

VICTORIA.



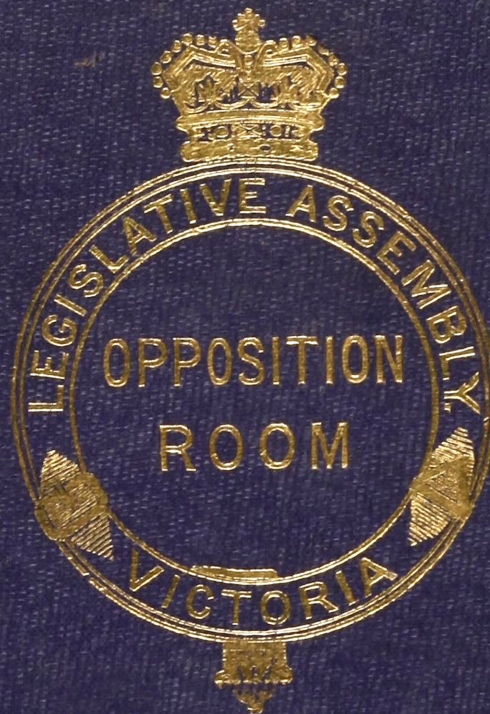
VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY.

SESSION

1904.

I.

OPPOSITION ROOM



VICTORIA.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

SESSION 1904.

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

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FIRST SESSION—TWENTIETH PARLIAMENT.

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- ADMINISTRATION AND PROBATE DUTIES :** Bill relating to duties payable under the Administration and Probate Acts—(*Mr. Bent*).—Resolution from the Committee of Ways and Means extending the period for the operation of the Administration and Probate Acts to 31st December, 1907, reported and agreed to, and Bill ordered thereupon ; Bill initiated and read a first time, 20 Sept., 1904, p. 108 ; read a second time and committed ; considered in Committee and reported with an amendment ; Standing Orders suspended and report received ; amendment agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 28 Sept., p. 125 ; the Council's agreement notified, 8 Nov., p. 184. (*Assented to 8 November. Act No. 1935.*)
- ADULTERATION OF CHAFF :** Bill to prevent the adulteration of chaff, crushed oats, and other fodders, and for other purposes—(*Mr. Graham*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 7 Sept., p. 93.
- ADULTERATION OF FOOD :** Bill relating to the adulteration of food—(*Mr. E. H. Cameron*).—Initiated and read a first time, 5 July, 1904, p. 10. Order for second reading discharged and Bill withdrawn, 24 Nov., p. 218.
- ALEXANDRA PARK :** Bill to provide for vesting certain land on the south of the Yarra Yarra River in the Board of Land and Works and the City of Melbourne jointly for the purposes of a public park—(*Mr. E. H. Cameron*).—Initiated and read a first time, 10 Aug., 1904, p. 53 ; read a second time and committed ; considered in Committee and reported with amendments ; Standing Orders suspended and report received ; amendments agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 22 Sept., p. 117 ; report from the Clerk of a correction made by him in the Bill, 27 Sept., p. 119 ; the Council's agreement to the Bill with an amendment notified, 9 Nov., p. 189 ; amendment considered and agreed to, 10 Nov., 1904. (*Assented to 22 November. Act No. 1937.*)
- APPROPRIATION :** Bill to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June, One thousand nine hundred and five, and to appropriate the supplies granted in this Session of Parliament—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and read a first time, 9 Nov., 1904, p. 188 ; read a second time and committed ; considered in Committee and reported without amendment ; read the third time ; motion, That the words "That, in the opinion of this House, eight hours should be recognised as a day's labour in the service of the Railways Department" be inserted at the end of Division 85, Minister of Railways—debated and withdrawn ; concurrence of the Legislative Council in the Bill desired, 15 Nov., p. 198 ; the Council's agreement notified, 22 Nov., p. 209. (*Assented to 30 November. Act No. 1960.*)
- ARTIFICIAL MANURE :** Bill to amend the law relating to the sale of artificial manure—(*Mr. Murray*).—Initiated (on motion by leave) and read a first time ; read a second time and committed, 4 Oct., 1904, p. 129 ; considered in Committee and reported without amendment ; read the third time ; concurrence of the Legislative Council desired, 6 Oct., p. 140 ; report from the Clerk of corrections made by him in the Bill, 11 Oct., p. 141 ; the Council's agreement to the Bill with amendments notified, 25 Oct., p. 165 ; amendments considered and agreed to, 26 Oct., p. 167. (*Assented to 8 November. Act No. 1930.*)
- ARTIFICIAL MANURES ACT 1897 AMENDMENT :** Bill to amend the *Artificial Manures Act 1897*—(*Mr. Murray*).—Initiated and read a first time, 6 July, 1904, p. 17 ; motion, That this Bill be now read a second time—debate adjourned, 21 Sept., p. 112 ; debate resumed—Bill read a second time and committed ; considered in Committee, 22 Sept., p. 116. Order for further consideration in Committee discharged and Bill withdrawn, 4 Oct., p. 129.
- BALLARAT WATER COMMISSION :** Bill to ratify an indenture made between the Ballarat Water Commissioners, the Governor of the State of Victoria, and the Board of Land and Works—(*Mr. Swinburne*).—Initiated and read a first time, 11 Oct., 1904, p. 141 ; read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 17 Nov., p. 204 ; the Council's agreement notified, 24 Nov., p. 218. (*Assented to 30 November. Act No. 1942.*)
- BOILERS INSPECTION :** Bill to provide for the inspection and regulation of boilers—(*Mr. Sangster*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- CARRUM ADVANCES :** Bill to enable seed and manure to be advanced on certain terms to cultivators of land within the Carrum Irrigation and Water Supply Trust—(*Sir Samuel Gillott*).—Message from His Excellency the Governor (No. 12) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill ; considered in Committee ; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon ; Bill initiated and read a first time, 30 Aug., 1904, p. 76 ; read a second time and committed ; considered in Committee and reported with amendments, 14 Sept., p. 102 ; report considered—amendments agreed to and Bill further amended ; read the third time ; concurrence of the Legislative Council desired, 20 Sept., p. 109 ; report from the Clerk of corrections made by him in the Bill, 21 Sept., p. 111 ; the Council's agreement to the Bill notified, 28 Sept., p. 125. (*Assented to 11 October. Act No. 1912.*)

