee on the Appropriation Bill, that they have power to join therewith such portions of the Customs Duties Laws Amendment Bill as the said Committee shall think fit.

Debate ensued.

Question put.

Assembly divided.

Ayes, 38.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Macgregor. |
| Mr. Bindon, | Mr. McCann, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Burt, | Mr. Michie, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cope, | Mr. Randall, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Mr. Davies, | Mr. G. V. Smith, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Francis, | Mr. Tucker, |
| Mr. Grant, | Mr. Vale, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wheeler, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. King, | Mr. Dyte, |
| Mr. Longmore, | Mr. Sands. |

Noes, 19.

| | |
|----------------|------------------|
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Dane, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Gillies, | Mr. Sherwin, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Howard, | Mr. Thomson. |
| Mr. Kerferd, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | |
| Mr. MacBain, | Mr. Blackwood, |
| Mr. Moore, | Dr. Girdlestone. |

And so it was resolved in the affirmative.

Mr. Verdon then moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of these Bills.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of these Bills.

Mr. Speaker resumed the Chair. Mr. Lalor reported that the Committee had gone through the Appropriation Bill, and agreed to the same with amendments. The Assembly ordered the same to be taken into consideration to-morrow.

Mr. Lalor also reported that the Committee had made progress in the Customs Duties Laws Amendment Bill, and that he was directed to move that he have leave to sit again.

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

5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to make permanent provision for a Mint in Victoria,*" and acquaint the Legislative Assembly that they insist on their amendment in the said Bill.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 19th July, 1865.

Ordered to be taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they concur with the Legislative Assembly in the Address to Her Most Gracious Majesty the Queen on the subject of the National Defences, and have inserted the words "Legislative Council" therein accordingly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 19th July, 1865.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—

"*Water Works Bill—Amendments of Legislative Council to be taken into consideration,*"

"*Public Works Law Amendment and Consolidation Bill—Message of the Legislative Council—To be taken into consideration—Resumption of Debate,*"

"*Manufactures—Report of Select Committee—To be considered in Committee.*"

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 106.

THURSDAY, 20TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Law for Imprisonment for Debt*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 20th July, 1865.

Ordered to be printed and taken into consideration to-morrow.

3. APPROPRIATION BILL.—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read—On the motion of Mr. Verdon, the several amendments to and inclusive of those to insert new clause, to stand as Clause 1, were read and agreed to.

Amendment to insert new clause, to stand as Clause 2, read.

Mr. Higinbotham moved, That such amendment be amended by inserting after the word "imported" in line 4 the words "whether by land or sea."

Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.

Question—That the Assembly do agree to this Clause as so amended—proposed.

Mr. Speaker stated that the time had arrived when, in the discharge of his duty, he felt it was incumbent on him to bring under the notice of the House that the proposal so to attach clauses of revenue to the Appropriation Bill was not, in his opinion, in accordance with the Usage and Practice of Parliament, which this House was, by its Standing Orders, bound to observe; but, whilst stating this opinion, he desired to express no doubt as to the power or right of the House so to attach such clauses, though, to enable it to carry out its wishes, he was of opinion that Standing Order No. 285 should be suspended.

Debate ensued.

Question—That the Assembly do agree to this Clause as so amended—put and resolved in the affirmative.

And the several other amendments made in this Bill were read and agreed to by the Assembly.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and the Clerk of the Assembly having noted the amendment made on the consideration of the Report—Mr. Verdon moved, That this Bill be now read a third time.

Question—put.

Assembly divided.

| Ayes, 41. | | Noes, 16. | |
|-----------------|------------------|------------------|-----------------|
| Mr. Berry, | Mr. Longmore, | Mr. Dane, | Mr. McLellan, |
| Mr. Bindon, | Mr. Macgregor, | Mr. Gillies, | Mr. Moffatt, |
| Mr. Brown, | Mr. McCulloch, | Dr. Girdlestone, | Mr. O'Shanassy, |
| Mr. Burt, | Mr. Macpherson, | Mr. Houston, | Mr. Pope, |
| Mr. Cohen, | Mr. Michie, | Mr. Howard, | Mr. Snodgrass. |
| Mr. Connor, | Mr. Ramsay, | Mr. Kerferd, | |
| Mr. Cope, | Mr. Riddell, | Mr. Levey, | <i>Tellers.</i> |
| Mr. Cowell, | Mr. Robinson, | Mr. Levi, | Mr. Blackwood, |
| Mr. Crews, | Mr. Sands, | Mr. MacBain, | Mr. Orr. |
| Mr. Cunningham, | Mr. G. V. Smith, | | |
| Mr. Davies, | Mr. Sullivan, | | |
| Mr. Edwards, | Mr. Tucker, | | |
| Mr. Foott, | Mr. Vale, | | |
| Mr. Francis, | Mr. Verdon, | | |
| Mr. Frazer, | Mr. Wardrop, | | |
| Mr. Grant, | Mr. Wheeler, | | |
| Mr. Greeves, | Mr. Zeal. | | |
| Mr. Halfey, | | | |
| Mr. Harbison, | <i>Tellers.</i> | | |
| Mr. Jones, | | | |
| Mr. King, | Mr. Casey, | | |
| Mr. Kyte, | Mr. Dyte. | | |

And so it was resolved in the affirmative.—Bill read a third time.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Verdon moved, That the following be the title of the Bill :—

“ An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties and for applying a Sum out of the Consolidated Revenue of Victoria to the Service of the year One thousand eight hundred and sixty-five and for appropriating the Supplies granted in this Session of Parliament and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“ Royal Mint Establishment Bill—Message of Legislative Council to be taken into consideration,”

“ Water Works Bill—Amendments of Legislative Council to be taken into consideration,”

“ Public Works Law Amendment and Consolidation Bill—Message of the Legislative Council—To be taken into consideration—Resumption of Debate,”

“ Customs Duties Laws Amendment Bill—To be further considered in Committee,”

“ Manufactures—Report of Select Committee—To be considered in Committee.”

Assembly adjourned at five minutes to twelve o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 107.

FRIDAY, 21ST JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and the same was read and is as follows:—

C. H. DARLING,

Governor.

Message No. 35.

In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendments, which he recommends to be made in the Bill intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament,*" presented to him for Her Majesty's assent.

Clause 6—

Line 4, strike out the word "fifty" and insert "one hundred."

Line 7, strike out the word "fifty" and insert "one hundred."

Second Schedule.—Western Province:—

Belfast Division—Strike out "of" after the word "portion," line 8, and insert "to."

Darlington Division—Line 1, strike out the last word "of" and insert "to."

Line 3, strike out "of" after the word "West," and insert "to."

Skipton Division—Line 3, after the word "East" strike out "of" and insert "to."

Benalla (Borough) Division—Line 1, strike out "to" after the word "tributary," and insert "of."

The Electoral District of East Bourke—Line 11, change "133" into "123."

The Electoral District of South Bourke—Last line, strike out the words "South Melbourne," and insert "Emerald Hill."

The Electoral District of Castlemaine—Line 3, strike out "83" and insert "80."

The Electoral District of Kyneton Boroughs—Woodend—Line 6, strike out all the figures and words in this line after "Section" and insert in lieu thereof "72 thence on the east by a road south to the south eastern."

Government Offices,

Melbourne, July, 1865.

Ordered to lie on the Table and to be printed.

Mr. Higinbotham moved, That the said amendments be now read a second time.

Debate ensued.

Mr. Vale moved, That this debate be now adjourned.

Debate continued.

Question—That this debate be now adjourned—put and negatived.

Question—That the said amendments be now read a second time—put and resolved in the affirmative.

Question—That the Assembly agree to the said amendments—put and resolved in the affirmative.

Ordered—That the Message of His Excellency the Governor be transmitted to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said amendments recommended by His Excellency the Governor, and requesting their concurrence therein.

3. MAJOR WALLACE.—Mr. Jones moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to cause to be laid on the Table of the House all Papers relating to the reinstatement of Major Wallace in his post in the Volunteer Force.

Question—put and resolved in the affirmative.

4. PAPERS.—Mr. Verdon presented—

Major Wallace—Return to above Address.

Ordered to lie on the Table.

5. IMPRISONMENT FOR DEBT BILL.—The Order of the Day for the consideration of the Amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Frazer, the same were read and are as follow:—

(1.) Clause 1, line 1, leave out "passing" and insert "commencement."

- (2.) Clause 1, line 10, leave out "passing" and insert "commencement."
- (3.) Clause 1, line 12, leave out "of *nulla bona*," and after "execution" insert "that the bailiff could find no sufficient property of the person against whom such warrant shall have issued liable to satisfy such execution."
- (4.) Leave out Clause 11.
- (5.) After Clause 10 insert Clause A—

A. This Act shall commence and come into operation at the expiration of two months next after the passing hereof and shall continue in force for one year and thence until the end of the then next session of Parliament but shall not affect or prevent the execution or enforcement of any writ or warrant issued before the commencement of this Act nor shall any imprisonment under this Act operate as a satisfaction or discharge of the amount due on any judgment or order but notwithstanding such imprisonment a fresh writ or warrant against the property may be issued on such judgment or order and executed in due course of law."

And the said amendments 1, 2, and 4, were read a second time and agreed to by the Assembly.

Amendment 3 having been read—On the motion of Mr. Frazer, the Assembly ordered the same to be amended by inserting in line 2, after the word "bailiff," the words "or officer."

Amendment 5 having been read a second time, Mr. L. L. Smith moved, That all the words in the first line from "shall" to "next" be omitted.

Debate ensued.

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

On the motion of Mr. Frazer, the Assembly ordered that all the words after the word "Parliament" in line 3, to "any" in line 5, both inclusive, be omitted, and that the word "and" be inserted instead thereof, and that the words "shall not" be inserted in line 5 after the second word "Act."

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly have agreed to some of the amendments made by the Legislative Council in this Bill, and that they have agreed to others of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

6. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—

Mail Service—Copy Despatch from the Right Honorable the Secretary of State, and Enclosures, relative to the acceptance of the Tender of the Peninsular and Oriental Steam Navigation Company for the Conveyance of the Australian Mails.

Ordered to lie on the Table.

7. ROYAL MINT ESTABLISHMENT BILL.—The Order of the Day for the consideration of the Message from the Legislative Council insisting on their amendment in this Bill having been read, on the motion of Mr. Verdon, the Assembly agreed not to insist on their disagreement to the said amendment, but to agree thereto with the following amendments, viz., to omit from line 2 thereof the words "royalty and," and to omit all the words after the word "by," in line 4, and to insert instead thereof the words "lawful authority." Where by any law now or hereafter in force any duty of Customs is or shall be payable upon gold exported from Victoria such duty may be collected and paid upon such gold before exportation at the Victorian Branch of the Royal Mint and no gold entered for exportation at the Customs shall be liable to duty which shall be accompanied by a certificate from the Deputy Master or one of the principal officers of the Victorian Branch of the Royal Mint declaring that such gold has been assayed and brought to standard and that the duty thereon has been paid and the same has been issued from the said branch in conformity with the rules and regulations thereof."

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not now insist on their disagreement to the amendment of the Legislative Council in this Bill, but that they agree thereto with amendments, with which they desire the concurrence of the Legislative Council.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 25th July instant:—

"*Water Works Bill—Amendments of Legislative Council—To be taken into consideration,*"

"*Public Works Law Amendment and Consolidation Bill—Message of Legislative Council to be taken into consideration—Resumption of debate,*"

"*Customs Duties Laws Amendment Bill—To be further considered in Committee,*"

"*Manufactures—Report of Select Committee—To be considered in Committee.*"

Assembly adjourned at eight minutes to six o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 108.

TUESDAY, 25TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Board of Education—General Regulation.
Ordered to lie on the Table.
Mr. McCulloch presented—
New Lunatic Asylum, Kew.—Part Return to an Order of the Legislative Assembly, dated 12th July instant, for—
 - (1.) A copy of the Report of Messrs. Finlay and Paterson, appointed to value the work executed and the material on the site of the New Lunatic Asylum at Kew.
 - (2.) Copy of the instructions, and by whom given, under which the said gentlemen acted.Ordered to lie on the Table.
Mr. Francis presented, by command of His Excellency the Governor—
Trade and Customs.—Accounts relating to Trade and Customs for the year 1864.
Ordered to lie on the Table.
3. ROYAL MINT ESTABLISHMENT BILL.—Mr. Verdon having stated, that by mistake the amendments made upon the amendment of the Legislative Council in this Bill had been proposed upon an incorrect copy of such last-mentioned amendment, moved, by leave of the Assembly, That instead of this House insisting upon its disagreement with the insertion of the words "Royalty and," this House do still insist upon its disagreement with the insertion of the following words in line 4 of the said amendment, viz., "Royalty or duty exclusive of and separate from the."
Question—put and resolved in the affirmative.
4. ADDRESS TO HER MAJESTY THE QUEEN.—Mr. McCulloch moved, pursuant to notice, That this House do agree to the following Address to Her Majesty the Queen :—
TO HER MOST GRACIOUS MAJESTY THE QUEEN.
We, Your Majesty's faithful subjects, the members of the Legislative Assembly of Victoria, in Parliament assembled, crave leave to approach Your Majesty with fresh assurances of our loyalty and affection.
We desire to express, our abhorrence of the foul crime by which the United States have been deprived of their late President, Abraham Lincoln, and our profound sympathy with the American Government and people in their national calamity.
We desire also to record our unfeigned condolence with Mrs. Lincoln in her deep affliction ; and we humbly beg that Your Majesty will be graciously pleased to communicate these our heartfelt sentiments to the Government at Washington.
Question—put and resolved in the affirmative
Ordered—That an Address be presented to His Excellency the Governor, requesting that His Excellency will forward the same to Her Majesty's Principal Secretary of State for the Colonies, for presentation to Her Most Gracious Majesty the Queen.
5. WATER WORKS BILL.—The Order of the Day for the consideration of the Amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Sullivan, the same were read and are as follow :—
After clause 1 insert new clauses A B C D E :—
 - (1.)—A. If not less than five hundred of the inhabitant householders resident within any area shall sign and cause to be presented to the Governor a petition setting forth accurately the boundaries of such area and praying that it may be constituted a district under this Act and if within one month next after the publication of such petition as hereinafter mentioned an equal or greater number of inhabitant householders resident within such boundaries shall not have signed and caused to be presented to the Governor a petition praying him not to grant the prayer of such first-mentioned petition it shall be lawful for the Governor in Council to constitute such area or any portion thereof a district within the meaning of this Act.

- (2.)—B. The signatures so appended to any petition for or against any such constitution as last aforesaid shall be verified by the solemn declaration (appended thereto) of some person or persons residing within the boundaries aforesaid in the form and to the effect set forth in the schedule to this Act and signed by such person or persons and if any person shall make any such declaration falsely or shall forge any such petition or signature or declaration or utter any such petition signature or declaration being forged knowing the same to be forged he shall be guilty of a misdemeanor.
- (3.)—C. Notice of every petition for the constitution of a district under this Act and of the time when it shall please the Governor to order that the same be taken into consideration by the Executive Council shall be published in the *Government Gazette* by the minister for the time being administering this Act one month at least before such petition shall be so considered.
- (4.)—D. If it shall be credibly represented to such minister that any of the signatures to any Petition under this Act are not the signatures of the persons whose they purport to be or that any of such signatures are those of persons not being inhabitant householders within the boundaries aforesaid or that in any other respect this Act has not been complied with or if it shall seem expedient to ascertain the truth of any matter to which such petition shall refer it shall be lawful for such minister to cause such inquiry to be made with respect to the particulars aforesaid as may seem necessary in that behalf and the consideration of the matter by the Governor in Council shall be postponed accordingly.
- (5.)—E. For the purpose of every such inquiry it shall be lawful for such one or more persons as the minister aforesaid shall appoint in that behalf to hear receive and examine evidence and by summons under his or their hands to require all such persons as he or they may think fit to appear personally before him or them at a time and place to be fixed in and by such summons and to produce to him or them all such books and papers in their possession or under their control as may appear necessary for their examination.
- (6.)—Clause 2, leave out all words to “extended” in line 12, and insert “In every order by which a district is constituted the boundaries of the district shall be accurately set forth but.”
- (7.)—Clause 2, line 15, omit “such,” and insert “the,” and after “works” insert “for supplying water to such district.”
- (8.)—Clause 2, line 17, leave out “or place.”
After Clause 2 insert new Clause F :—
- (9.)—F. It shall be lawful for the Board of Land and Works to construct complete and extend such works for supplying water to any district constituted under this Act as may from time to time by order of the Governor in Council to be published in the *Government Gazette* be directed to be constructed completed or extended.
- (10.)—Clause 6, line 42, leave out “and,” and insert “but so nevertheless that the average quantity of water which at the time of the passing of this Act has usually flowed or stood in any such river stream or watercourse between the last day of October in any year and the first day of June in the following year shall at all times flow or stand in such river stream or watercourse and the said board may.”
- (11.)—Clause 6, line 43, leave out “and may do all things necessary for any of the purposes aforesaid.”
- (12.)—Clause 6, line 44, after “without” insert “(in any of the cases aforesaid).”
- (13.)—Clause 6, add to end of clause “Provided always that nothing herein contained shall authorise the said board to cut off or divert water from any river stream or watercourse supplying any dam or reservoir constructed before the passing of this Act without making due compensation for the damage caused thereby.”
After clause 6 insert new clause—
- (14.)—G. If such average quantity as aforesaid shall not by reason of such taking or diversion as hereinbefore mentioned at all times flow or stand in any such river stream or watercourse the said board shall from time to time be liable to make compensation for the damage or injury occasioned by the want of such water and notwithstanding the provisions hereinbefore contained the said board shall make compensation to every person interested in any mill built before the presentation of the petition and damaged or injuriously affected by the execution of any work authorised by this Act and in any of the cases aforesaid the amount of compensation shall be ascertained in the manner provided by Part VII. of The Public Works Statute 1865.”
- (15.)—Clause 7, line 3 (p. 3), leave out “and for determining the limits of the district to be rated for any such works.”
- (16.)—Clause 7, line 5, leave out “all or some of,” and leave out “lands and tenements,” and insert “land.”
- (17.)—Clause 7, line 14, leave out “lands or tenements,” and insert “land.”
- (18.)—Clause 7, line 15, leave out “lands and tenements,” and insert “land.”
- (19.)—Clause 7, line 16, leave out “Corporation.”
- (20.)—Clause 7, line 17, leave out “lands or tenements,” and insert “land.”
- (21.)—Clause 7, line 18, leave out “are,” insert “is.”
- (22.)—Clause 7, line 19, leave out “subject to review and alteration by a police magistrate on appeal by any owner or occupier.”

After clause 7 insert new clause H.

- (23.)—H. Notice of every rate made under this Act and of some place within the district at which the same is and will be open for inspection shall be advertised by the Board of Land and Works in some newspaper published in the district or if there be no newspaper published in the district then in some newspaper circulating therein and such rate shall be open for inspection accordingly and if any person shall think himself aggrieved by such rate on the ground of inequality unfairness or incorrectness in the valuation of any rateable property included therein or in the amount assessed thereon or upon the ground that his land is not liable to be rated under this Act he may at any time within one month after such advertisement as aforesaid appeal to the justices in the court of petty sessions holden nearest to such property but no such appeal shall be entertained by such justices unless fourteen days' notice in writing of such appeal be given by the aggrieved party to the Board of Land and Works and at the Sessions for which such notice is given or any adjournment thereof the justices there present shall hear and determine all objections to any such rate on the ground of which notice has been given but no other objection and their decision shall be final.
- (24.)—Clause 8, line 29, leave out "a police magistrate," and insert "any two justices."
- (25.)—Clause 10, line 4 (p. 4), leave out "or care taker."
- (26.)—Clause 10, line 11, leave out "or care taker."
- (27.)—Clause 11, line 30, leave out "schedule hereto mentioned," and insert "colony."
- (28.)—Clause 13, line 25, after "Act" insert "so long as they are so vested or in such possession."
- (29.)—Clause 14, line 28, after "to" insert "go or."
- (30.)—Clause 14, line 29, before "rubbish" insert "animal."
- (31.)—Clause 15, line 40, leave out "which in the opinion of the board is."

After clause 15 insert new clauses I and K :—

- (32.)—I. No rate under this Act shall be made or levied upon any hospitals benevolent institutions or buildings used exclusively for public charitable purposes churches chapels or other buildings used exclusively for public worship dwellings of ministers of religious denominations buildings used as schools provided they be inhabited only by the master or the mistress of such schools or his or her family and be schools receiving aid from the Government or otherwise of a public character nor upon any land unless such land shall be actually improved by the works executed under this Act or be thereby rendered capable of more beneficial occupation regard being had to the outlay necessary for that purpose.
- (33.)—K. The powers conferred by this Act shall not be exercised within the limits of any place supplied with water by any company established under any Act of the Parliament of Victoria until such company shall have been compensated for the injury which shall be occasioned to it by the exercise of the said powers. But it shall be lawful for any such company at any time with the consent of a majority of votes of the shareholders present in person or by proxy or by attorney at any general meeting specially convened for the purpose to sell to the Board of Land and Works and for such Board to purchase all or any part of the undertaking lands works and property of any such company upon such terms and conditions as may be mutually agreed upon.

Leave out schedule and insert new schedule—

- (34.)—I A.B. do solemnly and sincerely declare that all the signatures [*or if the case so require such and such signatures describing them as initialed or otherwise marked by each declarant*] affixed to the above petition are the genuine signatures of the persons whose they purport to be, and that such persons are inhabitant householders of the area therein referred to.

Amendments 12, 28, 29, and 30, read a second time and agreed to.

Amendment 1 being read a second time, Mr. Sullivan moved, That the said amendment be amended by omitting from line 1 the words "five hundred," and inserting instead thereof the words "one hundred and fifty."

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put and negatived.

Question—That "one hundred and fifty" be inserted in the place of the words omitted—proposed.

Mr. Vale proposed, as an amendment on such last mentioned amendment—That such words be omitted, and that the words "twenty-five" be inserted instead thereof.

Debate continued.

Mr. Vale by leave withdrew his amendment

Mr. Sullivan also by leave withdrew his amendment.

Mr. Sullivan then moved, That the Assembly disagree with this amendment and amendments 1, 2, 3, 4, and 5.

Question—That the Assembly disagree to this amendment and to amendments 1, 2, 3, 4, 5—put and resolved in the affirmative, for the following reason, viz.:—Because the alteration of the limits of the district to be rated is an interference with the privileges of this House.

Amendments 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20, 21, and 22, were read a second time and disagreed to by the Assembly.

Amendment 23 read a second time. Mr. Sullivan moved, That this House disagree with this amendment because the amendment giving a right of appeal against the rate is an interference with the privileges of this House.

Question—put and resolved in the affirmative.

Amendment 24 read a second time. Mr. Sullivan moved, That this amendment be disagreed to by the Assembly.

Debate ensued.

Question—put.

Assembly divided.

| Ayes, 26. | | Noes, 3. |
|------------------|------------------|-----------------|
| Mr. Berry, | Mr. Michie, | Mr. Tucker. |
| Mr. Bindon, | Mr. Richardson, | |
| Mr. Connor, | Mr. Sherwin, | |
| Mr. Cope, | Mr. G. V. Smith, | <i>Tellers.</i> |
| Mr. Davies, | Mr. Sullivan, | Mr. Casey, |
| Mr. Edwards, | Mr. Vale, | Mr. Halfey. |
| Mr. Francis, | Mr. Verdon, | |
| Mr. Frazer, | Mr. Wardrop, | |
| Mr. Gillies, | Mr. Zeal. | |
| Mr. Grant, | | |
| Mr. Harbison, | <i>Tellers.</i> | |
| Mr. Higinbotham, | Mr. Macgregor, | |
| Mr. Jones, | Mr. McLellan. | |
| Mr. King, | | |
| Mr. McCulloch, | | |

And so it was resolved in the affirmative.

Amendments 25, 26, 27, 31, and 32, were read a second time and disagreed to by the Assembly.

Amendment 33 read a second time.

On the motion of Mr. Higinbotham, the Assembly agreed to the said amendment with the following amendments, viz., omit all words to "But" inclusive in line 4, for the following reason, viz. :—Because the proposed provision interferes with the privileges of this House. Omit "such" in line 5, and insert in same line after "Company," the words "established for supplying any place with water." Omit "such" in line 7, and insert "the" instead thereof; and insert after Board in line 7, the words "of Land and Works (in case it should appear to such Board equitable or advantageous so to do)."

Amendment 34 read a second time and disagreed to.

Ordered that the said Bill be returned to the Legislative Council, with a message acquainting them that the Legislative Assembly have agreed to some of the amendments made therein by the Legislative Council, that they have disagreed to others of the said amendments, and that they agree to one amendment with amendments, with which they desire the concurrence of the Legislative Council; and further, that the reasons above set forth for disagreeing to some of the said amendments be communicated to the Legislative Council.

6. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—The Order of the Day for the resumption of the debate on the consideration of the amendments made by the Legislative Council in this Bill having been read, Mr. Higinbotham, by leave of the Assembly, withdrew his proposed amendment on the amendment of the Legislative Council to insert new Clause A.

On the motion of Mr. Higinbotham, the Assembly agreed not to insist on its disagreement with new Clause A, but to agree to such amendment by adding it to Clause 191, and with the following amendments, viz. :—Omit all the words to and inclusive of the word "and" in line 11; omit the word "also" in line 11; omit the word "said" in line 13, and insert "late" instead; insert after "Commissioners" in same line the words "of Sewers and Water Supply;" omit the word "said" in line 14, and insert after "Act," in same line, the words "No. 59.—Provided that the said Board shall not be liable for any cause of action for the taking or the diverting water either permanently or temporarily or occasionally from any river stream or watercourse nor unless a claim in writing shall have been made in respect of such cause of action before the first day of January in the year of our Lord One thousand eight hundred and sixty-five."

On the motion of Mr. Higinbotham, the amendment made by the Legislative Council upon the amendment of the Legislative Assembly on the amendment of the Legislative Council was read a second time, and agreed to by the Assembly.

Ordered that the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly do not now insist on disagreeing to insert new Clause A, but that they agree to such amendment by adding it to Clause 191, and with amendments, with which they desire the concurrence of the Legislative Council, and that they have agreed to the amendment of the Legislative Council on the amendment of the Legislative Assembly on the amendment of the Legislative Council.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

"Customs Duties Laws Amendment Bill—To be further considered in Committee,"
 "Manufactures—Report of Select Committee—To be considered in Committee."

Assembly adjourned at eighteen minutes past six o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 109.

WEDNESDAY, 26TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“ *Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
3. LAPSED ORDER OF THE DAY.—The following Order of the Day was read and lapsed :—
“ *Manufactures—Report of Select Committee—To be considered in Committee.*”

Assembly adjourned at eight minutes to five o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.
No. 110.

THURSDAY, 27TH JULY, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorise the raising of Money for certain Public Purposes,*" without amendment.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 26th July, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments recommended by the Governor in the Bill intituled "*An Act to consolidate and amend the law relating to Electors and Elections of Members to serve in Parliament.*"

(Signed)

J. F. PALMER,
President of the Legislative Council.

Legislative Council Chamber,
Melbourne, 26th July, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in the Bill intituled "*An Act to amend the Law for Imprisonment for Debt.*"

(Signed)

J. F. PALMER,
President of the Legislative Council.

Legislative Council Chamber,
Melbourne, 26th July, 1865.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the management of and the administration of Justice in relation to Mining Interests,*" with amendments ; with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 26th July, 1865.

On the motion of Mr. Sullivan, the Assembly ordered these amendments to be printed and taken into consideration Tuesday, 1st August next.

3. PAPERS.—Mr. McCulloch presented—

New Lunatic Asylum, Kew.—Completion of Return to an Order of the Legislative Assembly, dated 12th July instant, for—

- (1.) A copy of the Report of Messrs. Finlay and Paterson, appointed to value the work executed and the material on the site of the New Lunatic Asylum at Kew.
- (2.) Copy of the instructions, and by whom given, under which the said gentlemen acted.

Ordered to lie on the Table.

Mr. Francis presented, by Command of His Excellency the Governor—

Emigration and Immigration Regulations.—Regulations for the Conduct of Emigration to Victoria ; for the Nomination of Immigrants by Persons resident therein ; and for the Introduction of Persons skilled in Special Industries.

In substitution of those laid on the Table 11th July instant.

Ordered to lie on the Table.

4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Sixteenth Report from this Committee.

Ordered to lie on the Table, and to be printed.

5. PRIVILEGE.—Mr. McCulloch moved, pursuant to notice—

- (1.) That the right of granting aids and supplies to the Crown is in the Legislative Assembly alone.
- (2.) That the power conferred by the *Constitution Act* on the Legislative Council to reject Bills for appropriating the revenue, and Bills for imposing any duty, rate, tax, rent, return, or impost, is justly regarded by this House with peculiar jealousy, as affecting the right of the Legislative Assembly to grant and appropriate supplies, and to provide the ways and means for the service of the year.
- (3.) That to guard against an undue exercise of that power by the Legislative Council, and to secure to the Legislative Assembly its rightful control over taxation and supply, this House has in its own hands the power so to impose and remit taxes, and to frame Bills of supply, that the right of the Legislative Assembly as to the matter, manner, measure, and time, may be maintained inviolate.
- (4.) That this House has learned with regret that a Bill passed by the Legislative Assembly for the Supply and Appropriation of Revenue, which was framed in accordance with the rules, forms, and usages of the Imperial Parliament, and with the view of securing to the Legislative Assembly its rightful control over taxation and supply, has been laid aside by the Legislative Council, and that the Legislative Council has refused to consider the subject-matters of such Bill until the same shall be comprised in separate measures; that such refusal evinces a disregard of the rights and privileges of the Legislative Assembly; and that this House hereby declares its determination not to entertain any further or other Bill for the appropriation of supplies for the service of the year 1865 until the rightful control of this House over taxation and supply shall have been acknowledged by the adoption by the Legislative Council of the Tariff approved of by this House, and contained in a schedule to the said first-mentioned Bill.

It having been required that the proposed resolutions be put separately—

Question—That the right of granting aids and supplies to the Crown is in the Legislative Assembly alone—put and resolved in the affirmative.

Question—That the power conferred by the *Constitution Act* on the Legislative Council to reject Bills for appropriating the revenue, and Bills for imposing any duty, rate, tax, rent, return, or impost, is justly regarded by this House with peculiar jealousy, as affecting the right of the Legislative Assembly to grant and appropriate supplies, and to provide the ways and means for the service of the year—proposed.

Debate ensued.

Question—put and resolved in the affirmative.

Question—That to guard against the undue exercise of that power by the Legislative Council, and to secure to the Legislative Assembly its rightful control over taxation and supply, this House has in its own hands the power so to impose and remit taxes, and to frame Bills of supply, that the right of the Legislative Assembly as to the matter, manner, measure, and time, may be maintained inviolate—put and resolved in the affirmative.

Question—That this House has learned with regret that a Bill passed by the Legislative Assembly for the Supply and Appropriation of Revenue, which was framed in accordance with the rules, forms, and usages of the Imperial Parliament, and with the view of securing to the Legislative Assembly its rightful control over taxation and supply, has been laid aside by the Legislative Council, and that the Legislative Council has refused to consider the subject-matters of such Bill until the same shall be comprised in separate measures; that such refusal evinces a disregard of the rights and privileges of the Legislative Assembly; and that this House hereby declares its determination not to entertain any further or other Bill for the appropriation of supplies for the service of the year 1865 until the rightful control of this House over taxation and supply shall have been acknowledged by the adoption by the Legislative Council of the Tariff approved of by this House, and contained in a schedule to the said first-mentioned Bill—put and resolved in the affirmative.

6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 1st August next:—

“Customs Duties Laws Amendment Bill—To be further considered in Committee.”

7. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its rising this day adjourn until Tuesday, 1st August next.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-four minutes past five o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 111.

TUESDAY, 1ST AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Central Board of Health—Tenth Annual Report.
Ordered to lie on the Table.
Mr. McCulloch presented—
Mr. Superintendent Cobham—Return to an Order of the Legislative Assembly, dated 12th July last, for the Papers connected with the charges brought against Superintendent Cobham, and the Report of the Board appointed to enquire into them.
Sanatory Station—Copy Letter and enclosures from the Resident Medical Officer of the Sanatory Station, relative to the Report of the Board on the management of that Station.
Severally ordered to lie on the Table.
Mr. Sullivan presented, by command of His Excellency the Governor—
Mining Surveyors and Registrars—Reports of, for the Quarter ending 30th June, 1865.
Ordered to lie on the Table.
3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. McCulloch, and the same were read and are as follow :—

Post Office Law Amendment Bill.

C. H. DARLING,
Governor. *Message No. 36.*
The Governor informs the Legislative Assembly that he has this day given Her Majesty's assent to a Bill intituled "*An Act to amend the Law relating to the Post Office.*"
Toorak, 28th July, 1865.

Electoral Law Consolidation and Amendment Bill.

C. H. DARLING,
Governor *Message No. 37.*
The Governor informs the Legislative Assembly that he has this day given Her Majesty's assent to a Bill intituled "*An Act to consolidate and amend the Law relating to Electors and Elections of Members to serve in Parliament.*"
Toorak, 28th July, 1865.

Sandhurst and Inglewood District Tramway Bill.

C. H. DARLING,
Governor. *Message No. 38.*
The Governor informs the Legislative Assembly that he has this day assented, in Her Majesty's name, to a Bill intituled "*An Act to incorporate a Company for the purpose of making constructing and maintaining a Tramway or Railway between the Boroughs of Sandhurst and Inglewood to be called 'The Sandhurst and Inglewood Tramway Company.'*"
Toorak, 28th July, 1865.
Severally ordered to lie on the Table.
4. PETITIONS.—Mr. Ramsay presented a Petition from certain miners and others resident on Maldon, praying that when the Mining Law Amendment Bill is returned to this House in its amended form, this House would cause the clauses referred to in the Petition to be reintroduced.
Petition read and ordered to lie on the Table.
Mr. Ramsay presented a similar Petition from the Chairman and Members of the Castle-maine Mining Board.
Ordered to lie on the Table.

Mr. Gillies presented a Petition from the Mining Board for the Mining District of Ballarat, praying this House to cause the amendments made by the Legislative Council in the Mining Law Amendment Bill to be reconsidered, and that this House would enforce the objections respectfully urged by the Petitioners.

Ordered to lie on the Table.

5. MINING LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. Sullivan, the several amendments were read, and are as follow:—

1. Clause 2, line 20. After "Act" insert "to the extent to which the same are therein expressed to be repealed."
2. " 2, line 21. After "done" insert "and all regulations appointments and bye-laws made or made valid."
3. " 2, line 22. After "Act" insert "by."
4. " 2, line 27. Leave out "but the same and every of them" and insert "or be in anywise prejudiced or affected but."
5. " 3, line 30. Leave out "and be entitled to occupy."
6. " 3, after line 38. Insert "The expression 'gold field' shall mean those parts of the Crown lands on which persons are or shall be actually engaged in mining for gold."
7. " 4, line 44. Leave out "five" and insert "twenty."
8. " 4, line 2 (p. 4). After "manager" insert "or any trustee or trustees."
9. " 4, line 4. After "manager" insert "trustee or trustees."
10. " 4, line 6. After "manager" insert "or the trustee or trustees."
11. " 4, line 12. After "person" insert "aforesaid."
12. " 4, line 19. After "manager" insert "or trustee or trustees."
13. " 4, line 25. After "provided" insert "also."
14. " 4, line 29. After "Act" insert "during the continuance of such consolidated right."
15. " 5, line 30. After "persons" insert "in conjunction."
16. " 5, line 34. Before "mining" insert "gold."
17. " 5, line 48. Before "mining" insert "gold."
18. " 5, line 6 (p. 5). Before "mining" insert "gold" and after "purposes" insert "and also subject to any right acquired by or belonging to the occupier of any land."
19. " 5, line 10. After "mining" insert "for gold."
20. " 5, line 13. After "occupy" insert "on any gold field."
21. " 5, line 43. Leave out "or parcels."
22. " 7, line 30. Leave out "to whom shall be entrusted the issuing of miners' rights" and insert "appointed to register claims."
23. " 7, line 38. After "more" insert "adjoining."
24. " 10, line 15. After "occupy" insert "on any gold field."
25. " 10, line 15. Leave out "only and for the purpose of residence."
26. " 10, line 16. Leave out "also of."
27. " 11, line 32. After "production" insert "and surrender."
28. " 13, line 15. Leave out "by proclamation in the *Government Gazette*."
29. " 13, line 17. Leave out "provided the same shall be in actual use and occupation."
30. " 15, line 39. After "lands" insert "or do in or upon such lands any of the other acts or things or exercise any of the privileges hereinbefore allowed and granted to the holder of a miner's right."
31. " 15, line 41. Leave out "any one or more than one holder of a miner's right or."
32. " 15, line 3 (p. 9). Leave out "seven days" and insert "one month."
33. " 15, line 5. Leave out "in all cases notice of such application shall be."
34. " 16, line 7. After "right" insert "or of a lease under this Act."
35. " 16, line 17. After "terms" insert "and subject to such restrictions."
36. " 17, line 21. Leave out "owner" and insert "holder."
37. " 17, line 21. After "right" insert "or of a lease under this Act."
38. " 17, line 31. After "right" insert "or of a lease under this Act."
39. " 23. After "CXLV." insert "or under the Act of the Parliament of Victoria No. 237."
40. " 23, line 40. Leave out "without."
41. " 23, line 40. Leave out "any."
42. " 24, line 46. After "person" insert "or to any elective body corporate."
43. " 24, line 6 (p. 12). Leave out "now" and insert "heretofore."
44. " 27, line 35. Before "rent" insert "yearly."
45. " 27, line 35. Leave out "not more than."
46. " 28, line 45. After "Governor" insert "in Council."
47. " 28, line 48. After "area" insert "(whether the same or any portion thereof shall have been occupied by the holder of a miner's right or business license or not.)"
48. " 28, line 1 (p. 13). After "Governor" insert "in Council."

49. Clause 29, line 9. After "Governor" insert "in Council."
50. " 29, line 22. After "Governor" insert "in Council."
51. " 29, line 24. Leave out "exceeding" and insert "less than."
52. " 29, line 25. After "Governor" insert "in Council."
53. " 31, line 36. After "expense" leave out all words to "Provided" in the 45th line.
54. " 31, line 1 (p. 14). After "Governor" insert "in Council."
55. " 31, line 2. After "Governor" insert "in Council."
56. " 35, line 28. After "Governor" insert "in Council."
57. " 35, line 31. Leave out "in which no other person shall then have any interest under any lease license," and insert "not demised under the provisions of any Act heretofore or to be hereafter in force not occupied by the holder of a."
58. " 35, line 32. After "right" insert "or."
59. " 35, line 32. Leave out "or (except as regards Her Majesty) otherwise."
60. " 35, line 34. Leave out "other person," and insert "holder."
61. " 35, line 36. After "Governor" insert "in Council."
62. " 36, line 41. Leave out "or any person authorised by him in that behalf," and insert "in Council."
63. " 36, line 44. Before "regulations" insert "rights acquired by or belonging to any other persons and subject to the."
64. " 36, line 1 (p. 15). After "Majesty" insert "and the persons by or to whom such rights as aforesaid may have been acquired or belong."
65. " 36, line 3. Leave out "now," and insert "heretofore."
66. " 36, line 27. After "Governor" insert "in Council."
67. " 36, line 34. Leave out "said," and after "Governor" insert "in Council."
68. " 42, line 9. After "expired" insert "possession of the land demised shall and may be recovered on behalf of Her Majesty in such manner as may be provided by any of the conditions of the lease or (if there be no such condition)."
69. " 43, line 20. Leave out "whether."
70. " 43, line 21. Leave out "or otherwise."
71. " 45, line 19. After "Governor" insert "in Council."
72. " 45, line 30. After "Governor" insert "in Council."
73. " 46, line 38. After "boundaries and" insert "from time to time."
74. " 47, line 5. After "Governor" insert "in Council."
75. " 47, line 7. Leave out "such" and insert "the," and after "Governor" insert "in Council."
76. " 47, line 8. Leave out "such" and insert "the," and after "Governor" insert "in Council."
77. " 50, line 7 (p. 20). Leave out "general."
78. " 53. Leave out this clause.
79. " 54, line 35. Leave out "general."
80. " 54, line 36. Leave out "such Saturday as the Governor in Council shall direct" and insert "the last Saturday in the month of February next after the commencement of this Act when there shall be elected for each division of such district the number of members determined as hereinbefore mentioned."
81. " 54, line 42. Leave out "general."
82. " 54, line 46. Leave out "four shall retire in each year" and insert "on the last Saturday in every year commencing with the year in which such first election as aforesaid shall take place four members of the mining board shall retire therefrom."
83. " 62, line 5 (p. 23). Leave out "such" and insert "a."
84. " 62, line 6. After "aforesaid" insert "appearing to have been made or affixed at the same election."
85. " 71, line 23. After "more" insert "division or divisions or."
86. " 71, line 31. Leave out "occupation" and insert "the taking possession."
87. " 71, line 35. Leave out "occupied" and insert "taken possession of."
88. " 71, line 42. Leave out "occupied" and insert "taken possession of."
89. " 71, line 1. (p. 25). After "after" insert "or partly before and partly after."
90. " 71, line 1. Leave out "occupation" and insert "taking of possession."
91. " 71, line 7. Leave out "occupation" and insert "taking of possession."
92. " 71, line 15. Leave out "claim or."
93. " 71, line 16. After "any" insert "claim."
94. " 71, line 32. After "forfeited" insert "land."
95. " 71, line 35. After "such" insert "land."
96. " 71, line 40. Leave out "ground" and insert "land."
97. " 71, line 44. Leave out "ground" and insert "land."
98. " 71, line 1 (p. 26). Leave out "mining purposes."
99. " 71, line 2. After "right" insert "or business license."
100. " 71, line 3. Before "form" insert "extent and."
101. " 71, line 6. Leave out "claim or."
102. " 71, line 7. After "any" insert "claim."
103. " 71, line 14. After "land" insert "claim."
104. " 71, line 17. Leave out "claims or."

105. Clause 71, line 18. After "any" insert "claim."
106. " 71, line 30. Leave out "and for disbursing the said fees for the purpose last aforesaid."
107. " 71, line 36. Leave out "made" and insert "granted."
108. " 71, line 22 (p. 27). Leave out "claims" and insert "any land held or occupied under the provisions hereof and."
109. " 71, line 30. After "such" insert "land and."
110. " 71, line 32. Leave out "officer" and insert "officers."
111. " 71, line 32 (p. 28). Leave out "collected by such managers and remaining in their hands" and insert "paid in respect of depasturage on such commons."
112. " 71, line 37. After "used" insert "as a yard garden cultivated field or orchard."
113. " 71, line 37. After "shed or" insert "other."
114. " 71, line 38. Leave out "or used as a yard garden cultivated field or orchard."
115. " 72, line 3 (p. 29). Leave out "for some" and insert "throughout such."
116. " 72, line 3. Leave out "and every such bye-law when so certified and published shall be unimpeachable in any court of justice" and insert "as such bye-laws shall be made for."
117. " 73, At end of clause insert "save in cases where some proceedings affecting such right title or interest as aforesaid shall have been commenced in some court of justice or before a warden or wardens and assessors previous to the nineteenth day of May One thousand eight hundred and sixty-five."
118. " 74, line 33. Leave out "fees" and insert "rates and charges."
119. " 74, line 34. Leave out "on any machines employed in connexion with the working of mines for the purpose of providing for the payment of such officers and of the other expenses of such inspection" and insert "pursuant to the provisions of any such bye-laws."
120. " 76, line 5. Leave out "fees or" and after "rates" insert "or charges."
121. " 77, line 12. Leave out "fees and" and after "rates" insert "and charges."
122. " 79, line 25. Leave out "fees or" and after "rates" insert "and charges."
123. " 79, line 30. After "persons" insert "as the case may be."
124. " 79, line 30. Leave out "fees and."
125. " 79, line 31. After "rates" insert "charges or fees."
126. " 80, line 4 (p. 31). Leave out "previous" and insert "previously."
127. " 82. Leave out this clause.
128. " 84, line 1 (p. 33). Leave out "instituted" and insert "and proceedings."
129. " 84, line 4. At end of clause insert "Provided that any person who shall at the time of the commencement of this Act hold the office of a deputy judge of a court of mines shall for the residue of the time for which he shall have been appointed be deemed to be a deputy judge appointed under this Act."
130. " 88, line 41. Leave out "register all orders and decrees of the said court and keep an account of all proceedings of the court and."
131. " 88, line 46. After "purpose" insert "in such form as the Governor in Council shall direct."
132. " 88, line 47. Leave out "shall from time to time at such times as the Governor in Council shall direct submit their accounts to be settled by such person as the Governor in Council shall for that purpose depute and."
133. " 91, line 27. Leave out "fees and."
134. " 91, line 28. Leave out "fees" and insert "sums."
135. " 91, line 29. Leave out "fees" and insert "sums."
136. " 91, line 30. Leave out "fees" and insert "sums."
137. " 92, line 36. Leave out "fees" and insert "sums."
138. " 92, line 39. Leave out "their fees" and insert "such sums."
139. " 92, line 41. Leave out "fees" and insert "sums."
140. " 92, line 42. Leave out "those" and insert "the sums."
141. " 95, line 28. Leave out "either" and insert "any."
142. " 96, line 32. Leave out "amount of."
143. " 96, line 32. After "fees" insert "and sums of money."
144. " 96, line 34. After "fees" insert "and sums."
145. " 96, line 37. After "fees" insert "and sums."
146. " 96, line 38. After "fees" insert "and sums."
147. " 97, line 41. After "fees" insert "and sums of money payable."
148. " 97, line 44. After "fees" insert "and sums payable."
149. " 98, line 46. After "fees" insert "and sums of money."
150. " 101, line 28. Leave out "and" and insert "or."
151. " 101, line 35. Leave out "under any bye-law" and insert "by virtue of a miner's right."
152. " 101, line 36. After "granting" insert "or issuing."
153. " 101, line 42. After "claim" insert "under any such miner's right lease or license."
154. " 101, line 35 (p. 37). After "lease" insert "or license."
155. " 101, line 9 (p. 38). After "or" insert "concerning or out of."

156. Clause 101, line 47. Leave out "concerning rights to registry for any such land race drain dam reservoir or water claimed under this Act or any bye-law of any mining board and concerning injunctions against any such registry and the rights of the parties in suits therefor."
157. " 101, line 12. Leave out "in the case of suits to be carried on without written pleadings as hereinafter provided for."
158. " 102, line 40. Leave out "shall."
159. " 102, line 41. Leave out first word "may" and insert "to."
160. " 102, line 41. After "dispute" insert "such judge may so act."
161. " 107, line 35. Leave out "a court of equity" and insert "the Supreme Court in its equity jurisdiction."
162. " 109, line 8. Leave out "or counsel."
163. " 118, line 31. Leave out "or counsel."
164. " 136, line 20. Leave out "counsel or."
165. " 144, line 18. Leave out "said" and after "court" insert "of mines."
166. " 144, line 22. Leave out "to the said court as hereinafter provided for."
167. " 146, line 27. Leave out "lands tenements hereditaments."
168. " 146, line 32. Leave out "dispose of the same in due course of law in or towards payment of the sums in respect of which such warrant shall have issued" and insert "may sell any share or interest at law or in equity which the person against whom such warrant shall have issued shall have in any land or building occupied by virtue of any miner's right or business license."
169. " 146, line 37. Leave out "may and shall pay and deliver to the party suing out such execution any money or bank notes which shall be so seized or a sufficient part thereof and."
170. " 146, line 2 (p. 54). Leave out all words from "provided" (inclusive) to "hereditaments" in 20th line (inclusive).
171. " 148, line 15 (p. 55). Leave out "the colony" and insert "Victoria."
172. " 148, line 17. Leave out "the colony" and insert "Victoria."
173. " 149, line 39. Leave out "the colony" and insert "Victoria."
174. " 149, line 40. Leave out "the colony" and insert "Victoria."
175. " 155, line 24 (p. 57). Leave out (first word) "such" and insert "the."
176. " 157, line 10. Leave out "such."
177. " 157, line 10. Leave out "as last aforesaid" and insert "hereinbefore mentioned."
178. " 165, line 14. Leave out "six" and insert "seven."
179. " 165, line 16. After "thereby" insert "or"
180. " 165, line 17. Leave out "Counsel or."
181. " 168, line 45. Before "duties" insert "Acts and."
182. " 168, line 46. Leave out "for the keeping on foot the miner's right of such lunatic and."
183. " 168, line 47. Leave out "any" and insert "such," leave out "which" and insert "as," after "should" insert "perform and," and after "fulfil" insert "for the preservation of his interests as such owner."
184. " 168, line 10 (p. 62). Before "empowered" insert "or shall be."
185. " 169, line 25. Leave out "fines and."
186. " 169, line 28. After "and" insert "a document purporting to be," and after "register" leave out "bearing" and insert "and to bear."
187. " 169, line 29. Before "Court" leave out "the" and insert "such," and before "signed" insert "to be."
188. " 170, line 41. After "appeal" insert "or on any rehearing thereof," and after "trial" insert "or any new trial."
189. " 170, line 43. After "trial" insert "or new trial"
190. " 170, line 4 (p. 63). After "granted" insert "and direct such notice thereof to be given and in such manner as it or he shall think right to any of the parties."
191. " 170, line 6. After "fact" insert "material to the issue between the parties."
192. " 170, line 10. Leave out "lodge with" and insert "give notice to," and after "court" insert "that he so requires and lodge with such clerk."
193. " 171, line 18. Leave out "chief judge of the Courts of Mines which opinion such chief judge is to give" and insert "Supreme Court."
194. " 171, line 24. Leave out "Master in Equity" and insert "proper officer," and leave out "who shall cause the same to be set down for argument before the said chief judge."
195. " 172, line 31. Leave out "said chief judge" and insert "Supreme Court."
196. " 172, line 43. Leave out "said chief judge" and insert "Supreme Court."
197. " 172, line 4 (page 64). Leave out "said Master in Equity who shall cause the same to be set down to be argued before the said chief judge" and insert "proper officer" of the Supreme Court."
198. " 173, line 7. Leave out "said chief judge" and insert "Supreme Court."
199. " 173, line 10. Leave out "him the said chief judge" and insert "one of the judges of such court."
200. " 173, line 15. Leave out "of the chief judge."
201. " 174, line 20. Leave out "said chief judge" and insert "Supreme Court."
202. " 174, line 22. Leave out "said Master in Equity" and insert "proper officer."

Practice in cases
and appeals.

203. Clause 174, line 24. After first "order" insert "of."
204. After clause 175 insert new clause A.
"A. Every special case and case agreed on by the parties or settled and signed by the judge under the provisions hereinbefore contained may be set down for argument in term or at any sitting of the Supreme Court for hearing appeals in its equity jurisdiction and the party setting down the same shall give the like notice as in case of setting down a demurrer in an action at law and on the argument of any such case the practice of the said court on the hearing of appeals in its equity jurisdiction shall be adopted and observed."
205. Clause 177, line 26. After "interest" insert "and also to hear and determine all suits which may be brought for the recovery of the amount of any contribution as ascertained according to the provisions of any bye-law of a mining board towards the expenses of any appliances for raising or lifting water or of the working thereof and also all suits which may be brought for the recovery of any sum of money which any person shall be liable to pay under the provisions of this Act or of any such bye-law and for which no other mode of recovery is hereby provided."
206. " 177, line 34. Leave out "one" and insert "two."
207. " 178, line 40. Leave out "one" and insert "two."
208. " 179, line 3. Leave out "one" and insert "two."
209. " 184, line 19. Leave out "previous" and insert "previously."
210. " 187, line 11 (p. 68). After second word "assessors" insert "before whom the complaint is heard."
211. " 187, line 17. Leave out "summonses" and insert "shall summon."
212. " 190, line 45. Leave out "and thereupon."
213. " 191, line 16. After "payment" insert "to the warden."
214. " 194. Leave out all the words to "and" (inclusive) in the 31st line.
215. " 194, line 34. Leave out "chief judge of the Court of Mines" and insert "Supreme Court."
216. " 194, line 38. Leave out "master in equity" and insert "proper officer."
217. " 194, line 39. Leave out "who shall cause the same to be set down for argument before the said chief judge."
218. " 194, line 41. Leave out "said master" and insert "such officer."
219. " 195, line 17. Leave out "on" and insert "in."
220. " 198, line 46. After "minerals" insert "or to the amount of any contribution or other sum of money (suits for the recovery of which the warden is hereby authorised to hear and determine.)"
221. " 200, line 16. After "costs" insert "or otherwise."
222. " 200, line 22. Leave out "debt costs or damages" and insert "sum."
223. " 200, line 23. Leave out "barrister or."
224. " 200, line 24. After "form in" insert "the first part of."
225. " 200, line 56. Leave out "and all powers vested in the person against whom such warrant shall have issued which such person might legally execute for his own benefit shall be and are hereby by virtue of such warrant vested in the said bailiff to be by him executed for the benefit of the party suing out the warrant."
226. " 210, line 30. Leave out "barrister or."
227. " 210, line 36. After "filed" insert "Provided that on such application as aforesaid the warden shall grant to the person so applying for a certificate in the form in the second part of the Fourteenth Schedule to this Act directed to the clerk of any court of mines and such certificate if forwarded to such clerk shall be filed by him and thereupon execution may issue as upon a decree or order of the court to the clerk of which such certificate shall be directed."
228. " 210, line 36. After "Provided" insert "also."
229. " 214, line 41. Leave out "Previous" and insert "Previously."
230. " After clause 220 insert new clause B:—
"B. The Seventh Part of "*The Justices of the Peace Statute 1865*" shall extend and apply to wardens and proceedings before them in like manner as the same extends and applies to justices and proceedings before them."
231. " 221, line 14. Leave out "the chief judge of Courts of Mines" and insert "a judge of the Supreme Court."
232. " 221, line 20. Leave out "chief."
233. " 222, line 23. Leave out "or" and after "charges" insert "and sums of money."
234. " 230. Leave out this clause.
235. " 234, line 4. Leave out "the said chief judge and," and after "any" leave out "two or more of the" and insert "four."
236. After clause 234 take in new clause C:—
"C. The Governor in Council may from time to time issue licenses for any period not exceeding one year which shall entitle the holders thereof respectively to reside on or to cultivate any lands on any 'gold field' within the meaning of any Act now or hereafter to be in force relative to the gold fields not exceeding in extent twenty acres subject to the payment of such license fee and upon such terms and conditions as shall be approved of by the Governor in Council and be set forth in such license."

Incorporation of
26 Vict. No. 267.

237. Clause 236, line 42. After "applied" insert "to any public use or purpose or *bonâ fide* used."
238. ,, 236, line 44. Leave out "or upon any Crown land used as aforesaid without the permission of the occupier thereof."
239. ,, 236, line 6 (p. 86). Leave out "or either."
240. ,, 240, line 46. After "fee" insert "sum" and after "fees" insert "or sums."
241. After clause 245 insert new clause D:—
 "D. Notwithstanding anything hereinbefore contained no person shall be entitled to institute proceedings in any court holden under this Act or in any other court or before any warden to recover possession of any land occupied by virtue of any miner's right issued under this Act or of any share in such land or to recover any damages for or to restrain the occupation of or encroachment upon such land or any part thereof or to obtain any relief as tenant in common joint tenant co-partner or co-adventurer in any such land against his tenant in common joint tenant co-partner or co-adventurer unless such person shall have been the holder of a miner's right or included in a consolidated miner's right at the time when his alleged title to recover such possession or damages or to obtain such relief first arose or accrued." Incapacity to sue without miner's right.
242. Leave out clause 246.
243. First Schedule, 1st column, below 25 Vict., Act No. 153. Insert "28 Vict., Act No. 238," and insert in second column "An Act to remove doubts as to the validity of certain Mining Bye-Laws," and in third column insert "The whole." At end of First Schedule, insert "28 Vict., Act No. 275"—"An Act to amend An Act intituled An Act to amend the Law relating to the Drainage of Quartz Reefs," and in the third column insert "The whole."
244. Second Schedule, 2nd part. Under "Consolidated Miners' Right," in second column before "under" insert "The manager or trustee of the company," and after "until" insert "the — day of —," and at end of first column insert "to be in force until the — day of —."
245. Third Schedule, 2nd column. Under "business licence" leave out "the manager of the — company," and leave out "No."
246. Ninth Schedule. Leave out "or Counsel."
247. Tenth Schedule. Leave out "Counsel or" and at end insert "Note.—The blank left in this and in the next form for the time for payment into Court of the sum claimed must be filled up with reference to the time fixed for such payment by the general rules."
248. Eleventh Schedule. Leave out "Counsel or."
249. Twelfth Schedule. Leave out "Counsel or."
250. Thirteenth Schedule. Leave out "Counsel or."
251. Fourteenth Schedule, line 2, 1st part. Leave out "lands tenements and hereditaments," and in the 16th line leave out "the lands tenements and hereditaments of the said O. B." and insert "any share or interest which O. B. has at law or in equity in any land water race drain dam or reservoir held under any miner's right or business license. And in the second part before "to pay" insert "[if by a warden "by me.]"
252. Fifteenth Schedule, line 5. Leave out "and" and leave a blank before "part," and in line 1 (p. 15) leave out "the colony" and insert "Victoria," and after "elsewhere" insert "within Victoria."
253. Schedule 25. In the note at end leave out "as it shall come under the 119th 120th 121st or 122nd Sections of the Act."

And the said amendments, 1 to 4 inclusive, were read a second time and agreed to by the Assembly.

And the said amendments 5 and 6 were disagreed to by the Assembly.

And the said amendment 7 having been read a second time,

Mr. Sullivan moved, That the Assembly disagree with this amendment, for the reason that it is an amendment whereby a charge upon the people is varied, and that it is the sole right of the Legislative Assembly to direct, limit, and appoint the amount, as well as the ends, purposes, considerations, conditions, limitations, and qualifications of such charges.

Question—put and resolved in the affirmative.

And the several amendments, 8 to 17, both inclusive, were read a second time and agreed to.

Amendment 18, read a second time.

On the motion of Mr. Sullivan, the Assembly agreed to the insertion of the word "gold" before "mining," and disagreed to the remainder of such amendment.

Amendment 19, read a second time and agreed to.

Amendment 20 was disagreed to.

Amendments 21, 22, and 23, were read a second time and agreed to.

Amendments 24, 25, and 26, were disagreed to.

Amendments 27 and 28 were read a second time and agreed to.

Amendment 29 was disagreed to.

Amendment 30 was read a second time and agreed to.

Amendment 31, read a second time.

Mr. Sullivan moved, That the Assembly disagree to such amendment.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 37.

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| Mr. Bayles, | Mr. Mason, |
| Mr. Berry, | Mr. McCulloch, |
| Mr. Bindon, | Mr. Macpherson, |
| Mr. Burt, | Mr. Michie, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Randall, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Mr. Dane, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Greeves, | Mr. Sullivan, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harker, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Hopkins, | |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Kyte, | Mr. Sands, |
| Mr. Longmore, | Mr. Macgregor. |

Tellers.

And so it was resolved in the affirmative.

Amendments 32 to 39, both inclusive, read a second time and agreed to.

Amendments 40 and 41, disagreed to.

Amendments 42, 43, and 44, read a second time and agreed to.

Amendment 45, disagreed to.

Amendments 46 to 50, both inclusive, read a second time and agreed to.

Amendment 51, disagreed to.

Amendment 52, read a second time and agreed to.

Amendment 53, disagreed to.

Amendments 54, 55, and 56, read a second time and agreed to.

Amendment 57, read a second time.

On the motion of Mr. Sullivan, the Assembly agreed to the same, with the insertion of the word "and" after the word "force," in line 3 thereof.

Amendments 58 to 62, both inclusive, read a second time and agreed to.

Amendments 63 and 64, disagreed to.

Amendments 65 to 68, both inclusive, read a second time and agreed to.

Amendments 69 and 70, disagreed to.

Amendments 71 to 77, both inclusive, read a second time and agreed to.

Amendment 78, disagreed to.

Amendments 79 to 97, both inclusive, read a second time and agreed to.

Amendment 98, read a second time.

On the motion of Mr. Sullivan, the Assembly agreed to the same with the following amendments, viz., the omission from the Bill of the word "for" before the words so agreed to be omitted, and the insertion of the words "under a business license," in the place of the words omitted.

Amendment 99, disagreed to.

Amendments 100 to 115, both inclusive, read a second time and agreed to.

Amendment 116, disagreed to.

Mr. Sullivan moved, That amendment 117, be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 23.

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| Mr. Bayles, | Mr. McCulloch, |
| Mr. Berry, | Mr. Michie, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Hopkins, | |
| Mr. King, | |
| Mr. Longmore, | |
| Mr. Macgregor, | Mr. Cohen, |
| Mr. Mason, | Mr. Jones. |

Tellers.

And so it was resolved in the affirmative.

Noes, 15.

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| Mr. Cohen, | Mr. Moore, |
| Mr. Gillies, | Mr. O'Grady, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Houston, | Mr. L. L. Smith. |
| Mr. Howard, | |
| Mr. Kerferd, | |
| Mr. Levey, | |
| Mr. Levi, | |
| Mr. Moffatt, | |

Tellers.

Mr. Blackwood,
Mr. McLellan.

Noes, 20.

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| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Burt, | Mr. O'Grady, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Dane, | Mr. Robinson, |
| Mr. Frazer, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. J. T. Smith, |
| Mr. Halfey, | Mr. L. L. Smith. |
| Mr. Houston, | |
| Mr. Howard, | |
| Mr. Kerferd, | |
| Mr. Levi, | |

Tellers.

Mr. Gillies,
Mr. McLellan.

And the said amendment was read a second time and agreed to.

Amendments 118 to 126, both inclusive, read a second time and agreed to.

Amendment 127, disagreed to.

Amendments 128 to 144, both inclusive, read a second time and agreed to.

Amendment 145, read a second time.

On the motion of Mr. Sullivan, the Assembly agreed to the same, with the following amendment, omit "and" and insert "or."

Amendments 146 to 166, both inclusive, read a second time and agreed to.

Amendments 167 to 170, both inclusive, disagreed to.

Amendments 171 to 192, both inclusive, read a second time and agreed to.

Amendments 193 to 202, both inclusive, disagreed to.

Amendment 203, read a second time and agreed to.

Amendment 204, disagreed to.

Amendment 205, read a second time and agreed to.

Amendments 206, 207, and 208, disagreed to.

Amendments 209 to 213, both inclusive, read a second time and agreed to.

Amendments 214 to 218, both inclusive, disagreed to.

Amendments 219 to 224, both inclusive, read a second time and agreed to.

Amendment 225, disagreed to.

Amendments 226 to 229, both inclusive, read a second time and agreed to.

Amendments 230, 231, and 232, disagreed to.

Amendments 233 and 234, read a second time and agreed to.

Amendments 235 and 236, disagreed to.

Amendments 237 and 238, read a second time and agreed to.

Amendment 239, disagreed to.

Amendment 240, read a second time and agreed to.

Amendments 241 and 242, disagreed to.

Amendments 243 to 250, both inclusive, read a second time and agreed to.

Amendment 251, read a second time.

On the motion of Mr. Sullivan, the Assembly disagreed to the amendments made in the first part of the 14th Schedule, and agreed to the amendment made in the second part of such Schedule.

Amendments 252 and 253, read a second time and agreed to.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to some of the said amendments; that they have disagreed to one of the said amendments for the reason above set forth; that they have disagreed with others of the said amendments; and that they have agreed to others of the said amendments with amendments, with which they desire the concurrence of the Legislative Council.

6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, the 3rd day of August next:—

"Customs Duties Laws Amendment Bill—To be further considered in Committee."

7. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until Thursday, 3rd August instant.

Debate ensued.

Question—put and resolved in the affirmative.

Assembly adjourned at five minutes to seven o'clock until four o'clock on Thursday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 112.

THURSDAY, 3RD AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 8th August instant :—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
3. PRESTON HILL SCHOOL.—Mr. Randall moved, pursuant to notice, That there be laid upon the Table of this House copies of all correspondence between the Board of Education and the committee of the school at Preston Hill ; and also copies of the several reports relating thereto, made to the Board by Mr. Sircom, the Inspector.
Question—put and resolved in the affirmative.
4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled “*An Act to make permanent provision for a Mint in Victoria,*” and acquaint the Legislative Assembly that they have agreed to one amendment of the Legislative Assembly on an amendment of the Legislative Council, and have agreed to another amendment of the Legislative Assembly on an amendment of the Legislative Council, with an amendment with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 3rd August, 1865.

On the motion of Mr. Verdon, the said last mentioned amendment was read, and is as follows :—

After the first word “mint” insert “and no gold liable to such duty shall be coined at the said branch of the said mint until such duty shall have been paid.”

On the further motion of Mr. Verdon, the said amendment was read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the said amendment.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they insist on the amendments made by the Legislative Council in the Bill intituled “*An Act to authorise Works for supplying Water to certain Districts and Places in Victoria,*” and acquaint the Legislative Assembly that they have no desire to interfere with the privileges of that House, nor do they consider that the amendments made by them in this Bill do so interfere, for the following reasons, viz. :—

- (1.) The Legislative Council and Legislative Assembly are the creation of an Imperial Statute, and have no powers either separately or together which are not conferred upon them by that Act.
- (2.) The First Section of the Constitution Act establishes two Houses of Legislature, and authorizes Her Majesty, with the advice and consent of those two Houses, to make laws.
- (3.) The power thus conferred equally and alike upon both Houses is, by subsequent clauses, qualified and restricted.
- (4.) By the Fifty-sixth Section certain Bills, including “Bills for imposing any rate,” must originate in the Legislative Assembly, and may be rejected, but not altered, by the Legislative Council.
- (5.) Although the power to impose a rate is incidentally contained in this Bill, it is not “a Bill for imposing a rate,” as such is not its only nor even its main object.

- (6.) Excepting the Fifty-sixth Section, no other section of the Constitution Act restricts or qualifies the powers conferred by the First Section.
- (7.) By the Thirty-fifth Section of the Constitution Act, and the Act No. 1, the privileges, immunities, and powers of the Council and Assembly may be as extensive as those "held, enjoyed, and exercised" by the House of Commons on the 16th July, 1855, if not inconsistent with the Constitution Act; but there is no provision by which the two Houses are placed in the same relative position as the Houses of Lords and Commons; but on the contrary, the privileges, immunities, and powers of either House, can not exceed those of the House of Commons.
- (8.) The Thirty-fourth Section of the Constitution Act requires the observance of the rules, forms, and usages of the Imperial Parliament (so far as the same may be applicable to the proceedings of the Council and Assembly respectively), until Standing Orders are adopted as contemplated by that section.
- (9.) The purposes for which such Standing Orders may be made, are as follows, viz. :—
- 1st. The manner in which the Council and Assembly shall be presided over in case of the absence of the President or Speaker.
 - 2nd. The mode in which the Council and Assembly shall communicate.
 - 3rd. The proper passing, intituling, and numbering of Bills.
 - 4th. The proper presentation of the same to the Governor for Her Majesty's assent.
 - 5th. The consideration of all amendments proposed to be made by the Governor.
 - 6th. The due publication of all proposed proceedings in the Council and Assembly.
 - 7th. The conduct of all business and proceedings in the Council and Assembly, severally and collectively.
- (10.) The objects to be attained by adopting the Imperial "rules, forms, and usages," and the extent to which they may be applied, are thus clearly indicated.
- (11.) The Imperial "rules, forms, and usages" are such as apply to and regulate the machinery or procedure of the two Houses, and the adoption of them can neither limit nor enlarge the powers conferred upon either House by the Constitution Act.
- (12.) There is no provision in the Constitution Act which gives to the Legislative Assembly the exclusive power of determining "the limits of district to be rated."
- (13.) The second section of the Bill gives uncontrolled power to the Governor in Council to determine what shall be the area within which works shall be constructed for providing a water supply, and of imposing a rate upon the residents within such area; whereas the amendments of the Council, as contained in clauses A, B, C, D, and E, give to the residents within any area the opportunity of first determining amongst themselves whether and within what limits they are willing to be taxed for such purposes, and also afford to the Governor in Council an opportunity of ascertaining with greater accuracy the probability of a return from the residents of such area of six per cent. on the cost of construction of such works.
- (14.) Clause F is only necessary to replace section 2, in consequence of the amendment made in it by clause A.
- (15.) The amendments in section 6 are to protect all persons in the use and enjoyment of their property and the rights pertaining to it, and to provide compensation where they are deprived of such property or rights, in accordance with a fundamental law of society.
- (16.) The new Clause G is based upon the same ground as the amendments in section 6.
- (17.) With regard to the appeal provided for in Clause H, it would be as unjust, as it is certainly unusual, to deprive any person of the right of appeal against what he may consider a too high valuation of his property.
- (18.) The Board ought not to be invested with arbitrary power, so as to be the sole judge of what is or is not likely to injure the water.
- (19.) The new Clause I merely exempts from any rate such buildings and institutions as are exempted under the Municipal and Local Government Acts.

The Legislative Council also acquaint the Legislative Assembly that they have appointed a Committee of six Members to confer with a Committee of a like number of the Legislative Assembly on the amendments in the Bill, and request the Legislative Assembly to appoint a Committee of that House to confer with such Committee.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 3rd August, 1865.

Mr. Sullivan moved, That, in response to the invitation of the Legislative Council, a Committee be appointed to confer with the Committee of the Legislative Council upon the respective rights of the two Houses as to Money Bills, and upon such other matters as are in dispute between the Legislative Council and Legislative Assembly with regard to the Waterworks Bill ; such Committee to consist of Mr. Michie, Mr. Bindon, Mr. Higinbotham, Mr. Macgregor, Mr. Berry, and Mr. Sullivan ; and that such Committee have power to meet on days when the House does not sit.

Debate ensued.

Mr. Snodgrass moved, as an amendment, That all the words from " Council," in line 2, to the word " Assembly," line 4, be omitted, with a view to insert instead thereof the words " upon the subjects indicated in the Message from the Legislative Council."

Debate ensued.

The amendment having been accepted.

Question—That in response to the invitation of the Legislative Council, a Committee be appointed to confer with the Committee of the Legislative Council upon the subjects indicated in the Message from the Legislative Council with regard to the Water Works Bill, such Committee to consist of Mr. Michie, Mr. Bindon, Mr. Higinbotham, Mr. Macgregor, Mr. Berry, and Mr. Sullivan ; and that such Committee have power to meet on days when the House does not sit—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, acquainting them with the above resolution.

5. BOARD OF EDUCATION—PAYMENT OF TEACHERS.—Mr. Ramsay moved, pursuant to notice, That there be laid upon the Table of this House the opinion of the Attorney-General on the claims of certain teachers for payment, according to classification, between the period of the Board's creation and the publication of their rules.

Question—put and resolved in the affirmative.

6. PAPERS.—Mr. McCulloch presented--

Board of Education—Payment of Teachers.—Return to above Order.

Ordered to lie on the Table.

7. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until Tuesday next.

Question—put and resolved in the affirmative.

Assembly adjourned at half-past six o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 113.

TUESDAY, 8TH AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have given power to the Committee of the Legislative Council appointed to confer on the amendments in the Water Works Bill, to meet on days on which the Legislative Council does not sit ; and the Legislative Council further acquaint the Legislative Assembly that they have empowered the said Committee to meet in the first instance on Wednesday, the 9th instant, at three o'clock p.m., in the Parliament Library.

(Signed)

J. F. PALMER,

President of the Legislative Council.

Legislative Council Chamber,
8th August, 1865.

On the motion of Mr. Sullivan, the Assembly empowered the Committee of the Legislative Assembly to meet the Committee of the Legislative Council, as requested by the above Message, and ordered that a Message be transmitted to the Legislative Council acquainting them with such resolution.

3. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 10th August instant :—

“ Customs Duties Laws Amendment Bill—To be further considered in Committee.”

4. VITAL STATISTICS.—Mr. Greeves moved, pursuant to notice, That, considering the great public importance of ascertaining the probabilities of life and of sickness in Victoria, it is desirable that the returns of Vital Statistics in possession of the Government, with the above object, be reduced to tabular form.

Question—put and resolved in the affirmative.

5. REGISTRATION OF DEBENTURES.—Mr. Greeves moved, pursuant to notice, That, considering the importance of giving facility for the permanent investment of moneys in the Government securities, by providing for their secure custody and transfer, it is expedient that a Registry be established for registering, upon payment of a small fee, such debentures as the holders may desire ; such debentures being deposited with the Registrar, and a non-transferable certificate of deposit being given to the owner ; any registered debenture to be returnable on demand, upon giving back such certificate, and no registered debenture to be transferable except by the registered owner or his attorney, by an entry in the register.

Debate ensued.

Question—put and resolved in the affirmative.

6. ADJOURNMENT.—Mr. McCulloch, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday, 15th August instant.

Question—put and resolved in the affirmative.

Assembly adjourned at ten minutes past five o'clock until four o'clock on Tuesday, 15th August instant.

FRANS. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 114.

TUESDAY, 15TH AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Higinbotham presented—
Committals for Contempt—Return to an Order of the Legislative Assembly dated 3rd May last, for a Return showing the number of committals for contempt that have been made by the Judges of the Supreme Court, Courts of Mines, and County Court, during the year 1864, specifying the name of the Judge by whom each committal was made.
Ordered to lie on the Table.
Mr. Verdon presented—
Borings—Port Phillip Heads—Report with Plan by an officer of the Public Works Department.
Clearing of the River Murray—Report from the Superintendent of Dredging Operations—Public Works Department.
Bank Liabilities and Assets—Summary of Sworn Returns for the quarter ended 30th June, 1865.
Severally ordered to lie on the Table.
3. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, the 22nd August instant:—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
4. ADJOURNMENT.—Mr. McCulloch, by leave of Assembly, moved, That the House, at its rising this day, do adjourn until Tuesday, 22nd August instant.
Question—put and resolved in the affirmative.
Assembly adjourned at nineteen minutes to five o'clock until Tuesday, 22nd August instant, at four o'clock.

FRANS. MURPHY.

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 115.

TUESDAY, 22ND AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Preston Hill School—Return to an Order of the Legislative Assembly, dated 3rd August instant, for Copies of all Correspondence between the Board of Education and the committee of the school at Preston Hill ; and also Copies of the several Reports relating thereto, made to the Board by Mr. Sircom, the Inspector.
Ordered to lie on the Table.
Mr. Francis presented—
Victorian Railways Accounts—Return to an Order of the Legislative Assembly, dated 22nd March, 1865, for a Return showing the profit and loss account of the Victorian Railways for the half-year ending 30th June, 1865.
Ordered to lie on the Table.
3. WATER WORKS BILL COMMITTEE.—Mr. Sullivan brought up the Report from the Select Committee appointed to confer with the Committee of the Legislative Council on the subjects indicated in the Message from the Legislative Council with regard to this Bill.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Appendix, to be printed and to be taken into consideration Tuesday, 29th August instant.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 29th August instant :—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
5. CIVIL SERVANTS' SALARIES.—Mr. Snodgrass moved, pursuant to notice, That an Address be presented to His Excellency the Governor, with a copy of a notice signed Geo. Verdon, appearing in the *Government Gazette*, 28th July, 1865, and praying that His Excellency, as the Representative of Her Most Gracious Majesty, may be pleased in the exercise of his own judgment to adopt such measures as will protect the Civil Service of this colony from the cruel and unjustifiable punishment they now endure from the uncalled-for and indefinite delay in the payment of their salaries.
Debate ensued.
Question—put and negatived.
6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act to authorize Works for supplying Water to certain Districts and places in Victoria,*” and acquaint the Legislative Assembly that they agree to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council ; that they insist on the amendments made by the Legislative Council in Clause 6 of the Bill, and on the amendment to insert Clause G in the Bill ; and that they do not insist on the other amendments with which the Legislative Assembly have disagreed.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
22nd August, 1865.
Ordered to be printed and taken into consideration on Thursday, 24th August instant.
7. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, adjourn until Thursday, 24th August instant.
Question—put and resolved in the affirmative.

Assembly adjourned at eight minutes past six o'clock until four o'clock on Thursday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 116.

THURSDAY, 24TH AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. WATER WORKS BILL.—The Order of the Day for the consideration of the Message from the Legislative Council of the 22nd instant having been read, on the motion of Mr. Sullivan, the Message was read by the Clerk.
Mr. Sullivan then moved, That the Bill intituled "*An Act to authorise Works for supplying Water to certain Districts and Places in Victoria,*" be laid aside.
Question—put and resolved in the affirmative.
3. WATER WORKS BILL (2).—On the motion of Mr. Sullivan, the resolution agreed to by this House, on the 22nd June last, respecting the Water Works Bill, was read by the Clerk.
Mr. Sullivan then moved, That he have leave to bring in a Bill to authorise Works for supplying Water to certain districts and places in Victoria.
Question—put and resolved in the affirmative.
Ordered—That Mr. Sullivan and Mr. Verdon do prepare and bring in the Bill.
Mr. Sullivan then brought up a Bill, intituled, "*A Bill to authorise Works for supplying Water to certain districts and places in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 29th August instant.
4. PAYMENT OF SALARIES AND PUBLIC OBLIGATIONS.—Mr. Macgregor moved, pursuant to notice, That an Address be presented to His Excellency the Governor, respectfully representing that in consequence of the laying aside by the Legislative Council, without message or communication to the Legislative Assembly, of the Bill of Supply and Appropriation passed by this "House," the salaries of civil servants, for the month of July, have not yet been paid, and other public obligations are undischarged; and praying His Excellency that such measures may be adopted as shall, in the opinion of his responsible advisers, be expedient or necessary for satisfying the liabilities aforesaid, and for maintaining the efficiency of the public service.
Debate ensued.
Mr. Greeves moved, That this debate be now adjourned.
Debate continued.
Question—That this debate be now adjourned—put and negatived.
Debate further continued.
Mr. Snodgrass moved, as an amendment, That all the words after the word "That" to and inclusive of the word "House" in the fifth line be omitted, and that all the words after the word "undischarged," in the sixth line, be omitted with the view of inserting instead thereof the words "and that the resolution of this House, adopted on the 27th day of July, 1865, has failed in realizing the expectations of this House, and in the opinion of this House the resolution referred to be now read and rescinded."
Debate further continued.
Question—That the first words proposed to be omitted stand part of the question—put.