- CHARITIES: Bill to amend the law relating to hospitals and charities—(*Mr. Bent*).—Initiated and read a first time, 22 Sept., 1904, p. 115. Order for second reading discharged and Bill withdrawn, 26 Oct., p. 167.
- CHURCH OF ENGLAND LAW FURTHER AMENDMENT: Bill to further amend the law relating to the Church of England in Victoria—(*Mr. Mackey*).—Initiated and read a first time, 8 Nov., 1904, p. 184; order for second reading read, whereupon Mr. Speaker said, "In my opinion, this is a Private Bill"; motion (by leave), That this Bill be treated as a Public Bill—question resolved in the affirmative; Bill read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 16 Nov., p. 201; the Council's agreement to the Bill with amendments notified; amendments agreed to, 24 Nov., p. 219. (*Assented to 30 November. Act No. 1947.*)
- CLOSER SETTLEMENT: Bill to provide for the acquisition and disposal of land for closer settlement and other purposes—(*Mr. Murray*).—Initiated and read a first time, 5 July, 1904, p. 10; order for second reading read, whereupon Mr. Speaker said, "I have had this Bill in my hands for the first time to-day, and although it has passed its first reading, Honorable Members have had no opportunity of seeing it. I am now of opinion that it is a Bill which should be initiated by a Message from the Governor, and that not having been done, I consider that the Bill is not in order. I would suggest that it should be now initiated in the proper manner." Order for second reading discharged and Bill withdrawn, 7 July, p. 19.
- CLOSER SETTLEMENT (BILL No. 2): Bill providing for the acquisition and disposal of land for closer settlement and for other purposes—(*Mr. Murray*).—Message from His Excellency the Governor (No. 4) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill, 12 July, 1904, p. 21; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 13 July, p. 25; motion, That this Bill be now read a second time—debate adjourned, 14 July, p. 28; debate resumed and adjourned, 27 July, pp. 37-8; 2 Aug., p. 41; 3 Aug., p. 44; debate resumed—Bill read a second time and committed; considered in Committee, 4 Aug., p. 47; further considered in Committee, 30 Aug., p. 75; 6 Sept., p. 87; 8 Sept., p. 96; 13 Sept., p. 99; 14 Sept., p. 103; further considered in Committee and reported with amendments, 15 Sept., p. 105; order for consideration of report discharged and Bill recommitted for the consideration of new clauses; reconsidered in Committee and reported with further amendments; Standing Orders suspended and report received; amendments agreed to and Bill further amended; read the third time; concurrence of the Legislative Council desired, 20 Sept., p. 109; report from the Clerk of corrections made by him in the Bill, 27 Sept., p. 119; certain amendments in the Bill suggested by the Council and made by the Assembly, 8 Nov., p. 184; the Council's agreement to the Bill with amendments (including the amendments made by the Assembly which were suggested by the Council) notified, 9 Nov., p. 189; amendments considered—some agreed to, others disagreed with, one agreed to with an amendment, and two others disagreed with but consequential amendments made, 10 Nov., pp. 191-3; the Council do not insist on some of their amendments disagreed with by the Assembly, insist on others, agree to one of the amendments of the Assembly on an amendment of the Council, disagree with another of the said amendments, and insist on others of their amendments with amendments; amendments considered—disagreement with some of the amendments of the Council as amended by the Council not insisted on by the Assembly; disagreement with some of the amendments made and insisted on by the Council not insisted on but agreed to with amendments; disagreement with one of the said amendments insisted on; the amendment by the Assembly on the amendment of the Council in clause 60 not insisted on; and the consequential amendment by the Assembly in clause 22 insisted on, 17 Nov., pp. 205-6; the Council do not now disagree with the consequential amendment to insert a new sub-clause in clause 22; agree to the amendments of the Assembly on some of the Council's amendments, and still insist on their amendment to insert new clause B; amendments considered—disagreement with the Council's amendment to insert new clause B not insisted on, 23 Nov., pp. 215-6. Message from His Excellency the Governor (No. 35) recommending certain amendments in the Bill; amendments agreed to; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 225; the Council's agreement to the amendments notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1962.*)
- COAL AND FIREWOOD SALE REGULATION: Bill for regulating the sale of coal and firewood—(*Mr. Bent*).—Initiated (on motion by leave) and read a first time, 5 Oct., 1904, p. 131; motion, That this Bill be now read a second time—debate adjourned; debate resumed—Bill read a second time and committed; considered in Committee, 12 Oct., p. 146; further considered in Committee and reported with amendments, 13 Oct., p. 147; report considered—amendments agreed to and Bill further amended; Bill read the third time with a further amendment; concurrence of the Legislative Council desired, 20 Oct., pp. 160-61; report from the Clerk of a correction made by him in the Bill, 25 Oct., p. 163; the Council's agreement to the Bill notified, 2 Nov., p. 178. (*Assented to 8 November. Act No. 1932.*)
- CONCILIATION AND ARBITRATION: Bill for the purpose of creating Boards of Conciliation and a Court of Arbitration for the prevention and settlement of industrial disputes—(*Mr. Lemmon*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- CONSOLIDATED REVENUE (BILL No. 1): Bill to apply out of the Consolidated Revenue the sum of Nine hundred and twenty-eight thousand and sixty-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and passed without amendment; concurrence of the Legislative Council desired, 5 July, 1904, p. 14; the Council's agreement notified, 6 July, p. 15. (*Assented to 12 July. Act No. 1897.*)