Assembly divided.

| Ayes, 41. | | Noes, 16. | |
|------------------|------------------|----------------|------------------|
| Mr. Bayles, | Mr. Kyte, | Mr. Blackwood, | Mr. O'Grady, |
| Mr. Berry, | Mr. Lalor, | Mr. Cohen, | Mr. Pope, |
| Mr. Bindon, | Mr. Longmore, | Mr. Creswick, | Mr. Sherwin, |
| Mr. Brown, | Mr. Macgregor, | Mr. Dane, | Mr. Snodgrass, |
| Mr. Burt, | Mr. McCulloch, | Mr. Gillies, | Mr. Thomson. |
| Mr. Campbell, | Mr. McLellan, | Mr. Harker, | |
| Mr. Casey, | Mr. Macpherson, | Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Connor, | Mr. Michie, | Mr. Levey, | Mr. MacBain, |
| Mr. Cope, | Mr. Ramsay, | Mr. Levi, | Mr. L. L. Smith. |
| Mr. Crews, | Mr. Randall, | | |
| Mr. Cunningham, | Mr. Richardson, | | |
| Mr. Davies, | Mr. Riddell, | | |
| Mr. Edwards, | Mr. Robinson, | | |
| Mr. Foott, | Mr. G. V. Smith, | | |
| Mr. Francis, | Mr. Sullivan, | | |
| Mr. Frazer, | Mr. Verdon, | | |
| Mr. Grant, | Mr. Wardrop. | | |
| Mr. Halfey, | | | |
| Mr. Harbison, | <i>Tellers.</i> | | |
| Mr. Higinbotham, | Mr. Dyte, | | |
| Mr. Hopkins, | Mr. Jones. | | |
| Mr. King, | | | |

And so it was resolved in the affirmative.

Question—That an Address be presented to His Excellency the Governor, respectfully representing that in consequence of the laying aside by the Legislative Council, without message or communication to the Legislative Assembly, of the Bill of Supply and Appropriation passed by this House, the salaries of civil servants, for the month of July, have not yet been paid, and other public obligations are undischarged; and praying His Excellency that such measures may be adopted as shall, in the opinion of his responsible advisers, be expedient or necessary for satisfying the liabilities aforesaid, and for maintaining the efficiency of the public service—put.

Assembly divided.

| Ayes 40. | | Noes 16. | |
|------------------|------------------|----------------|------------------|
| Mr. Bayles, | Mr. King, | Mr. Blackwood, | Mr. O'Grady, |
| Mr. Bindon, | Mr. Kyte, | Mr. Campbell, | Mr. Pope, |
| Mr. Brown, | Mr. Lalor, | Mr. Dane, | Mr. Sherwin, |
| Mr. Burt, | Mr. Longmore, | Mr. Gillies, | Mr. Snodgrass, |
| Mr. Casey, | Mr. Macgregor, | Mr. Harker, | Mr. Thomson. |
| Mr. Connor, | Mr. McCulloch, | Mr. Levey, | |
| Mr. Cope, | Mr. Macpherson, | Mr. Levi, | <i>Tellers.</i> |
| Mr. Creswick, | Mr. Michie, | Mr. MacBain, | Mr. Kerferd, |
| Mr. Crews, | Mr. Ramsay, | Mr. McLellan, | Mr. L. L. Smith. |
| Mr. Cunningham, | Mr. Randall, | | |
| Mr. Davies, | Mr. Richardson, | | |
| Mr. Dyte, | Mr. Riddell, | | |
| Mr. Edwards, | Mr. Robinson, | | |
| Mr. Foott, | Mr. G. V. Smith, | | |
| Mr. Francis, | Mr. Sullivan, | | |
| Mr. Frazer, | Mr. Verdon, | | |
| Mr. Grant, | Mr. Wardrop. | | |
| Mr. Halfey, | | | |
| Mr. Harbison, | <i>Tellers.</i> | | |
| Mr. Higinbotham, | Mr. Cohen, | | |
| Mr. Hopkins, | Mr. Jones. | | |

And so it was resolved in the affirmative.

5. POLICE MAGISTRATES.—Mr. Cohen moved, pursuant to notice, That the condition attached to the Vote of the Salaries of Police Magistrates applies only to the regular practice of a profession, and does not preclude them from receiving payment for services of a non-professional and confidential character, provided those services are of such a nature as in no way to interfere with the discharge of their duties as public servants.

And the House having continued to sit till after twelve of the clock—

FRIDAY, 23RD AUGUST, 1865.

Debate ensued.

Mr. Crews moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes 15.
 Mr. Berry, Mr. MacBain,
 Mr. Burt, Mr. McLellan,
 Mr. Cope, Mr. Randall,
 Mr. Crews, Mr. G. V. Smith.
 Mr. Cunningham,
 Mr. Dane,
 Mr. Grant,
 Mr. Longmore,
 Mr. Macgregor,

Tellers.

Mr. Casey,
 Mr. Dyte.

Noes 25.
 Mr. Bayles, Mr. Michie,
 Mr. Blackwood, Mr. Ramsay,
 Mr. Brown, Mr. Riddell,
 Mr. Creswick, Mr. Sherwin,
 Mr. Edwards, Mr. Snodgrass,
 Mr. Francis, Mr. Sullivan,
 Mr. Frazer, Mr. Thomson,
 Mr. Harbison, Mr. Verdon,
 Mr. Higinbotham, Mr. Wardrop.
 Mr. Hopkins,
 Mr. King,
 Mr. Kyte,
 Mr. Lalor,
 Mr. McCulloch,

Tellers.

Mr. Cohen,
 Mr. Jones.

And so it passed in the negative.

Debate further continued.

Mr. Cohen moved, That the House do now adjourn.

Question—That this House do now adjourn—put and negatived.

Question—That this debate be adjourned until Tuesday next—put and resolved in the affirmative.

6. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until Tuesday, 29th August instant.

Question—put and resolved in the affirmative.

Assembly adjourned at thirty-one minutes past twelve o'clock until four o'clock on Tuesday next.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 117.

TUESDAY, 29TH AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had received from W. M. K. Vale, Esq., the resignation of his seat as Member for the Electoral District of Ballarat West, which he read, and is as follows :—

Ballarat, Aug. 24th, 1865.

To the Honorable the Speaker of the Legislative Assembly.

Sir,

I beg to resign my seat in the Legislative Assembly for the electoral district of Ballarat West.

I have the honor to be, Sir,

Your obedient Servant,

(Signed) WILLIAM M. K. VALE.

3. ISSUE OF WRIT.—Mr. Speaker also announced that he had, this day, issued a writ for the election of a member to serve for the electoral district of Ballarat West.
4. PAPERS.—Mr. McCulloch presented by command of His Excellency the Governor—
University of Melbourne—Report of the Proceedings of the Council of University of Melbourne during the year commencing on the 1st day of June, 1864, and terminating on the 31st day of May, 1865.

Ordered to lie on the Table.

Mr. McCulloch presented—

New Lunatic Asylum, Kew—Return to an Order of the Legislative Assembly, dated 12th July, 1865, for—

- (1.) A Copy of the Report of Messrs. Finlay and Paterson, appointed to value the Work executed and the Material on the site of the New Lunatic Asylum at Kew.
- (2.) Copy of the instructions, and by whom given, under which the said gentlemen acted.

Together with the Audit Commissioners' Report upon all financial matters connected with the Contract for the erection of the Asylum.

In substitution of the Returns laid upon the Table on the 25th and 27th July last.

Ordered to lie on the Table and to be printed.

Mr. Francis presented—

Immigration—Progress Report for the Month of July last.

Ordered to lie on the Table.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. McCulloch, and the same was read and is as follows :—

C. H. DARLING,

Governor.

Message No. 39.

The Governor acknowledges the Address of the Legislative Assembly, representing that the Bill of Supply and Appropriation, passed by the Assembly, having been laid aside by the Legislative Council, without message or communication to the Assembly, the Salaries of Civil Servants for the month of July have not yet been paid, and other obligations are undischarged ; and praying the Governor to cause such measures to be adopted as shall, in the opinion of his Responsible Advisers, be expedient or necessary for satisfying the liabilities aforesaid, and for maintaining the efficiency of the Public Service.

The Governor has never failed to give respectful attention to the opinions and advice of his Responsible Ministers, and he now desires to assure the Legislative Assembly that he is prepared to take into his earnest consideration any measure his Ministers may recommend whereby in the exercise of his legal and constitutional powers

it may seem possible to alleviate the existing pressure upon the Civil Servants and the public creditor, resulting from the delay which has occurred in the passing of the annual Appropriation Bill.

But the Governor must beg to remind the Assembly, that so long as the 44th and 55th sections of the Constitution Act, and the 24th and 25th sections of the Act 22 Vic., No. 86 (Audit Act Amendment), remain in force, it is not competent to him to sanction the issue of money from the public account, either for the payment of the Salaries of Civil Servants or for any other object, unless the amount required is rendered legally available by an Act duly concurred in and passed by the three branches of Legislature.

Influenced by a sincere desire to promote the object the Assembly has in view, as expressed in their address, and believing that that object can only be effectually accomplished by the renewal of communication between the Council and Assembly on the subject of the Bill referred to, the Governor cannot hesitate to express his earnest hope that both Houses, recognising the peculiar and pressing nature of the present conjuncture, will be disposed to take such steps for restoring intercourse between them, either by conference or otherwise, as the custom of Parliament may sanction.

The Governor having deemed it due to the Legislative Council to communicate to that body the address of the Assembly and this reply, transmits to the Assembly a copy of the message by which the communication to the Council was made.

Government House,
29th August, 1865.

(COPY.)

(Signed) C. H. DARLING,

Governor.

Message No.

The Governor deems it due to the Legislative Council to communicate to them an Address which he has received from the Legislative Assembly, together with the Governor's Message in reply thereto.

It is the Governor's earnest desire to aid by all possible means within the scope of his duty and legitimate authority in accomplishing the objects which the Address of the Assembly has in view; and the Governor trusts that the Legislative Council will recognise in the reference made by the Assembly to a resolution of the Council, and in the present exceptional and embarrassing position of affairs in the Legislature, a sufficient reason for the expression to the Council of the Governor's hope, that active legislation with regard to the finance of the colony may be promptly resumed.

The Governor feels assured, that in considering how this important object may be best attained, the deliberations of the Council will be characterised by an enlightened regard for the interests of the community at large, and a just appreciation of the peculiar difficulties by which the present conjuncture is attended.

Government House,
29th August, 1865.

Ordered to lie on the Table and to be printed.

6. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Seventeenth Report from this Committee.

Ordered to lie on the Table and to be printed.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 31st August instant :—

“Customs Duties Laws Amendment Bill—To be further considered in Committee.”

“Water Works Bill—Report from Committee—To be taken into consideration”

8. WATER WORKS BILL (2).—Mr. Sullivan moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Ordered—That the Bill be committed to a Committee of the whole Assembly, this day.

9. POLICE MAGISTRATES.—The Order of the Day for the resumption of the debate on the question, That the condition attached to the Vote of the Salaries of Police Magistrates applies only to the regular practice of a profession, and does not preclude them from receiving payment for services of a non-professional and confidential character, provided those services are of such a nature as in no way to interfere with the discharge of their duties as public servants, having been read,

Debate resumed.

Question—put and resolved in the affirmative.

10. WATER WORKS BILL (2).—Mr. Sullivan moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Sullivan, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow. Bill as amended to be printed.

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 118.

WEDNESDAY, 30TH AUGUST, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. WATER WORKS BILL (2).—On the motion of Mr. Sullivan, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

On the motion of Mr. Sullivan, the Assembly ordered that the following words be inserted after the word "District," in line 7 of clause 7 of this Bill, viz., "except hospitals benevolent institutions buildings used exclusively for public charitable purposes churches chapels and other buildings used exclusively for public worship the dwellings of ministers of religious denominations and buildings used as schools and receiving aid from the Government or otherwise of a public character."

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendment made on the consideration of the Report—Bill, on the motion of Mr. Sullivan, read a third time and *passed*.

Mr. Sullivan moved, That the following be the title of the Bill:—

*"An Act to authorize Works for supplying Water to certain Districts and Places
"in Victoria."*

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

3. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its rising this day adjourn until Tuesday next, the 5th September.

Question—put and resolved in the affirmative.

Assembly adjourned at nineteen minutes to six o'clock until Tuesday next, at four o'clock.

FRANS. MURPHY.

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 119.

TUESDAY, 5TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 12th September instant:—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee,*”
“*Water Works Bill—Report from Committee—To be taken into consideration.*”
3. GROSVENOR SCHOOL.—Mr. Berry moved, pursuant to notice, That there be laid on the Table of this House copies of all correspondence and papers connected with the Grosvenor School, and its claims for aid under the Common Schools Act.
Debate ensued.
Motion by leave withdrawn.

Assembly adjourned at thirteen minutes to five o'clock until four o'clock to-morrow.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 120.

WEDNESDAY, 6TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair, and having at twenty-six minutes to five o'clock counted the House, and a quorum of members not being present, Mr. Speaker adjourned the House, without question being first put, until to-morrow at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 121.

THURSDAY, 7TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PAPERS.—Mr. Verdon presented—
Resumption of Payments—Correspondence with the Banks relative to the.
Read, and ordered to lie on the Table.
Mr. McCulloch presented, by command of His Excellency the Governor—
Board of Agriculture—Sixth Annual Report presented by the Council to the.
Post Office Savings Bank—General Regulations for the management of.
Severally ordered to lie on the Table.
 3. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its rising this day, do adjourn until Tuesday, 19th September instant.
Question—put and resolved in the affirmative.
- Assembly adjourned at five minutes past five o'clock, until Tuesday, 19th September instant, at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 122.

TUESDAY, 19TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a return to the writ he had issued for the election of a member to serve for the Electoral District of Ballaarat West, from which it appeared that William Mountford Kinsey Vale, of Ballaarat, book-seller, was duly elected in pursuance of such writ.
3. NEW MEMBER SWORN.—W. M. K. Vale, Esq., was then introduced, and took the oath and his seat as member of the Assembly.
4. PAPERS.—Mr. McCulloch presented—

Quarantine—Copy appendices to the Report of the Board appointed to enquire into the Quarantine Regulations, and in regard to the *Golden Empire*; being further return to an order of the Legislative Assembly, dated 6th July last, for the Report of the Commission appointed to enquire into the Quarantine of the *Golden Empire*, and generally on the management of the Sanitary Station.

Ordered to lie on the Table.

Mr. Michie presented—

Court of Mines.—Order in Council for the holding of a Court of Mines at Kyneton.

Ordered to lie on the Table.

Mr. Speaker announced that there had been forwarded to the Clerk of the Assembly, by the Audit Commissioners—

Audit Commissioners.—Special Report of the Commissioners of Audit under the 51st Section of the Audit Act, 22 Vict., No. 86.

Further Special Report from the Commissioners of Audit under the 51st Section of the Audit Act, 22 Vict., No. 86.

Severally read and ordered to lie on the Table.

5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to authorise Works for supplying Water to certain Districts and Places in Victoria (2)*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire they concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 6th September, 1865.

On the motion of Mr. Sullivan, the amendments were ordered to be printed, and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend and consolidate the Laws relating to Public Works*," and acquaint the Legislative Assembly that they have agreed to some amendments of the Legislative Assembly on the amendments of the Legislative Council; insisted on one amendment; agreed to others with amendments; and made consequential amendments; with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 6th September, 1865.

On the motion of Mr. Higinbotham, the several amendments were ordered to be printed and taken into consideration to-morrow.

6. PRIVILEGE.—Mr. Cope having complained of a letter which appeared in the *Herald* newspaper, dated 16th September, 1865, “Printed and published by Robert Stewart, at “the Herald Printing Office, 9, Bourke-street east, Melbourne, for the proprietors of “the Herald,” handed the paper in, and the article complained of was read by the Clerk.

Mr. Cope moved, That the letter contained in the *Herald* of Saturday, the 16th September, is a false and scandalous libel on the members of this House, and a breach of the privileges of this House.

Debate ensued.

Question—put and resolved in the affirmative.

6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow:—

“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”

7. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged—

“*Water Works Bill—Report from Committee to be taken into consideration.*”

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

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 123.

WEDNESDAY, 20TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal assent to the several public Bills following, viz. :—

“ An Act to legalize Preferable Liens on Yearly Crops.”

“ An Act to amend the Law relating to Hawkers and Pedlers.”

“ An Act to provide for the better Administration of Justice in County Courts.”

“ An Act to amend and explain the Instruments and Securities Statute 1864.”

“ An Act to amend the Law for Imprisonment for Debt.”

“ An Act to make permanent provision for a Mint in Victoria.”

3. WATER WORKS BILL (No. 2).—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. Sullivan, the several amendments were read, and are as follow :—
 - (1.) Clause 6, line 40, leave out “ and may do all things necessary for any of the purposes aforesaid.”
 - (2.) “ 6, line 43, leave out “ whenever and as far as may be reasonable and practicable,” and insert “ in order that all existing vested rights may be preserved.”
 - (3.) “ 6, line 46, before “ land ” leave out “ the,” and after “ land ” insert “ alienated from the Crown.”
 - (4.) “ 13, line 32, after “ Act ” insert “ so long as they are so vested or in such possession.”
 - (5.) “ 14, line 35, after “ permit to ” insert “ go or.”
 - (6.) “ 14, line 36, before “ rubbish ” insert “ animal.”
 - (7.) “ 15, line 47, leave out “ in the opinion of the Board.”

After clause 15 insert new clauses A, B, and C.

- (8.) A. It shall be lawful for any company established for supplying any place with water at any time with the consent of a majority of votes of the shareholders present in person or by proxy or by attorney at any general meeting specially convened for the purpose to sell to the Board of Land and Works and for the Board of Land and Works (in case it should appear to such board equitable or advantageous so to do) to purchase and to pay for out of the moneys to be raised by loan for purposes of water supply under the authority of “ *The Public Loan Act 1865* ” all or any part of the undertaking lands works and property of any such company upon such terms and conditions as may be mutually agreed upon.
- (9.) B. The board shall not supply water for other than domestic purposes within the limits of any place now supplied with water for other than domestic purposes by any company established under any Act of Parliament until such company shall have been compensated for the injury which shall be thereby occasioned to it or the undertaking land works and property of such company shall have been purchased by the board at a price not exceeding the original cost of construction.

(10.) C. The board shall not supply water to any building situate within the limits of any place now supplied with water by any company established under any Act of Parliament until such company shall have been compensated for the injury which shall be thereby occasioned to it or the undertaking land works and property of such company shall have been purchased by the board at a price not exceeding the original cost of construction.

And the said amendment 1 was read a second time and agreed to by the Assembly.

Amendment 2 being read a second time, on the motion of Mr. Sullivan, the portion of such amendment to leave out words was disagreed to by the Assembly.

And on the further motion of Mr. Sullivan, the Assembly agreed to the portion of the amendment to insert words, with the following amendment, viz, insert the word "and" before the words "in order."

Amendment 3 read a second time and agreed to.

Amendment 4 read a second time.

Mr. Sullivan moved, That the Assembly agree to the said amendment.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 37.

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| Mr. Berry, | Mr. Mason, |
| Mr. Bindon, | Mr. MacBain, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Brown, | Mr. Macpherson, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Casey, | Mr. O'Grady, |
| Mr. Connor, | Mr. Orr, |
| Mr. Crews, | Mr. Randall, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Gillies, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Greeves, | Mr. Sullivan, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Howard, | Mr. Wheeler. |
| Mr. Jones, | |
| Mr. Kerferd, | |
| Mr. Lalor, | <i>Tellers.</i> |
| Mr. Levey, | Mr. Bayles, |
| Mr. Levi, | Mr. L. L. Smith. |

Noes, 12.

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| Mr. Burt, | Mr. G. V. Smith, |
| Mr. Cope, | Mr. Vale. |
| Mr. Davies, | |
| Mr. Harbison, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. McLellan, |
| Mr. Richardson, | Mr. Macgregor. |
| Mr. Robinson, | |

And so it was resolved in the affirmative.

Amendments 5, 6, and 7, read a second time, and agreed to by the Assembly.

Mr. Sullivan moved, That amendment 8 be read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Amendment read a second time.

On the motion of Mr. Berry, the Assembly ordered the said amendment to be amended by inserting, after the words "to do" in line 5, the words "and after the terms and conditions of sale shall have been laid before both Houses of Parliament for a period of not less than one month."

And on the motion of Mr. Sullivan, the Assembly agreed to the said amendment as so amended, and resolved not to insist on its privilege in this case, because the amendment carries out the intention of this House, as expressed in an amendment agreed to in the previous Bill.

Amendments 9 and 10 read a second time and disagreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a message acquainting them that the Assembly have agreed to some of the amendments made by the Legislative Council in this Bill; have disagreed to others of the said amendments; and have agreed to others of the said amendments with amendments; with which they desire the concurrence of the Legislative Council; and also further acquainting the Legislative Council that they do not insist on their privileges in regard to the proposed insertion of new Clause A, because it carries out the intention of the Legislative Assembly, as expressed in an amendment agreed to by this House in the previous Bill.

4. PUBLIC WORKS LAW AMENDMENT AND CONSOLIDATION BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council in Clause 191 of this Bill, disagreed to by the Assembly, insisted on by the Council, and afterwards agreed to by the Assembly with amendments, having been read, on the motion of Mr. Higinbotham the same were read and are as follow :—

Further considered by Legislative Assembly, 25th July, 1865.

Further considered by Legislative Council, 5th September, 1865.

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| <p>Disagreement not insisted on ; but amendment now agreed to, with the following amendments ; the amendment to be added to and form part of Clause 191.</p> <p>(2.) And omit "also."</p> <p>(7.) After "Act" insert "No. 59 Provided that the said Board shall not be liable.</p> <p>(8.) "For any cause of action" for the taking or the diverting water either permanently or temporarily or occasionally from any river stream or watercourse nor unless a claim in writing shall have been made in respect of such "cause of action" before the first day of January in the year of our Lord One thousand eight hundred and sixty-five."</p> | <p>(1.) Agreed to be inserted in Clause 191 after word "laid" in line 7.</p> <p>Retention of the word "also" insisted on.</p> <p>(3.) After word "liable" (line 12 of original amendment of the Council) insert (as consequential amendment) "to make full compensation."</p> <p>(4.) Same line, leave out "causes of action to" insert "damage sustained by them for."</p> <p>(5.) Agreed to, with consequential amendments, leave out "for any cause of action" and insert "to make compensation."</p> <p>(6.) Leave out "cause of action" and insert "compensation."</p> |
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On the motion of Mr. Higinbotham, amendments 1, 3, 4, and 6, were read a second time and agreed to by the Assembly.

On the motion of Mr. Higinbotham, amendment 2 was not insisted on.

On the motion of Mr. Higinbotham, amendment 5 was read a second time and agreed to with the following amendment, viz., by adding after "compensation" the words "in respect of any damage heretofore or hereafter sustained."

On the further motion of Mr. Higinbotham, the Assembly ordered that as a consequential amendment the word "nevertheless" be inserted in amendment 7 after the word "Provided ;" and, as a further consequential amendment, the following words be inserted in amendment 8, after the word "for," viz., "or in respect of."

Mr. Longmore moved, That an entry be made in the Votes and Proceedings that this House will not insist on its privileges in regard to these amendments, because they carry out the intentions of this House.

Ordered—That the Bill be returned to the Legislative Council, with a message acquainting them that the Assembly have agreed to some of the amendments of the Legislative Council ; that they do not insist on one of the previous amendments of the Assembly ; that they have agreed to one of the amendments of the Legislative Council, with an amendment ; and that they have made consequential amendments in the previous amendment of the Legislative Assembly ; with which they desire the concurrence of the Legislative Council ; and also, further acquainting the Legislative Council that they not insist on their privileges in regard to these amendments, because they carry out the intentions of the Legislative Assembly.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—

"Customs Duties Laws Amendment Bill—To be further considered in Committee."

6. SALE OF LAND, ST. KILDA ROAD.—Mr. Greeves moved, pursuant to notice, That in the opinion of this House, the land at the intersection of the St. Kilda and Domain road, adjoining the Observatory Establishment, should be permanently reserved from sale.

Question—put and resolved in the affirmative.

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

FRANS. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 124.

THURSDAY, 21ST SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 26th September instant :—
“Customs Duties Laws Amendment Bill—To be further considered in Committee.”
3. CUSTOMS DUTIES.—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of this House a Return of all moneys collected for or in respect of new Customs duties imposed by the resolutions passed by this House in January last ; and showing the names of the several persons or firms from whom such moneys have been received, and the total amount paid by each respectively to 1st September instant.
Question—put and resolved in the affirmative.
4. PRIVILEGE.—Mr. Snodgrass moved, pursuant to notice—
 - (1.) That it be referred to the Standing Orders Committee of this House, to report upon the nature of the differences that now exist between this House and the Legislative Council ; and further to report, in what manner such differences may be adjusted for the present, and prevented for the future ; such Committee to have power to sit during the adjournment of this House.
 - (2.) That a Message be transmitted to the Legislative Council, requesting that the Standing Orders Committee of the Legislative Council may be instructed to confer with the Standing Orders Committee of this House, for the purposes indicated in the above resolution.Debate ensued.
Motion by leave withdrawn.
5. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its rising this day do adjourn until Tuesday, 26th September instant.
Debate ensued.
Question—put and resolved in the affirmative.

Assembly adjourned at five minutes to five o'clock until Tuesday next at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 125.

TUESDAY, 26TH SEPTEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Transportation.—Copy of a further Despatch from the Right Honorable the Secretary of State, on the subject of Transportation to Western Australia.
Ordered to lie on the Table.
Mr. Verdon presented—
Advance from the London Chartered Bank.—Copy Opinion of the Honorable the Attorney-General, relative to the disposal of the Advance from the London Chartered Bank.
Ordered to lie on the Table.
3. MINING LEASES LAWS AMENDMENT BILL.—Mr. Gillies moved, by leave of the Assembly, That he have leave to bring in a Bill to amend an Act intituled "*An Act to amend the Law relating to Leases of Auriferous Lands and for other purposes.*"
Question—put and resolved in the affirmative.
Ordered—That Mr. Gillies do prepare and bring in the Bill.
Mr. Gillies then brought up a Bill intituled "*A Bill to amend an Act intituled An Act to amend the Law relating to Leases of Auriferous Lands and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 3rd October next.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, the 3rd October next:—
"*Customs Duties Laws Amendment Bill—To be further considered in Committee.*"
5. SUPPLY AND APPROPRIATION BILL.—Mr. Levi moved, pursuant to notice—
That inasmuch as by the 1st clause of the Constitution Act power is given to Her Majesty, with the advice and consent of the Legislative Council and Legislative Assembly, to make laws in and for Victoria, in all cases whatsoever; and by the 43rd clause it is declared that it shall be lawful for the Legislature to impose and levy duties of customs; and by the following clause all taxes, &c., over which the Legislature has power of appropriation shall be appropriated as in the Act mentioned; and by the 56th clause all Bills for appropriating any part of the revenue, and for imposing any duty, rate, &c., must originate in the Assembly, and may be rejected but not altered by the Council; this House is of opinion—
 - (1.) That the Legislative Council has and ought to exercise the right of giving or withholding consent on every subject of legislation.Mr. Macgregor moved, as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words:—
An Address be presented to His Excellency the Governor—
 - (1.) Thanking His Excellency for having, with the concurrence of his responsible advisers, so promptly taken the necessary measures for satisfying the public liabilities, and for maintaining the efficiency of the public service, and thus averting from the community the confusion and anarchy calculated to result from the withholding by the Legislative Council, of its assent to the Supply and Appropriation for the year.
 - (2.) Assuring His Excellency that this House will always be prepared to afford its fullest and most cordial support to His Excellency's Government in its efforts, by all such legitimate and constitutional measures as may, under existing circumstances, be necessary or expedient, to preserve and maintain order and good government in the colony.
 - (3.) Informing His Excellency that this House deeply regrets that the Legislative Council has not as yet taken any steps with the view of realizing the hope expressed to it by His Excellency, that active legislation in regard to the finance of the Colony may be promptly resumed.

Debate ensued.

Mr. MacBain moved, That this debate be now adjourned.

Debate ensued.

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

Mr. Bindon moved, That this debate be adjourned until Tuesday, 3rd October next.

Question—put and resolved in the affirmative.

6. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, adjourn until Tuesday, 3rd October next.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty minutes past eleven o'clock until Tuesday, 3rd October next, at four o'clock.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 126.

TUESDAY, 3RD OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Francis presented—

Immigration.—Returns for the Month of August, 1865.

Ordered to lie on the Table.

Auckland Islands—Search.—Correspondence respecting the despatch of the steamship "Victoria," to search for and convey relief to supposed shipwrecked persons on the Auckland Islands.

Read and ordered to lie on the Table.

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly, that they do not insist on the amendments with which the Legislative Assembly have disagreed, and have agreed to the amendments made by the Legislative Assembly on the amendments of the Legislative Council in the Bill intituled "*An Act to authorise Works for supplying Water to certain districts and places in Victoria*(2)."

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 3rd October, 1865.

4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—

"*Customs Duties Laws Amendment Bill—To be further considered in Committee.*"

5. MINING LEASES LAWS AMENDMENT BILL.—Mr. Gillies moved, That this Bill be now read a second time.

Debate ensued.

Question—put and negatived.

6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the following Resolutions, with which they desire the concurrence of the Legislative Assembly :—

(1.) That it is expedient that the differences which have arisen between the Legislative Council and the Legislative Assembly, relating to the interpretation of the Constitution Act, should be referred to the Judicial Committee of the Privy Council, pursuant to the Act of the Imperial Parliament 3 and 4 Will. IV. c. 41, s. 4.

(2.) That it is desirable that a Joint Address be presented to the Queen, praying Her Majesty to refer such differences accordingly.

(3.) That such Address should be prepared by Committees to be appointed by both Houses for that purpose.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 3rd October, 1865.

On the motion of Mr. McCulloch, the Assembly ordered the above Message to be taken into consideration to-morrow.

7. SUPPLY AND APPROPRIATION BILL.—The Order of the Day for the resumption of the debate on the question—

That inasmuch as by the 1st clause of the Constitution Act power is given to Her Majesty, with the advice and consent of the Legislative Council and Legislative Assembly, to make laws in and for Victoria, in all cases whatsoever ; and by the 43rd clause it is declared that it shall be lawful for the Legislature to impose and levy duties of customs ; and by the following clause all taxes, &c., over which the Legislature has power of appropriation shall be appropriated as in the Act mentioned ; and by the 56th clause all

Bills for appropriating any part of the revenue, and for imposing any duty, rate, &c., must originate in the Assembly, and may be rejected but not altered by the Council; this House is of opinion—

- (1.) That the Legislative Council has and ought to exercise the right of giving or withholding consent on every subject of legislation,

And upon the amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words:—

An Address be presented to His Excellency the Governor—

- (1.) Thanking His Excellency for having, with the concurrence of his responsible advisers, so promptly taken the necessary measures for satisfying the public liabilities, and for maintaining the efficiency of the public service, and thus averting from the community the confusion and anarchy calculated to result from the withholding by the Legislative Council, of its assent to the Supply and Appropriation for the year.
- (2.) Assuring His Excellency that this House will always be prepared to afford its fullest and most cordial support to His Excellency's Government in its efforts, by all such legitimate and constitutional measures as may, under existing circumstances, be necessary or expedient, to preserve and maintain order and good government in the colony.
- (3.) Informing His Excellency that this House deeply regrets that the Legislative Council has not as yet taken any steps with the view of realizing the hope expressed to it by His Excellency, that active legislation in regard to the finance of the Colony may be promptly resumed—having been read.

Debate resumed.

And the House having continued to sit till after twelve of the clock,

WEDNESDAY, 4TH OCTOBER, 1865.

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

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

Assembly divided.

Ayes, 38.

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| Mr. Bindon, | Mr. McCulloch, |
| Mr. Brown, | Mr. Macpherson, |
| Mr. Burt, | Mr. Michie, |
| Mr. Casey, | Mr. Ramsay, |
| Mr. Cope, | Mr. Randall, |
| Mr. Crews, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Riddell, |
| Mr. Dyle, | Mr. Robinson. |
| Mr. Edwards, | Mr. G. V. Smith, |
| Mr. Foott, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Hopkins, | Mr. Wardrop, |
| Mr. King, | Mr. Wheeler. |
| Mr. Kyte, | |
| Mr. Lalor, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Jones, |
| Mr. Macgregor, | Mr. Sands. |

Noes, 16.

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| Mr. Carpenter. | Mr. MacBain, |
| Mr. Dane, | Mr. Moore, |
| Mr. Gillies, | Mr. O'Grady, |
| Mr. Greeves, | Mr. Pearson, |
| Mr. Harker, | Mr. Sherwin. |
| Mr. Howard, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Levey, | Mr. Blackwood, |
| Mr. Levi, | Mr. L. L. Smith |

And so it was resolved in the affirmative.

Question—That an Address be presented to His Excellency the Governor—

- (1.) Thanking His Excellency for having, with the concurrence of his responsible advisers, so promptly taken the necessary measures for satisfying the public liabilities, and for maintaining the efficiency of the public service, and thus averting from the community the confusion and anarchy calculated to result from the withholding by the Legislative Council, of its assent to the Supply and Appropriation for the year.
- (2.) Assuring His Excellency that this House will always be prepared to afford its fullest and most cordial support to His Excellency's Government in its efforts, by all such legitimate and constitutional measures as may, under existing circumstances, be necessary or expedient, to preserve and maintain order and good government in the colony.
- (3.) Informing His Excellency that this House deeply regrets that the Legislative Council has not as yet taken any steps with the view of realizing the hope expressed to it by His Excellency, that active legislation in regard to the finance of the Colony may be promptly resumed—put and resolved in the affirmative.

Ordered—That the Address be presented to His Excellency the Governor by Mr. Speaker, and such Members of the House as choose to attend.

Assembly adjourned at twenty-seven minutes to one o'clock until four o'clock p.m. this day.

FRANS. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 127.

WEDNESDAY, 4TH OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REPLY TO ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker announced that he had this day presented to His Excellency the Governor the Address of this House, agreed to this day, and that His Excellency was pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY—

It is satisfactory to me to learn from your Address, that the measures adopted with the concurrence of my Responsible Advisers, in order to satisfy the public liabilities, and maintain the efficiency of the public service at the present conjuncture, are considered to merit the expression of your thanks.

While I am glad to receive your assurance that my Government may rely upon your support in its efforts, by legitimate and constitutional measures, to maintain order and good government in the colony, I regret to find that no step has yet been taken by the Legislature tending to realise the hope I some time since expressed, that active legislation in regard to the finance of the colony might be promptly resumed.

(Signed) C. H. DARLING,
Governor.

Government Offices,
4th October, 1865.

3. PAPERS.—Mr. Verdon presented—
Public Accounts.—Regulations respecting.
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 10th October instant :—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
5. CONSTITUTION ACT—INTERPRETATION.—The Order of the Day for the consideration of the the Message from the Legislative Council having been read—On the motion of Mr. McCulloch, the Message was read by the Clerk, Mr. McCulloch then moved—
 1. That while the Legislative Assembly desire that the differences between the Houses shall be determined as speedily as possible, they are of opinion that it is inexpedient under any circumstances that such differences should be referred, as proposed by the Legislative Council, to the Judicial Committee of the Privy Council.
 2. That if the Legislative Council see fit to invite the Assembly to confer upon the subject generally, the Legislative Assembly are prepared to appoint a Committee to confer with the Committee of the Council.Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Council, acquainting them with the above resolutions.
6. ADJOURNMENT.—Mr. McCulloch, by leave of the Assembly, moved, That the House, at its rising this day, adjourn until Tuesday, 10th October instant.
Question—put and resolved in the affirmative.
Assembly adjourned at ten minutes past five o'clock until four o'clock on Tuesday, 10th October instant.

FRANS. MURPHY,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 128.

TUESDAY, 10TH OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Neglected and Criminal Children Act.—Regulation.

Ordered to lie on the Table.

Mr. McCulloch presented—

Markets, &c.—Return to an order of the Legislative Assembly, dated 30th June last, for a Return stating—

- (1.) The several cities and towns in this country governed by mayors and corporate bodies up to July 1, 1865.
- (2.) The names of such cities and towns, which have weekly or other periodical markets for the sale of agricultural and other produce, giving the stated days or periods of such markets.
- (3.) The names of such cities and towns as are provided with weigh-bridges or public scales or other market accommodation for the use of farmers or other producers, mentioning the nature of such accommodation.

Ratepayers in Boroughs, &c.—Return to an Order of the Legislative Assembly, dated 12th July last, for a Return showing the number of Ratepayers in Boroughs, Shires, and Road Districts, who were valued upon a nett annual value of less than Ten pounds per annum in 1864.

Severally ordered to lie on the Table.

Mr. Grant presented, by command of His Excellency the Governor—

Lease of Swamp at Yering—Conditions of a lease proposed to be granted by the Governor, with the advice of the Executive Council, under the 38th Section of the amending Land Act 1865, to Joseph Spadoni Oreste Nobili and Italo Rugguzzi, of a Swamp or Morass, containing 335 acres more or less, situated in the parish of Yering, county of Evelyn, for the purpose of reclaiming the same and growing hemp, flax, or rice thereon.

Ordered to lie on the Table.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment and consequential amendments made by the Legislative Assembly on the amendments made by the Legislative Council in Clause 191 of the Bill intituled "*An Act to amend and consolidate the Laws relating to Public Works.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 10th October, 1865.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly the Bill intituled "*An Act to explain the Common Law Procedure Statute 1865,*" with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 4th October, 1865.

Ordered to be taken into consideration this day.

4. **PRINTING COMMITTEE.**—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the eighteenth Report from this Committee.
Ordered to lie on the Table and to be printed.
5. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“ *Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
6. **THE COMMON LAW PROCEDURE STATUTE 1865 EXPLANATION BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council with this Bill having been read, Mr. Higinbotham moved, That the Bill intituled “ *An Act to explain the Common Law Procedure Statute 1865,*” be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed.
Mr. Higinbotham moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Higinbotham moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And, on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with amendments.
On the motion of Mr. Higinbotham, the Assembly ordered that the several Standing Orders be suspended to enable the Bill to be reported and passed through all its stages this day.
On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time and *passed*.
Mr. Higinbotham moved, That the following be the title of the Bill :—
“ *An Act to explain and amend the Common Law Procedure Statute 1865.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly have agreed to the same with amendments, and with an amended Title, and desiring their concurrence therein.
6. **ADJOURNMENT.**—Mr. McCulloch moved, by leave of the Assembly, that this House, at its rising this day, adjourn until Thursday, 12th October instant.
Question—put and resolved in the affirmative.
Assembly adjourned at twenty-seven minutes to six o'clock until Thursday next, at four o'clock.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 129.

THURSDAY, 12TH OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly, that they have agreed to the amendments made by the Legislative Assembly in "*The Common Law Procedure 1865 Explanation Bill.*"

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
10th October, 1865.
3. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Government Botanist—Annual Report of the Government Botanist and Director of the Botanic Garden.
Ordered to lie on the Table.
4. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council :—

MR. SPEAKER,
His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.
Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal assent to the several public Bills following, viz. :—

"An Act to explain and amend the Fisheries and Game Statute."
"An Act to authorise the raising of Money for certain public purposes."
"An Act to authorise Works for supplying Water to certain Districts and Places in Victoria."
"An Act to amend and consolidate the Laws relating to Public Works."
"An Act to explain and amend the Common Law Procedure Statute 1865."
5. AUDIT COMMISSIONERS—CORRESPONDENCE.—Mr. Macgregor moved, pursuant to notice given by Mr. Bindon, That the following Papers be laid upon the Table of this House :—
 - (1.) Copies of all correspondence between the Commissioners of Audit and the Government, respecting the construction and application of the words "legally available," in the Audit Act.
 - (2.) Copies of such portions of the Reports of the Audit Commissioners as are applicable to the same.
 - (3.) Copies of all cases put before the Crown Law Officers on the subject ; together with their opinions thereon.
 - (4.) Copy of an opinion on the subject, given by Messrs. Wood and Martley, at the request of Mr. Nicholson.
 - (5.) Copies of all correspondence (if any), showing why the first Consolidated Revenue Bill, brought in on the 28th January, 1862, was subsequently withdrawn ; and why the second bill, introduced on the 21st February, 1862, was finally passed on the 3rd June, 1862, and assented to on the same day, as the Annual Appropriation Bill.

Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 24th October instant :—

"Customs Duties Laws Amendment Bill—To be further considered in Committee."

7. CHURCH OF ENGLAND SCHOOL HOUSE, PRAHRAN.—Mr. Crews moved, pursuant to notice, That there be laid upon the Table of this House a Return showing a Debtor and Creditor Account of the "Building Fund" of the Church of England School House, Prahran; the present position of the School House; and in whose keeping the Deeds are.

Question—put and resolved in the affirmative.

8. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, adjourn until Tuesday, 24th October instant.

Question—put and resolved in the affirmative.

Assembly adjourned at ten minutes to five o'clock until Tuesday, 24th October instant, at four o'clock.

FRAN^e. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 130.

TUESDAY, 24TH OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented by command of His Excellency the Governor—
Savings Banks—Statements and Returns for the year ending 30th June, 1865.
Ordered to lie on the Table
Mr. Verdon presented by command of His Excellency the Governor—
Victorian Volunteer Force.—Musketry Report, 1865.
Ordered to lie on the Table.
Mr. Verdon presented—
Volunteer Force.—Additional Regulation for 2nd Ballarat Volunteer Rifle Corps.
Audit Commissioners.—Return to an order of the Legislative Assembly dated 12th
October instant, for—
 - (1.) Copies of all correspondence between the Commissioners of Audit and the Government, respecting the construction and application of the words “legally available,” in the Audit Act.
 - (2.) Copies of such portions of the Reports of the Audit Commissioners as are applicable to the same.
 - (3.) Copies of all cases put before the Crown Law Officers on the subject ; together with their opinions thereon.
 - (4.) Copy of an opinion on the subject, given by Messrs. Wood and Martley, at the request of Mr. Nicholson.
 - (5.) Copies of all correspondence (if any), showing why the first Consolidated Revenue Bill, brought in on the 28th January, 1862, was subsequently withdrawn ; and why the second bill, introduced on the 21st February, 1862, was finally passed on the 3rd June, 1862, and assented to on the same day, as the Annual Appropriation Bill.

Severally ordered to lie on the Table.

Mr. Francis presented—

Deep Sea Fisheries.—Correspondence connected with the expedition of *The Falcon* to explore the Deep Sea Fisheries.

Ordered to lie on the Table.

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly “ *The Mining Law Amendment Bill*,” and acquaint the Legislative Assembly that they do not insist on some amendments, and do insist on other amendments in the same, with which they desire the concurrence of the Legislative Assembly ; and the Legislative Council further inform the Legislative Assembly, that the Legislative Council have waived their amendment in Clause 4, line 44, on grounds of public convenience, and that they do not admit the validity of the reason urged by the Legislative Assembly in their Message of the 3rd of August.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 23rd October, 1865.

On the motion of Mr. Sullivan, the Assembly ordered these amendments to be printed, and taken into consideration to-morrow.

4. **PETITION.**—Mr. Greeves presented a petition from the Notaries Public of the Court of Faculties of Great Britain, residing and practising in the Colony of Victoria, not being Attorneys, praying the House might consider the statements set forth in the Petition, especially the hardship to the Petitioners being deprived of a right universally recognized by the Mother Country under Imperial Legislation, and exercised by them in this colony without question for many years; and grant such relief as to this House might seem meet.
Ordered to lie on the Table.
5. **ADJOURNMENT.**—Mr. Macgregor moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
6. **LIBRARY COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That Mr. Vale be appointed a Member of the Library Committee.
Question—put and resolved in the affirmative.
7. **NATIONAL DEFENCES COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That Mr. Vale be appointed a member of the Committee on National Defences.
Question—put and resolved in the affirmative.
8. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
Assembly adjourned at six minutes past five o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 131.

WEDNESDAY, 25TH OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until the next day of meeting of the Assembly :—

“Mining Law Amendment Bill—Message of the Legislative Council to be taken into consideration.”

“Customs Duties Laws Amendment Bill—To be further considered in Committee.”

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

In reply to the Message of the Legislative Assembly transmitted to the Legislative Council on the 4th instant, the Legislative Council acquaint the Legislative Assembly, That the Legislative Council regret that the Legislative Assembly decline to concur with them in referring the differences between the two Houses as to the construction of the Constitution Act to the Judicial Committee of the Privy Council, and that the Legislative Council are precluded from appointing a Committee as asked for by the Assembly ; but as the Council are, and always have been, ready and willing, so far as they might consistently with their constitutional rights and privileges, to confer with the Assembly, should the Assembly think fit to appoint a Committee, the Council will then be prepared to appoint a Committee to confer with them.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 25th October, 1865.

On the motion of Mr. McCulloch, the Assembly ordered the above Message to be taken into consideration this day ; and the Message having been read by the Clerk,

4. SUPPLY AND APPROPRIATION BILL.—Mr. McCulloch moved, That, in compliance with the intimation contained in the Message from the Legislative Council, a Committee, to consist of the following members, viz., Mr. Michie, Mr. Verdon, Mr. Crews, Mr. Cope, Mr. Macgregor, Mr. Bindon, and Mr. McCulloch, be appointed to confer with a Committee of the Legislative Council, on the subject of the differences between the two Houses on the Supply and Appropriation Bill ; and that such Committee have power to meet on days on which the Legislative Assembly does not sit.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, acquainting them with the above resolution.

5. RESERVES—CROWN LANDS.—Mr. Greeves moved, pursuant to notice, That this House is of opinion, that lands promised or set apart by lawful authority, for public purposes, ought not to be alienated by sole authority of the Executive, to private use.

Debate ensued.

Motion, by leave, withdrawn.

6. **WOOD v. SYME, AND TANNER v. SYME.**—Mr. Longmore moved, pursuant to *amended* notice, given by Mr. Dyte, That Mr. L. L. Smith, Mr. Jones, Mr. Levi, and the Honorable G. Higinbotham, have leave to attend and give evidence before the Supreme Court in the cases of Wood v. Syme and Tanner v. Syme.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 25.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Burt, | Mr. Michie, |
| Mr. Cohen, | Mr. Ramsay, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Crews, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Frazer, | Mr. Verdon, |
| Mr. Grant, | Mr. Wheeler. |
| Mr. Halfey, | |
| Mr. Harbison, | <i>Tellers.</i> |
| Mr. King, | |
| Mr. Longmore, | Mr. Jones, |
| Mr. Macgregor, | Mr. Brown. |

Noes, 8.

Mr. Snodgrass.

Tellers.

Mr. Blackwood,
Mr. L. L. Smith.

And so it was resolved in the affirmative.

7. **DR. MACADAM.**—Mr. Frazer moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an address to His Excellency the Governor, requesting him to cause a sum of money to be placed on the Estimates for the year 1866, in order that the several claims of the late Dr. Macadam upon the Government may be fully satisfied; and that such sum be secured for the benefit of his widow and infant son.

Question—put and resolved in the affirmative.

8. **ADJOURNMENT.**—Mr. McCulloch moved, by leave of the Assembly, That this House, at its rising this day, adjourn until Tuesday, 31st October instant.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-nine minutes to seven o'clock until four o'clock on Tuesday, 31st October instant.

FRAN^S. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 132.

TUESDAY, 31ST OCTOBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Verdon presented—

Audit Commissioners—Correspondence.—Further Return to an Order of the Legislative Assembly dated 12th October, instant, for—

- (1.) Copies of all correspondence between the Commissioners of Audit and the Government, respecting the construction and application of the words "legally available," in the Audit Act.
- (2.) Copies of such portions of the Reports of the Audit Commissioners as are applicable to the same.
- (3.) Copies of all cases put before the Crown Law Officers on the subject ; together with their opinions thereon.
- (4.) Copy of an opinion on the subject, given by Messrs. Wood and Martley, at the request of Mr. Nicholson.
- (5.) Copies of all correspondence (if any), showing why the first Consolidated Revenue Bill, brought in on the 28th January, 1862, was subsequently withdrawn ; and why the second bill, introduced on the 21st February, 1862, was finally passed on the 3rd June, 1862, and assented to on the same day, as the Annual Appropriation Bill.

Ordered to lie on the Table.

Mr. Francis presented—

Immigration—Return for the month of September, 1865.

Ordered to lie on the Table.

3. MINING LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council, disagreed to by the Assembly, and insisted on by the Council, having been read, the said amendments were read and are as follow :—

20. Clause 5, line 13, page 5. After "occupy" insert "on any gold field."
24. " 10, line 15. After "occupy" insert "on any gold field."
25. " 10, line 15. Leave out "only and for the purpose of residence."
26. " 10, line 16. Leave out "also of."
40. " 23, line 40. Leave out "without."
41. " 23, line 40. Leave out "any."
45. " 27, line 35. Leave out "not more than."
53. " 31, line 36. After "expense" leave out all words to "Provided" in the 45th line.

241. After clause 245 insert new clause D:—

"D. Notwithstanding anything hereinbefore contained no person shall be entitled to institute proceedings in any court holden under this Act or in any other court or before any warden to recover possession of any land occupied by virtue of any miner's right issued under this Act or of any share in such land or to recover any damages for or to restrain the occupation of or encroachment upon such land or any part thereof or to obtain any relief as tenant in common joint tenant co-partner or co-adventurer in any such land against his tenant in common joint tenant co-partner or co-adventurer unless such person shall have been the holder of a miner's right or included in a consolidated miner's right at the time when his alleged title to recover such possession or damages or to obtain such relief first arose or accrued."

On the motion of Mr. Sullivan, the Assembly agreed not to insist on amendments 20, 24, 25, 26, 45, 53, and 241.

And on the further motion of Mr. Sullivan, the Assembly agreed to insist on amendments 40 and 41.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly do not insist on some but do insist on others of the said amendments.

4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until the next sitting day :—

“Customs Duties Laws Amendment Bill—To be further considered in Committee.”
“Dr. Macadam—Motion for Address—To be considered in Committee.”

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that as the Supply and Appropriation Bill was finally disposed of by the Legislative Council on the 25th July last, it cannot be the subject of a conference.

The Legislative Council, however, acquaint the Legislative Assembly that they have appointed a Committee, consisting of seven members, to confer with the Committee of the Legislative Assembly on the question, whether it is in accordance with parliamentary usage to unite Supply with Appropriation, and to deal with the Gold Duty in one and the same Bill—this question comprising the differences which the Legislative Council conceive to be referred to in the Message of the Legislative Assembly ; and the Legislative Council have empowered the Committee to meet on days on which the Legislative Council do not sit.

(Signed) J. F. PALMER,
 President.

Legislative Council Chamber,
 Melbourne, 31st October, 1865.

Ordered to be taken into consideration to-morrow.

Assembly adjourned at nine minutes past six o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 133.

WEDNESDAY, 1ST NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 7th November instant :—
 - “ *Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
 - “ *Conference—Message of Legislative Council to be taken into consideration.*”
 - “ *Dr. Macadam—Motion for Address to be considered in Committee.*”
 3. GOULBURN RIVER—WATERS.—Mr. G. V. Smith moved, pursuant to notice, That in the opinion of this House it is expedient that the Government immediately initiate a scheme for the utilization of the waters of the Goulburn River.
Debate ensued.
Motion, by leave, withdrawn.
 4. ADJOURNMENT.—Mr. McCulloch, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday, 7th November instant.
Question—put and resolved in the affirmative.
- Assembly adjourned at two minutes to five o'clock until Tuesday next, at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 134.

TUESDAY, 7TH NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PAPERS.—Mr. Sullivan presented, by command of His Excellency the Governor—
Mining Surveyors and Registrars—Reports of, for the quarter ending 30th September, 1865.
Ordered to lie on the Table.
Mr. Grant presented, by command of His Excellency the Governor—
State Forests—Report on the advisableness of establishing.
Ordered to lie on the Table.
 3. PETITION.—Mr. Sands presented a Petition from certain Licensed Victuallers of the District of Kyneton, praying that the House would take the statements set forth in the Petition into consideration, and effect such amendments in the Licensed Publicans' Act as would remedy the evils complained of by the Petitioners.
Ordered to lie on the Table.
 4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day.
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
 5. CONFERENCE.—The Order of the Day for the consideration of the Message from the Legislative Council having been read, on the motion of Mr. McCulloch the Message was read by the Clerk.
Mr. McCulloch then moved, That the Legislative Assembly acknowledge the intimation contained in the Message of the Legislative Council that the Legislative Council have determined to treat the laying aside of the Supply and Appropriation Bill as a final disposition of that Bill by the Council.
The Legislative Assembly regret that the Legislative Council by this determination have precluded themselves from fulfilling their intention of appointing a Committee to confer with a Committee of the Legislative Assembly, if appointed, on the subject generally of the differences which have arisen between the Houses on the Supply and Appropriation Bill, as expressed in the Message of the Legislative Council of the 24th October.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That a Message be transmitted to the Legislative Council acquainting them with the above resolution.
 6. TARIFF.—Mr. Verdon moved, That the resolutions agreed to by this House, on the 15th February last, be now read by the Clerk.
Debate ensued.
Question—put and resolved in the affirmative.
And the said resolutions were read by the Clerk.
 7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Verdon, the following Order of the Day was read and discharged :—
“*Customs Duties Laws Amendment Bill—To be further considered in Committee.*”
Ordered—That the said Bill be withdrawn.
 8. SUPPLY BILL.—Mr. Verdon then brought up a Bill intituled “*A Bill for granting to Her Majesty certain Duties of Customs and for altering certain other Duties,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.
Bill read a first time, ordered to be printed, and read a second time to-morrow.
 9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“*Dr. Macadam—Motion for Address—To be considered in Committee.*”
- Assembly adjourned at twelve minutes past nine o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 135.

WEDNESDAY, 8TH NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SUPPLY BILL.—Mr. Verdon moved, That this Bill be now read a second time.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 39.

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|-----------------|------------------|
| Mr. Bindon, | Mr. Macgregor, |
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Connor, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Creswick, | Mr. Pearson, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Richardson, |
| Mr. Davies, | Mr. Riddell, |
| Mr. Foott, | Mr. Robinson, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wardrop, |
| Mr. Harbison, | Mr. Wheeler. |

Mr. King,
Mr. Kyte,
Mr. Lalor,
Mr. Longmore,

Noes, 14.

| | |
|----------------|------------------|
| Mr. Berry, | Mr. Moore, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. Sherwin, |
| Mr. Dane, | Mr. L. L. Smith. |
| Mr. Gillies, | |
| Mr. Harker, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. MacBain, |
| Mr. Levi, | Mr. Pope. |

Tellers.

Mr. Dyte,
Mr. Jones.

And so it was resolved in the affirmative.
Bill read a second time.

Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.

And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with an amendment.

On the motion of Mr. Verdon, the Assembly ordered that the Standing Orders be suspended, to allow the report to be received this day.

On the motion of Mr. Verdon the Assembly agreed to the amendment made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Verdon, read a third time and *passed*.

Mr. Verdon moved, That the following be the title of the Bill:—

An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties.

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not now insist on their amendments in Clause 23, line 40, of the Bill intituled "*An Act to provide for the management of and the administration of Justice in relation to Mining Interests.*"

(Signed)

J. F. PALMER,

Legislative Council Chamber,
8th November, 1865.

President.

4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until the next sitting day :—

"Dr. Macadam—Motion for Address to be considered in Committee."

5. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its rising this day do adjourn until Wednesday, the 15th November instant.
Question—put and resolved in the affirmative.

Assembly adjourned at eighteen minutes to twelve o'clock until four o'clock on Wednesday, 15th November instant.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 136.

WEDNESDAY, 15TH NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Higinbotham presented—
Customs Duties—Return to Address from the Legislative Assembly, dated 2nd June last, for a copy of the Despatch which has been received from the Secretary of State for the Colonies, on the subject of the Act No. 207, for the prevention of proceedings in respect of Custom Duties.
Read, and ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Levey moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
4. LAND CERTIFICATES.—Mr. L. L. Smith moved, pursuant to notice, That there be laid upon the Table of this House a return of all the Regulations issued in respect to the Land Certificates since the passing of the Amended Land Act.
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until the next sitting day :—
“*Dr. Macadam—Motion for Address—To be considered in Committee.*”
6. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, that the House at its rising this day adjourn until Tuesday, 21st November instant.
Question—put and resolved in the affirmative.

Assembly adjourned at twenty minutes past five o'clock until four o'clock on Tuesday, 21st November instant.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 137.

TUESDAY, 21ST NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Sullivan, and was read, and is as follows:—

C. H. DARLING,
Governor.

Message No. 40.

In pursuance of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly the following amendments which he recommends to be made in the Act intituled "*An Act to provide for the management of and the administration of Justice in relation to Mining Interests,*" which has been presented to him for Her Majesty's assent:

1. Clause 1, line 3. Omit "September" and insert "January." Omit "five" and insert "six."
2. Omit clause 23 and insert in lieu thereof—

"23. When at the time of any conveyance under the Act of the Parliament of Victoria numbered one hundred and seventeen or under the Act of the Parliament of Victoria numbered one hundred and forty-five any race drain dam or reservoir flows through or over or is upon the land so conveyed although no reservation or exception thereof be contained in the Crown grant of such land no person unless specially authorised thereto by the Board of Land and Works shall obstruct or interfere therewith; and the Board of Land and Works may grant licenses in respect to such last-mentioned race drain dam or reservoir in the same manner as if the same were situated on Crown lands and the licensee may by the authority thereof and for the purposes therein expressed enter upon the land so conveyed, but such licensee shall make compensation by the means and in the manner provided by the fifty-eighth fifty-ninth and sixtieth sections of the aforesaid Act numbered one hundred and forty-five to the owner of such land for any damage occasioned by such entry. When at the time of any conveyance under the Act of the Parliament of Victoria numbered 237 any race dam or reservoir flows through or over or is upon the land so conveyed although no reservation or exception thereof be contained in the Crown grant of such land no person unless specially authorised thereto by the Board of Land and Works shall obstruct or interfere therewith and the holder of any license from the Board of Land and Works in respect to any such dam race or reservoir and the holder of any miner's right who has constructed or has acquired the right to use any such race dam or reservoir may at all reasonable times enter upon any land conveyed or to be conveyed under the said last-mentioned Act and may cleanse and clear and keep in efficient repair such race dam or reservoir and may deposit the matter removed therefrom upon the land immediately adjoining such race dam or reservoir to a distance not exceeding five feet therefrom without making any compensation to the owner of such land."
3. Clause 72, line 1. Omit "such" and after "bye-laws" insert the words "made by any mining board." Line 6. Omit the second "such" and after "bye-laws" insert the words "so certified."
4. " 73, line 17. Insert before "right" the word "possession." Line 19. Insert before "right" the word "possession." Line 22. Insert before "right" the word "possession."
5. " 101, sub-section (xi.), lines 3 and 4. Omit the words "when the suit for such purpose shall be one in equity." Line 5. Omit the words "any other" and insert the word "the" in lieu thereof.

6. Clause 108, line 5. Before "refer" insert the word "may."
7. " 126, line 4. Omit "any" and insert "and."
8. " 172, line 8. Omit "or appeal."
9. " 210, line 13. Omit "for."
10. First schedule, third column, in note opposite to 25 Vict., Act No. 145, line 2. Omit "25" and insert "52."
11. First schedule, third column, in note opposite Act 28 Vict., No. 237, line 1. Omit "42 and section." In same note in line 4. After the word "fees" insert the words "payable in respect of gold fields commons."

Government Offices, Melbourne,
November, 1865.

Ordered to be printed, and taken into consideration this day.

On the motion of Mr. Sullivan, the several amendments were read a second time and agreed to by the Assembly.

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

3. ADJOURNMENT.—Mr. Thomson moved, That this House do now adjourn.
Debate ensued.

Question—put and negatived.

4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until the next sitting day :—

" Dr. Macadam—Motion for Address—To be considered in Committee."

5. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, that the House at its rising this day adjourn until Thursday, 23rd November instant.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-one minutes past six o'clock until four o'clock on Thursday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 138.

THURSDAY, 23RD NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Grant presented—
Land Certificates.—Return to an Order of the Legislative Assembly, dated 15th November instant, for a return of all the Regulations issued in respect to the Land Certificates since the passing of the Amended Land Act.
Ordered to lie on the Table.
3. CUSTOMS ENTRIES.—Mr. Levi moved, pursuant to *amended* notice, That a Return be laid upon the Table of this House, showing :—
 - (1.) All entries passed at the Custom House, Melbourne, on the 15th, 16th, and 17th November instant, for goods duty free or duty paid.
 - (2.) The names of those who warehoused such goods, and the names of those who paid duties or passed free entries.
 - (3.) The description and various quantities of goods.Debate ensued.
Question—put and resolved in the affirmative.
4. IMPRISONMENT FOR DEBT ABOLITION ACT AMENDMENT BILL.—Mr. Frazer moved, by leave of the Assembly, That he have leave to bring in a Bill to amend the Act numbered Two hundred and eighty-four.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. Frazer do prepare and bring in the Bill.
Mr. Frazer then brought up a Bill intituled "*A Bill to amend the Act numbered Two hundred and eighty-four,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
Mr. Frazer moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Frazer moved, That this Bill be committed to a Committee of the whole Assembly to-morrow.
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
"*Dr. Macadam—Motion for Address—To be considered in Committee.*"
Assembly adjourned at twenty-four minutes to seven o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 139.

FRIDAY, 24TH NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Verdon presented—
Bank Liabilities and Assets.—Returns for the Quarter ended 30th September, 1865.
Ordered to lie on the Table.
3. THE CRISIS.—Mr. Greeves moved, pursuant to notice, That in the opinion of this House the present action of the Government, in relation to the existing crisis, is not calculated to bring the disordered state of public affairs to a speedy and satisfactory conclusion.
Debate ensued.

And the House having continued to sit till after twelve of the clock—

SATURDAY, 25TH NOVEMBER, 1865.

Mr. Cowell moved as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof, the words "inasmuch as the Tariff formally approved by this House is now in course of collection under the Units of Entry Act, and the conditions of the resolution of the 27th July, with respect to withholding the annual Appropriation Bill, having been in this way substantially satisfied, it is expedient that such Bill be at once forwarded to the Legislative Council, in order that the sums voted by this House for public works, charitable institutions, and other important and urgent public purposes, may be rendered immediately available."

Debate continued.

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

Question—That in the opinion of this House the present action of the Government, in relation to the existing crisis, is not calculated to bring the disordered state of public affairs to a speedy and satisfactory conclusion—put.

Assembly divided.

Ayes, 26.

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| Mr. Berry, | Mr. Levi, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Brown, | Mr. McLellan, |
| Mr. Carpenter, | Mr. Moore, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Dane, | Mr. Orr, |
| Mr. Gillies, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. L. L. Smith, |
| Mr. Greeves, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Thomson. |
| Mr. Houston, | |
| Mr. Howard, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Creswick, |
| Mr. Levey, | Mr. Pope. |

Noes, 37.

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|------------------|------------------|
| Mr. Bindon, | Mr. McCann, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Casey, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Richardson, |
| Mr. Davies, | Mr. Riddell, |
| Mr. Edwards, | Mr. Sands, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Frazer, | Mr. J. T. Smith, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harbison, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. King, | Mr. Wardrop, |
| Mr. Kyte, | Mr. Wheeler. |
| Mr. Lalor, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Dyte, |
| Mr. Macgregor, | Mr. Jones. |

And so it passed in the negative.

4. IMPRISONMENT FOR DEBT ABOLITION ACT AMENDMENT BILL.—Mr. Frazer moved, That this Bill be now committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Frazer Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments.

On the motion of Mr. Frazer the Assembly ordered the Standing Orders be suspended to allow the report to be considered this day.

On the motion of Mr. Frazer the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Frazer, read a third time and *passed*.

Mr. Frazer moved, That the following be the title of the Bill :—“ *An Act to amend the Act numbered two hundred and eighty-four.*”

Question—put and resolved in the affirmative.

Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 28th November instant :—

“ *Dr. Macadam—Motion for Address—To be considered in Committee.*”

Assembly adjourned at seventeen minutes past three o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 140.

TUESDAY, 28TH NOVEMBER, 1865.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.

2. PAPERS.—Mr. Francis presented—

Immigration.—Return for the Month of October, 1865.

Ordered to lie on the Table.

Customs Entries.—Return to an Order of the Legislative Assembly, dated 23rd November instant, for a return showing—

(1.) All entries passed at the Custom House, Melbourne, on the 15th, 16th, and 17th November instant, for goods duty free or duty paid.

(2.) The names of those who warehoused such goods, and the names of those who paid duties or passed free entries.

(3.) The description and various quantities of goods.

Ordered to lie on the Table.

Mr. McCulloch presented—

Quarantine.—So much of the Public Health Statute as relates to Quarantine.

Ordered to lie on the Table, and to be printed.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly, in reply to the Message of the Legislative Assembly of the 8th of November, that it would appear that the Legislative Assembly are under a wrong impression in supposing that the Legislative Council had only lately determined to treat the laying aside of the Supply and Appropriation Bill as a final disposition of that measure, inasmuch as, at the time of laying aside such Bill on the 25th July they considered and have ever since considered it as finally disposed of.

They also acquaint the Legislative Assembly that the Legislative Assembly appear to be in error in supposing that the Legislative Council, in their Message to the Legislative Assembly of the 24th October, had expressed an intention of appointing a Committee to confer with a Committee of the Legislative Assembly *on the subject generally of the differences which have arisen between the Houses on the Supply and Appropriation Bill*, for the only differences alluded to in that Message were in reference to the construction of the Constitution Act.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 28th November, 1865.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments recommended by His Excellency the Governor in the Mining Law Amendment Bill, as agreed to by the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 28th November, 1865.

4. LEASE OF SWAMPS.—Mr. Longmore moved, pursuant to notice. That in the opinion of this House it is inexpedient, unless in very exceptional cases, to grant to any one person or company a lease, under the 38th section of the Land Act 1865, of land, of more than 1280 acres in extent.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled, "*An Act to amend the Act numbered Two hundred and eighty-four,*" with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
28th November, 1865.

On the motion of Mr. Frazer the said amendment was read, and is as follows :—

Clause 2, line 14, after "defendant" insert "shall be arrested or imprisoned for or in satisfaction of any order made by justices."

And the said amendment was read a second time, and agreed to by the Assembly.

Ordered—That the Bill be returned by the Legislative Council, with a Message, acquainting them that the Assembly have agreed to the said amendment.

6. LEASE OF SWAMPS.—Debate on the Question, That in the opinion of this House it is inexpedient, unless in very exceptional cases, to grant to any one person or company a lease, under the 38th section of the Land Act 1865, of land, of more than 1280 acres in extent—interrupted by the delivery of the above Message—resumed.
Motion, by leave, withdrawn.

7. PRINTING REPORT.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the 19th Report from this Committee.
Ordered to lie on the Table, and to be printed.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message from His Excellency the Governor, by the Usher of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following Bills, viz. :—

"*An Act to provide for the Management of and the Administration of Justice in relation to Mining Interests.*"

"*An Act to amend the Act numbered Two Hundred and Eighty Four.*"

9. HIS EXCELLENCY'S SPEECH.—After which His Excellency was pleased to make a Speech to both Houses of Parliament as followeth :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND MEMBERS OF THE LEGISLATIVE ASSEMBLY :

I am glad to be able to release you from your Parliamentary duties after a Session which has been unusually protracted. The measures which you have passed, and the questions which have arisen in the Parliament of 1865 will make it memorable in the annals of the country.

It must be a source of the highest gratification to you that you have at length succeeded in passing a Land Law which is working most successfully towards the important end of settling on the public lands an agricultural population—the best guarantee for the permanency and continued progress of the prosperity and civilization of the Colony.

Scarcely less important is the measure you have passed for giving to the country districts an adequate supply of water. In the midst of a season which threatens so seriously the prosperity of our mining, agricultural, and pastoral interests, the necessity for this provision is peculiarly apparent, and I am glad to be able to assure you that every effort will be made by the Government to give the country, with the utmost dispatch, the benefit of the measure you have adopted.

The provision you have made for the public defences, with the assistance you have asked from Her Majesty's Government, will be sufficient to render the Colony safe from any attack which is likely to be made, and will, moreover, be further evidence of the willingness of the people of Victoria to assume all the responsibilities which attach to her position as one of the most important dependencies of the Crown.

The Act amending the mining laws, founded upon the experience of several years, and the Act for the establishment of a Branch of the Royal Mint will, I doubt not, do much for the further development of our mineral resources.

It is gratifying to me to be able to inform you that the people have largely availed themselves of the advantages you have devised for the investment of small sums of money in Post Office Savings Banks. The success which this measure has already obtained affords ample evidence of the wisdom of encouraging and facilitating the formation of provident habits amongst the industrial classes of the community.

It must be a source of great regret to you that one of the objects which the public hoped to obtain from the Parliament of 1865, has not yet been accomplished.

The revision of the Tariff—upon which, at the last General Election so decided and general an expression of opinion was evoked—has not yet been effected. That so serious a difference as that which exists upon this question between the Houses of Legislature should have arisen, must be a matter of the gravest concern to all who value the representative institutions of the Colony, as well as to all who are interested in its material prosperity.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you on behalf of Her Majesty for the liberality of your grants for carrying on the Public Service of the Colony, for the development of its great resources, and for the support of the numerous charitable institutions which so conspicuously mark the liberal and sympathetic regard of our people for their poor, and for every form of human distress.

I am glad to be able to announce that although your grants have not obtained the form of law they have been rendered available for the maintenance of the functions of government and the fulfilment of its legal obligations, the great confusion and distress which would have resulted from a protracted stoppage of the supplies having been thus averted.

The liberality of your votes last year for public works has enabled the Government to continue all the most important of them without interruption, and even more extensively than in the year 1864.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I regret that the Constitution provides no means by which disputes between the Houses can be determined.

It may be difficult, perhaps impossible, to transfer at once and successfully to a new country institutions which in England only after many trials and struggles through long ages have grown into the opinion and sentiment of the nation ; but I refuse to believe that it is impossible that you should emulate in patience, in perseverance, and in forbearance, the people who have built up that British Constitution which has been adopted as the type of our own.

In the claims to control the financial affairs of the Colony, asserted by the Assembly on the one hand, and resisted by the Council on the other, we see but a repetition, on a smaller stage, of similar contests in the mother country ; and the irritation and the temporary animosities they have brought in their train, are I trust more than compensated by the additional proof they afford of the vigorous public life of the Colony, and of its fitness to enjoy Representative Institutions.

The vital principle of such institutions is the enlightened will of the community. It is for the purpose of eliciting the expression of this will on definite issues to be submitted to the constituencies, that I propose to exercise the important and delicate trust, with which Her Most Gracious Majesty has invested me, of dissolving the Legislative Assembly—a result from which, be it said to its honor, it has not shrunk, as the history of the last few days has shown.

I trust that the course of financial legislation may be settled by the opinion of the constituencies, as it will be expressed at the forthcoming elections, and that in the next Parliament the two Houses may legislate harmoniously and in accordance with the decision of the people.

I now declare, in Her Majesty's name, this Parliament to be prorogued until the 21st day of December next, and it is prorogued accordingly.

Government Offices,
Melbourne, 28th November, 1865.

C. H. DARLING,
Governor.

FRAN^s. MURPHY,
Speaker.

Select Committees

APPOINTED DURING SESSION 1864-5.

1.—REPLY TO GOVERNOR'S OPENING SPEECH.

(Appointed 29th November, 1864.)

Mr. Creswick,
Mr. Thomson,
Mr. Richardson,

Mr. Moore,
Mr. McCulloch,
Mr. Bindon—(*Mover*).

2.—LIBRARY.

(Appointed 30th November, 1864.)

Mr. Speaker,
Mr. Edwards,
Mr. Casey,

Mr. O'Shanassy,
Mr. Vale.*

* Re-appointed 24th October, 1865.

3.—PARLIAMENT BUILDINGS.

(Appointed 30th November, 1864.)

Mr. Speaker,
Mr. Bayles,
Mr. Robinson,

Mr. Crews,
Mr. Sullivan.

4.—REFRESHMENT ROOMS.

(Appointed 30th November, 1864.)

Mr. Howard,
Mr. J. T. Smith,
Mr. Snodgrass,

Mr. Girdlestone,
Mr. Verdon.

5.—STANDING ORDERS.

(Appointed 30th November, 1864.)

Mr. Speaker,
Mr. Lalor,
Mr. Greeves,
Mr. Snodgrass,
Mr. O'Shanassy,

Mr. Higinbotham,
Mr. Bindon,
Mr. Gillies,
Mr. McCulloch—(*Mover*).

6.—PRINTING.

(Appointed 30th November, 1864.)

Mr. Speaker,
Mr. Berry,
Mr. Richardson,
Mr. Howard,
Mr. Lalor,

Mr. Moore,
Mr. Creswick,
Mr. Houston,
Mr. Jones.

7—MANUFACTURES.

(Appointed 2nd December, 1864.)

Mr. Francis,
Mr. Macgregor,
Mr. Dyte,
Mr. Cope,
Mr. Berry,
Mr. Levey,

Mr. Halfey,
Mr. Kyte,
Mr. O'Grady,
Mr. O'Shanassy,
Mr. Harker,
Mr. Edwards—(*Mover*).

8.—WATER SUPPLY TO CASTLEMAINE AND SANDHURST DISTRICTS.

(Appointed 9th December, 1864.)

Mr. Sullivan,
Mr. Francis,*
Mr. Howard,
Mr. Casey,
Mr. Zeal,
Mr. Carpenter,

Mr. Edwards,*
Mr. Wheeler,
Mr. Richardson,
Mr. Davies,
Mr. Ramsay,
Mr. Tucker—(*Mover*).

* Mr. Francis and Mr. Edwards relieved from attendance, and Mr. Berry and Mr. Dyte appointed 1st March, 1865.

9.—SANDHURST, INGLEWOOD, AND LODDON DISTRICT TRAMWAY COMPANY'S BILL.

(Appointed 14th December, 1864.)

Mr. Francis,
Mr. Davies,
Mr. Casey,
Mr. Berry,
Mr. Lalor,
Mr. Harker,

Mr. Tucker,
Mr. Orr,
Mr. Kerferd,
Mr. Zeal,
Mr. Macgregor,
Mr. Howard—(*Mover*).

10.—MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY AND THE MELBOURNE RAILWAY COMPANY AMALGAMATION BILL.

(Appointed 8th February, 1865.)

Mr. Creswick,
Mr. Levey,
Mr. Kerferd,
Mr. Kyte,
Mr. Zeal,
Mr. Fairbairn,

Mr. Greeves,
Mr. Halfey,
Mr. Snodgrass,
Mr. Crews,
Mr. Wardrop,
Mr. Howard—(*Mover*).

11.—THE ST. KILDA AND BRIGHTON RAILWAY SALE BILL.

(Appointed 15th February, 1865.)

Mr. Carpenter,
Mr. Cope,
Mr. Crews,
Mr. Sands,
Mr. Davies,
Mr. Tucker,

Mr. Howard,
Mr. Levey,
Mr. Sherwin,
Mr. Zeal,
Mr. Houston—(*Mover*),

12.—RAILWAY EXTENSION.

(Appointed 28th February, 1865.)

Mr. Francis,
Mr. O'Shanassy,
Mr. Harker,
Mr. Zeal,
Mr. Houston,

Mr. G. V. Smith,
Mr. Orr,
Mr. Levey,
Mr. Kerferd—(*Mover*).

13.—ELECTORAL ACT.

(Appointed 2nd March,*1865.)

Mr. McCulloch,
Mr. O'Shanassy,
Mr. Kyte,
Mr. Casey,
Mr. Sands,

Mr. Campbell,
Mr. G. V. Smith,
Mr. McLellan,
Mr. Orr,
Mr. Houston—(*Mover*).

14.—CONSTITUTION BILL.

(Appointed 23rd March, 1865.)

Mr. McCulloch,
Mr. O'Shanassy,
Mr. Bindon,
Mr. Berry,
Mr. Macgregor,

Mr. Greeves,
Mr. Casey,
Mr. Harker,
Mr. Higinbotham—(*Mover*).

15.—CAPE PATTERSON COAL FIELDS.

(Appointed 31st March, 1865.)

Mr. Orr,
Mr. Lalor,
Mr. Vale,
Mr. Campbell,
Mr. Dyte,
Mr. Girdlestone,

Mr. Harker,
Mr. King,
Mr. Kyte,
Mr. Sullivan,
Mr. Ramsay—(*Mover*).

16.—VICTORIAN RAILWAYS—MANAGEMENT.

(Appointed (by ballot) 12th May, 1865.)

Mr. Francis,
Mr. Zeal,
Mr. Harker,
Mr. Greeves,
Mr. Howard,
Mr. Fairbairn,

Mr. Berry,
Mr. King,
Mr. Moore,
Mr. O'Shanassy,*
Mr. Riddell,
Mr. Edwards.

* Mr. O'Shanassy relieved from attendance, and Mr. Robinson appointed, 19th May, 1865.

17.—VICTORIAN RAILWAYS—KEILOR CONTRACT.

(Appointed 18th May, 1865.)

Mr. Creswick,
Mr. Harker,
Mr. Greeves,
Mr. Fairbairn,
Mr. Berry,
Mr. G. V. Smith,

Mr. Sherwin,
Mr. Kerferd,
Mr. Lalor,
Mr. Brown,
Mr. Verdon,
Mr. MacBain.

18.—NATIONAL DEFENCES.

(Appointed (by ballot) 7th June, 1865.)

Capt. Dane,
Mr. O'Shanassy,
Mr. Verdon,
Mr. Lalor,
Mr. Berry,
Mr. Gillies,

Mr. Kyte,
Mr. G. V. Smith,
Mr. Greeves,
Mr. Snodgrass,
Mr. Vale,*
Mr. Crews.

* Re-appointed 24th October, 1865.

19.—COMPLAINT.

(Appointed (by ballot) 13th June, 1865.)

Capt. Dane,
Mr. Michie,
Mr. Jones,
Mr. Dyte,
Mr. Edwards,
Mr. Higinbotham,

Mr. Francis,
Mr. Casey,*
Mr. Girdlestone,*
Mr. Kerferd,*
Mr. Macgregor.*

* Appointed by ballot 23rd June, 1865.

20.—NATIONAL DEFENCES—ADDRESS TO THE QUEEN.

(Appointed 4th July, 1865.)

Capt. Dane,
Mr. O'Shanassy,
Mr. Lalor,
Mr. Berry,
Mr. Gillies,
Mr. Kyte,

Mr. G. V. Smith,
Mr. Greeves,
Mr. Snodgrass,
Mr. Vale,
Mr. Crews,
Mr. Verdon—(*Mover*).