- CONSOLIDATED REVENUE (BILL No. 2): Bill to apply out of the Consolidated Revenue the sum of Thirty-two thousand four hundred and two pounds to the service of the year One thousand nine hundred and three and One thousand nine hundred and four—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and passed without amendment; concurrence of the Legislative Council desired, 11 Aug., 1904, p. 57; the Council's agreement notified, 24 Aug., p. 72. (*Assented to 26 August. Act No. 1900.*)
- CONSOLIDATED REVENUE (BILL No. 3): Bill to apply out of the Consolidated Revenue the sum of Three hundred and eighty-four thousand three hundred and three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and passed without amendment; concurrence of the Legislative Council desired, 7 Sept., 1904, p. 92; the Council's agreement notified, 27 Sept., p. 121. (*Assented to 27 September. Act No. 1909.*)
- CONSOLIDATED REVENUE (BILL No. 4): Bill to apply out of the Consolidated Revenue the sum of Six hundred and eighty-three thousand two hundred and ninety-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and passed without amendment; concurrence of the Legislative Council desired, 11 Oct., 1904, p. 144; the Council's agreement notified, 12 Oct., p. 145. (*Assented to 24 October. Act No. 1924.*)
- CONSOLIDATED REVENUE (BILL No. 5): Bill to apply out of the Consolidated Revenue the sum of One hundred pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five—(*Mr. Bent*).—Initiated on resolution from Committee of Ways and Means and passed without amendment; concurrence of the Legislative Council desired, 26 Oct., 1904, p. 169; the Council's agreement notified, 3 Nov., p. 180. (*Assented to 8 November. Act No. 1934.*)
- CREDIT FONCIER EXTENSION: Bill to amend the Savings Banks Acts with the view of enabling working men to obtain advances under the Credit Foncier System at the same rate of interest as land-owners—(*Mr. Hannah*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- DAIRYING COMPANIES ACT 1900 FURTHER AMENDMENT: Bill to further amend the *Dairying Companies Act 1900*—(*Mr. Duffus*).—Initiated and read a first time, 7 Sept., 1904, p. 93; order for second reading read, whereupon Mr. Deputy-Speaker said, "In my opinion, this is a Private Bill"; motion (by leave), That this Bill be treated as a Public Bill—question resolved in the affirmative; Bill read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 21 Sept., pp. 112-3; report from the Clerk of a correction made by him in the Bill, 22 Sept., p. 115; the Council's agreement to the Bill notified, 5 Oct., p. 133. (*Assented to 11 October. Act No. 1917.*)
- DEBTS RECOVERY (MARRIED PERSONS): Bill to provide for the recovery from married persons of debts incurred for necessaries—(*Mr. Hutchinson for Mr. Bowser*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 5 Oct., p. 137.
- DUNOLLY LAND RESERVE REVOCATION: Bill to revoke the permanent reservation and Crown grant of certain land in the Borough of Dunolly—(*Mr. Murray*).—Initiated and read a first time, 27 Sept., 1904, p. 120; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 28 Sept., p. 126; the Council's agreement notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1921.*)
- EVIDENCE LAW AMENDMENT: Bill to amend the law of evidence—(*Mr. Mackey*).—Initiated and read a first time, 18 Aug., 1904, p. 65. Order for second reading discharged and Bill withdrawn and new Bill ordered, 20 Sept., p. 101.
- EVIDENCE LAW AMENDMENT (BILL No. 2): Bill to amend the law of evidence—(*Mr. Mackey*).—Initiated and read a first time, 20 Sept., 1904, p. 110; motion, That this Bill be now read a second time—question, on division, negatived, 5 Oct., p. 132.
- EXECUTORS COMPANY'S ACT FURTHER AMENDMENT: Bill to further amend *The Executors Company's Act*—(*Mr. Mackey*).—Initiated and read a first time, 8 Nov., 1904, p. 184; order for second reading read, whereupon Mr. Speaker said, "In my opinion, this is a Private Bill"; motion (by leave), That this Bill be treated as a Public Bill—question resolved in the affirmative; Bill read a second time and committed; considered in Committee and reported without amendment, 22 Nov., p. 210; read the third time; concurrence of the Legislative Council desired, 23 Nov., p. 215; the Council's agreement notified, 30 Nov., p. 228. (*Assented to 30 November. Act No. 1951.*)
- FACTORIES AND SHOPS ACT 1903 AMENDMENT: Bill to amend section twenty-five of the *Factories and Shops Act 1903*—(*Sir Samuel Gillott*).—Initiated and read a first time, 10 Nov., 1904, p. 191; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 17 Nov., p. 203; the Council's agreement notified, 24 Nov., p. 218. Message from His Excellency the Governor (No. 39) recommending an amendment in the Bill; amendment agreed to; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 226; the Council's agreement to the amendment notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1955.*)

FACTORIES AND SHOPS ACTS AMENDMENT: Bill to amend the Factories and Shops Acts—(*Mr. Bent* for *Sir Samuel Gillott*).—Initiated and read a first time, 19 Oct., 1904, p. 153.

FEES.—On motion (by leave), the House resolved itself into Committee of the whole to consider the fees to be charged under the Bill; matter considered; Mr. Speaker resumed the Chair—Standing Orders suspended; resolution fixing the amount of licence fees to Chinese to be charged under the Bill reported and agreed to, 17 Nov., p. 204.

Bill read a second time and committed; considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 17 Nov., p. 204.—Bill not returned from the Legislative Council.

FOXES DESTRUCTION: Bill to amend the law relating to the destruction of foxes—(*Mr. Murray*).—Initiated and read a first time, 3 Aug., 1904, p. 43; read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 13 Sept., p. 98; the Council's agreement notified, 4 Oct., p. 128. (*Assented to 11 October. Act No. 1913.*)

FRANKSTON AND LANGWARRIN LAND RESERVE REVOCATION: Bill to revoke the permanent reservation of certain pieces or parcels of land in the parishes of Frankston and Langwarrin—(*Mr. Murray*).—Initiated and read a first time, 27 Sept., 1904, p. 120; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 28 Sept., p. 125; the Council's agreement notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1922.*)

GUNBOWER ISLAND LAND RESERVE REVOCATION: Bill to provide for the revocation of the permanent reservation of certain land at Gunbower Island—(*Mr. Murray*).—Initiated and read a first time, 28 Sept., 1904, p. 123; read a second time and committed; considered in Committee, 5 Oct., p. 137; further considered in Committee and reported without amendment; read the third time; concurrence of the Legislative Council desired, 6 Oct., p. 140; the Council's agreement notified, 25 Oct., p. 164. (*Assented to 24 October. Act No. 1928.*)

HACKNEY CARRIAGES LAW AMENDMENT: Bill to amend the law relating to hackney carriages in the metropolitan district—(*Mr. Bromley*).—Initiated and read a first time, 5 July, 1904, p. 11; read a second time and committed; considered in Committee, 5 Oct., p. 137. Order for further consideration in Committee discharged and Bill withdrawn, 25 Nov., p. 222.

INCOME TAX: Bill to declare the rates of Income Tax for the year ending on the thirty-first day of December One thousand nine hundred and five and to continue and amend the Income Tax Acts—(*Mr. Bent*).—Resolution from the Committee of Ways and Means declaring the rates of duties of Income Tax for the year 1905 reported and agreed to and Bill ordered thereupon; Bill initiated and read a first time, 20 Sept., 1904, p. 108; motion, That this Bill be now read a second time—debate adjourned, 28 Sept., p. 125; debate resumed—Bill read a second time and committed; considered in Committee, 9 Nov., p. 188; further considered in Committee and reported with amendments; recommitted for the reconsideration of clause 8; Bill reconsidered in Committee and reported with further amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 10 Nov., p. 195; the Council's agreement notified, 17 Nov., p. 204. (*Assented to 30 November. Act No. 1938.*)

INEBRIATES: Bill to provide for the care, control, and treatment of inebriates—(*Sir Samuel Gillott*).—Initiated and read a first time, 31 Aug., 1904, p. 79; read a second time and committed; considered in Committee and reported with an amendment, 22 Sept., p. 117; report considered—amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 28 Sept., pp. 125-6; the Council's agreement to the Bill with amendments notified; amendments agreed to, 22 Nov., p. 210. (*Assented to 30 November. Act No. 1940.*)

INFECTIOUS DISEASES HOSPITAL MAINTENANCE: Bill to provide for the maintenance of the Queen's Memorial Infectious Diseases Hospital by the metropolitan municipalities—(*Mr. Bent*).—Initiated and read a first time, 9 Nov., 1904, p. 188. Order for second reading discharged and Bill withdrawn, 24 Nov., p. 218.

INSTRUMENTS ACT 1890 FURTHER AMENDMENT: Bill intituled "An Act to further amend the 'Instruments Act 1890'"—(*Mr. Mackey*).—Brought from the Legislative Council and read a first time, 6 Sept., 1904, pp. 87-8; read a second time and committed; considered in Committee, 7 Sept., p. 92; further considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council with the Assembly's amendment desired, 14 Sept., p. 102; the Council's agreement to the amendment notified, 18 Oct., p. 150. (*Assented to 24 October. Act No. 1925.*)

JURIES ACTS AMENDMENT: Bill intituled "An Act to amend the Juries Acts"—(*Mr. Mackey*).—Brought from the Legislative Council and read a first time, 19 July, 1904, p. 29; read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council with the Assembly's amendment desired, 20 July, p. 31; the Council's agreement to the amendment with an amendment notified; the Council's amendment disagreed with, 9 Aug., p. 50; amendment insisted on by the Council; agreed to with an amendment, 30 Aug., p. 75; the Council agree to the Assembly's amendment on their amendment in new clause A, 13 Sept., p. 98. (*Assented to 27 September. Act No. 1907.*)