21.—WATER WORKS BILL (JOINT COMMITTEE).

(Appointed 3rd August, 1865.)

Mr. Michie,
Mr. Higinbotham,
Mr. Berry,

Mr. Bindon,
Mr. Macgregor,
Mr. Sullivan—(*Mover*).

22.—SUPPLY AND APPROPRIATION BILL.

(Appointed 25th October, 1865.)

Mr. Michie,
Mr. Verdon,
Mr. Crews,
Mr. Cope,

Mr. Macgregor,
Mr. Bindon,
Mr. McCulloch—(*Mover*).

23.—ELECTIONS AND QUALIFICATIONS.

(Appointed 30th November, 1864.)

Mr. Cope,
Mr. Harker,
Mr. Levi,
Mr. MacBain,

Mr. Orr,
Mr. O'Shanassy,
Mr. Sullivan.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE HOUSE.

EXTRACTED FROM THE MINUTES.

SESSION 1864.

FRIDAY, 16TH DECEMBER.

No. 1.—*Land Act 1862 Amendment Bill.*—Clause 14.

The Board of Land and Works may grant a lease under the seal of the Board of an allotment in an agricultural area for a term of five years at a rent of "two shillings" per annum for each and every acre or fractional part of an acre of the said allotment to any person for such lease and who shall have paid to the land officer or his substitute a half-year's rent in advance for such allotment.

Motion made—That the words "two shillings" in the second line of the above clause be omitted, with a view to insert instead thereof the words "one shilling and sixpence.—
(*Mr. Vale.*)

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

Ayes, 34.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Michie, |
| Mr. Campbell, | Mr. Moffatt, |
| Mr. Fairbairn, | Mr. Moore, |
| Mr. Foott, | Mr. O'Grady, |
| Mr. Francis, | Mr. Orr, |
| Dr. Girdlestone, | Mr. Pearson, |
| Mr. Grant, | Mr. Riddell, |
| Mr. Greeves, | Mr. Sherwin, |
| Mr. Higinbotham, | Mr. G. V. Smith, |
| Mr. Hopkins, | Mr. J. T. Smith, |
| Mr. Houston, | Mr. Sullivan, |
| Mr. Howard, | Mr. Tucker, |
| Mr. Jones, | Mr. Verdon, |
| Mr. King, | Mr. Wardrop. |
| Mr. Levey, | |
| Mr. Mason, | <i>Tellers.</i> |
| Mr. MacBain, | Mr. Cohen, |
| Mr. McCulloch. | Mr. Carpenter. |

Noes, 31.

| | |
|-----------------|------------------|
| Mr. Berry, | Mr. Levi, |
| Mr. Bindon, | Mr. Longmore, |
| Mr. Brown, | Mr. Macgregor, |
| Mr. Burt, | Mr. McCann, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cope, | Mr. Randall, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. Sands, |
| Mr. Davies, | Mr. Snodgrass, |
| Mr. Dyte, | Mr. Vale, |
| Mr. Frazer, | Mr. Wheeler. |
| Mr. Gillies, | |
| Mr. Halfey, | <i>Tellers.</i> |
| Mr. Harbison, | Mr. McLellan, |
| Mr. Harker, | Mr. L. L. Smith, |
| Mr. Kerferd, | |

No. 2.—Clause 15.

Every such lease shall be executed by the lessee and shall contain the following covenants and condition—

- (I.) A covenant for the payment of the rent in advance at half-yearly intervals
- (II.) A covenant that the lessee his executors or administrators will not assign the lease or transfer or sublet any part of the term created by the lease for a period of _____ from the commencement of the term nor at any time unless the improvements in the condition aforesaid mentioned shall have been previously made and certified as aforesaid
- (III.) A covenant that if the lessee his executors administrators or assigns shall reside on the allotment during the term for not less than three years and shall make the improvements aforesaid on the allotment during the term and shall prove to the satisfaction of the board (to be certified under its seal) by such evidence as the board may require that he or they have complied with the said conditions respecting residence and improvements and with all other conditions and covenants of the said lease he or they shall be entitled at any time after three years from the commencement and during the continuance of the term to demand and obtain a grant from the Crown of the said allotment in fee simple on payment of "one pound per acre and fractional part of an acre as the "purchase money thereof"
- (IV.) A condition for re-entry by the board in case of non-payment of the rent in accordance with the covenant hereinbefore mentioned or in case substantial and permanent improvements certified in writing under the seal of the board or under the hands of arbitrators to be of the value of one pound for every acre and fractional part of an acre of the allotment shall not have been made on the allotment before the end of the second year from the commencement of the term or in case of the breach by the lessee of any of the conditions or covenants of the lease

And every such lease shall contain such other conditions covenants and provisions not inconsistent with the provisions of this Act as the Governor in Council shall approve of and shall direct to be inserted therein Provided that no such lease shall be deemed to give to the lessee or to any assignee or sub-lessee the right to search for or to take any mineral.

Amendment proposed—That the words "three years" be inserted in the blank in the sixth line of the above clause.—(*Mr Houston.*)

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

Committee divided.

Ayes, 36.

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|------------------|------------------|
| Mr. Berry, | Mr. Kyte, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. Mason, |
| Mr. Campbell, | Mr. McLellan. |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. O'Shanassy, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Edwards, | Mr. G. V. Smith, |
| Dr. Girdlestone, | Mr. J. T. Smith, |
| Mr. Greeves, | Mr. Thomson, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Levey, |
| Mr. King, | Mr. Macgregor. |

Noes, 31.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Macpherson, |
| Mr. Blackwood, | Mr. Michie, |
| Mr. Cohen, | Mr. Moffatt, |
| Mr. Davies, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Riddell, |
| Mr. Foott, | Mr. Sherwin. |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Tucker, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harker, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Wheeler, |
| Mr. Hopkins, | |
| Mr. Howard, | <i>Tellers.</i> |
| Mr. Jones, | |
| Mr. MacBain, | Mr. Carpenter, |
| Mr. McCulloch, | Mr. L. L. Smith. |

No. 3.—Further Amendment proposed—That the words "one pound per acre and fractional part of an acre as the purchase money thereof" in the eighteenth line of the above clause be omitted, with a view to insert instead thereof the words "such an amount as will be equal to the difference between the aggregate amount of rent paid and the sum of one pound for every acre and fractional part of an acre together with interest at six per centum per annum upon such difference from the commencement of the term to the time of payment as the purchase-money thereof."—(*Mr. Greeves.*)

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

Committee divided.

Ayes, 51.

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|------------------|------------------|
| Mr. Berry, | Mr. Longmore, |
| Mr. Bindon, | Mr. Mason, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Burt, | Mr. Macpherson, |
| Mr. Campbell, | Mr. Michie, |
| Mr. Carpenter, | Mr. Pearson, |
| Mr. Cohen, | Mr. Ramsay, |
| Mr. Connor, | Mr. Richardson, |
| Mr. Cope, | Mr. Riddell, |
| Mr. Cowell, | Mr. Robinson, |
| Mr. Crews, | Mr. Sands, |
| Mr. Cunningham, | Mr. Sherwin, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Foott, | Mr. Sullivan, |
| Mr. Francis, | Mr. Thomson, |
| Mr. Gillies, | Mr. Tucker, |
| Dr. Girdlestone, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Wheeler. |
| Mr. Hopkins, | |
| Mr. Houston, | |
| Mr. Howard, | |
| Mr. Jones, | |
| Mr. King, | |

Tellers.

Mr. Creswick,
Mr. Macgregor.

Noes, 12.

| | |
|---------------|-----------------|
| Capt. Dane, | Mr. Moffatt, |
| Mr. Greeves, | Mr. O'Grady, |
| Mr. Halfey, | Mr. O'Shanassy. |
| Mr. Harker, | |
| Mr. Kerferd, | |
| Mr. Levey, | |
| Mr. McLellan, | |

Tellers.

Mr. L. L. Smith,
Mr. Edwards.

SATURDAY (MORNING), 17TH DECEMBER.

No. 4.—Clause 16.

No person shall within any period of twelve months become the lessee or sub-lessee or assignee either in his own name or in the name or names of any other person or persons of more than six hundred and forty acres of the lands proclaimed under this Act as aforesaid and no person shall become the lessee or sub-lessee or assignee of any allotment who is an infant or who is a married woman not having obtained a decree of judicial separation binding in Victoria or who is not domiciled in Victoria or who is in respect of the allotment for a lease of which he applies or in respect of any part thereof an agent or a servant of or a trustee for any other person or who at the time of his application has entered into any agreement to permit any other person to acquire by purchase or otherwise the allotment in respect of which such application is made or any part thereof or the applicant's interest therein and all land applied for under this Act shall be so applied for *bonâ fide* for the use and benefit of the applicant in his own proper person and not as the agent or servant or trustee of or for any other person and allotments selected or purchased under the provisions hereinbefore contained shall be reckoned as part of the six hundred and forty acres hereinbefore mentioned Provided that if any person shall in violation of any of the provisions of this section become the lessee or assignee or sub-lessee of an allotment the Governor in Council "may" declare the lease of such allotment to be forfeited and upon publication in the *Government Gazette* of notice of such declaration the term created by the said lease shall cease and determine and all the right title and interest of the lessee and of every assignee and sub-lessee in and to such lease and all moneys paid for rent in respect of such allotment shall be absolutely forfeited and the allotment may be sold in fee simple or leased again in manner herein provided.

Amendment proposed—That the word "may" in the seventeenth line of the above clause be omitted, with a view to insert instead thereof the word "shall."—(Dr. Girdlestone.)

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

Committee divided.

Ayes, 31.

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|------------------|------------------|
| Mr. Bindon, | Mr. MacBain, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Brown, | Mr. Michie, |
| Mr. Carpenter, | Mr. Moffat, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Davies, | Mr. Sherwin, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Grant, | Mr. Thomson, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |

Tellers.

| | |
|------------|---------------|
| Mr. Jones, | Mr. Cohen, |
| Mr. King, | Mr. Creswick. |
| Mr. Mason, | |

Noes, 25.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Kerferd, |
| Mr. Burt, | Mr. Longmore, |
| Mr. Campbell, | Mr. McLellan, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. O'Shanassy, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Edwards, | Mr. Vale. |
| Mr. Gillies, | |
| Dr. Girdlestone, | |
| Mr. Greeves, | |
| Mr. Halfey, | |
| Mr. Houston, | |

Tellers.

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| Mr. Macgregor, |
| Mr. L. L. Smith. |

No. 5.—Clause 17.

The lessee of an allotment his executors administrators or assigns, at any time during the term after the expiration of twelve months from the commencement thereof and after the improvements of the nature and value hereinbefore mentioned shall have been made on the allotment and certified as aforesaid may by a writing signed by the lessee or his assigns and addressed to the Board of Land and Works require that the allotment shall be sold by public auction at an upset price of one pound for each acre and thereupon within a convenient time all improvements on the allotment of a substantial and permanent nature shall be valued and the allotment together with the said improvements shall afterwards be sold by auction at the actual upset price hereinafter mentioned.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr Berry.*)

Committee divided.

Ayes, 18.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Macgregor, |
| Mr. Burt, | Mr. McLellan, |
| Mr. Campbell, | Mr. O'Shanassy, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Cowell, | Mr. Sherwin, |
| Mr. Cunningham, | |
| Capt. Dane, | |
| Dr. Girdlestone, | |
| Mr. Halfey, | |

Tellers.

| |
|------------------|
| Mr. O'Grady, |
| Mr. L. L. Smith. |

Noes, 37.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Longmore, |
| Mr. Blackwood, | Mr. Mason, |
| Mr. Brown, | Mr. McBain, |
| Mr. Carpenter, | Mr. McCulloch, |
| Mr. Cohen, | Mr. Michie, |
| Mr. Crews, | Mr. Moffat, |
| Mr. Davies, | Mr. Richardson, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Edwards, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Thomson, |
| Mr. Grant, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Hopkins, | |
| Mr. Howard, | |
| Mr. Jones, | |
| Mr. Kerferd, | |
| Mr. King, | |

Tellers.

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|---------------|
| Mr. Creswick, |
| Mr. Houston. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 2.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864.

TUESDAY, 20TH DECEMBER.

No. 1.—*Land Act 1862 Amendment Bill.*—Clause 17.

The lessee of an allotment his executors administrators or assigns at any time during the term after the expiration of three years from the commencement thereof and after the improvements of the nature and value hereinbefore mentioned shall have been made on the allotment and certified as aforesaid may by a writing signed by the lessee his executors administrators or assigns and addressed to the Board of Land and Works require that the allotment shall be sold by public auction at an upset price of one pound for each acre and thereupon within a convenient time all improvements on the allotment of a substantial and permanent nature shall be valued and the allotment together with the said improvements shall afterwards be sold by auction at the actual upset price hereinafter mentioned.

Motion made and question put—That this clause as amended stand part of the Bill.—
(*Mr. Grant.*)

Committee divided.

Ayes, 44.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Brown, | Mr. Moffatt, |
| Mr. Carpenter, | Mr. Moore, |
| Mr. Casey, | Mr. O'Grady, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Crews, | Mr. Ramsay, |
| Mr. Davies, | Mr. Randall, |
| Mr. Francis, | Mr. Riddell, |
| Mr. Frazer, | Mr. Sands, |
| Mr. Gillies, | Mr. Sherwin, |
| Mr. Grant, | Mr. J. T. Smith, |
| Mr. Halfey, | Mr. Snodgrass, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Tucker, |
| Mr. Howard, | Mr. Vale, |
| Mr. Jones, | Mr. Verdon, |
| Mr. Kerferd, | Mr. Wardrop, |
| Mr. King, | Mr. Wheeler. |
| Mr. Longmore, | |
| Mr. Mason, | <i>Tellers.</i> |
| Mr. MacBain, | Mr. Creswick, |
| Mr. McCulloch, | Mr. Cohen. |

Noes, 21.

| | |
|------------------|------------------|
| Mr. Burt, | Mr. Levi, |
| Mr. Campbell, | Mr. McCann, |
| Mr. Cope, | Mr. McLellan, |
| Mr. Cowell, | Mr. O'Shanassy, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. G. V. Smith. |
| Dr. Girdlestone, | |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Harker, | Mr. Levey, |
| Mr. Hopkins, | Mr. Macgregor. |
| Mr. Houston, | |

No. 2.—Clause 24.

The selector of an allotment under “*The Land Act 1862*” and the selector and lessee and assigns of an allotment under this Act and the person or persons in whom the interest or any part thereof of any such selector or lessee may at any time become vested shall have all the rights as against trespassers which at law belong to the owner in possession of any “land” except the right of impounding and shall have the said last-mentioned right when and so soon as the allotment shall have been enclosed with a substantial fence and not before.

Amendment proposed—That all the words after the word “land” in the fifth line of the above clause be omitted.—(*Mr. Longmore.*)

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

Ayes, 43.

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|------------------|------------------|
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Blackwood, | Mr. Michie, |
| Mr. Brown, | Mr. Moffatt, |
| Mr. Carpenter, | Mr. Moore, |
| Mr. Cohen, | Mr. O'Shanassy, |
| Mr. Crews, | Mr. Pearson, |
| Mr. Davies, | Mr. Pope, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Fairbairn, | Mr. Sands, |
| Mr. Foott, | Mr. Sherwin, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Frazer, | Mr. L. L. Smith, |
| Mr. Gillies, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Tucker, |
| Mr. Hopkins, | Mr. Verdon, |
| Mr. Howard, | Mr. Wardrop, |
| Mr. Jones, | Mr. Wheeler. |
| Mr. Kerferd, | |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Mason, | |
| Mr. MacBain, | |

Tellers.

Mr. Creswick,
Mr. Casey.

Noes, 29.

| | |
|------------------|------------------|
| Mr. Burt, | Mr. Longmore, |
| Mr. Campbell, | Mr. McCann, |
| Mr. Connor, | Mr. McLellan, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. O'Grady, |
| Mr. Cunningham, | Mr. Ramsay, |
| Capt. Dane, | Mr. Randall, |
| Mr. Edwards, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. Vale. |
| Mr. Harbison, | |
| Mr. Harker, | |
| Mr. Houston, | |
| Mr. Levey, | |
| Mr. Levi, | |

Tellers.

Mr. Macgregor,
Mr. Berry.

WEDNESDAY, 21st DECEMBER.

No. 3.—Clause 32.

None of the lands delineated in the map mentioned in the twelfth section of “*The Land Act 1862*” (except lands reserved or to be reserved or set apart for towns or villages) shall be sold by auction in the manner herein provided “during the period of one year from the passing of this Act.”

Amendment proposed—That the words “during the period of one year from the passing of this Act” occurring in the third line of the above clause be omitted with a view to insert instead thereof the words “except such lands as shall have been proclaimed open for selection and leasing for a period of three years”—(*Mr. Macgregor.*)

Question—That the words “during the period of” being a portion of the words proposed to be omitted stand part of the clause—put.

Committee divided.

Ayes, 32.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Brown, | Mr. Moore, |
| Mr. Davies, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Sands, |
| Mr. Foott, | Mr. Sherwin, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Thomson, |
| Mr. Hopkins, | Mr. Tucker, |
| Mr. Howard, | Mr. Verdon, |
| Mr. Jones, | Mr. Wardrop, |
| Mr. King, | Mr. Wheeler. |
| Mr. MacBain, | |
| Mr. McCulloch, | |
| Mr. Macpherson, | |
| Mr. Michie, | |

Tellers.

Mr. Cohen,
Mr. Carpenter.

Noes, 34.

| | |
|------------------|------------------|
| Mr. Burt, | Mr. Levi, |
| Mr. Campbell, | Mr. Longmore, |
| Mr. Casey, | Mr. Macgregor, |
| Mr. Connor, | Mr. Mason, |
| Mr. Cope, | Mr. McLellan, |
| Mr. Cowell, | Mr. O'Grady, |
| Mr. Crews, | Mr. O'Shanassy, |
| Mr. Cunningham, | Mr. Pope, |
| Capt. Dane, | Mr. Ramsay, |
| Mr. Dyte, | Mr. Randall, |
| Mr. Frazer, | Mr. Richardson, |
| Mr. Gillies, | Mr. Robinson, |
| Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. Vale. |
| Mr. Harbison, | |
| Mr. Houston, | |
| Mr. Kerferd, | |
| Mr. Kyte, | |

Tellers.

Mr. Edwards,
Mr. Berry.

THURSDAY, 22ND DECEMBER.

No. 4.—*Land Act Amendment Bill*.—Clause 50.

When a notice of the amount of rent payable in respect of any run has been published in the *Government Gazette* and when in the opinion of the Board of Land and Works an error has been made in the computation of the available area of such run the Board of Land and Works may by a further notice in the *Government Gazette* within six months after the passing of this Act cancel such former notice and correct such error and if after such correction the available area of a run be increased by such board such board shall make a proportionate addition to the rent and if the available area be diminished such board shall make a proportionate reduction in the rent payable thereafter.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Grant.*)

Committee divided.

Ayes, 36.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. King, |
| Mr. Bindon, | Mr. Mason, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Brown, | Mr. Michie, |
| Mr. Carpenter, | Mr. Randall, |
| Mr. Creswick, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Davies, | Mr. Sherwin, |
| Mr. Fairbairn, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Gillies, | Mr. Sullivan, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Harker, | Mr. Wheeler. |
| Mr. Higinbotham, | |
| Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Howard, | Mr. MacBain, |
| Mr. Jones, | Mr. Cohen. |

Noes, 21.

| | |
|------------------|------------------|
| Mr. Burt, | Mr. Longmore, |
| Mr. Campbell, | Mr. McCann, |
| Mr. Connor, | Mr. McLellan, |
| Mr. Cope, | Mr. O'Grady, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Crews, | Mr. Robinson, |
| Capt. Dane, | Mr. Vale. |
| Mr. Edwards, | |
| Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Houston, | Mr. Berry, |
| Mr. Kerferd, | Mr. L. L. Smith. |
| Mr. Levi, | |

FRIDAY (MORNING), 23RD DECEMBER.

No. 5.—Clause 51.

Notwithstanding anything contained in "*The Land Act 1862*" the Board of Land and Works may within six months after the passing of this Act with the consent of the Governor in "Council" reduce the amount of the rent of any run ascertained by the determination of the grazing capabilities of the run by the said board or may agree with the occupier of any run that the rent payable in respect thereof shall be increased and from and after the giving of such consent or the making of such agreement the rent of such run shall be reduced or increased accordingly: If the said board or the occupier of any run shall be dissatisfied with the amount of the rent of any run ascertained by the original determination of the board or (where the determination of the board shall have been appealed against) with the amount of the rent of any run determined by any arbitrators appointed under "*The Land Act 1862*" and if the amount of rent to be paid or the terms of a reference to arbitration cannot be agreed upon by and between the board and the occupier the said board or the said occupier may at any time within six months after the passing of this Act cause a summons to be taken out returnable before a judge of the Supreme Court in chambers to show cause why on one or more of the grounds hereinafter mentioned and which shall be specified in the summons an appeal should not be allowed against such determination and if on the hearing of such summons it shall appear by affidavit or oral testimony or both to the said judge that the said determination was fraudulent or erroneous or "unjust" the judge may and shall make an order without costs that such determination may be appealed against by the said board or occupier.

Amendment proposed—That the words "increase or" be inserted after the word "Council" in the third line of the above clause.—(*Mr. Bayles.*)

Further amendment proposed—That the following words, viz.: "to an amount equal to an additional sum of £150,000 above the total sum at present derivable under the Land Act of 1862 from the pastoral tenants of the Crown, and such sum to be distributable and assessed in fair proportions by the Board of Land and Works upon each run," be inserted after the word "increase" in the above proposed amendment.—(*Mr. Sherwin.*)

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

Committee divided.

| Ayes, 18. | | Noes, 45. | |
|------------------|-----------------|------------------|------------------|
| Mr. Burt,tt | Mr. Moffatt, | Mr. Bayles, | Mr. Mason, |
| Mr. Cope, | Mr. O'Grady, | Mr. Bindon, | Mr. MacBain, |
| Mr. Cowell, | Mr. O'Shanassy, | Mr. Blackwood, | Mr. McCulloch, |
| Capt. Dane, | Mr. Richardson, | Mr. Brown, | Mr. Macpherson, |
| Dr. Girdlestone, | Mr. Robinson, | Mr. Carpenter, | Mr. Michie, |
| Mr. Greeves, | Mr. Sherwin. | Mr. Connor, | Mr. Pope, |
| Mr. Kerferd, | | Mr. Creswick, | Mr. Randall, |
| Mr. Macgregor, | <i>Tellers.</i> | Mr. Crews, | Mr. Riddell, |
| Mr. McCann, | Mr. Berry, | Mr. Cunningham, | Mr. Sands, |
| Mr. McLellan, | Mr. Levi. | Mr. Davies, | Mr. G. V. Smith, |
| | | Mr. Fairbairn, | Mr. J. T. Smith, |
| | | Mr. Foott, | Mr. Snodgrass, |
| | | Mr. Francis, | Mr. Sullivan, |
| | | Mr. Frazer, | Mr. Thomson, |
| | | Mr. Gillies, | Mr. Tucker, |
| | | Mr. Grant, | Mr. Vale, |
| | | Mr. Harbison, | Mr. Verdon, |
| | | Mr. Higinbotham, | Mr. Wardrop, |
| | | Mr. Hopkins, | Mr. Wheeler. |
| | | Mr. Houston, | |
| | | Mr. Howard, | <i>Tellers.</i> |
| | | Mr. Jones, | Mr. Cohen, |
| | | Mr. King, | Mr. Casey. |
| | | Mr. Longmore, | |

No. 6.—Further amendment proposed.

That the following words, viz.: "or that the rent fixed by the determination of the arbitrators was not in accordance with the actual grazing capabilities of such run," be inserted after the word "unjust" in the nineteenth line of the above clause.—(*Dr. Girdlestone.*)

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

Committee divided.

| Ayes, 17. | | Noes, 40. | |
|------------------|-----------------|------------------|------------------|
| Mr. Bayles, | Mr. O'Grady, | Mr. Bindon, | Mr. King, |
| Mr. Burt,tt | Mr. O'Shanassy, | Mr. Blackwood, | Mr. Longmore, |
| Mr. Cope, | Mr. Richardson, | Mr. Brown, | Mr. Mason, |
| Mr. Cowell, | Mr. Robinson, | Mr. Carpenter, | Mr. McCulloch, |
| Capt. Dane, | Mr. Snodgrass. | Mr. Casey, | Mr. Macpherson, |
| Dr. Girdlestone, | | Mr. Connor, | Mr. Michie, |
| Mr. Kerferd, | <i>Tellers.</i> | Mr. Creswick, | Mr. Pope, |
| Mr. Levi, | Mr. Berry, | Mr. Crews, | Mr. Randall, |
| Mr. Macgregor, | Mr. McLellan, | Mr. Cunningham, | Mr. Riddell, |
| Mr. Moffatt, | | Mr. Davies, | Mr. Sands, |
| | | Mr. Fairbairn, | Mr. G. V. Smith, |
| | | Mr. Foott, | Mr. Sullivan, |
| | | Mr. Francis, | Mr. Tucker. |
| | | Mr. Gillies, | Mr. Vale, |
| | | Mr. Grant, | Mr. Verdon, |
| | | Mr. Harbison, | Mr. Wardrop, |
| | | Mr. Higinbotham, | Mr. Wheeler. |
| | | Mr. Hopkins, | |
| | | Mr. Houston, | <i>Tellers.</i> |
| | | Mr. Howard, | Mr. Cohen, |
| | | Mr. Jones, | Mr. MacBain. |

FRIDAY, 23RD DECEMBER.

No. 7.—Clause 6.

The sections of "*The Land Act 1862*" numbered twelve to "thirty-seven" both inclusive and the schedules mentioned in or relating to any of the said sections shall be and the same are hereby repealed Provided that nothing herein contained shall invalidate or affect any selections of land in proclaimed areas made under the said sections or any of them before the passing of this Act or any rights of selection or possession conferred on former purchasers and on the holders or promisees of licenses or holders of leases or certificates under the said sections or any of them and that all the provisions of the said sections shall remain and be in full force so far as they respectively relate or can be applied to any lands or allotments or subdivisions of allotments purchased selected or

possessed under the said sections or any of them before the passing of this Act and to any lands that may hereafter be purchased selected or possessed by any purchasers or licensees or holders under the said sections or any of them and under and subject to the provisions of the section of this Act next following and all things lawfully done and all rights of selection and purchase and of obtaining leases given under and by the said sections or any of them together with the obligations of selectors are hereby confirmed.

Amendment proposed—That the words “thirty-seven,” in the first line of the above clause, be omitted with a view to insert instead thereof the words “thirty-eight.”—
(*Mr. Macgregor.*)

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

Committee divided.

Ayes, 36.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Levi, |
| Mr. Blackwood, | Mr. Mason, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Creswick, | Mr. Moffatt, |
| Mr. Crews, | Mr. Moore, |
| Mr. Cunningham, | Mr. O'Grady, |
| Mr. Davies, | Mr. O'Shanassy, |
| Mr. Fairbairn, | Mr. Sands, |
| Mr. Foott, | Mr. Sherwin, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Howard, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. MacBain, |
| Mr. Levey, | Mr. Cohen. |

Noes, 15.

| | |
|---------------|-----------------|
| Mr. Berry, | Mr. McLellan, |
| Mr. Burt, | Mr. Macpherson, |
| Mr. Connor, | Mr. Robinson, |
| Mr. Cope, | Mr. Vale. |
| Mr. Cowell, | |
| Mr. Halfey, | <i>Tellers.</i> |
| Mr. Harker, | |
| Mr. Houston, | Mr. Macgregor, |
| Mr. Longmore, | Mr. Edwards. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 3.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 17TH JANUARY.

No. 1.—*Land Act 1862 Amendment Bill.*—On re-committal—Clause 32.

None of the lands delineated in the map mentioned in the twelfth section of "*The Land Act 1862*" (except lands reserved or to be reserved or set apart for towns or villages) shall be sold by auction in the manner herein provided except such lands as shall have been proclaimed and shall have remained open for selection and leasing for a period of three "years" and save in special cases where improvements have been made on land outside any agricultural area and to an extent not exceeding one hundred and sixty acres in any case.

Amendment proposed—That all the words after the word "years" in the fifth line of the above clause be omitted.—(*Mr. Berry.*)

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

Committee divided.

Ayes, 28.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Michie, |
| Mr. Blackwood, | Mr. Moore, |
| Mr. Carpenter, | Mr. Pearson, |
| Mr. Fairbairn, | Mr. Ramsay, |
| Mr. Foott, | Mr. Riddell, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Frazer, | Mr. J. T. Smith, |
| Mr. Higinbotham, | Mr. Snodgrass, |
| Mr. Hopkins, | Mr. Sullivan, |
| Mr. Howard, | Mr. Verdon, |
| Mr. Jones, | Mr. Wheeler. |
| Mr. King, | |
| Mr. MacBain, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Cohen, |
| Mr. Macpherson, | Mr. Davies. |

Noes, 26.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. Harker, |
| Mr. Brown, | Mr. Houston, |
| Mr. Burt, | Mr. Kyte, |
| Mr. Connor, | Mr. Longmore, |
| Mr. Cope, | Mr. Macgregor, |
| Mr. Cowell, | Mr. Mason, |
| Mr. Crews, | Mr. O'Grady, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Dr. Girdlestone, | <i>Tellers.</i> |
| Mr. Greeves, | |
| Mr. Halfey, | Mr. McCann, |
| Mr. Harbison, | Mr. Berry. |

No. 2.—Amendment proposed.

That the words "on land outside any agricultural area" be added to the above clause.—(*Mr. Higinbotham.*)

Further amendment proposed—That the words "to an extent not exceeding forty acres in any case" be added to the above proposed amendment.—(*Mr. Macgregor.*)

Question—That the words proposed to be added to the above proposed amendment be so added—put.

Committee divided.

Ayes, 28.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Kyte, |
| Mr. Brown, | Mr. Levi, |
| Mr. Burt, | Mr. Longmore, |
| Mr. Connor, | Mr. Mason, |
| Mr. Cope, | Mr. McCann, |
| Mr. Cowell, | Mr. McLellan, |
| Mr. Crews, | Mr. O'Grady, |
| Mr. Cunningham, | Mr. Ramsay, |
| Capt. Dane, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Greeves, | Mr. G. V. Smith, |
| Mr. Halfey, | |
| Mr. Harbison, | <i>Tellers.</i> |
| Mr. Harker, | Mr. Levey, |
| Mr. Houston, | Mr. Macgregor. |

Noes, 31.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Blackwood, | Mr. Moore, |
| Mr. Creswick, | Mr. O'Shanassy, |
| Mr. Davies, | Mr. Pearson, |
| Mr. Edwards, | Mr. Riddell, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Foott, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Hopkins, | Mr. Wheeler. |
| Mr. Howard, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. King, | |
| Mr. MacBain, | Mr. Cohen, |
| Mr. McCulloch, | Mr. Carpenter. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 4.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 31st JANUARY, 1865.

No. 1.—*Tariff*.—Question proposed—That towards raising the supply granted to Her Majesty, in lieu of the duty of Customs now chargeable on opium imported into Victoria, the following duty shall be charged, viz., ten shillings per pound.—(*Mr. Verdon.*)

Motion made, and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Pope.*)

Committee divided.

Ayes, 20.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Pope, |
| Mr. Crews, | Mr. Ramsay, |
| Mr. Edwards, | Mr. G. V. Smith, |
| Mr. Gillies, | Mr. Thomson, |
| Dr. Girdlestone, | Mr. Tucker, |
| Mr. Houston, | Mr. Vale. |
| Mr. Levey, | |
| Mr. Levi, | |
| Mr. Moore, | |
| Mr. O'Grady, | |
| Mr. Orr, | |
| Mr. O'Shanassy, | |

Tellers.

Mr. Sands,
Mr. L. L. Smith.

Noes, 51.

| | |
|------------------|-----------------|
| Mr. Bayles, | Mr. Kyte, |
| Mr. Berry, | Mr. Longmore, |
| Mr. Bindon, | Mr. Macgregor, |
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. MacBain, |
| Mr. Carpenter, | Mr. McCann, |
| Mr. Connor, | Mr. McCulloch, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. Michie, |
| Mr. Creswick, | Mr. Moffatt, |
| Mr. Cunningham, | Mr. Pearson, |
| Capt. Dane, | Mr. Randall, |
| Mr. Davies, | Mr. Richardson, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Fairbairn, | Mr. Robinson, |
| Mr. Foott, | Mr. Sherwin, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wardrop, |
| Mr. Harbison, | Mr. Wheeler. |
| Mr. Higinbotham, | Mr. Zeal. |
| Mr. Hopkins, | |
| Mr. Howard, | |
| Mr. Jones, | |
| Mr. Kerferd, | |
| Mr. King, | |

Tellers.

Mr. Casey,
Mr. Cohen.

WEDNESDAY MORNING, 1ST FEBRUARY, 1865.

No. 2.—Question—That towards raising the supply granted to Her Majesty, in lieu of the duty of Customs now chargeable on opium imported into Victoria, the following duty shall be charged, viz., ten shillings per pound—put.

Ayes, 50.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. King, |
| Mr. Bindon, | Mr. Kyte, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. MacBain, |
| Mr. Casey, | Mr. McCann, |
| Mr. Connor, | Mr. McCulloch, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. Michie, |
| Mr. Creswick, | Mr. Pearson, |
| Mr. Crews, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Randall, |
| Capt. Dane, | Mr. Richardson, |
| Mr. Davies, | Mr. Riddell, |
| Mr. Dyte, | Mr. Robinson, |
| Mr. Fairbairn, | Mr. G. V. Smith, |
| Mr. Foott, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Frazer, | Mr. Tucker, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wardrop, |
| Mr. Halfey, | Mr. Wheeler, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Howard, | Mr. Cohen, |
| Mr. Jones, | Mr. Sands. |

Noes, 21.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. O'Grady, |
| Mr. Blackwood, | Mr. Orr, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Edwards, | Mr. Pope, |
| Mr. Gillies, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. Thomson, |
| Mr. Houston, | Mr. Vale. |
| Mr. Kerferd, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. Mason, | Mr. L. L. Smith, |
| Mr. Moffatt, | Mr. Levey. |
| Mr. Moore, | |

WEDNESDAY, 1ST FEBRUARY, 1865.

No. 3.—Tariff.—Motion made—That towards raising the supply granted to Her Majesty, in lieu of the duty of Customs now chargeable on tea imported into Victoria, the following duty be charged, viz., three pence per pound.—(*Mr. Verdon.*)

Amendment proposed—That the words “three pence per pound” be omitted from the above resolution, with a view to insert instead thereof the word “nil.”—(*Mr. Brown.*)

Question—That the words proposed to be omitted stand part of the above resolution—put. Committee divided.

Ayes, 40.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. McCulloch, |
| Mr. Berry, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Burt, | Mr. Richardson, |
| Mr. Carpenter, | Mr. Riddell, |
| Mr. Connor, | Mr. Robinson, |
| Mr. Cope, | Mr. Sands, |
| Mr. Crews, | Mr. G. V. Smith, |
| Mr. Cunningham, | Mr. Snodgrass, |
| Capt. Dane, | Mr. Sullivan, |
| Mr. Davies, | Mr. Thomson, |
| Mr. Francis, | Mr. Tucker, |
| Mr. Frazer, | Mr. Verdon, |
| Mr. Grant, | Mr. Wardrop, |
| Mr. Greeves, | Mr. Wheeler, |
| Mr. Harker, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Jones, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Kyte, | |
| Mr. Mason, | Mr. Casey, |
| Mr. McCann, | Mr. Cohen. |

Noes, 22.

| | |
|----------------|------------------|
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Brown, | Mr. O'Grady, |
| Mr. Dyte, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Gillies, | Mr. Ramsay, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Harbison, | Mr. Vale, |
| Mr. Hopkins, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Pope, |
| Mr. Levi, | Mr. L. L. Smith. |
| Mr. Longmore, | |
| Mr. MacBain, | |

THURSDAY, 2ND FEBRUARY, 1865.

No. 4.—Motion made—That towards raising the supply granted to Her Majesty, in lieu of the duty now chargeable on gold exported from Victoria, the following duty shall be charged, viz., one shilling per ounce, troy.—(*Mr. Verdon.*)

Amendment proposed—That the following words, viz., “until the 31st day of December, 1865, and sixpence per ounce, troy, from and after that date until the 31st day of December, 1866, and from and after the 31st December, 1866, the said duty shall cease and determine,” be added to the above resolution.—(*Mr. Houston.*)

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

Committee divided.

| Ayes, 34. | | Noes, 30. | |
|------------------|------------------|------------------|------------------|
| Mr. Berry, | Mr. Levi, | Mr. Bayles, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Longmore, | Mr. Blackwood, | Mr. Michie, |
| Mr. Burt, | Mr. Mason, | Mr. Brown, | Mr. Moore, |
| Mr. Campbell, | Mr. O'Grady, | Mr. Creswick, | Mr. O'Shanassy, |
| Mr. Carpenter, | Mr. Orr, | Mr. Crews, | Mr. Pope, |
| Mr. Casey, | Mr. Ramsay, | Mr. Cunningham, | Mr. Richardson, |
| Mr. Cope, | Mr. Randall, | Capt. Dane, | Mr. Riddell, |
| Mr. Davies, | Mr. Robinson, | Mr. Francis, | Mr. Sherwin, |
| Mr. Dyte, | Mr. G. V. Smith, | Mr. Grant, | Mr. J. T. Smith, |
| Mr. Edwards, | Mr. Thomson, | Mr. Greeves, | Mr. Snodgrass, |
| Mr. Frazer, | Mr. Tucker, | Mr. Harker, | Mr. Verdon. |
| Mr. Gillies, | Mr. Vale, | Mr. Higinbotham, | |
| Dr. Girdlestone, | Mr. Wheeler, | Mr. Jones, | |
| Mr. Halfey, | Mr. Zeal. | Mr. King, | <i>Tellers.</i> |
| Mr. Houston, | | Mr. Levey, | |
| Mr. Howard, | <i>Tellers.</i> | Mr. MacBain, | Mr. Cohen, |
| Mr. Kerferd, | Mr. Macgregor, | Mr. McCulloch, | Mr. Harbison. |
| Mr. Kyte, | Mr. Sands. | | |

No. 5.—Motion made, and question put—That towards raising the supply granted to Her Majesty, in lieu of the duty now chargeable on gold exported from Victoria, the following duty shall be charged, viz., one shilling per ounce, troy, until the 31st day of December, 1865, and sixpence per ounce, troy, from and after that date until the 31st day of December, 1866, and from and after the 31st December, 1866, the said duty shall cease and determine.