JUSTICES ACT 1890 FURTHER AMENDMENT: Bill intituled "*An Act to further amend the 'Justices Act 1890'*"—(*Sir Samuel Gillott*).—Brought from the Legislative Council and read a first time, 2 Aug., 1904, p. 41; read a second time and committed, 22 Sept., p. 117; considered in Committee, 22 Nov., p. 210; further considered in Committee and reported with amendments and with an amended title, viz., "*A Bill to further amend the 'Justices Act 1890' and for other purposes*"; Standing Orders suspended and report received; amendments agreed to and Bill read the third time with a further amendment; concurrence of the Legislative Council with the Assembly's amendments desired, 23 Nov., p. 215; the Council agree to some of the Assembly's amendments, disagree with one of the said amendments, and agree to one with an amendment; amendments considered—the Assembly do not insist on their amendment to insert new clause D, agree to the Council's amendment in new clause H with an amendment, and make a consequential amendment in the clause, 25 Nov., p. 223; the Council agree to the Assembly's amendment on the amendment of the Council and to the consequential amendment in clause H, 25 Nov., pp. 223-4. Message from His Excellency the Governor recommending certain amendments in the Bill received from the Council, with a Message notifying their agreement to the amendments, and requesting concurrence; amendments agreed to, 30 Nov., pp. 226-7. (*Assented to 30 November. Act No. 1959.*)

LAKE HINDMARSH ABORIGINAL SETTLEMENT LAND: Bill to provide for the resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement land—(*Mr. Murray*).—Message from His Excellency the Governor (No. 6) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill, 3 Aug., 1904, p. 43; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 9 Aug., p. 49; read a second time and committed; considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 20 Sept., p. 110; the Council's agreement notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1916.*)

LAND ACTS AMENDMENT: Bill to amend the Land Acts—(*Mr. Murray*).—Initiated and read a first time, 5 July, 1904, p. 10; read a second time and committed; considered in Committee, 24 Nov., p. 219; further considered in Committee, 24 Nov., p. 220; further considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 25 Nov., p. 221; the Council's agreement to the Bill with amendments notified; amendments agreed to, 25 Nov., pp. 223-4. Message from His Excellency the Governor (No. 37) recommending an amendment in the Bill; amendment agreed to; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 226; the Council's agreement to the amendment notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1957.*)

LEGAL PRACTITIONERS RECIPROCITY ACT 1903 AMENDMENT: Bill to amend the *Legal Practitioners Reciprocity Act 1903*—(*Mr. Mackey*).—Initiated and read a first time, 30 June, 1904, p. 7; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 14 July, p. 27; the Council's agreement notified, 10 Aug., p. 53. (*Assented to 16 August. Act No. 1898.*)

LEGAL PRACTITIONERS RECIPROCITY ACT 1903 AMENDMENT (BILL No. 2): Bill to render section two of the *Legal Practitioners Reciprocity Act 1903* operative pending the making of rules thereunder—(*Mr. Bailes for Mr. Beazley*).—Initiated and read a first time, 6 July, 1904, p. 17. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.

LICENCES RENEWAL: Bill to amend the law relating to the renewal of licences—(*Sir Samuel Gillott*).—Initiated and read a first time, 6 Sept., 1904, p. 87; read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 20 Sept., p. 110; the Council's agreement to the Bill with amendments notified, 25 Oct., p. 165; amendments considered and agreed to, 26 Oct., p. 169. (*Assented to 8 November. Act No. 1929.*)

LICENSING: Bill to amend the law relating to licence fees, temporary licences, clubs, the Licensing Fund, and Licensing Court fees—(*Sir Samuel Gillott*).—Message from His Excellency the Governor (No. 19) recommending an appropriation of fees, fines, penalties, and forfeitures for the purposes of the Bill, 27 Sept., 1904, p. 120.

FEES.—House resolved itself into Committee of the whole to consider the rates of fees chargeable for victuallers' and temporary licences and the fees to be charged for club certificates and licensing court services; matter considered; Mr. Speaker resumed the Chair—Standing Orders suspended; resolution fixing the rates of fees to be charged in lieu of those heretofore chargeable reported and agreed to and Bill ordered thereupon, 28 Sept., pp. 123-4.

Bill initiated and read a first time, 28 Sept., pp. 123-4; His Excellency the Governor's Message considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended and resolution for appropriation of fees, &c., reported and agreed to, 28 Sept., p. 125; motion, That this Bill be now read a second time—debate adjourned, 12 Oct., p. 145; debate continued and adjourned, 16 Nov., p. 201; 22 Nov., p. 210; 23 Nov., p. 215. Order for resumption of debate on second reading discharged and Bill withdrawn, 24 Nov., p. 218.

LOCAL GOVERNMENT ACT 1903 AMENDMENT: Bill to amend the *Local Government Act 1903*—(*Mr. McGregor*).—Initiated and read a first time, 5 July, 1904, p. 11; motion, That this Bill be now read a second time—debate, on division, adjourned, 21 Sept., p. 113. Order for resumption of debate on second reading discharged and Bill withdrawn, 25 Nov., p. 222.

- LOCAL GOVERNMENT ACT 1903 AMENDMENT (BILL No. 2) : Bill to amend the *Local Government Act 1903*—(*Mr. Bent*).—Initiated and read a first time, 6 July, 1904, p. 17 ; read a second time and committed ; considered in Committee and reported with an amendment ; Standing Orders suspended and report received ; amendment agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 9 Aug., p. 51 ; the Council's agreement notified, 6 Sept., p. 87. (*Assented to 6 September. Act No. 1903.*)
- LOCAL GOVERNMENT ACT 1903 AMENDMENT (BILL No. 3) : Bill to enable a shire in certain circumstances to be declared a borough and for other purposes—(*Mr. E. H. Cameron*).—Initiated and read a first time, 11 Aug., 1904, p. 55 ; read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 19 Aug., p. 67 ; the Council's agreement to the Bill with amendments notified ; amendments agreed to, 13 Sept., p. 99. (*Assented to 27 September. Act No. 1910.*)
- MELBOURNE BENEVOLENT ASYLUM SITE SALE : Bill to enable the Melbourne Benevolent Asylum Corporation to sell the site of the asylum in the Town of North Melbourne and for other purposes—(*Mr. Bent*).—Initiated and read a first time, 11 Aug., 1904, p. 55 ; order for second reading read, whereupon Mr. Deputy-Speaker said, " In my opinion, this is a Private Bill " ; motion (by leave), That this Bill be treated as a Public Bill—question resolved in the affirmative ; Bill read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 20 Sept., p. 109 ; report from the Clerk of a correction made by him in the Bill, 27 Sept., p. 119 ; the Council's agreement to the Bill with an amendment notified ; amendment agreed to, 5 Oct., p. 133. (*Assented to 11 October. Act No. 1923.*)
- MELBOURNE HARBOR TRUST ACT 1890 AND MARINE ACT 1890 AMENDMENT : Bill to amend sections one hundred and ten and one hundred and eleven of the *Melbourne Harbor Trust Act 1890* and section twenty of the *Marine Act 1890*—(*Mr. Bent*).—Resolution—That it is expedient to amend sections one hundred and ten and one hundred and eleven of the *Melbourne Harbor Trust Act 1890* and section twenty of the *Marine Act 1890* so as to give power to collect tolls and rates upon goods landed in Victoria arriving coastwise from any place within Victoria—reported from Committee of the whole and agreed to and Bill ordered thereupon ; Bill initiated and read a first time, 28 July, 1904, p. 39 ; read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 24 Aug., p. 72 ; the Council's agreement notified, 6 Sept., p. 87. (*Assented to 6 September. Act No. 1906.*)
- MELBOURNE HARBOR TRUST CONSTITUTION : Bill to alter the constitution of the Melbourne Harbor Trust and also to transfer to the re-constituted Trust the powers of the Marine Board of Victoria—(*Mr. Bent*).—Message from His Excellency the Governor (No. 24) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill ; considered in Committee ; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon ; Bill initiated and read a first time, 11 Oct., 1904, pp. 141-2. Order for second reading discharged and Bill withdrawn, 26 Oct., p. 167.
- MELBOURNE LANDS EXCHANGE : Bill to authorize the mayor, aldermen, councillors, and citizens of the City of Melbourne to exchange certain lands with the Commonwealth—(*Mr. Bent*).—Initiated (on motion by leave) and passed without amendment ; concurrence of the Legislative Council desired, 24 Nov., 1904, p. 217 ; the Council's agreement notified, 30 Nov., p. 228. (*Assented to 30 November. Act No. 1949.*)
- MELBOURNE TRAMWAYS TRUST INVESTMENTS : Bill to extend the powers of the Melbourne Tramways Trust as regards investments—(*Mr. Fairbairn*).—Standing Orders relating to the introduction and passing of Private Bills, including those relating to the payment of fees, dispensed with ; Bill initiated and read a first time, 26 Oct., 1904, p. 169 ; order for second reading rescinded and another day appointed, 15 Nov., p. 198 ; read a second time and committed ; considered in Committee and reported with an amendment ; Standing Orders suspended and report received ; amendment agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 17 Nov., p. 204 ; the Council's agreement notified, 24 Nov., p. 219. Message from His Excellency the Governor (No. 40) recommending an amendment in the Bill ; amendment agreed to ; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 226 ; the Council's agreement to the amendment notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1954.*)
- MILK SUPERVISION : Bill relating to the production and sale of milk and for other purposes—(*Mr. E. H. Cameron*).—Initiated and read a first time, 27 Sept., 1904, p. 120 ; motion, That this Bill be now read a second time—debate adjourned, 22 Nov., p. 209. Order for resumption of debate on second reading discharged and Bill withdrawn, 25 Nov., p. 221.
- MINES ACT FURTHER AMENDMENT : Bill to further amend the Mines Acts—(*Mr. McLeod*).—Initiated and read a first time, 5 July, 1904, p. 10 ; motion, That this Bill be now read a second time—debate adjourned, 20 July, p. 31 ; debate continued and adjourned, 4 Aug., p. 47 ; debate continued—Bill read a second time and committed ; considered in Committee, 9 Aug., p. 50 ; further considered in Committee, 10 Aug., p. 54 ; 16 Aug., pp. 59-60 ; 18 Aug., p. 65 ; 23 Aug., p. 70 ; further considered in Committee and reported with amendments, 24 Aug., p. 72 ; report considered—amendments agreed to and Bill further amended ; read the third time ; concurrence of the Legislative Council desired, 31 Aug., pp. 79-83 ; report from the Clerk of corrections made by him in the Bill, 6 Sept., p. 85 ; the Council's agreement to the Bill with amendments notified, 18 Oct., p. 150 ; amendments considered—some agreed to, others disagreed with, others agreed to with amendments, and certain consequential amendments made, 20 Oct., pp. 156-160 ; the Council do not insist on some of their