Committee divided.

| Ayes, 53. | | Noes, 12. | |
|------------------|------------------|-----------------|------------------|
| Mr. Berry, | Mr. Kyte, | Mr. Bayles, | Mr. O'Shanassy, |
| Mr. Bindon, | Mr. Levi, | Mr. Blackwood, | Mr. Sherwin, |
| Mr. Brown, | Mr. Longmore, | Capt. Dane, | Mr. J. T. Smith, |
| Mr. Burt, | Mr. Mason, | Mr. Levey, | <i>Tellers.</i> |
| Mr. Campbell, | Mr. McCulloch, | Mr. MacBain, | Mr. Cohen, |
| Mr. Carpenter, | Mr. Michie, | Mr. Macpherson, | Mr. Harbison. |
| Mr. Casey, | Mr. O'Grady, | Mr. Moore, | |
| Mr. Cope, | Mr. Orr, | | |
| Mr. Creswick, | Mr. Ramsay, | | |
| Mr. Crews, | Mr. Randall, | | |
| Mr. Cunningham, | Mr. Richardson, | | |
| Mr. Davies, | Mr. Riddell, | | |
| Mr. Dyte, | Mr. Robinson, | | |
| Mr. Edwards, | Mr. Sands, | | |
| Mr. Francis, | Mr. G. V. Smith. | | |
| Mr. Frazer, | Mr. Snodgrass, | | |
| Mr. Gillies, | Mr. Sullivan, | | |
| Dr. Girdlestone, | Mr. Thomson, | | |
| Mr. Grant, | Mr. Tucker, | | |
| Mr. Greeves, | Mr. Vale, | | |
| Mr. Halfey, | Mr. Verdon, | | |
| Mr. Harker, | Mr. Wheeler, | | |
| Mr. Higinbotham, | Mr. Zeal. | | |
| Mr. Houston, | | | |
| Mr. Howard, | <i>Tellers.</i> | | |
| Mr. Jones, | | | |
| Mr. Kerferd, | Mr. Pope, | | |
| Mr. King, | Mr. Macgregor. | | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 5.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 7TH FEBRUARY, 1865.

No. 1. *Tariff*.—Motion made—That a duty of one penny per pound, or package of that reputed weight, be charged on the articles undermentioned, imported into Victoria, viz., preserved fruits and vegetables, nuts of all kinds (not including cocoanuts), “butter, cheese, candles, bacon, lard, hams, starch, soap,” confectionery, biscuits, comfits, sweetmeats, succades, jams, tapioca, maccaroni, vermicelli, sago, arrowroot, maizena, spices, pepper, ginger, preserved meats and fish.

Amendment proposed—That the words, “butter, cheese, candles, bacon, lard, hams, starch, soap,” be omitted from the above resolution.—(*Mr. Snodgrass.*)

Question—That the words proposed to be omitted stand part of the resolution—put.
Committee divided.

Ayes, 40.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. King, |
| Mr. Berry, | Mr. Longmore, |
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Brown, | Mr. Macpherson, |
| Mr. Burt, | Mr. Michie, |
| Mr. Cohen, | Mr. Moffatt, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Davies, | Mr. Sands, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Edwards, | Mr. Sullivan, |
| Mr. Francis, | Mr. Vale, |
| Mr. Frazer, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wardrop, |
| Mr. Halfey, | Mr. Zeal. |
| Mr. Harbison, | |
| Mr. Higinbotham, | <i>Tellers.</i> |
| Mr. Hopkins, | Mr. Creswick, |
| Mr. Jones, | Mr. Macgregor. |

Noes, 22.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moore, |
| Mr. Campbell, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Gillies, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. J. T. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Houston, | Mr. Thomson. |
| Mr. Howard, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Levey, |
| Mr. MacBain, | Mr. L. L. Smith. |

No. 2. Further amendment proposed—That the words, “and fish,” in the sixth line of the above resolution be omitted.—(*Mr. Cohen.*)

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

Committee divided.

Ayes, 36.

| | |
|------------------|-----------------|
| Mr. Brown, | Mr. Kyte, |
| Mr. Burt, | Mr. Longmore, |
| Mr. Cope, | Mr. McCann, |
| Mr. Cowell, | Mr. McCulloch, |
| Mr. Crews, | Mr. Macpherson, |
| Mr. Cunningham, | Mr. Michie, |
| Capt. Dane, | Mr. Richardson, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Francis, | Mr. Robinson, |
| Mr. Frazer, | Mr. Sands, |
| Mr. Gillies, | Mr. Sullivan, |
| Mr. Grant, | Mr. Vale, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wardrop, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Jones, | Mr. Edwards, |
| Mr. King, | Mr. Berry. |

Noes, 25.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. Moore, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Orr, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Creswick, | Mr. Ramsay, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Harker, | Mr. G. V. Smith, |
| Mr. Houston, | Mr. Snodgrass, |
| Mr. Kerferd, | Mr. Thomson. |
| Mr. Levey, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Cohen, |
| Mr. MacBain, | Mr. Bayles. |
| Mr. Moffatt, | |

No. 3. Question—That a duty of one penny per pound, or package of that reputed weight, be charged on the articles undermentioned, imported into Victoria, viz., preserved fruits, and vegetables, nuts of all kinds (not including cocoanuts), butter, cheese, candles, bacon, lard, hams, starch, soap, confectionery, biscuits, comfits, sweetmeats, succades, jams, macaroni, vermicelli, maizena, preserved meats and fish—put.

Committee divided.

Ayes, 39.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Kyte, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. McCann, |
| Mr. Cohen, | Mr. McCulloch, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Creswick, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. Sands, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Frazer, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wardrop, |
| Mr. Halfey, | Mr. Zeal. |
| Mr. Harbison, | |
| Mr. Higinbotham, | <i>Tellers.</i> |
| Mr. Hopkins, | Mr. Edwards, |
| Mr. Jones, | Mr. Berry. |
| Mr. King, | |

Noes, 19.

| | |
|----------------|-----------------|
| Mr. Blackwood, | Mr. Moore, |
| Mr. Campbell, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Gillies, | Mr. Sherwin, |
| Mr. Harker, | Mr. Thomson. |
| Mr. Houston, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Levey, |
| Mr. MacBain, | Mr. Levi. |
| Mr. Moffatt, | |

No. 4. Motion made, and question put—That the following duty of Customs be charged on salt imported into Victoria, viz., twenty shillings per ton.—(*Mr. Verdon.*)

Committee divided.

Ayes, 30.

| | |
|------------------|-----------------|
| Mr. Bindon, | Mr. Longmore, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Burt, | Mr. Michie, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. Sullivan, |
| Mr. Francis, | Mr. Thomson, |
| Mr. Grant, | Mr. Vale, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Zeal. |
| Mr. Hopkins, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. King, | Mr. Berry, |
| Mr. Kyte, | Mr. Edwards. |

Noes, 28.

| | |
|-----------------|------------------|
| Mr. Bayles, | Mr. Moffatt, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Orr, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Cohen, | Mr. Pope, |
| Mr. Creswick, | Mr. Ramsay, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. L. L. Smith, |
| Mr. Harker, | Mr. Snodgrass. |
| Mr. Houston, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Mason, | Mr. MacBain, |
| Mr. Macpherson, | Mr. Levi. |

WEDNESDAY, 8TH FEBRUARY, 1865.

No. 5. *Tariff*.—Motion made, and question put—That the following duty of Customs be charged on varnish imported into Victoria, viz., two shillings per gallon.—(*Mr. Verdon.*)

Committee divided.

Ayes, 42.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. McCulloch, |
| Mr. Bindon, | Mr. Macpherson, |
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. Ramsay, |
| Mr. Cope, | Mr. Richardson, |
| Mr. Cowell, | Mr. Riddell, |
| Mr. Crews, | Mr. Robinson, |
| Mr. Cunningham, | Mr. Sands, |
| Capt. Dane, | Mr. G. V. Smith, |
| Mr. Dyte, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Jones, | Mr. Wheeler, |
| Mr. King, | Mr. Zeal. |
| Mr. Kyte, | |
| Mr. Longmore, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Casey, |
| Mr. McCann, | Mr. Macgregor. |

Noes, 22.

| | |
|------------------|-----------------|
| Mr. Bayles, | Mr. MacBain, |
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Campbell, | Mr. Moore, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Creswick, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Harker, | Mr. Thomson, |
| Mr. Hopkins, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Carpenter, |
| Mr. Levi, | Mr. Levey. |

No. 6. Motion made, and question put—That a duty of five shillings per cwt. be charged upon the articles undermentioned imported into Victoria, viz.: salted provisions, including fish not otherwise enumerated, and not caught from vessels owned in the colony.—(*Mr. Verdon.*)

Committee divided.

Ayes, 40.

| | |
|------------------|-----------------|
| Mr. Brown, | Mr. McCann, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Casey, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Crews, | Mr. Richardson, |
| Dr. Cunningham, | Mr. Riddell, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Hopkins, | Mr. Wheeler, |
| Mr. Jones, | Mr. Zeal. |
| Mr. King, | |
| Mr. Kyte, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Macgregor, |
| Mr. Mason, | Mr. Berry. |

Noes, 24.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. Moffatt, |
| Mr. Bindon, | Mr. Moore, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Orr, |
| Mr. Cohen, | Mr. O'Shanassy, |
| Mr. Fairbairn, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Harker, | Mr. J. T. Smith, |
| Mr. Houston, | Mr. Thomson. |
| Mr. Kerferd, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Creswick, |
| Mr. MacBain, | Mr. Carpenter. |

No. 7. Motion made—That the following duty be charged on the articles undermentioned imported into Victoria, viz.: gold plate, eight shillings per ounce; silver plate, one shilling per ounce; on watches, jewels, and jewellery of all kinds, "five" per centum *ad valorem*.—(*Mr. Verdon.*)

Amendment proposed—That the word "five" in the third line of the above resolution be omitted, with a view to insert instead thereof, the word "ten."—(*Mr. Vale.*)

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

Committee divided.

Ayes, 23.

| | |
|------------------|------------------|
| Mr. Bayles, | Mr. Michie, |
| Mr. Brown, | Mr. Pope, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Dyte, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Gillies, | Mr. Sullivan, |
| Mr. Grant, | Mr. Thomson, |
| Mr. Harker, | Mr. Verdon. |
| Mr. Higinbotham, | |
| Mr. Howard, | |
| Mr. Jones, | |
| Mr. MacBain, | |
| Mr. McCulloch, | |

Tellers.

| |
|---------------|
| Mr. Cohen, |
| Mr. Creswick. |

Noes, 44.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Longmore, |
| Mr. Bindon, | Mr. Macgregor, |
| Mr. Blackwood, | Mr. Mason, |
| Mr. Burt, | Mr. McCann, |
| Mr. Campbell, | Mr. Macpherson, |
| Mr. Carpenter, | Mr. Moffatt, |
| Mr. Casey, | Mr. Moore, |
| Mr. Cope, | Mr. O'Grady, |
| Mr. Cowell, | Mr. Orr, |
| Mr. Cunningham, | Mr. O'Shanassy, |
| Capt. Dane, | Mr. Ramsay, |
| Mr. Fairbairn, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Greeves, | Mr. Sherwin, |
| Mr. Halfey, | Mr. J. T. Smith, |
| Mr. Harbison, | Mr. Tucker, |
| Mr. Hopkins, | Mr. Vale, |
| Mr. Houston, | Mr. Wardrop, |
| Mr. Kerferd, | Mr. Zeal. |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Levey, | |
| Mr. Levi, | |

Tellers.

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|------------------|
| Mr. Sands, |
| Mr. L. L. Smith. |

No. 8. Question—That the word “ten” proposed to be inserted in place of the word omitted, be so inserted—put.

Committee divided.

Ayes, 44.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Mason, |
| Mr. Bindon, | Mr. McCann, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Campbell, | Mr. Macpherson, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Casey, | Mr. Pope, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. G. V. Smith, |
| Mr. Dyte, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Snodgrass, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop, |
| Mr. Jones, | Mr. Zeal. |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Longmore, | |
| Mr. Macgregor, | |

Tellers.

| |
|------------------|
| Mr. Sands, |
| Mr. L. L. Smith. |

Noes, 23.

| | |
|------------------|-----------------|
| Mr. Bayles, | Mr. Levi, |
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Brown, | Mr. Moore, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Fairbairn, | Mr. Orr, |
| Mr. Gillies, | Mr. O'Shanassy, |
| Dr. Girdlestone, | Mr. Sherwin, |
| Mr. Harker, | Mr. Thomson. |
| Mr. Hopkins, | |
| Mr. Houston, | |
| Mr. Howard, | |
| Mr. Kerferd, | |
| Mr. Levey, | |

Tellers.

| |
|---------------|
| Mr. Creswick, |
| Mr. MacBain. |

THURSDAY, 9TH FEBRUARY, 1865.

No. 9. *Tariff*.—Motion made—That a duty of _____ be charged on the articles undermentioned imported into Victoria, viz.: upon manufactures of silk, or mixed materials of which the greater part is silk.—(*Mr. Verdon.*)

Amendment proposed—That the blank in the above resolution be filled up with the words “ten” per centum *ad valorem*.—(*Mr. Cowell.*)

Further amendment proposed—That the word “ten” in the above proposed amendment be omitted, with a view to insert instead thereof the word “five.”—(*Mr. Macpherson.*)

Question—That the word “ten” proposed to be omitted stand part of the proposed amendment—put.

Committee divided.

Ayes, 40.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. McCann, |
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. Ramsay, |
| Mr. Casey, | Mr. Randall, |
| Mr. Cohen, | Mr. Richardson, |
| Mr. Cope, | Mr. Robinson, |
| Mr. Crews, | Mr. G. V. Smith, |
| Mr. Cunningham, | Mr. Snodgrass, |
| Capt. Dane, | Mr. Sullivan, |
| Mr. Davies, | Mr. Thomson, |
| Mr. Dyte, | Mr. Tucker, |
| Mr. Francis, | Mr. Vale, |
| Mr. Frazer, | Mr. Verdon, |
| Mr. Gillies, | Mr. Wardrop, |
| Mr. Grant, | Mr. Zeal. |
| Mr. Greeves, | |
| Mr. Higinbotham, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. King, | |
| Mr. Kyte, | Mr. Cowell, |
| Mr. Longmore, | Mr. Sands. |

Noes, 20.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moore, |
| Mr. Campbell, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. Orr, |
| Dr. Girdlestone, | Mr. O'Shanassy, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Harbison, | Mr. J. T. Smith. |
| Mr. Houston, | |
| Mr. Kerferd, | |
| Mr. Macgregor, | <i>Tellers.</i> |
| Mr. MacBain, | |
| Mr. Macpherson, | Mr. Levey, |
| Mr. Moffatt, | Mr. Creswick. |

No. 10. *Tariff*.—Motion made—That a duty of “five shillings per cubic foot, measuring outside the package, or for any package less than one cubic foot,” be charged on the articles undermentioned imported into Victoria, viz., upon millinery, and all articles made up from fabrics of silk, or of silk mixed with other materials.—(*Mr. Verdon.*)

Amendment proposed—That the words “five shillings per cubic foot, measuring outside the package, or for any package less than one cubic foot,” in the above resolution, be omitted, with a view to insert instead thereof, the words “fifteen per cent. *ad valorem.*” —(*Mr. Vale.*)

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

Committee divided.

Ayes, 32.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Macpherson, |
| Mr. Burt, | Mr. Michie, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Richardson, |
| Mr. Crews, | Mr. Riddell, |
| Mr. Cunningham, | Mr. Robinson, |
| Capt. Dane, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Halfey, | Mr. Wheeler, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. Kyte, | |
| Mr. Longmore, | |
| Mr. McCann, | Mr. Berry, |
| Mr. McCulloch, | Mr. Sands. |

Noes, 24.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Orr, |
| Mr. Blackwood, | Mr. O'Shanassy, |
| Mr. Campbell, | Mr. Sherwin, |
| Mr. Carpenter, | Mr. G. V. Smith, |
| Mr. Dyte, | Mr. Snodgrass, |
| Mr. Gillies, | Mr. Thomson, |
| Dr. Girdlestone, | Mr. Vale, |
| Mr. Harker, | Mr. Wardrop. |
| Mr. Kerferd, | |
| Mr. Levi, | |
| Mr. Mason, | <i>Tellers.</i> |
| Mr. MacBain, | |
| Mr. Moore, | Mr. Cohen, |
| Mr. O'Grady, | Mr. Macgregor. |

No. 11. Motion made—That a duty of “four shillings per cubic foot, measuring outside the package, or for any package less than one cubic foot,” be charged on the articles undermentioned imported into Victoria, viz., upon apparel and slops, and all articles made up, wholly or in part, from fabrics of wool, cotton, linen, or mixed materials, boots and shoes, hosiery and gloves, hats, caps, and bonnets, saddles, harness, and leatherware.—(*Mr. Verdon.*)

Amendment proposed—That the words “four shillings per cubic foot, measuring outside the package, or for any package less than one cubic foot,” in the above resolution, be omitted, with a view to insert instead thereof, the words “ten per cent. *ad valorem.*” —(*Mr. Vale.*)

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

Committee divided.

Ayes, 33.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. McCann, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Cope, | Mr. Macpherson, |
| Mr. Cowell, | Mr. Michie, |
| Mr. Crews, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Richardson, |
| Capt. Dane, | Mr. Riddell, |
| Mr. Dyte, | Mr. Robinson, |
| Mr. Francis, | Mr. J. T. Smith, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Tucker, |
| Mr. Halfey, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop. |
| Mr. Higinbotham, | |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Longmore, | |

Tellers.

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| Mr. Berry, |
| Mr. Sands. |

Noes, 25.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Moore, |
| Mr. Blackwood, | Mr. O'Grady, |
| Mr. Campbell, | Mr. Orr, |
| Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Cohen, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Vale, |
| Mr. Houston, | Mr. Zeal. |
| Mr. Kerferd, | |
| Mr. Levi, | |
| Mr. Macgregor, | |
| Mr. Mason, | |
| Mr. MacBain, | |

Tellers.

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|------------------|
| Mr. Thomson, |
| Mr. L. L. Smith. |

No. 12. Motion made, and question put—That an *ad valorem* duty of ten per cent. be charged upon the invoice value, with ten per cent. added, of the articles undermentioned imported into Victoria, viz.: upon musical instruments, carriages, glass and glassware, chinaware and porcelain, furniture, toys and turnery, woodenware, brushware and wickerware, earthenware, oilmen's stores, not otherwise enumerated, woollen blankets and rugs.—(*Mr. Verdon.*)

Committee divided.

Ayes, 40.

| | |
|------------------|-----------------|
| Mr. Bindon, | Mr. Macgregor, |
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. McCann, |
| Mr. Campbell, | Mr. McCulloch, |
| Mr. Cohen, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Ramsay, |
| Mr. Crews, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Riddell, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. Sands, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Tucker, |
| Mr. Greeves, | Mr. Vale, |
| Mr. Halfey, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Zeal. |
| Mr. Jones, | |
| Mr. King, | |
| Mr. Kyte, | |
| Mr. Longmore, | |

Tellers.

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|------------------|
| Mr. Berry, |
| Mr. L. L. Smith. |

Noes, 17.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. O'Shanassy, |
| Mr. Carpenter, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Dr. Girdlestone, | Mr. Snodgrass, |
| Mr. Harker, | Mr. Thomson. |
| Mr. Houston, | |
| Mr. Levi, | |
| Mr. Moore, | |
| Mr. O'Grady, | |
| Mr. Orr, | |

Tellers.

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|--------------|
| Mr. Kerferd, |
| Mr. MacBain. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 14TH FEBRUARY, 1865.

No. 1. *Tariff*.—Motion made—That the following duty be charged upon barley and oats imported into Victoria, viz:—"three" pence per bushel.—(*Mr. Verdon*.)

Amendment proposed—That the word "three" in the second line of the above proposed resolution be omitted, with a view to insert instead thereof the word "six."—(*Mr. Kyte*.)

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

Committee divided.

Ayes, 42.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Kyte, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. McCann, |
| Mr. Cohen, | Mr. McCulloch, |
| Mr. Connor, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Cowell, | Mr. Randall, |
| Mr. Crews, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Riddell, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Dyte, | Mr. J. T. Smith, |
| Mr. Fairbairn, | Mr. Sullivan, |
| Mr. Francis, | Mr. Tucker, |
| Mr. Frazer, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wardrop, |
| Mr. Halfey, | Mr. Wheeler, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Higinbotham, | |
| Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Jones, | Mr. Creswick, |
| Mr. King, | Mr. Macgregor. |

Noes, 23.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. O'Grady, |
| Mr. Blackwood, | Mr. Orr, |
| Mr. Campbell, | Mr. O'Shanassy, |
| Mr. Carpenter, | Mr. Ramsay, |
| Mr. Gillies, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Houston, | Mr. Thomson. |
| Mr. Kerferd, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Howard, |
| Mr. MacBain, | Mr. McLellan. |
| Mr. Moore, | |

FRIDAY, 17TH FEBRUARY, 1865.

No. 2. *Queen's Plate*.—Motion made and question put—That an Address be presented to His Excellency the Governor praying that he will cause a sum of £200 to be placed on an additional Estimate for 1865 to defray the expense of a Queen's Plate, to be run for on the Melbourne racecourse under the auspices of the Victorian Racing Club.—(*Mr. Zeal.*)

Committee divided.

| Ayes, 26. | | Noes, 15. | |
|------------------|------------------|---------------|-----------------|
| Mr. Bindon, | Mr. McCulloch, | Mr. Berry, | Mr. Randall, |
| Mr. Blackwood, | Mr. O'Grady, | Mr. Brown, | Mr. Robinson, |
| Mr. Casey, | Mr. Orr, | Mr. Burt, | Mr. Vale, |
| Mr. Crews, | Mr. O'Shanassy, | Mr. Cope, | Mr. Verdon. |
| Mr. Davies, | Mr. Ramsay, | Mr. Cowell, | |
| Mr. Edwards, | Mr. Sherwin, | Mr. Gillies, | <i>Tellers.</i> |
| Mr. Francis, | Mr. G. V. Smith, | Mr. Harbison, | Mr. Houston, |
| Dr. Girdlestone, | Mr. Snodgrass, | Mr. Harker, | Mr. Macgregor. |
| Mr. Halfey, | Mr. Wardrop, | Mr. McCann, | |
| Mr. Howard, | Mr. Zeal. | | |
| Mr. Kerferd, | | | |
| Mr. Levey, | <i>Tellers.</i> | | |
| Mr. Levi, | Mr. Cohen, | | |
| Mr. Mason, | Mr. Carpenter. | | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 7.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

WEDNESDAY, 22ND FEBRUARY, 1865.

No. 1. *Quartz Reefs Drainage Act Amendment Bill*—Recommittal.—New Clause A.—

In addition to the power of making bye-laws conferred on Mining Boards by the Act of the Parliament of Victoria numbered XXXII. such boards may subject to the provisions of the said last mentioned Act make bye-laws for the regulating the drainage of quartz reefs or any one or more quartz reef or reefs or of portion of a quartz reef under the Act of the Parliament of Victoria numbered CLIII. for determining the mode by which such amount shall be recovered and generally for giving effect to the said last mentioned Act notwithstanding that claims in such reefs are held by a miner's right in accordance with any previous or existing bye-law or under any lease granted under the Act of the Parliament of Victoria numbered XXXII. or the Act numbered CXLVIII.

Motion made—That that this clause be struck out.—(*Mr. Howard.*)

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

Committee divided.

Ayes, 2.

Tellers.

Mr. Casey,
Mr. Sullivan.

Noes, 14.

| | |
|------------------|-----------------|
| Mr. Campbell, | Mr. Michie, |
| Mr. Higinbotham, | Mr. Sherwin, |
| Mr. Houston, | Mr. Snodgrass, |
| Mr. Howard, | Mr. Tucker, |
| Mr. Kerferd, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Francis, |
| Mr. McLellan. | Mr. Sands. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 8.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

WEDNESDAY, 1ST MARCH.

No. 1.—*Electoral Law Consolidation and Amendment Bill.*—Clause 14.

All natural born naturalized or denizen "persons" who shall under the Acts now or hereafter to be in force relating to the corporations of the City of Melbourne and Town of Geelong and to boroughs shires and road districts or any of such Acts be enrolled upon the citizen or burgess roll of the said city or town or any ward thereof respectively or the burgess roll of any borough or any ward thereof or the voters' roll of any shire or district or any riding or subdivision thereof respectively constituted by or under any of such Acts in respect of rateable property situated in any division of an electoral district shall (subject to the provisions of this Act) be qualified to vote in the election of members of the Legislative Assembly for such electoral district in such division thereof.

Amendment proposed—That before the word "persons" in the first line of the above clause the word "male" be inserted.—(*Capt. Dane.*)

Question—That the word proposed to be inserted be so inserted—put.
Committee divided.

Ayes, 34.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Burt, | Mr. Moffatt, |
| Mr. Campbell, | Mr. Moore, |
| Mr. Casey, | Mr. Orr, |
| Mr. Creswick, | Mr. O'Shanassy, |
| Capt. Dane, | Mr. Ramsay, |
| Mr. Dyte, | Mr. Riddell, |
| Mr. Fairbairn, | Mr. G. V. Smith, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Halfey, | Mr. Thomson, |
| Mr. Harbison, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Houston, | Mr. Wardrop. |
| Mr. Howard, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Cohen, |
| Mr. Levi, | Mr. Berry. |
| Mr. MacBain, | |

Noes, 13.

| | |
|----------------|-----------------|
| Mr. Brown, | Mr. Snodgrass, |
| Mr. Carpenter, | Mr. Tucker, |
| Mr. Crews, | Mr. Wheeler. |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Harker, | Mr. Edwards, |
| Mr. Hopkins, | Mr. Connor. |
| Mr. Michie, | |
| Mr. O'Grady, | |

No. 2.—Clause 18.

Every person who under the First Part of this Act shall have either a qualification of which residence forms no part (hereinafter called a non-residential qualification) to vote for members of Parliament for any province or district or a qualification so to vote of which residence forms a part (hereinafter called a residential qualification) and shall derive his qualification in the division of such province or district to which his application shall relate and shall if claiming in respect of a residential qualification have resided in Victoria for twelve months and in the same or some other division of the province or district as the case may be for three "months" last past before such application and shall not be disqualified by some provision hereof or of some other Act in force shall (subject to the provisions next hereinafter contained) be entitled to have an elector's right issued to him for such first-mentioned division of the province or district as the case may be and to have his name inserted and retained upon an ordinary list and roll to be made hereunder for such division.

Amendment proposed—That all the words after the word "months," in the seventh line, to and inclusive of the word "months," in the eighth line of the above clause be omitted.—
(*Mr. Casey.*)

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

Committee divided.

Ayes, 29.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. McCulloch, |
| Mr. Carpenter, | Mr. Macpherson, |
| Mr. Cope, | Mr. Michie, |
| Mr. Creswick, | Mr. Moffatt, |
| Capt. Dane, | Mr. Orr, |
| Mr. Fairbairn, | Mr. O'Shanassy, |
| Mr. Francis, | Mr. Riddell, |
| Mr. Greeves, | Mr. Sherwin, |
| Mr. Halfey, | Mr. Snodgrass, |
| Mr. Harbison, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Hopkins, | |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Blackwood, |
| Mr. Mason, | Mr. Cohen. |
| Mr. MacBain, | |

Noes, 11.

| | |
|------------------|-----------------|
| Mr. Brown, | Mr. Vale, |
| Mr. Burt, | Mr. Wheeler. |
| Mr. Campbell, | <i>Tellers.</i> |
| Mr. Casey, | |
| Mr. Dyte, | Mr. Harker, |
| Mr. G. V. Smith, | Mr. Edwards. |
| Mr. Tucker, | |

No. 3.—Clause 69.

If any registrar town clerk secretary clerk or other officer or person shall be guilty of any wilful misfeasance or wilful or negligent act of commission or omission contrary to the provisions of this Part of this Act he shall be liable upon being summarily convicted thereof before "any police magistrate" to forfeit and pay a sum of not more than five hundred pounds nor less than five pounds or at the discretion of the magistrate to be imprisoned for any period not exceeding six months.

Amendment proposed—That the words "any police magistrate" in the fourth line of the above clause be omitted with a view to insert instead thereof the words "the nearest Court of Petty Sessions."—(*Mr. Greeves.*)

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

Committee divided.

Ayes, 21.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. Orr, |
| Mr. Campbell, | Mr. Pearson, |
| Mr. Carpenter, | Mr. G. V. Smith, |
| Mr. Cohen, | Mr. Sullivan, |
| Capt. Dane, | Mr. Verdon, |
| Mr. Fairbairn, | Mr. Wardrop. |
| Mr. Frazer, | |
| Mr. Grant, | <i>Tellers.</i> |
| Mr. Higinbotham, | Mr. MacBain, |
| Mr. Houston, | Mr. Francis. |
| Mr. McCulloch, | |

Noes, 21.

| | |
|----------------|-----------------|
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Cope, | Mr. Moffatt, |
| Mr. Crews, | Mr. O'Shanassy, |
| Mr. Dyte, | Mr. Ramsay, |
| Mr. Greeves, | Mr. Sherwin, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harbison, | Mr. Wheeler. |
| Mr. Harker, | <i>Tellers.</i> |
| Mr. Hopkins, | |
| Mr. Howard, | Mr. Casey, |
| Mr. Kerferd, | Mr. Edwards. |
| Mr. Mason, | |

The Tellers having reported the numbers for the Ayes and the Noes to be respectively 21, or equal, the Chairman gave his vote with the Ayes, and declared the question to have been resolved in the affirmative.

THURSDAY, 2ND MARCH.

No. 4.—*Public Health Laws Consolidation Bill*.—Clause 69.

If any person after the first day of June One thousand eight hundred and fifty-five shall heretofore have established or newly carried on or shall hereafter establish or newly carry on the trade business or occupation of a tanner fellmonger skinner parchment-maker woolwasher or any other trade business or occupation whereby any refuse filth dirt grease decomposed substance whether vegetable or animal or any other poisonous or unwholesome matter shall flow into or be thrown cast or otherwise go or be liable to fall into the waters of the river Yarra Yarra or upon the banks thereof above the city of Melbourne or shall heretofore have enlarged or extended or shall hereafter enlarge or extend any such trade business or occupation existing established or carried on before the said first day of June One thousand eight hundred and fifty-five he shall forfeit and pay a penalty for the first offence of not less than ten pounds nor more than fifty pounds and for every subsequent offence not less than twenty pounds nor more than one hundred pounds.

Motion made—That this clause stand part of the Bill.—(*Mr. Higinbotham.*)

Amendment proposed—That this clause and clause 70 be struck out.—(*Mr. Francis.*)

Question—That clause 69 proposed to be omitted stand part of the Bill—put.

Committee divided.

Ayes, 19.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. O'Grady, |
| Mr. Cohen, | Mr. Orr, |
| Mr. Connor, | Mr. O'Shanassy, |
| Mr. Crews, | Mr. Pearson, |
| Mr. Cunningham, | Mr. Sherwin, |
| Dr. Girdlestone, | Mr. G. V. Smith. |
| Mr. Greeves, | |
| Mr. Halfey, | |
| Mr. Higinbotham, | |
| Mr. Kerferd, | |
| Mr. Michie, | |

Tellers.

Mr. Blackwood,
Mr. Levi.

Noes, 22.

| | |
|----------------|-----------------|
| Mr. Brown, | Mr. McLellan, |
| Mr. Burt, | Mr. Moffatt, |
| Mr. Campbell, | Mr. Richardson, |
| Mr. Carpenter, | Mr. Robinson, |
| Mr. Cope, | Mr. Sands, |
| Mr. Dyte, | Mr. Sullivan, |
| Mr. Francis, | Mr. Verdon, |
| Mr. Grant, | Mr. Wardrop, |
| Mr. Harbison, | |
| Mr. Harker, | |
| Mr. Longmore, | |
| Mr. McCulloch, | |

Tellers.

Mr. Edwards,
Mr. Houston.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 9.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 7TH MARCH.

No. 1.—*Justices Law Consolidation and Amendment Bill.*—Clause 6.

The mayors and the mayors elect of the City of Melbourne and of the Town of Geelong shall by virtue of their office be justices of the peace and (unless disqualified by any law now or hereafter in force relating to the qualification of mayors) during the year immediately succeeding that in which they shall have held office.

Motion made and question put—That the following words, viz. “of and for Victoria” be inserted in the blank in the second line of the above clause.—(*Mr. Higinbotham.*)

Committee divided.

Ayes, 34.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. McCulloch. |
| Mr. Brown, | Mr. Michie, |
| Mr. Burt, | Mr. O'Grady, |
| Mr. Cope, | Mr. Orr, |
| Mr. Crews, | Mr. Sands, |
| Mr. Dyte, | Mr. Sherwin, |
| Mr. Edwards, | Mr. G. V. Smith, |
| Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Thomson. |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harker, | Mr. Verdon, |
| Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Hopkins, | Mr. Wheeler. |
| Mr. Houston. | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. MacBain, | Mr. Creswick, |
| Mr. McCann, | Mr. Casey, |

Noes, 19.

| | |
|-----------------|------------------|
| Mr. Bindon, | Mr. McLellan, |
| Mr. Blackwood, | Mr. Macpherson, |
| Mr. Carpenter. | Mr. Richardson, |
| Mr. Connor, | Mr. Robinson, |
| Mr. Cunningham, | Mr. J. T. Smith, |
| Capt. Dane, | Mr. Vale, |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Harbison, | |
| Mr. Jones, | Mr. Cohen, |
| Mr. Levey. | Mr. L. L. Smith. |
| Mr. Longmore, | |

No. 2.—Clause 6.

Motion made and question put—That Clause 6 as amended stand part of the Bill.—
(*Mr. Higinbotham.*)

Committee divided.

Ayes, 26.

Noes, 26.

| | | | |
|------------------|------------------|-----------------|------------------|
| Mr. Brown, | Mr. MacBain, | Mr. Bindon, | Mr. O'Shanassy, |
| Mr. Burt, | Mr. McCulloch, | Mr. Carpenter, | Mr. Richardson, |
| Mr. Casey, | Mr. Michie, | Mr. Cunningham, | Mr. Riddell, |
| Mr. Connor, | Mr. O'Grady, | Capt. Dane, | Mr. Robinson, |
| Mr. Cope, | Mr. Orr, | Mr. Greeves, | Mr. Sands, |
| Mr. Crews, | Mr. G. V. Smith, | Mr. Harbison, | Mr. J. T. Smith, |
| Mr. Dyte, | Mr. Sullivan, | Mr. Harker, | Mr. L. L. Smith. |
| Mr. Edwards, | Mr. Thomson, | Mr. Houston, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Verdon, | Mr. Kerferd, | Mr. Tucker, |
| Mr. Gillies, | Mr. Wardrop. | Mr. Levey, | Mr. Wheeler. |
| Mr. Grant, | | Mr. Longmore, | |
| Mr. Halfey, | | Mr. McLellan, | <i>Tellers.</i> |
| Mr. Higinbotham, | Mr. Creswick. | Mr. Macpherson, | Mr. Blackwood, |
| Mr. Hopkins, | Mr. Berry, | Mr. Moore, | Mr. Cohen. |

The Tellers having reported the numbers for the Ayes and the Noes to be respectively twenty-six or equal, the Chairman gave his vote for the Ayes and declared the question to have been resolved in the affirmative.

No. 3.—*Quartz Reefs Drainage Law Amendment Bill.*—New Clause A.

In addition to the power of making Bye-laws conferred on Mining Boards by the Act of the Parliament of Victoria numbered XXXII. such boards may subject to the provisions of the said last mentioned Act make Bye-laws for regulating the drainage of quartz reefs or of any one or more quartz reef or reefs or of portion of a quartz reef under the Act of the Parliament of Victoria numbered CLIII. for determining the mode by which such amount shall be recovered and generally for giving effect to the said last mentioned Act notwithstanding that claims in such reefs are held by a miner's right in accordance with any previous or existing bye-law or under any lease granted under the Act of the Parliament of Victoria numbered XXXII. or the Act numbered CXLVIII.

Motion made and question put—That this Clause be struck out.—(*Mr. Howard.*)

Question—That Clause A stand part of the Bill—put.

Committee divided.

Ayes, 26.

Noes, 13.

| | | | |
|-----------------|------------------|------------------|-----------------|
| Mr. Bindon, | Mr. Macpherson, | Mr. Cohen, | Mr. Pearson, |
| Mr. Brown, | Mr. O'Grady, | Mr. Davies, | Mr. Snodgrass, |
| Mr. Burt, | Mr. Ramsay, | Mr. Foott, | Mr. Tucker. |
| Mr. Connor, | Mr. Richardson, | Mr. Gillies, | <i>Tellers.</i> |
| Mr. Cope, | Mr. Robinson, | Dr. Girdlestone, | |
| Mr. Crews, | Mr. G. V. Smith, | Mr. Houston, | Mr. Blackwood, |
| Mr. Cunningham, | Mr. J. T. Smith, | Mr. Howard, | Mr. Carpenter. |
| Mr. Greeves, | Mr. L. L. Smith, | Mr. McLellan, | |
| Mr. Halfey, | Mr. Sullivan, | | |
| Mr. Harbison, | Mr. Wheeler. | | |
| Mr. Harker, | | | |
| Mr. Jones, | <i>Tellers.</i> | | |
| Mr. Longmore, | Mr. Casey. | | |
| Mr. McCann, | Mr. Berry, | | |

No. 4.—*Payment of Members.*

Motion made and question put—That in the opinion of this Committee it is expedient to provide compensation to Members of the Legislative Council and the Legislative Assembly for their attendance in Parliament.—(*Mr. Harker.*)

Committee divided.

Ayes, 33.

Mr. Berry,
Mr. Bindon,
Mr. Brown,
Mr. Burt,
Mr. Carpenter,
Mr. Casey,
Mr. Conner,
Mr. Cope,
Mr. Davies,
Mr. Dyte,
Mr. Edwards,
Mr. Foott,
Mr. Frazer,
Mr. Grant,
Mr. Harker,
Mr. Houston,
Mr. Jones,
Mr. Kyte,

Mr. Longmore,
Mr. Macgregor.
Mr. McCann,
Mr. McLellan,
Mr. O'Grady,
Mr. Orr,
Mr. Ramsay,
Mr. Richardson,
Mr. Robinson,
Mr. G. V. Smith,
Mr. Sullivan,
Mr. Verdon,
Mr. Wardrop.

Tellers.

Mr. Levey,
Mr. L. L. Smith.

Noes, 17.

Mr. Bayles,
Mr. Cunningham,
Mr. Francis,
Mr. Greeves,
Mr. Halfey,
Mr. Higinbotham,
Mr. Howard,
Mr. MacBain,
Mr. McCulloch,
Mr. Macpherson,

Mr. Michie,
Mr. Pearson,
Mr. Riddell,
Mr. Tucker,
Mr. Zeal.

Tellers.

Mr. Blackwood,
Mr. Cohen,

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 10.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

THURSDAY, 16TH MARCH.

Supply—Estimates 1865.

Question proposed—That a sum not exceeding £4,500 be appropriated to Her Majesty to defray the charge for the year 1865 for the undermentioned service, viz. :—

| NATIONAL MUSEUM. | | £ |
|---|--------|-------|
| 1. For erecting west wing of National Museum | ... .. | 3500 |
| 2. Glass cases, fittings, and furniture for National Museum | ... .. | 1000 |
| | | <hr/> |
| | | 4500 |

Amendment proposed—That the item No. 1 be struck out.—(*Mr. L. L. Smith.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Dyte.*)

Committee divided.

Ayes, 18.

| | |
|----------------|-----------------|
| Mr. Brown, | Mr. Michie, |
| Mr. Connor, | Mr. Orr, |
| Mr. Francis, | Mr. Richardson, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Greeves, | Mr. Verdon, |
| Mr. Howard, | Mr. Wardrop. |
| Mr. King, | |
| Mr. Longmore, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Dyte, |
| Mr. McCulloch, | Mr. Cohen. |

Noes, 17.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. Ramsay, |
| Mr. Blackwood, | Mr. Robinson, |
| Mr. Cope, | Mr. Sherwin, |
| Mr. Cowell, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. Vale. |
| Mr. Houston, | |
| Mr. Kyte, | <i>Tellers.</i> |
| Mr. Levey, | Mr. Kerferd, |
| Mr. McLellan, | Mr. L. L. Smith. |
| Mr. O'Grady, | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 11.

WEEKLY REPORT OF DIVISIONS.

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 21st MARCH.

No. 1. *Supply—Estimates for 1865.*

Motion made and question put—That a sum not exceeding £4,500 be appropriated to Her Majesty to defray the charge for the year 1865 for the service hereunder specified, viz. :—

| NATIONAL MUSEUM. | | £ |
|---|-----|-------|
| 1. For erecting west wing of National Museum ... | ... | 3500 |
| 2. Glass cases, fittings, and furniture for National Museum ... | ... | 1000 |
| —(Mr. Verdon.) | | <hr/> |
| | | 4500 |

Committee divided.

Ayes, 14.

| | |
|------------------|-----------------|
| Mr. Cohen, | Mr. McCulloch, |
| Mr. Edwards, | Mr. Macpherson, |
| Mr. Frazer, | Mr. Sullivan, |
| Mr. Grant, | Mr. Verdon. |
| Mr. Harbison, | <i>Tellers.</i> |
| Mr. Higinbotham, | Mr. Francis, |
| Mr. Howard, | Mr. Macgregor. |
| Mr. Jones, | |

Noes, 32.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Kerferd, |
| Mr. Bindon, | Mr. Kyte, |
| Mr. Blackwood, | Mr. Levey, |
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. MacBain, |
| Mr. Campbell, | Mr. Moffatt, |
| Mr. Carpenter, | Mr. O'Grady, |
| Mr. Connor, | Mr. Orr, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Richardson, |
| Capt. Dane, | Mr. Robinson, |
| Dr. Girdlestone, | Mr. G. V. Smith, |
| Mr. Greeves, | Mr. Vale. |
| Mr. Halfey, | <i>Tellers.</i> |
| Mr. Harker, | |
| Mr. Hopkins, | Mr. Zeal, |
| Mr. Houston, | Mr. Dyte. |

VICTORIA.
—
LEGISLATIVE ASSEMBLY.

—
No. 12.
—

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

—
EXTRACTED FROM THE MINUTES.
—

SESSION 1864-5.
—

TUESDAY, 28TH MARCH.

No. 1.—*Justices Law Consolidation and Amendment Bill*—New Clause.

Any person against whom an Order has been obtained in his absence and who is dissatisfied with the judgment of the Court, may apply to the magistrates presiding within one week after the decision, or at the next ensuing sitting of the Court for a new trial, and if the said magistrates shall think that substantial justice has not been had between the parties, they may grant a new trial on payment of costs, or such other terms as they think fit.

Motion made and question put—That this Clause be read a second time.—(*Mr. Bindon.*)

Committee divided.

Ayes, 17.

| | |
|----------------|------------------|
| Mr. Bindon, | Mr. McLellan. |
| Mr. Brown, | Mr. Richardson, |
| Mr. Carpenter, | Mr. G. V. Smith, |
| Mr. Casey, | Mr. Vale, |
| Mr. Crews, | Mr. Wardrop, |
| Capt. Dane, | |
| Mr. Edwards. | |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Dyte, |
| Mr. Macgregor, | Mr. Orr, |

Noes, 28.

| | |
|------------------|------------------|
| Mr. Campbell, | Mr. MacBain. |
| Mr. Connor, | Mr. McCulloch, |
| Mr. Cunningham, | Mr. Michie, |
| Mr. Fairbairn, | Mr. Moffatt, |
| Mr. Francis, | Mr. O'Grady, |
| Mr. Grant, | Mr. Pearson, |
| Mr. Halfey, | Mr. Sherwin, |
| Mr. Harbison, | Mr. J. T. Smith, |
| Mr. Harker, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Hopkins, | Mr. Wheeler. |
| Mr. Houston, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. King, | Mr. Cohen, |
| Mr. Mason, | Mr. Blackwood, |

FRIDAY, 31ST MARCH.

No. 2.—*Dr. Evans.*

Question proposed—That an Address be presented to His Excellency the Governor, praying him to cause a sum of "£4000" to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years, and provided for by the Constitution Act.—(*Mr. Howard.*)

Amendment proposed—That the figures in the second line of the above resolution “4000” be omitted, with a view to insert instead thereof the figures “3000.”—(*Mr. McCulloch.*)

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. Connor.*)
The Committee having sat until after 12 o'clock.

SATURDAY, 1ST APRIL.

Committee divided,

| Ayes, 21. | | Noes, 15. | |
|--------------|-----------------|------------------|------------------|
| Mr. Bindon, | Mr. Longmore, | Mr. Carpenter. | Mr. McCulloch, |
| Mr. Burt, | Mr. Mason, | Mr. Edwards, | Mr. O'Grady, |
| Mr. Cohen, | Mr. Michie, | Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Connor, | Mr. Ramsay, | Mr. Gillies, | Mr. Sullivan, |
| Mr. Cope, | Mr. Richardson, | Mr. Higinbotham, | |
| Mr. Cowell, | Mr. Robinson, | Mr. Howard, | |
| Mr. Crews, | Mr. Vale, | Mr. Kerferd, | <i>Tellers.</i> |
| Capt. Dane, | | Mr. Levey, | Mr. L. L. Smith, |
| Mr. Greeves, | | Mr. MacBain, | Mr. McLellan, |
| Mr. Halfey, | <i>Tellers.</i> | | |
| Mr. Jones, | Mr. Orr, | | |
| Mr. King, | Mr. Berry, | | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 13.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 4TH APRIL.

No. 1. *Post Office Law Amendment Bill.*—Clause 48.

Deposits made by a married woman without notice to the Postmaster-General of her marriage may be repaid to her “unless the husband of such woman shall give to the Postmaster-General notice in writing of such marriage and shall require payment to be made to him in which case the Postmaster-General may in his discretion pay the same or any portion thereof” together with any interest due in respect of the same to such husband or to such woman as to him shall seem proper.

Amendment proposed, That all the words after “her” in the second line of the above clause, down to and inclusive of the word “thereof,” in the fifth line thereof, be omitted.—(*Mr. Brown.*)

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

Committee divided.

Ayes, 25.

| | |
|------------------|------------------|
| Mr. Casey, | Mr. McCulloch, |
| Mr. Creswick, | Mr. Michie, |
| Mr. Crews, | Mr. Orr, |
| Mr. Davies, | Mr. G. V. Smith, |
| Mr. Fairbairn, | Mr. J. T. Smith, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Gillies, | Mr. Thomson, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wardrop. |
| Mr. Harbison, | |
| Mr. Harker, | <i>Tellers.</i> |
| Mr. Higinbotham, | |
| Mr. Jones, | Mr. Cohen, |
| Mr. Macgregor, | Mr. Mason. |

Noes, 25.

| | |
|-----------------|------------------|
| Mr. Berry, | Mr. Moore, |
| Mr. Bindon, | Mr. O'Grady, |
| Mr. Blackwood, | Mr. Pope, |
| Mr. Brown, | Mr. Richardson, |
| Mr. Burt, | Mr. Robinson, |
| Mr. Campbell, | Mr. Sands, |
| Mr. Carpenter, | Mr. Tucker, |
| Mr. Connor, | Mr. Vale, |
| Mr. Cunningham, | Mr. Zeal. |
| Mr. Halfey, | |
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Levi, | |
| Mr. Longmore, | Mr. L. L. Smith, |
| Mr. MacBain, | Mr. McLellan. |

The Tellers having reported that the numbers for the Ayes and for the Noes to be respectively 25, or equal, the Chairman gave his vote for the Ayes, and declared the question to have been resolved in the affirmative.

No. 2.—*Supply—Estimates for 1865.*

Question proposed, That a sum not exceeding £3,083 12s. 6d. be appropriated to Her Majesty to defray the charge for the year 1865 for the services hereunder specified, viz. :—

| INDUSTRIAL SCHOOLS. | | | | £ | s. | d. |
|--|-----|-----|-----|-----|----|----|
| Superintendent | ... | ... | ... | 800 | 0 | 0 |
| Matron* | ... | ... | ... | 100 | 0 | 0 |
| Clerk and Storekeeper† | ... | ... | ... | 160 | 0 | 0 |
| Assistant Storekeeper | ... | ... | ... | 100 | 0 | 0 |
| Medical Officer | ... | ... | ... | 166 | 0 | 0 |
| 6 Teachers*—One at £140, one at £100, one at £90, one at £60, and two at £50 | ... | ... | ... | 490 | 0 | 0 |
| Farm Bailiff | ... | ... | ... | 100 | 0 | 0 |
| Gardener | ... | ... | ... | 100 | 0 | 0 |
| 4 Laundresses,* at £35 | ... | ... | ... | 140 | 0 | 0 |
| Carpenter,* at 7s. 6d. (with two rations) | ... | ... | ... | 136 | 17 | 6 |
| Tailor,* at 7s. 6d. (with two rations)... | ... | ... | ... | 136 | 17 | 6 |
| Shoemaker,* at 7s. 6d. (with two rations) | ... | ... | ... | 136 | 17 | 6 |
| Drill Instructor* | ... | ... | ... | 80 | 0 | 0 |
| Singing Master (visiting) | ... | ... | ... | 21 | 0 | 0 |
| 20 Servants, Wardsmen*—Ten at £26, and ten at £15 12s. | ... | ... | ... | 416 | 0 | 0 |

* With rations, quarters, fuel, light, and water.

† With quarters, fuel, and light.

—————3083 12 6

Motion made and question put—That the first item in the above resolution be reduced by £200.—(*Mr. Berry.*)

Committee divided.

| Ayes, 26. | | Noes, 25. | |
|------------------|------------------|------------------|-----------------|
| Mr. Brown, | Mr. Mason, | Mr. Bindon, | Mr. McCulloch, |
| Mr. Burt, | Mr. Macpherson, | Mr. Blackwood, | Mr. Michie, |
| Mr. Campbell, | Mr. Richardson, | Mr. Cohen, | Mr. Moore, |
| Mr. Connor, | Mr. Robinson, | Mr. Creswick, | Mr. O'Grady, |
| Mr. Cope, | Mr. Sands, | Mr. Francis, | Mr. Orr, |
| Mr. Cowell, | Mr. G. V. Smith, | Mr. Gillies, | Mr. Riddell, |
| Mr. Crews, | Mr. J. T. Smith, | Mr. Grant, | Mr. Sullivan, |
| Mr. Cunningham, | Mr. Tucker, | Mr. Harker, | Mr. Verdon, |
| Capt. Dane, | Mr. Vale, | Mr. Higinbotham, | Mr. Wardrop. |
| Dr. Girdlestone, | Mr. Zeal. | Mr. Jones, | |
| Mr. Greeves, | | Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Halfey, | <i>Tellers.</i> | Mr. King, | |
| Mr. Harbison, | Mr. McLellan, | Mr. Levey, | Mr. Casey, |
| Mr. Longmore, | Mr. Berry. | Mr. MacBain, | Mr. Carpenter. |

No. 3.—Question proposed, That a sum not exceeding £5,900 be appropriated to Her Majesty to defray the charge for the year 1865 for the service hereunder specified, viz. :—

SCAB PREVENTION.

| | | | £ |
|---|-----|-----|------|
| 12 Inspectors, including travelling expenses, viz., one Chief Inspector, £700; ten at £500, and one at £200 | ... | ... | 5900 |

Motion made and question put—That the item £700, for the Chief Inspector, be reduced by £50.—(*Mr. Longmore.*)

Committee divided.

| Ayes, 10. | | Noes, 41. | |
|-----------------|-----------------|------------------|------------------|
| Mr. Brown, | Mr. Longmore, | Mr. Berry, | Mr. Levey, |
| Mr. Connor, | Mr. Vale. | Mr. Bindon, | Mr. Mason, |
| Mr. Crews, | | Mr. Blackwood, | Mr. MacBain, |
| Mr. Cunningham, | <i>Tellers.</i> | Mr. Burt, | Mr. McCulloch, |
| Capt. Dane, | Mr. Sands, | Mr. Campbell, | Mr. McLellan, |
| Mr. Harbison, | Mr. Halfey. | Mr. Carpenter, | Mr. Michie, |
| | | Mr. Casey, | Mr. O'Grady, |
| | | Mr. Cohen, | Mr. Orr, |
| | | Mr. Cope, | Mr. Richardson, |
| | | Mr. Davies, | Mr. Riddell, |
| | | Mr. Francis, | Mr. Robinson, |
| | | Mr. Gillies, | Mr. G. V. Smith, |
| | | Dr. Girdlestone, | Mr. J. T. Smith, |
| | | Mr. Grant, | Mr. Sullivan, |
| | | Mr. Greeves, | Mr. Verdon, |
| | | Mr. Harker, | Mr. Wardrop, |
| | | Mr. Higinbotham, | Mr. Zeal. |
| | | Mr. Howard, | |
| | | Mr. Jones, | <i>Tellers.</i> |
| | | Mr. Kerferd, | |
| | | Mr. King, | Mr. Creswick, |
| | | Mr. Kyte, | Mr. L. L. Smith. |

THURSDAY, 6TH APRIL.

No. 4.—*Post Office Act Amendment Bill.*—Second Schedule.

| | Town. | Country. | Foreign. |
|---|--------------|--------------|--------------|
| UPON LETTERS. | | | |
| Not exceeding one-half ounce | s. d. 0 2 | s. d. 0 4 | s. d. 0 6 |
| Not exceeding one ounce but exceeding half an ounce ... | 0 4 | 0 8 | 1 0 |
| For every ounce or fraction of an ounce over one ounce | 0 4 | 0 8 | 1 0 |
| UPON NEWSPAPERS. | | | |
| For each newspaper | 0 1 | 0 1 | 0 1 |
| UPON PACKETS. | | | |
| Not exceeding four ounces | 0 2 | 0 2 | 0 6 |
| For every additional two ounces or fraction of two ounces | 0 1 | 0 1 | 0 3 |

Amendment proposed, That the figure "4" in the first line of the above schedule be omitted, with a view to insert instead thereof the figure "2."—(*Mr. L. L. Smith.*)
 Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Sands.*)

Committee divided.

Ayes, 4.

Mr. McLellan,
Mr. Sands.

Tellers.
Mr. Dyte,
Mr. L. L. Smith.

Noes, 39.

Mr. Berry,
Mr. Bindon,
Mr. Blackwood,
Mr. Brown,
Mr. Burt,tt,
Mr. Carpenter,
Mr. Cohen,
Mr. Connor,
Mr. Cope,
Mr. Creswick,
Mr. Crews,
Mr. Cunningham,
Capt. Dane,
Mr. Edwards,
Mr. Francis,
Mr. Gillies,
Mr. Grant,
Mr. Greeves,
Mr. Halfey,
Mr. Harbison,
Mr. Higinbotham,
Mr. Kerferd,
Mr. Kyte,
Mr. Mason,
Mr. McCulloch,
Mr. Macpherson,
Mr. Michie,
Mr. O'Grady,
Mr. Robinson,
Mr. Sherwin,
Mr. G. V. Smith,
Mr. Sullivan,
Mr. Tucker,
Mr. Vale,
Mr. Verdon,
Mr. Wardrop,
Mr. Wheeler.

Tellers.
Mr. Zeal,
Mr. Harker.

FRIDAY, 7TH APRIL.

No. 5.—*Payment of Members.*

Motion made and question put—That in the opinion of this Committee it is desirable that compensation should be given to Members of the Legislature.—(*Mr. Harker.*)

Committee divided.

Ayes, 26.

Mr. Bindon,
Mr. Brown,
Mr. Burt,tt,
Mr. Connor,
Mr. Cope,
Mr. Davies,
Mr. Edwards,
Mr. Frazer,
Mr. Gillies,
Mr. Harker,
Mr. Higinbotham,
Mr. Houston,
Mr. Kyte,
Mr. Levey,
Mr. Macgregor,
Mr. McLellan,
Mr. O'Grady,
Mr. Ramsay,
Mr. Richardson,
Mr. Robinson,
Mr. G. V. Smith,
Mr. Sullivan,
Mr. Vale,
Mr. Wardrop.

Tellers.
Mr. Berry,
Mr. L. L. Smith.

Noes, 14.

Capt. Dane,
Mr. Francis,
Mr. Greeves,
Mr. Halfey,
Mr. Howard,
Mr. King,
Mr. Mason,
Mr. McCulloch,
Mr. Macpherson,
Mr. Michie,
Mr. Randall,
Mr. J. T. Smith.

Tellers.
Mr. Cohen,
Mr. Kerferd.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 14.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 2ND MAY, 1865.

No. 1. *Public Works Law Consolidation Bill.*—Clause 4.

The following words and expressions in this Act shall have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction (that is to say)—

The expression “the board” shall mean the Board of Land and Works.

The expression “the collector of rates” shall mean the person appointed to collect the rates by the third Part of this Act or under any other Act relating to railways authorised to be levied and shall include the assistants of such collector.

The expression “the company” shall mean any railway company now existing or which may hereafter exist.

The word “master” when used in relation to any vessel shall be understood to mean the person having the command or charge of the vessel for the time being.

The word “owner” shall have the following meanings (that is to say) In the third Part when used in respect to land it shall mean any person who under the provisions of the said third Part or of any special Act therein referred to would be enabled to sell and convey lands and when used in relation to goods it shall include any consignor consignee shipper or agent for sale or custody of such goods as well as the owner thereof In the fourth Part it shall include any person who shall be in receipt of the rents and profits of any house or land.

The words “pier” and “jetty” respectively shall mean any railway pier or railway jetty and the works connected therewith.

The expression “the pier master” shall mean the person in charge of any pier or jetty and with respect to all acts authorised or required to be done by such pier master shall include the assistants of every such pier master.

The word “rates” shall mean in the third Part any rate duty charge or other payment or outgoing in the nature thereof payable under the third Part of this Act or under any other Act relating to railways.

The expression “the railway” in the third Part shall apply to any railway by any special Act heretofore or hereafter in force authorised to be constructed and shall include branch railways and railway works stations buildings and land belonging or appurtenant thereto.

The word "road" as used in the sixth Part of this Act shall mean any public or private road highway street lane square or passage.

The word "sewer" shall mean and include sewers and drains of every description whereby any liquid refuse or any water shall be carried off.

The word "street" shall include any square court or alley highway lane road thoroughfare or public passage or place within the limits of the fourth and fifth Parts of this Act.

The word "suburbs" shall include all places within ten miles of the General Post Office in the city of Melbourne or within five miles of the Post Office in the town of Geelong.

The word "vessel" shall include ship boat barge lighter and craft of every kind and whether steam or other vessel or partly steam and partly other vessel.

Motion made and question put—That the chairman report progress and ask leave to sit again.—(*Mr. Hopkins.*)

Committee divided.

Ayes, 17.

| | |
|---------------|------------------|
| Mr. Burttt, | Mr. Levi, |
| Mr. Cope, | Mr. McLellan, |
| Mr. Crews, | Mr. Robinson, |
| Capt. Dane, | Mr. J. T. Smith, |
| Mr. Dyte, | Mr. Wheeler, |
| Mr. Greeves, | |
| Mr. Harbison, | <i>Tellers.</i> |
| Mr. Harker, | Mr. Hopkins. |
| Mr. Jones, | Mr. Berry, |
| Mr. Kyte, | |

Noes, 31.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. McCulloch, |
| Mr. Blackwood, | Mr. Michie, |
| Mr. Brown, | Mr. Moffatt, |
| Mr. Casey, | Mr. O'Grady, |
| Mr. Connor, | Mr. O'Shanassy, |
| Mr. Cunningham, | Mr. Pearson, |
| Mr. Edwards, | Mr. Richardson, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Grant, | Mr. G. V. Smith, |
| Mr. Halfey, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Vale, |
| Mr. Houston, | Mr. Verdon, |
| Mr. Kerferd, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Macgregor, | |
| Mr. Mason, | Mr. Cohen, |
| Mr. McCann, | Mr. Sands. |

WEDNESDAY, 3RD MAY.

No. 2. Clause 21.

All moneys payable to the board under this "Act" shall be collected and received for or on account of the consolidated revenue and the provisions of any Act now or hereafter in force for the collection and payment of the public moneys and the audit of the public accounts shall apply to the board and to all officers acting under its control.

Amendment proposed and question put—That the following words, viz., "except the moneys received under the Acts now or hereafter in force for the supply of the city of Melbourne with sewerage and water" be inserted after the word "Act" in the first line of the above clause.—(*Mr. Greeves.*)

Committee divided.

Ayes, 19.

| | |
|---------------|------------------|
| Mr. Burttt, | *Mr. Macpherson, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Crews, | Mr. O'Shanassy, |
| Capt. Dane, | Mr. Robinson, |
| Mr. Greeves, | Mr. J. T. Smith, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Kyte, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Blackwood. |
| Mr. Mason, | Mr. Berry, |
| Mr. MacBain, | |

Noes, 30.

| | |
|------------------|------------------|
| Mr. Brown, | *Mr. Macpherson, |
| Mr. Carpenter, | Mr. Michie, |
| Mr. Casey, | Mr. Ramsay, |
| Mr. Connor, | Mr. Richardson, |
| Mr. Cunningham, | Mr. Sherwin, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Grant, | Mr. Sullivan, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harker, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon, |
| Mr. Hopkins, | Mr. Wheeler, |
| Mr. Jones, | Mr. Zeal, |
| Mr. Kerferd, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Houston, |
| Mr. McLellan, | Mr. Sands. |

* *Sic* in original.

THURSDAY, 4TH MAY.

No. 3.—*Mining Law Amendment Bill.*—Clause 1.

This Act shall be called and may be cited as the "*Mining Statute 1865*" and shall commence and come into operation on the _____ and is divided into Parts and Divisions as follows—

| | | | |
|---------------------------------------|---|--|--|
| Part I. Mining Management. | { | (1.) Miner's Right ss. 4-8. | |
| | | (2.) Business License ss. 9-11. | |
| | | (3.) Miner's Right and Business License—Miscellaneous ss. 12-23. | |
| | | (4.) Mining Leases ss. 24-31. | |
| | | (5.) Leases of Reservoirs ss. 32-35. | |
| | | (6.) Licenses to search for Metals and Minerals other than Gold s. 36. | |
| | | (7.) Licenses to cut Races &c. s. 37. | |
| | | (8.) Miscellaneous Provisions relating to Leases and Licenses ss. 38-45. | |
| | | (9.) Mining Districts s. 46. | |
| | | (10.) Mining Officers ss. 47-49. | |
| | | (11.) Mining Boards ss. 50-79. | |
| | | (12.) Existing Interests s. 80. | |
| Part II. Administration of Justice | { | Division 1. Courts of Mines. | (1.) General Provisions ss. 81-100. |
| | | | (2.) Jurisdiction of Courts ss. 101-104. |
| | | | (3.) Proceedings in the Courts of Mines ss. 105-145. |
| | | | (4.) Enforcement of Decrees and Orders ss. 146-157. |
| | | | (5.) Interlocutory and Miscellaneous Orders ss. 158-169. |
| | | | (6.) Rehearings Special Cases and Appeals ss. 170-175. |
| | | Division 2. Wardens. | (1.) General Provisions ss. 176-200. |
| | | | (2.) Special Powers and Duties ss. 201-211. |
| | | | (3.) Appeals ss. 212-220. |
| | | Division 3. | Miscellaneous Provisions ss. 221-236. |

Part III.—Penalties ss. 237 to end.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Dyte.*)

Committee divided.

| | | | |
|----------------|-----------------|------------------|------------------|
| Ayes, 8. | | Noes, 30. | |
| Mr. Carpenter, | Mr. Wheeler. | Mr. Bindon, | Mr. Michie, |
| Mr. Gillies, | | Mr. Burt, | Mr. O'Grady, |
| Mr. Houston, | <i>Tellers.</i> | Mr. Casey, | Mr. O'Shanassy, |
| Mr. Howard, | Mr. Dyte, | Mr. Cohen, | Mr. Pearson, |
| Mr. Levi, | Mr. Kerferd. | Mr. Connor, | Mr. Randall, |
| | | Mr. Cope, | Mr. Robinson, |
| | | Mr. Cowell, | Mr. G. V. Smith, |
| | | Mr. Creswick, | Mr. J. T. Smith, |
| | | Capt. Dane, | Mr. Snodgrass, |
| | | Mr. Francis, | Mr. Sullivan, |
| | | Mr. Frazer, | Mr. Vale. |
| | | Mr. Grant, | |
| | | Mr. Halfey, | <i>Tellers.</i> |
| | | Mr. Higinbotham, | Mr. Edwards, |
| | | Mr. Jones, | Mr. Macgregor. |
| | | Mr. McCulloch, | |
| | | Mr. Macpherson, | |

No. 4. *Payment of Members Bill.*—Clause 1.

Every person "who" shall hereafter be elected a Member of the Legislative Council or of the Legislative Assembly shall be entitled to receive in respect of his attendance in the discharge of his Parliamentary duties compensation at the rate of Three hundred pounds per annum and the same shall be payable out of the consolidated revenue to every such member from the time of his taking his seat until his resignation thereof or his retirement therefrom by effluxion of time or the dissolution of Parliament as the case may be Provided that no responsible Minister or other Member whilst in the receipt out of the consolidated revenue of an official salary shall be entitled to receive such compensation.

Amendment proposed—That the words "now is or" be inserted after the word "who" in the first line of the above clause.

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

Ayes, 4.
Mr. Frazer,
Mr. Sullivan,

Tellers.
Mr. Casey,
Mr. Edwards.

Noes, 19.
Mr. Carpenter,
Mr. Cope,
Mr. Cowell,
Mr. Foott,
Mr. Gillies,
Mr. Harker,
Mr. Houston,
Mr. Macgregor,
Mr. McCulloch,
Mr. McLellan,
Mr. Moffatt,
Mr. Pearson,
Mr. Ramsay,
Mr. Robinson,
Mr. G. V. Smith,
Mr. Vale,
Mr. Verdon,

Tellers.
Mr. Dyte,
Mr. Jones.

No. 5.—Motion made and question put—That the chairman report progress and ask leave to sit again.—(*Mr. Dyte.*)

The Committee having sat until after 12 o'clock—

FRIDAY (MORNING) 5TH MAY, 1865.

Committee divided.

Ayes, 3.
Mr. Frazer,

Tellers.
Mr. Ramsay,
Mr. Gillies.

Noes, 19.
Mr. Carpenter,
Mr. Cope,
Mr. Cowell,
Mr. Edwards,
Mr. Foott,
Mr. Harker,
Mr. Houston,
Mr. Macgregor,
Mr. McCann,
Mr. McCulloch,
Mr. McLellan,
Mr. Moffatt,
Mr. Robinson,
Mr. G. V. Smith,
Mr. Sullivan,
Mr. Vale,
Mr. Verdon,

Tellers.
Mr. Dyte,
Mr. Jones.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 15.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 9TH MAY.

No. 1.—*Mining Law Amendment Bill.*—Clause 13.

Notwithstanding the provisions hereinbefore contained all Crown lands which shall have been applied to any public use or purpose by proclamation in the *Government Gazette* or which shall be lawfully and *bonâ fide* used as a yard garden cultivated field or orchard or upon which any house outhouse shed or other building provided the same shall be in actual use and occupation or any artificial dam or reservoir shall be lawfully standing shall be and the same are hereby exempted from occupation for mining purposes and for residence or business under any miner's right or business license.

Motion made and question put—That this Clause as amended stand part of the Bill.—
(*Mr. Sullivan.*)

Committee divided.

Ayes, 29.

| | |
|------------------|-----------------|
| Mr. Bindon, | Mr. O'Shanassy, |
| Mr. Brown, | Mr. Pearson, |
| Mr. Casey, | Mr. Pope, |
| Mr. Connor, | Mr. Ramsay, |
| Mr. Creswick, | Mr. Randall, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Edwards, | Mr. Snodgrass, |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Halfey, | Mr. Tucker, |
| Mr. Harker, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon. |
| Mr. Howard, | |
| Mr. Macgregor, | |
| Mr. McCulloch, | <i>Tellers.</i> |
| Mr. Michie, | Mr. Thomson, |
| Mr. O'Grady, | Mr. Dyte. |

Noes, 7.

| | |
|------------------|-----------------|
| Mr. Kerferd, | <i>Tellers.</i> |
| Mr. Levi, | Mr. McLellan, |
| Mr. Robinson, | Mr. Campbell. |
| Mr. G. V. Smith, | |
| Mr. Wheeler. | |

No. 2.—Clause 16.

Where "any" claim shall extend over and embrace any public road street or highway and the sinking in adjoining land shall be to a greater depth than feet it shall be lawful for the owner of such claim on obtaining from the Board of Land and Works or other body having the care and management of such road street or highway an order permitting him so to do to mine upon or under such road street or highway and for the purpose of obtaining such order such owner shall apply therefor by notice in writing to such board or other body who shall thereupon decide whether the same can be effected without injury or obstruction to such public road street or highway or otherwise as the case may be and thereupon the said board or body shall issue its order permitting on such conditions and terms as to paying any money in consideration therefor or otherwise as it shall think fit or forbidding such mining as the case may require.

Amendment proposed that the word "registered" be inserted after the word "any" in the first line of the clause.—(*Mr. Ramsay.*)

Question—That the word proposed to be inserted be so inserted—put.
Committee divided.

| Ayes, 24. | | Noes, 13. | |
|------------------|------------------|----------------|-----------------|
| Mr. Bindon, | Mr. G. V. Smith, | Mr. Brown, | Mr. Pope, |
| Mr. Casey, | Mr. Sullivan, | Mr. Campbell, | Mr. Randall, |
| Mr. Connor, | Mr. Thomson, | Capt. Dane, | Mr. Robinson. |
| Mr. Cunningham, | Mr. Tucker, | Mr. Gillies, | <i>Tellers.</i> |
| Mr. Francis, | Mr. Vale, | Mr. Houston, | |
| Mr. Halfey, | Mr. Verdon, | Mr. Kerferd, | Mr. McLellan, |
| Mr. Harbison, | Mr. Wardrop, | Mr. Levi, | Mr. Carpenter. |
| Mr. Higinbotham, | Mr. Wheeler, | Mr. Macgregor, | |
| Mr. McCulloch, | Mr. Zeal. | | |
| Mr. Michie, | <i>Tellers.</i> | | |
| Mr. Pearson, | | | |
| Mr. Ramsay, | Mr. Dyte, | | |
| Mr. Sands, | Mr. Edwards. | | |

WEDNESDAY, 10TH MAY.

No. 3.—*Melbourne and Hobson's Bay Railway Act Amendment Bill 1865.*—Clause 4 (re-committal).

Within one month after this Act shall have become law the said united company shall pay to the Treasurer for the time being of the said Colony (whose receipt shall be a good discharge for the monies therein expressed to have been received and shall exonerate the said united company from seeing to the application thereof) the sum of "seven" thousand five hundred pounds to be applied (subject as in the next following section mentioned) by the Governor in Council in such manner and at such time or times as the Governor in Council may think fit towards the erection of a bridge or bridges over the railway of the said united company for the improvement of the communication between Emerald Hill and Melbourne in pursuance of the power in that behalf hereinafter contained. Provided always that nothing herein contained shall be construed to confer upon any person or corporation any claim upon the Government or Legislature of the said Colony for any addition to the sum so to be paid to the said Treasurer.

Motion made—That the word "seven" in the fourth line of the above clause be omitted with a view to insert instead thereof the word "six."—(*Mr. Higinbotham.*)

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

Committee divided.

| Ayes, 22. | | Noes, 29. | |
|-----------------|------------------|------------------|-----------------|
| Mr. Berry, | Mr. McLellan, | Mr. Blackwood, | Mr. Moore, |
| Mr. Brown, | Mr. Michie, | Mr. Campbell, | Mr. O'Grady, |
| Mr. Burttt, | Mr. Ramsay, | Mr. Carpenter, | Mr. O'Shanassy, |
| Mr. Connor, | Mr. Robinson, | Mr. Edwards, | Mr. Pearson, |
| Mr. Cope, | Mr. Sands, | Mr. Gillies, | Mr. Randall, |
| Mr. Cowell, | Mr. J. T. Smith, | Mr. Halfey, | Mr. Sherwin, |
| Mr. Crews, | Mr. Sullivan, | Mr. Higinbotham, | Mr. Snodgrass, |
| Mr. Cunningham, | Mr. Vale. | Mr. Houston, | Mr. Thomson, |
| Capt. Dane, | <i>Tellers.</i> | Mr. King, | Mr. Tucker, |
| Mr. Greeves, | | Mr. Levey, | Mr. Verdon, |
| Mr. Harbison, | Mr. Creswick, | Mr. Levi, | Mr. Wardrop. |
| Mr. Jones, | Mr. Dyte. | Mr. Mason, | <i>Tellers.</i> |
| | | Mr. MacBain, | |
| | | Mr. McCann, | Mr. Cohen, |
| | | Mr. McCulloch, | Mr. Pope. |
| | | Mr. Moffatt, | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 16.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 16TH MAY, 1865.

Mining Law Amedment Bill.—Clause 149.

If a party so summoned as aforesaid shall not attend as required by such summons and shall not allege a sufficient excuse for not attending or shall if attending refuse to be sworn or to disclose any of the things aforesaid or if he shall not make answer touching the same to the satisfaction of the court or judge before whom such summons shall be returnable or if it shall appear to such court or judge by oral testimony or affidavit or by both that the said party contracted the liability which was the subject of such decree order or decision by any fraud or breach of trust or has made or caused to be made any gift delivery or transfer of any property or charged removed or concealed the same with intent to defraud the person entitled to such money as aforesaid or with intent to defeat any execution issued upon such decree order or decision or if on such evidence as aforesaid it shall appear to the satisfaction of such court that the party so summoned has then or has had since the time of making such decree order or decision sufficient means and ability to pay the sum so recovered against him and so due and unsatisfied as aforesaid or that he is about to leave the colony without paying such money as shall then be still unsatisfied or to depart elsewhere within the colony with intent to evade payment thereof it shall be lawful for such court or judge if it or he shall think fit to order that unless such party shall pay into the court before which or the judge of which such summons shall have been returnable either forthwith or within the time limited in such order the money so unsatisfied together with the costs of and occasioned by such summons and examination he shall be committed to prison.

Amendment proposed—That the following words, viz., “For any period not exceeding” “three” months” be added to the clause.—(*Mr. Higinbotham.*)

Further amendment proposed—That the word “three” in the second line of the above proposed amendment be omitted, with a view to insert instead thereof the word “six”.—(*Mr. Ramsay.*)

Question—That the word proposed to be omitted stand part of the proposed amendmant—put
Committee divided.

| Ayes, 11. | | Noes, 20. | |
|------------------|-----------------|------------------|------------------|
| Mr. Bindon, | Mr. Vale, | Mr. Brown, | Mr. O'Grady, |
| Mr. Carpenter, | Mr. Wheeler. | Mr. Casey. | Mr. Pearson, |
| Dr. Girdlestone, | | Mr. Cohen, | Mr. Ramsay, |
| Mr. Halfey, | <i>Tellers.</i> | Mr. Connor, | Mr. Randall, |
| Mr. Hopkins, | Mr. Levi, | Mr. Francis, | Mr. G. V. Smith, |
| Mr. Houston, | Mr. Dyte, | Mr. Gillies, | Mr. Verdon. |
| Mr. McLellan, | | Mr. Grant, | <i>Tellers.</i> |
| | | Mr. Harbison, | Mr. Sullivan, |
| | | Mr. Higinbotham, | Mr. Kerferd, |
| | | Mr. Mason, | |
| | | Mr. McCulloch, | |
| | | Mr. Michie, | |

FRIDAY (MORNING) 19TH MAY, 1865.

No. 2.—*Supreme Court Law Consolidation Bill.*—Clause 9.

It shall be lawful for the Governor with the advice of the Executive Council to suspend from his office until the pleasure of Her Majesty be known any judge of the said Court who shall be wilfully absent from the colony without a reasonable cause to be allowed by the Governor and Executive Council and also any judge who shall become incapable or who shall neglect to perform the duties of his office or who shall otherwise misbehave therein. If any judge of the said court shall by reason of suspension or in consequence of sickness leave of absence or any other temporary cause be unable to perform the duties of his office, it shall be lawful for the Governor with the advice of the Executive Council to appoint some other fit and proper person qualified as hereinbefore required to perform the duties of such judge until the pleasure of Her Majesty be known: and such person so to be appointed shall possess all the powers and privileges and perform all the duties of the judge in whose place he may be so appointed.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Higinbotham.*)
Committee divided.

| Ayes, 36. | | Noes, 31. | |
|------------------|------------------|------------------|-----------------|
| Mr. Bindon, | Mr. McCulloch, | Mr. Bayles, | Mr. MacBain, |
| Mr. Brown, | Mr. Macpherson, | Mr. Blackwood, | Mr. McLellan, |
| Mr. Burt, | Mr. Michie, | Mr. Campbell, | Mr. Moffatt, |
| Mr. Connor, | Mr. Richardson, | Mr. Carpenter, | Mr. Moore, |
| Mr. Cope, | Mr. Riddell, | Mr. Cohen, | Mr. O'Grady, |
| Mr. Crews, | Mr. Robinson, | Mr. Creswick, | Mr. O'Shanassy, |
| Mr. Cunningham, | Mr. G. V. Smith, | Capt. Dane, | Mr. Pearson, |
| Mr. Davies, | Mr. Snodgrass, | Mr. Edwards, | Mr. Pope, |
| Mr. Dyte, | Mr. Sullivan, | Mr. Gillies, | Mr. Ramsay, |
| Mr. Fairbairn, | Mr. Thomson, | Dr. Girdlestone, | Mr. Randall, |
| Mr. Foott, | Mr. Tucker, | Mr. Halfey, | Mr. Sherwin, |
| Mr. Francis, | Mr. Vale, | Mr. Harker, | Mr. Zeal. |
| Mr. Frazer, | Mr. Verdon, | Mr. Hopkins, | <i>Tellers.</i> |
| Mr. Grant, | Mr. Wheeler. | Mr. Houston, | Mr. Levey, |
| Mr. Greeves, | <i>Tellers.</i> | Mr. Kerferd, | Mr. Casey. |
| Mr. Harbison, | Mr. Berry, | Mr. Levi, | |
| Mr. Higinbotham, | Mr. Sands. | Mr. Mason, | |
| Mr. Jones, | | | |
| Mr. Kyte, | | | |
| Mr. Macgregor, | | | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 17.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

THURSDAY, 25TH MAY.

No. 1.—*Mining Law Amendment Bill.*—Clause 47.

It shall be lawful for the Governor in Council from time to time to appoint such and so many officers and clerks and assistants to such officers and for such mining districts and divisions and places as to such Governor shall seem right for the making of "inspection and" surveys and registration of claims and mines and for performing such other duties in connexion with mining as such Governor shall think fit And such Governor shall have authority by any general regulations or otherwise and in any individual case if it shall be so though right to prescribe the powers and duties of such officers clerks and assistants and also of any substitute who shall under the powers hereby given be appointed in the place of any officer clerk or assistant who shall be suspended or removed or incapacitated by illness or absence and the mode of exercising and performing such powers and duties and the amount of remuneration of such officers clerks and assistants and of any such substitute and the mode of raising and paying such remuneration and the time for which the same shall be paid and whether the same shall be paid partly or in the whole out of the fees to be payable in respect of the services and duties to be by them respectively rendered and performed and what fees shall be so payable.