- amendments disagreed with by the Assembly, insist on others, and agree to the amendments of the Assembly on certain amendments of the Council, and make further amendments, 9 Nov., p. 189; amendments considered—the Assembly do not insist on disagreeing with one of the amendments made and insisted on by the Council and do insist on disagreeing with others, 10 Nov., pp. 193-4; the Council do not now insist on their amendments disagreed with by the Assembly, 17 Nov., p. 205. (*Assented to 30 November. Act No. 1961.*)
- MUNICIPAL ADVANCES FOR HOMES** : Bill to empower municipalities to advance money for enabling persons to acquire the ownership of land and houses—(*Mr. Anstey*).—Initiated and read a first time, 26 Oct., 1904, p. 169. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- MUNICIPAL ELECTIONS (ADULT SUFFRAGE)** : Bill to provide for adult suffrage at municipal elections—(*Mr. Colechin*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- MUNICIPAL ENDOWMENT AND CLASSIFICATION** : Bill relating to municipal endowment and the classification of municipal districts—(*Mr. E. H. Cameron*).—Message from His Excellency the Governor (No. 22) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 4 Oct., 1904, p. 128. Order for second reading discharged and Bill withdrawn, 26 Oct., p. 167.
- MUNICIPAL ENDOWMENT REDUCTION** : Bill to reduce for one year the municipal endowment—(*Mr. Bent*).—Initiated and read a first time, 20 Sept., 1904, p. 108; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 21 Sept., p. 111; the Council's agreement notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1920.*)
- MUNICIPAL RATING (UNIMPROVED VALUE)** : Bill to amend the *Local Government Act 1903* so as to provide for the optional rating by municipalities on the unimproved value of rateable property—(*Mr. Holden*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- MYSIA PUBLIC PARK** : Bill to provide for the exchange of certain land in the parish of Mysia for the purposes of a public park—(*Mr. Murray*).—Initiated and read a first time, 10 Aug., 1904, p. 53; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 14 Sept., p. 102; the Council's agreement notified, 4 Oct., p. 128. (*Assented to 11 October. Act No. 1914.*)
- NORTHERN SUBURBS CEMETERY** : Bill to provide for the establishment of a cemetery for the northern suburbs—(*Mr. Murray* for *Mr. Bent*).—Initiated and read a first time, 17 Nov., 1904, p. 203; read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 22 Nov., p. 210; the Council's agreement to the Bill with amendments notified; amendments agreed to, 25 Nov., p. 223. (*Assented to 30 November. Act No. 1952.*)
- NUMURKAH RACE-COURSE SITE SALE** : Bill to authorize the sale of certain land reserved as a site for a race-course at Numurkah and for other purposes—(*Mr. Murray*).—Message from His Excellency the Lieutenant-Governor (No. 17) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 14 Sept., 1904, pp. 102-3; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 22 Sept., p. 116; the Council's agreement notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1919.*)
- POLICE REGULATION ACT 1890 AMENDMENT** : Bill to amend the *Police Regulation Act 1890*—(*Mr. Gaunson*).—Initiated and read a first time, 20 Oct., 1904, p. 161. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- PUBLIC DEBT CONVERSION** : Bill to provide for converting a certain portion of the public debt of Victoria into debentures—(*Mr. Bent*).—Message from His Excellency the Governor (No. 2) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 6 July, 1904, p. 16; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 3 Aug., p. 44; the Council's agreement notified, 24 Aug., p. 72. (*Assented to 6 September. Act No. 1901.*)
- PUBLIC OFFICERS RETIREMENT** : Bill relating to the retirement of certain public officers during the financial year ended on the thirtieth day of June, One thousand nine hundred and four—(*Mr. Bent*).—Message from His Excellency the Governor (No. 8) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 10 Aug., 1904, p. 54; read a second time and committed; considered in Committee, 20 Sept., p. 110. Order for further consideration in Committee discharged and Bill withdrawn, 26 Oct., p. 167.