Amendment proposed—That the words "inspection and" in the third line of the above clause be omitted.—(*Mr. Gillies.*)

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

Committee divided.

Ayes, 35.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. King, |
| Mr. Blackwood. | Mr. Levi, |
| Mr. Brown, | Mr. Mason. |
| Mr. Cohen, | Mr. McCulloch, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cowell, | Mr. Randall, |
| Mr. Crews, | Mr. Robinson, |
| Mr. Davies, | Mr. Sands, |
| Mr. Edwards, | Mr. L. L. Smith. |
| Mr. Francis, | Mr. Sullivan, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Greeves, | Mr. Wheeler. |
| Mr. Halfey, | Mr. Zeal. |
| Mr. Harbison, | |
| Mr. Higinbotham, | <i>Tellers.</i> |
| Mr. Hopkins, | |
| Mr. Jones. | Mr. Vale, |
| Mr. Kerferd, | Mr. Carpenter, |

Noes, 5.

| | |
|------------------|-----------------|
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Howard, | Mr. Gillies, |
| Mr. G. V. Smith, | Mr. McLellan, |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 18.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 30TH MAY.

No. 1.—*Public Works Bill.*—Clause 193.

The Board by direction of the Governor in Council may sell and convey or may demise and lease any waterworks vested in the Board with the lands buildings and appurtenances belonging thereto to any person willing to purchase the same or to any person willing to take the same for any term not exceeding seven years and for such price or rent as the Governor in Council thinks fit; and any such conveyance or lease shall contain a condition or covenant on the part of the purchaser or lessee that the premises comprised therein shall not be used for any other purpose than that of water supply; and the provisions of the second subdivision of the third Part of this Act concerning the laying before Parliament the terms conditions and stipulations of leases of Railways and concerning the calling for tenders for such leases, and concerning the powers and privileges to be enjoyed by the lessee, shall apply to any such sale and conveyance or lease and to any such purchaser or lessee of waterworks; and all the provisions herein contained with regard to felonies misdemeanors or offences punishable on summary conviction committed with regard to the property of the board shall be applicable to felonies misdemeanors or offences committed with regard to the property of the person to whom any such conveyance or lease as aforesaid shall be made, but only so far as relates to the property mentioned in such conveyance or lease."

Question proposed—That this clause as amended stand part of the Bill.—(*Mr. Higinbotham.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Dyte.*)

Committee divided.

Ayes, 2.

Tellers.

Mr. L. L. Smith.
Mr. Dyte.

Noes, 44.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Mason. |
| Mr. Bindon, | Mr. MacBain, |
| Mr. Brown, | Mr. McCulloch, |
| Mr. Burtt, | Mr. McLellan, |
| Mr. Cohen, | Mr. Macpherson, |
| Mr. Connor, | Mr. Michie, |
| Mr. Cowell, | Mr. O'Grady, |
| Mr. Crews, | Mr. O'Shanassy, |
| Mr. Foott, | Mr. Pearson, |
| Mr. Francis, | Mr. Ramsay, |
| Mr. Gillies, | Mr. Randall, |
| Mr. Grant, | Mr. Robinson, |
| Mr. Greeves, | Mr. Sands, |
| Mr. Halfey, | Mr. J. T. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Tucker, |
| Mr. Howard, | Mr. Verdon, |
| Mr. Kerferd, | Mr. Wheeler. |
| Mr. King, | Mr. Zeal. |
| Mr. Levey, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. Longmore, | Mr. Casey, |
| Mr. Macgregor, | Mr. Jones. |

FRIDAY, 2ND JUNE.

No. 2.—*Mr. James Hobbs.*

Motion made and question put—That in the opinion of this Committee it is expedient that an Address be presented to His Excellency the Governor, requesting him to cause to be placed on an Additional Estimate for 1865, the sum of £200, as compensation to Mr. James Hobbs.—(*Mr. Crews.*)

Committee divided.

Ayes, 10.

| | |
|--------------|-----------------|
| Mr. Bindon, | Mr. McLellan, |
| Mr. Edwards, | Mr. O'Grady. |
| Mr. Gillies, | |
| Mr. Howard, | <i>Tellers.</i> |
| Mr. Kerferd, | Mr. Crews, |
| Mr. Levi. | Mr. Carpenter. |

Noes, 22.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. McCulloch, |
| Mr. Cope, | Mr. Macpherson, |
| Capt. Dane, | Mr. Ramsay, |
| Mr. Davies, | Mr. Robinson, |
| Mr. Francis, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Harker, | Mr. Verdon. |
| Mr. Higinbotham, | |
| Mr. Jones, | <i>Tellers.</i> |
| Mr. Kyte, | Mr. Cohen, |
| Mr. Levey, | Mr. Macgregor. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 19.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

THURSDAY, 8TH JUNE.

No. 1.—*Railway Loan*—

Resolved—That, in the opinion of the Committee, provision should be made for the interest upon a loan of £ _____, for the completion of the National Railways, to be expended in manner following:—

| | £ | s. | d. | £ | s. | d. |
|---|---------|----|----|---------|----|----|
| Contract and all other liabilities at 31st December, 1864, not yet provided for | | | | 150,000 | 0 | 0 |
| Summary of estimated cost of new works— | | | | | | |
| M. and R. M. Railway to Sandhurst | 19,150 | 0 | 0 | | | |
| " " New Terminus, Melbourne | 160,000 | 0 | 0 | | | |
| " " Sandhurst to Echuca | 54,300 | 0 | 0 | | | |
| Geelong and Ballarat Railway | 7,250 | 0 | 0 | | | |
| Williamstown Branch Railway | 8,800 | 0 | 0 | | | |
| Geelong and Melbourne | 93,500 | 0 | 0 | | | |
| Locomotive Engines and Rolling Stock | 10,000 | 0 | 0 | | | |
| Engineer-in-Chief and Staff to end of 1866 | 25,000 | 0 | 0 | | | |
| | | | | 500,000 | 0 | 0 |

Motion made and question put—That the figures "150,000" be inserted in the blank in the second line of the above resolution.—(*Mr. Berry*).

Committee divided.

Ayes, 16.

Mr. Berry,
Mr. Bindon,
Mr. Burt, t,
Mr. Cope,
Capt. Dane,
Dr. Girdlestone,
Mr. Harker,
Mr. Kerferd,
Mr. McLellan,
Mr. O'Grady,
Mr. Robinson,
Mr. Sherwin,
Mr. Tucker,
Mr. Vale,
Tellers.
Mr. Blackwood,
Mr. Halfey.

Noes, 27.

Mr. Brown,
Mr. Campbell,
Mr. Creswick,
Mr. Crews,
Mr. Francis,
Mr. Gillies,
Mr. Higinbotham,
Mr. Houston,
Mr. Jones,
Mr. Kyte,
Mr. Levi,
Mr. Macgregor,
Mr. Mason,
Mr. McCann,
Mr. McCulloch,
Mr. Macpherson,
Mr. Michie,
Mr. Orr,
Mr. O'Shanassy,
Mr. Randall,
Mr. Riddell,
Mr. Sands,
Mr. G. V. Smith,
Mr. Sullivan,
Mr. Verdon,
Tellers.
Mr. Cohen,
Mr. Dyte.

No. 2.—*Cemeteries Bill*—Clause 23.

23. The minister of any denomination "for which any portion of any cemetery under this Act shall be specially set apart" may have free access and admission to such portion of the cemetery at all times as he shall think fit and may freely exercise his spiritual functions therein without any hindrance or disturbance of the trustees of the cemetery or any other person whatsoever.

Amendment proposed—That the following words, viz. :—"for which any portion of any cemetery under this Act shall be specially set apart," in the first and second lines of the above clause, be omitted.—(*Mr. Howard.*)

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

Committee divided.

| Ayes, 18. | | Noes, 16. | |
|------------------|------------------|------------------|-----------------|
| Mr. Berry, | Mr. Sands, | Mr. Burt, | Mr. McLellan, |
| Mr. Brown, | Mr. L. L. Smith, | Mr. Campbell, | Mr. Michie, |
| Mr. Cohen, | Mr. Snodgrass, | Mr. Cope, | Mr. Orr, |
| Mr. Halfey, | Mr. Sullivan, | Mr. Gillies, | Mr. Robinson, |
| Mr. Higinbotham, | Mr. Tucker, | Dr. Girdlestone, | Mr. Vale. |
| Mr. Kerferd, | Mr. Zeal. | Mr. Harker, | |
| Mr. Levi, | | Mr. Houston, | <i>Tellers.</i> |
| Mr. Mason, | <i>Tellers.</i> | Mr. Howard, | Mr. Francis, |
| Mr. O'Grady, | Mr. Blackwood, | Mr. McCulloch, | Mr. Macgregor. |
| Mr. O'Shanassy, | Mr. Dyte. | | |

FRIDAY, 9TH JUNE.

No. 3.—*Private Wharfs.*

Question proposed—That in the opinion of this Committee it is expedient that an Address be presented to His Excellency the Governor, praying that the Government Wharfs be transferred to trustees, with power to collect tolls on all goods passing over them; and that this object will be facilitated, and the public convenience served, by the Government exercising the right of resumption under the powers contained in the Crown grants of the same, of the sold lands known as Cole's and Raleigh's Wharfs, in terms of the recommendation of the report from the Select Committee on the claims of owners of Private Wharfs.

Amendment proposed—That all the words after the word "Committee," in the above resolution, be omitted, with a view to insert instead thereof the words—"one-fourth of the wharfage rate collected upon Private Wharfs, the same being duly licensed as Sufferance Wharfs, should be repaid to the owners of such wharfs, subject to a reduction of five per cent. for costs of collection, and that an Address be presented to His Excellency the Governor informing him of this resolution, and praying that he will give effect to the same."

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. L. L. Smith.*)

Committee divided.

| Ayes, 15. | | Noes, 16. | |
|---------------|------------------|------------------|-----------------|
| Mr. Burt, | Mr. O'Grady, | Mr. Bindon, | Mr. Michie, |
| Mr. Campbell, | Mr. Orr, | Mr. Creswick, | Mr. Sherwin, |
| Mr. Cope, | Mr. Robinson, | Mr. Fairbairn, | Mr. Snodgrass, |
| Mr. Cowell, | Mr. G. V. Smith. | Mr. Francis, | Mr. Sullivan, |
| Capt. Dane, | | Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Edwards, | <i>Tellers.</i> | Mr. Howard, | |
| Mr. Gillies, | | Mr. McCulloch, | <i>Tellers.</i> |
| Mr. Halfey, | Mr. Macgregor, | Mr. McLellan, | Mr. Cohen, |
| Mr. Mason, | Mr. L. L. Smith. | Mr. Macpherson, | Mr. Jones. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 20.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 13TH JUNE.

No. 1.—*Cemeteries Bill*—Re-committal—Clause 13.

13. The trustees of any cemetery under this Act shall not by any rule or regulation or by any Act matter or thing at any time interfere directly or indirectly with the performance of any religious ceremony in the burial of the dead according to the usage of the communion to which the deceased may have belonged or with the original distribution of the lands or hereditaments of the cemetery made or intended to be made by the deed of grant or other conveyance to and amongst separate and distinct religious denominations or communions.

Amendment proposed—That the following words be added to the above clause, viz.:—“No rite or ceremony shall be performed in any portion of any cemetery set apart for any particular religious denomination except according to the usage of such denomination and by a duly recognised minister (if any) of the same.—(*Mr. Higinbotham.*)

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

Committee divided.

Ayes, 19.

| | |
|------------------|-----------------|
| Mr. Brown, | Mr. Sherwin, |
| Mr. Cohen, | Mr. Snodgrass, |
| Mr. Dyle, | Mr. Sullivan, |
| Mr. Foott, | Mr. Tucker, |
| Mr. Greeves, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Zeal. |
| Mr. Kerferd, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. O'Grady, | Mr. Blackwood, |
| Mr. O'Shanassy, | Mr. Halfey. |
| Mr. Sands, | |

Noes, 26.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. McLellan, |
| Mr. Burt, | Mr. Michie, |
| Mr. Campbell, | Mr. Orr, |
| Mr. Cope, | Mr. Pope, |
| Mr. Cowell, | Mr. Richardson, |
| Dr. Girdlestone, | Mr. Robinson, |
| Mr. Harker, | Mr. G. V. Smith, |
| Mr. Houston, | Mr. Thomson, |
| Mr. Jones, | Mr. Vale, |
| Mr. King, | Mr. Wheeler. |
| Mr. Longmore, | |
| Mr. Macgregor, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Edwards, |
| Mr. McCulloch, | Mr. L. L. Smith. |

No. 2.—Clause 23.

The minister of any denomination for which any portion of any cemetery under this Act shall be specially set “apart” may have free access and admission to such portion of the cemetery at all times as he shall think fit and may freely exercise his spiritual functions therein without any hindrance or disturbance of the trustees of the cemetery or any other person whatsoever.

Amendment proposed—That after the word “apart” in the second line of the above clause the words “or any person authorised by the friends of the deceased” be inserted.—(*Dr. Girdlestone.*)

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

Committee divided.

| | | | |
|------------------|------------------|------------------|-----------------|
| | Ayes, 17. | | Noes, 15. |
| Mr. Burt, | Mr. Orr, | Mr. Berry, | Mr. Snodgrass, |
| Mr. Campbell, | Mr. Richardson, | Mr. Brown, | Mr. Sullivan, |
| Mr. Cope, | Mr. Robinson, | Mr. Cohen, | Mr. Tucker, |
| Mr. Cowell, | Mr. G. V. Smith, | Mr. Higinbotham, | Mr. Wardrop. |
| Dr. Girdlestone, | Mr. Vale. | Mr. Kerferd, | |
| Mr. Houston, | | Mr. King, | <i>Tellers.</i> |
| Mr. Levi, | <i>Tellers.</i> | Mr. Kyte, | Mr. Dyte, |
| Mr. Longmore, | Mr. L. L. Smith, | Mr. Sands, | Mr. Mason. |
| Mr. McCulloch, | Mr. Macgregor. | Mr. Sherwin, | |
| Mr. McLellan, | | | |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 21.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

THURSDAY, 22ND JUNE 1865.

No. 1.—*National Defences.*

Motion made—That it is of paramount importance to the welfare of this country that an agent should be appointed in England to watch over its interests; that the gentleman chosen should, if possible, be a Member of the House of Commons possessing such weight and influence as would secure for his suggestions the considerations of Her Majesty's "Government"; and the Committee deem it expedient in order to give full effect to the above resolutions that a Member of the Government should be authorised to proceed to England at once to press upon the attention of the Imperial Government the claims of this Colony in relation to its defences.—(*Mr. O'Shanassy.*)

Amendment proposed—That all the words after the word "Government" in the fifth line of the above proposed resolution be omitted.—(*Capt. Dane.*)

Question—That the words proposed to be omitted stand part of the resolution put.
Committee divided.

Ayes, 37.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Macpherson, |
| Mr. Brown, | Mr. O'Grady, |
| Mr. Casey, | Mr. O'Shanassy, |
| Mr. Connor, | Mr. Pearson, |
| Mr. Crews, | Mr. Randall, |
| Mr. Cunningham, | Mr. Sands, |
| Mr. Francis, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Mr. Grant, | Mr. Snodgrass, |
| Mr. Greeves, | Mr. Sullivan, |
| Mr. Harker, | Mr. Tucker, |
| Mr. Higinbotham, | Mr. Vale. |
| Mr. Howard, | Mr. Wardrop, |
| Mr. Jones, | Mr. Wheeler, |
| Mr. Kerferd, | Mr. Zeal. |
| Mr. King, | |
| Mr. Longmore, | |
| Mr. Macgregor, | |
| Mr. Mason, | |
| Mr. McCulloch, | |

Tellers.

Mr. Creswick,
Mr. Cohen.

Noes, 17.

| | |
|------------------|------------------|
| Mr. Berry, | Mr. Levi, |
| Mr. Blackwood, | Mr. MacBain, |
| Mr. Cope, | Mr. McLellan, |
| Mr. Cowell, | Mr. Robinson, |
| Capt. Dane, | Mr. L. L. Smith. |
| Dr. Girdlestone, | |
| Mr. Halfey, | |
| Mr. Harbison, | |
| Mr. Houston, | |
| Mr. Levey, | |

Tellers.

Mr. Thomson,
Mr. Orr.

VICTORIA.
—
LEGISLATIVE ASSEMBLY.

No. 22.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

WEDNESDAY, 28TH JUNE 1865.

No. 1.—*Water Works Bill*—Clause 2.

It shall be lawful for the Board of Land and Works to construct complete and extend such works for supplying water to all or any of the districts and places mentioned in the Schedule hereto or to any part thereof as may from time to time by order of the Governor in Council to be published in the *Government Gazette* be directed to be constructed completed or "extended" No such order shall be made until proof be given to the satisfaction of the Governor in Council that a sum not less than eight pounds per centum on the total estimated cost of the construction of such works can be annually raised by means of water charges and rates to be charged and levied as hereinafter mentioned from the residents of the district or place for the use of which such works are to be constructed.

Amendment proposed—That all the words in the above clause after the word "extended" occurring in the fifth line thereof be omitted.—(*Mr. G. V. Smith.*)

Question—That the words "No such order shall be made until proof be given to the satisfaction of the Governor in Council that a sum not less than" being a portion of the words proposed to be omitted stand part of the Clause—put.

Committee divided.

Ayes, 38.

| | |
|------------------|-----------------|
| Mr. Berry, | Mr. Macpherson, |
| Mr. Bindon, | Mr. Michie, |
| Mr. Burt, | Mr. Orr, |
| Mr. Carpenter, | Mr. Pearson, |
| Mr. Cohen, | Mr. Randall, |
| Mr. Connor, | Mr. Riddell, |
| Mr. Cope, | Mr. Snodgrass, |
| Mr. Crews, | Mr. Sullivan, |
| Mr. Cunningham, | Mr. Thomson, |
| Mr. Dane, | Mr. Tucker, |
| Mr. Foott, | Mr. Vale, |
| Mr. Francis, | Mr. Verdon, |
| Dr. Girdlestone, | Mr. Wardrop, |
| Mr. Grant, | Mr. Wheeler, |
| Mr. Harbison, | Mr. Zeal. |
| Mr. Harker, | |
| Mr. Higinbotham, | |
| Mr. King, | <i>Tellers.</i> |
| Mr. Mason, | |
| Mr. McCann, | Mr. Creswick, |
| Mr. McCulloch, | Mr. Dyte. |

Noes, 12.

| | |
|-----------------|------------------|
| Mr. Blackwood, | Mr. Sherwin, |
| Mr. Brown, | Mr. J. T. Smith. |
| Mr. Gillies, | |
| Mr. Kerferd, | |
| Mr. Levi, | <i>Tellers.</i> |
| Mr. MacBain, | |
| Mr. O'Grady, | Mr. Richardson, |
| Mr. O'Shanassy, | Mr. G. V. Smith. |

No. 2.—Clause 6.

Notwithstanding anything in the said Part VII. hereby adopted or in this Act contained it shall be lawful for the Board of Land and Works for the purpose of constructing any of the works so ordered as aforesaid to enter upon any lands of or held or occupied under the Crown or upon any private lands and to cause surveys to be made and levels to be taken thereon and to construct any works on or over any road or on or over any lands reserved from sale under the authority of any Act heretofore and hereafter in force and to take and divert water either permanently or temporarily or occasionally from any river stream or watercourse and store use sell or otherwise dispose of such water and to do all things necessary for any of the purposes aforesaid "without making compensation to any person whomsoever."

Amendment proposed—That the words "without making compensation to any person whomsoever" in the last line of the above clause be omitted.—(*Mr. Snodgrass.*)

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

Committee divided.

Ayes, 28.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Richardson, |
| Mr. Cohen, | Mr. Riddell, |
| Mr. Connor, | Mr. Sands. |
| Mr. Crews, | Mr. G. V. Smith, |
| Mr. Cunningham, | Mr. Sullivan, |
| Mr. Francis, | Mr. Tucker, |
| Mr. Gillies, | Mr. Vale, |
| Mr. Grant, | Mr. Verdon, |
| Mr. Harbison, | Mr. Wardrop, |
| Mr. Higinbotham, | Mr. Wheeler. |
| Mr. Jones, | |
| Mr. Kerferd, | |
| Mr. Longmore, | <i>Tellers.</i> |
| Mr. Mason, | Mr. Dyte, |
| Mr. McCulloch, | Mr. Orr. |
| Mr. Michie, | |

Noes, 11.

| | |
|------------------|------------------|
| Mr. Brown, | Mr. Pearson, |
| Mr. Carpenter, | Mr. Snodgrass. |
| Mr. Cope, | |
| Mr. Dane, | <i>Tellers.</i> |
| Dr. Girdlestone, | |
| Mr. Levi, | Mr. L. L. Smith, |
| Mr. Macgregor, | Mr. Creswick. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 23.

WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 4TH JULY.

No. 1.—*Water Works Bill*—Schedule.

DISTRICTS AND PLACES TO BE SUPPLIED.

| | |
|--|---|
| Castlemaine and Sandhurst District— including Castlemaine, Campbell's Creek, Chewton, Eaglehawk, Elphin- stone, Epsom, Harcourt, Kangaroo Flat, Lockwood, Long Gully, Maldon, Muckleford, Myers' Flat, Sandhurst, Taradale, White Hills, Malmsbury, Fryerstown, &c. | Ararat District Raywood. Pleasant Creek. Clunes. Wedderburn and Korong. Sebastopol. Bacchus Marsh. Smythesdale, Brown's, and Scarsdale. St. Arnaud. Landsborough. Ballarat. Daylesford, Hepburn, Yandoit, &c Melton. Queenscliff. Cape Clear. Bulldog. Cressy. Dunkeld. Queenstown. Wallan-wallan. Mornington County. Steiglitz. Creswick. Buninyong. Colac District. Kyneton. Woodend. Kilmore. Majorca. |
| Heathcote District — including Heath- cote, Moora, Rushworth, Waranga, Whroo, Redcastle, and Costerfield. | |
| Town of Hamilton. | |
| Linton's Lucky Woman's, and Pig- goreet. | |
| North Gipps Land and South Gipps Land. | |
| Ovens District — including Beechworth, Indigo, Rutherglen, Sandy Creek, Stanley, Chiltern, Wangaratta, Wool- shed, Yackandandah, &c. | |
| Maryborough District — including Amherst, Carisbrook, Dunolly, Glen- logie, Inglewood, Maryborough, McCallum's, Mount Greenock, Talbot, Tarnagulla, &c. | |
| Avoca District—including Avoca, Am- phitheatre, Bealiba, Homebush, Lam- plough, &c. | |
| Fiery Creek and Beaufort. | |

Amendment proposed—That the word "Portland" be added to the above Schedule.—(*Mr. Levey.*)

Question—That the word proposed to be added to the above Schedule be so added—put.
Committee divided.

| | | | | | |
|------------------|--|----------------|--|------------------|------------------|
| Ayes, 7. | | Tellers. | | Noes, 43. | |
| Mr. Brown, | | Mr. Levey, | | Mr. Bayles, | Mr. MacBain. |
| Mr. Connor, | | Mr. Macgregor, | | Mr. Berry, | Mr. McCulloch, |
| Dr. Girdlestone, | | | | Mr. Bindon, | Mr. O'Grady, |
| Mr. Macpherson, | | | | Mr. Burt, | Mr. Orr, |
| Mr. Wardrop, | | | | Mr. Campbell, | Mr. O'Shanassy, |
| | | | | Mr. Carpenter. | Mr. Pearson, |
| | | | | Mr. Casey, | Mr. Ramsay, |
| | | | | Mr. Cope, | Mr. Randall, |
| | | | | Mr. Creswick, | Mr. Richardson, |
| | | | | Mr. Crews, | Mr. Robinson, |
| | | | | Mr. Cunningham, | Mr. Sands, |
| | | | | Mr. Dane, | Mr. G. V. Smith, |
| | | | | Mr. Francis, | Mr. J. T. Smith, |
| | | | | Mr. Gillies, | Mr. Snodgrass, |
| | | | | Mr. Grant, | Mr. Sullivan, |
| | | | | Mr. Greeves, | Mr. Tucker, |
| | | | | Mr. Halfey, | Mr. Verdon. |
| | | | | Mr. Higinbotham, | Mr. Wheeler. |
| | | | | Mr. Jones, | |
| | | | | Mr. Kerferd, | Tellers. |
| | | | | Mr. King, | |
| | | | | Mr. Kyte, | Mr. Blackwood, |
| | | | | Mr. Mason, | Mr. Cohen, |

No. 2.—Supply—Estimates for 1865.

Motion made—That a sum not exceeding £34,927 1s. 8d., be granted to Her Majesty to defray the charge for the Year 1865, for the service hereunder specified—being,

III.—MINISTER OF JUSTICE.

| No. | Classification. | | DIVISION No. 33. | £ s. d. | |
|-----|-----------------|-----------|---|---------|-----|
| | Class. | Schedule. | | | |
| | | | POLICE MAGISTRATES AND WARDENS. | | |
| 54 | ... | 2 | One at £850, and one at £800 (Melbourne), fifty-one at £650 | 34,900 | 0 0 |
| | | | and one at £100 | | |
| 1 | ... | 2 | For one month at £325 | 27 | 1 8 |
| 55 | | | Total, Division No. 33 | 34,927 | 1 8 |

Amendment proposed—That the following words, viz., “on condition that the magistrates do not receive any fee or reward for private practice or services rendered outside their magisterial duties,” be added to the above proposed resolution.—(*Capt. Dane*).

Question—That the words proposed to be added be so added—put.
Committee divided.

| | | | | | |
|------------------|--|------------------|--|------------------|------------------|
| Ayes, 25. | | Tellers. | | Noes, 25. | |
| Mr. Berry, | | Mr. Levi. | | Mr. Blackwood, | Mr. Pearson, |
| Mr. Bindon, | | Mr. Macgregor, | | Mr. Brown, | Mr. Randall, |
| Mr. Burt, | | Mr. Mason, | | Mr. Francis, | Mr. Riddell, |
| Mr. Campbell, | | Mr. Richardson, | | Mr. Grant, | Mr. Sherwin, |
| Mr. Casey, | | Mr. Robinson, | | Mr. Higinbotham, | Mr. J. T. Smith, |
| Mr. Connor, | | Mr. Sands, | | Mr. Kerferd, | Mr. Snodgrass, |
| Mr. Cope, | | Mr. G. V. Smith, | | Mr. King, | Mr. Sullivan, |
| Mr. Cunningham, | | Mr. Tucker, | | Mr. McCulloch, | Mr. Thomson. |
| Mr. Dane, | | Mr. Wheeler, | | Mr. Macpherson, | Mr. Verdon, |
| Mr. Foott, | | | | Mr. Moffatt, | |
| Dr. Girdlestone, | | | | Mr. Moore, | Tellers. |
| Mr. Greeves, | | | | Mr. O'Grady, | |
| Mr. Halfey, | | Mr. MacBain, | | Mr. Orr, | Mr. Cohen, |
| Mr. Kyte, | | Mr. Carpenter, | | Mr. O'Shanassy, | Mr. Jones, |

The Tellers having reported that the numbers for the ayes and for the noes were respectively twenty-five, or equal, the Chairman gave his vote for the ayes, and declared the question to have been resolved in the affirmative.

THURSDAY, 6TH JULY, 1865.

No. 3.—Supply—Second Additional Estimates for 1865.

Question proposed—That a sum not exceeding £80,200 be granted to Her Majesty, to defray the further additional charge for the Year 1865, for the service hereunder specified, viz. :—

XI.—COMMISSIONER OF ROADS.

| DIVISION No. 82. | | £ | s. | d. |
|--|--|--------|----|----|
| ROAD WORKS AND BRIDGES. | | | | |
| Subdivision No. 3. | | | | |
| 1. Towards making and maintaining portions of the Sydney Road not included within any Borough, Road District, or Shire ... | | 20,000 | 0 | 0 |
| 2. Towards making portion of the Main Gipps Land Road... .. | | 10,000 | 0 | 0 |
| 3. For the purpose of assisting in the construction of bridges within Shires, Boroughs and Road Districts in special cases where the revenue of local bodies is insufficient to provide for the same, on condition that in all cases the local bodies shall provide one-third of the amount proposed to be expended | | 50,000 | 0 | 0 |
| 4. For making an approach to Ceres bridge, within the Shire of Bannockburn | | 200 | 0 | 0 |
| | | 80,200 | 0 | 0 |

Motion made and question put—That all the words and figures in the second item of the above resolution be struck out.—(*Mr. Dyte*).

Committee divided.

Ayes, 36.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Mason, |
| Mr. Burt, | Mr. MacBain, |
| Mr. Campbell, | Mr. McCulloch, |
| Mr. Casey, | Mr. Macpherson, |
| Mr. Cohen, | Mr. Michie, |
| Mr. Connor, | Mr. O'Grady, |
| Mr. Cope, | Mr. Ramsay, |
| Mr. Cunningham, | Mr. Richardson, |
| Mr. Dane, | Mr. Robinson, |
| Mr. Foott, | Mr. G. V. Smith, |
| Mr. Francis, | Mr. L. L. Smith, |
| Dr. Girdlestone, | Mr. Sullivan, |
| Mr. Grant, | Mr. Thomson, |
| Mr. Halfey, | Mr. Vale, |
| Mr. Higinbotham, | Mr. Verdon. |
| Mr. Houston, | <i>Tellers.</i> |
| Mr. Jones, | |
| Mr. King, | Mr. Dyte, |
| Mr. Longmore, | Mr. Macgregor. |

Noes, 15.

| | |
|----------------|-----------------|
| Mr. Blackwood, | Mr. Sands, |
| Mr. Brown, | Mr. Snodgrass, |
| Mr. Edwards, | Mr. Tucker, |
| Mr. Gillies, | Mr. Wheeler. |
| Mr. Greeves, | <i>Tellers.</i> |
| Mr. Harker, | |
| Mr. Kerferd, | Mr. Pearson, |
| Mr. Levi, | Mr. Carpenter. |
| Mr. Orr, | |

FRIDAY, 7TH JULY, 1865.

No. 4.—Dr. Evans.—Question proposed—That an Address be presented to His Excellency the Governor, praying him to cause a sum of £3000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years.

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Harbison*).

Committee divided.

Ayes, 17.

| | |
|--------------|-----------------|
| Mr. Berry, | Mr. Harbison, |
| Mr. Brown, | Mr. Longmore, |
| Mr. Burt, | Mr. Mason, |
| Mr. Cohen, | Mr. Michie, |
| Mr. Connor, | Mr. Robinson. |
| Mr. Cope, | <i>Tellers.</i> |
| Mr. Cowell, | |
| Capt. Dane, | Mr. Orr, |
| Mr. Greeves, | Mr. Jones. |
| Mr. Halfey, | |

Noes, 21.

| | |
|------------------|------------------|
| Mr. Blackwood, | Mr. Moffatt, |
| Mr. Campbell, | Mr. O'Grady, |
| Mr. Fairbairn, | Mr. Pearson, |
| Mr. Frazer, | Mr. Sherwin, |
| Mr. Gillies, | Mr. G. V. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. Kerferd, | Mr. Zeal. |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. MacBain, |
| Mr. McCulloch, | Mr. L. L. Smith. |

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 24.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1864-5.

TUESDAY, 11TH JULY.

No. 1.—*Supply.—Second Additional Estimates for 1865.*

Motion made and question put—That a sum not exceeding £2,000 be granted to Her Majesty to defray the grant in aid of the Beechworth Water Works for the year 1865.—
(*Mr. Verdon.*)

Committee divided.

Ayes, 33.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. Moffatt, |
| Mr. Blackwood, | Mr. Moore, |
| Mr. Casey, | Mr. O'Grady, |
| Mr. Davies, | Mr. O'Shanassy, |
| Mr. Edwards, | Mr. Pearson, |
| Mr. Gillies, | Mr. Riddell, |
| Mr. Grant, | Mr. G. V. Smith, |
| Mr. Harker, | Mr. Snodgrass, |
| Mr. Higinbotham, | Mr. Sullivan, |
| Mr. Howard, | Mr. Tucker, |
| Mr. Jones, | Mr. Verdon, |
| Mr. Levey, | Mr. Wheeler, |
| Mr. Levi, | Mr. Zeal. |
| Mr. MacBain, | |
| Mr. McCann, | <i>Tellers.</i> |
| Mr. McCulloch, | Mr. Cohen, |
| Mr. Macpherson, | Mr. Kerferd. |
| Mr. Michie, | |

Noes, 25.

| | |
|-----------------|------------------|
| Mr. Bayles, | Mr. Longmore, |
| Mr. Brown, | Mr. Mason, |
| Mr. Burt, | Mr. Orr, |
| Mr. Campbell, | Mr. Ramsay, |
| Mr. Connor, | Mr. Robinson, |
| Mr. Cope, | Mr. Sands, |
| Mr. Cowell, | Mr. J. T. Smith, |
| Mr. Creswick, | Mr. Thomson, |
| Mr. Crews, | Mr. Vale. |
| Mr. Cunningham, | <i>Tellers.</i> |
| Mr. Dane, | |
| Mr. Greeves, | Mr. Hopkins, |
| Mr. Halfey, | Mr. Macgregor. |
| Mr. Harbison, | |

No. 2.—*Dr. Evans.*

Motion made—That an address be presented to His Excellency the Governor, requesting him to cause a sum of £3,000 to be placed upon an Additional Estimate for 1865, to be paid to Dr. Evans in lieu of a pension claimed by him in right of having held responsible offices over a period of two years —(*Mr. Howard.*)

Amendment proposed—That the "3,000" in the second line of the above resolution be omitted with a view to insert instead thereof the words "one shilling."—(*Mr. Longmore.*)

Question—That the figures proposed to be omitted stand part of the resolution—put.
Committee divided.

| Ayes, 20. | | Noes, 27. | |
|------------------|------------------|------------------|------------------|
| Mr. Campbell, | Mr. McCulloch, | Mr. Bayles, | Mr. Longmore, |
| Mr. Edwards, | Mr. O'Grady, | Mr. Berry, | Mr. Mason, |
| Mr. Fairbairn, | Mr. Pearson, | Mr. Brown, | Mr. McCann, |
| Mr. Frazer, | Mr. G. V. Smith, | Mr. Burt, | Mr. Michie, |
| Mr. Gillies, | Mr. Snodgrass, | Mr. Connor, | Mr. Orr, |
| Mr. Harker, | Mr. Sullivan, | Mr. Cope, | Mr. Robinson, |
| Mr. Higinbotham, | Mr. Wardrop. | Mr. Cowell, | Mr. Sands, |
| Mr. Howard, | | Mr. Cunningham, | Mr. L. L. Smith, |
| Mr. Kerferd, | <i>Tellers.</i> | Mr. Dane, | Mr. Thomson, |
| Mr. Levi, | Mr. Blackwood, | Mr. Francis, | Mr. Vale. |
| Mr. MacBain, | Mr. Levey. | Dr. Girdlestone, | <i>Tellers.</i> |
| | | Mr. Greeves, | Mr. Hopkins, |
| | | Mr. Halfey, | Mr. Macgregor. |
| | | Mr. Harbison, | |
| | | Mr. Jones, | |

WEDNESDAY (MORNING), 12TH JULY.

Motion made and question put—That the Chairman do now leave the chair.—(*Mr. Harbison.*)

Committee divided.

| Ayes, 27. | | Noes, 22. | |
|------------------|-----------------|------------------|------------------|
| Mr. Bayles, | Mr. Hopkins, | Mr. Blackwood, | Mr. McCulloch. |
| Mr. Berry, | Mr. Jones, | Mr. Campbell, | Mr. O'Grady, |
| Mr. Brown, | Mr. Longmore, | Mr. Fairbairn, | Mr. Pearson, |
| Mr. Burt, | Mr. Macgregor, | Mr. Francis, | Mr. G. V. Smith, |
| Mr. Cohen, | Mr. Mason, | Mr. Frazer, | Mr. L. L. Smith, |
| Mr. Connor, | Mr. McCann, | Mr. Gillies, | Mr. Snodgrass, |
| Mr. Cope, | Mr. Michie, | Mr. Harker, | Mr. Sullivan, |
| Mr. Cowell, | Mr. Robinson, | Mr. Higinbotham, | Mr. Wardrop. |
| Mr. Cunningham, | Mr. Thomson, | Mr. Howard, | <i>Tellers.</i> |
| Mr. Dane, | Mr. Vale. | Mr. Kerferd, | Mr. Edwards, |
| Mr. Dyte, | | Mr. Levey, | Mr. MacBain, |
| Dr. Girdlestone, | <i>Tellers.</i> | Mr. Levi, | |
| Mr. Greeves, | Mr. Sands, | | |
| Mr. Halfey, | Mr. Orr. | | |
| Mr. Harbison, | | | |

WEDNESDAY, 12TH JULY.

No. 4.—*Supply.*—*Second Additional Estimate for 1865.*

Question proposed—That a sum not exceeding £6,000 be granted to Her Majesty to defray the further additional charge for the year 1865, for the service hereunder specified, viz. :—

VI.—COMMISSIONER OF PUBLIC WORKS.

| DIVISION No. 58. | | | | | | |
|---------------------|---|-----|-----|--------|----|----|
| Subdivision No. 18. | | | | | | |
| | | | | £ | s. | d. |
| 1. | Glass Cases, Fittings and Furniture ... | ... | ... | 1,000 | 0 | 0 |
| 2. | Towards the erection of a National Museum ... | ... | ... | 5,000 | 0 | 0 |
| | | | | <hr/> | | |
| | | | | £6,000 | 0 | 0 |

Motion made and question put—That the second item in the above resolution be struck out.—(*Mr. Macgregor.*)

Committee divided.

Ayes, 14.

| | |
|----------------|-----------------|
| Mr. Berry, | Mr. Richardson, |
| Mr. Brown, | Mr. Sands, |
| Mr. Connor, | Mr. Tucker, |
| Mr. Cope, | Mr. Wheeler. |
| Mr. Dane, | |
| Mr. Harker, | <i>Tellers.</i> |
| Mr. Macgregor. | Mr. Thomson, |
| Mr. McCann, | Mr. Davies. |

Noes, 34.

| | |
|------------------|------------------|
| Mr. Bindon, | Mr. MacBain, |
| Mr. Blackwood, | Mr. McCulloch, |
| Mr. Burt, | Mr. Michie, |
| Mr. Campbell, | Mr. Moffatt, |
| Mr. Carpenter, | Mr. Moore, |
| Mr. Cohen, | Mr. O'Grady, |
| Mr. Fairbairn, | Mr. Orr, |
| Mr. Gillies, | Mr. O'Shanassy, |
| Mr. Grant, | Mr. Riddell, |
| Mr. Greeves, | Mr. Robinson, |
| Mr. Halfey, | Mr. G. V. Smith, |
| Mr. Harbison, | Mr. Sullivan, |
| Mr. Higinbotham, | Mr. Vale, |
| Mr. Hopkins, | Mr. Verdon. |
| Mr. King, | |
| Mr. Levey, | <i>Tellers.</i> |
| Mr. Levi, | Mr. Dyte, |
| Mr. Longmore, | Mr. Bayles. |