- PUBLIC SERVICE ACTS AMENDMENT** : Bill to amend the Public Service Acts—(*Mr. Gaunson*).—Initiated and read a first time, 17 Aug., 1904, p. 62 ; read a second time and committed ; considered in Committee, 3 Nov., p. 181 ; further considered in Committee and reported with amendments ; Standing Orders suspended and report received ; amendments agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 24 Nov., p. 218 ; the Council's agreement notified, 30 Nov., p. 228. (*Assented to 30 November. Act No. 1950.*)
- PUBLIC SERVICE FEES** : Bill relating to certain fees collected and received by members of the Public Service—(*Mr. Bent*).—Initiated and read a first time, 28 Sept., 1904, p. 123. Order for second reading discharged and Bill withdrawn, 24 Nov., p. 218.
- RAILWAY LOAN APPLICATION** : Bill to sanction the issue and application of certain money available under Loan Acts for railways—(*Mr. Bent*).—Initiated and read a first time, 16 Nov., 1904, p. 200 ; read a second time and committed ; considered in Committee and reported with an amendment ; Standing Orders suspended and report received ; amendment agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 17 Nov., p. 208 ; the Council's agreement notified, 24 Nov., p. 218. (*Assented to 30 November. Act No. 1944.*)
- RAILWAYS LAWS FURTHER AMENDMENT** : Bill to further amend the laws relating to the Victorian Railways—(*Mr. Bent*).—Initiated and read a first time, 28 Sept., 1904, p. 123 ; Message from His Excellency the Governor (No. 20) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill ; considered in Committee ; Mr. Speaker resumed the Chair—Standing Orders suspended and resolution reported and agreed to, 28 Sept., p. 125 ; motion, That this Bill be now read a second time, made and, after debate, withdrawn. Order for second reading discharged and Bill withdrawn, 8 Nov., p. 185.
- RAILWAYS LAWS FURTHER AMENDMENT (BILL No. 2)** : Bill to further amend the laws relating to the Victorian Railways—(*Mr. Bent*).—Initiated (on motion by leave) and read a first time, 8 Nov., 1904, p. 185 ; read a second time and committed ; considered in Committee, 10 Nov., p. 195 ; further considered in Committee and reported with amendments, 16 Nov., p. 200 ; report considered—amendments agreed to and Bill read the third time with further amendments ; concurrence of the Legislative Council desired, 17 Nov., pp. 207-8 ; the Council's agreement to the Bill with amendments notified ; amendments agreed to, 24 Nov., p. 219. (*Assented to 30 November. Act No. 1946.*)
- RAILWAYS SPECIAL FUNDS APPLICATION** : Bill to sanction the issue and application of certain money available under the *Country Tramways Trust Fund Act 1904* for railways and other purposes—(*Mr. Bent*).—Initiated and read a first time, 16 Nov., 1904, p. 200 ; motion, That this Bill be now read a second time—debate adjourned, 17 Nov., p. 208 ; debate continued—Bill read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 24 Nov., p. 217 ; the Council's agreement notified, 30 Nov., p. 228. (*Assented to 30 November. Act No. 1948.*)
- RAILWAYS STANDING COMMITTEE LAW AMENDMENT** : Bill to amend the law relating to the Railways Standing Committee—(*Mr. Bent*).—Initiated and read a first time ; motion (by leave), That this Bill be now read a second time—debate adjourned, 6 July, 1904, p. 17 ; debate resumed—Bill read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 26 July, p. 35. Message from His Excellency the Governor (No. 7) recommending an amendment in the Bill ; amendment agreed to ; the Message transmitted to the Council and their concurrence requested, 9 Aug., p. 49 ; the Council's agreement to the Bill notified, 9 Aug., p. 50 ; the Council's agreement to the amendment recommended by the Governor notified, 9 Aug., p. 51. (*Assented to 16 August. Act No. 1899.*)
- REAL PROPERTY** : Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes*"—(*Mr. Mackey*).—Brought from the Legislative Council and read a first time, 9 Aug., 1904, p. 50 ; read a second time and committed, with an instruction to the Committee that they have power to consider the amendments already printed and circulated ; Bill considered in Committee and reported with amendments, 19 Aug., p. 67 ; order for consideration of report discharged and Bill recommitted ; reconsidered in Committee and reported with further amendments, 30 Aug., p. 76 ; report considered—amendments agreed to and Bill further amended ; read the third time ; concurrence of the Legislative Council with the Assembly's amendments desired, 31 Aug., p. 83 ; the Council agree to some of the Assembly's amendments, disagree with others, and agree to certain of the amendments with amendments, and make certain consequential amendments, 5 Oct., p. 133 ; amendments considered—some of the Assembly's amendments not insisted on and others insisted on ; some of the amendments of the Council on the Assembly's amendments agreed to, and others agreed to with amendments, and certain consequential amendments made, 5 Oct., pp. 133-7 ; 26 Oct., pp. 170-71 ; the Council do not insist on disagreeing with some of the amendments made and insisted on by the Assembly, agree to some of the amendments of the Assembly on amendments of the Council, and agree to others of the said amendments with amendments, 9 Nov., p. 189 ; amendments considered—some of the Council's amendments on certain amendments of the Assembly agreed to, one disagreed with, and one agreed to with a further amendment, 10 Nov., pp. 194-5 ; the Council agree to the amendment of the Assembly on the amendment of the Council in new sub-clause (2B) of clause J, and do not insist on their amendment in sub-clause (2A) of the same clause, but make a further amendment, 17 Nov., p. 206 ; amendments considered—disagreement with the amendment of the Council in sub-clause (2A) as amended by the Council not insisted on, 17 Nov., p. 207. Message from His Excellency the Governor recommending certain amendments in the Bill received from the Council, with a Message notifying their agreement to the amendments, and requesting concurrence ; amendments agreed to, 25 Nov., p. 222. (*Assented to 30 November. Act No. 1953.*)

- RECLASSIFICATION OF SHIRES : Bill relating to the reclassification of shires—(*Mr. E. H. Cameron*).—Initiated and read a first time, 15 Sept., 1904, p. 105. Order for second reading discharged and Bill withdrawn, 4 Oct., p. 129.
- RETAIL SHOPS LIMITING : Bill to limit the number of retail shops controlled by one proprietary or company—(*Mr. Colechin*).—Initiated and read a first time, 20 July, 1904, p. 32. Order for second reading read, whereupon Mr. Speaker said, "This Bill is out of order, and must be discharged from the Notice Paper. The Bill should have been initiated on a resolution from a Committee of the whole House." Ordered—That the Bill be withdrawn, 3 Nov., p. 180.
- RETAIL SHOPS LIMITING (BILL No. 2) : Bill to limit the number of retail shops controlled by one proprietary or company—(*Mr. Colechin*).
- FEES.—(On motion by leave) House resolved itself into Committee of the whole to consider the licence-fees to be charged where any business is carried on in more than two shops, for every shop in excess of two; matter considered; Mr. Speaker resumed the Chair—Standing Orders suspended; resolution fixing the amount of fees to be chargeable reported and agreed to and Bill ordered thereupon, 3 Nov., 1904, p. 181.
- Bill initiated and read a first time, 3 Nov., 1904, p. 181. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- SCAFFOLDING INSPECTION : Bill to provide for the inspection of scaffolding, lifts, and similar appliances—(*Mr. Hannah*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- SEPARATE REPRESENTATION REPEAL : Bill to amend The Constitution Act Amendment Acts, particularly as regards separate representation—(*Mr. Hannah*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.
- SHEPPARTON RACE-COURSE SITE SALE : Bill to authorize the sale of certain land reserved as a site for a race-course and other purposes of public recreation in the parish of Shepparton and for other purposes—(*Mr. Murray*).—Message from His Excellency the Governor (No. 31) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 9 Nov., 1904, p. 187; read a second time and committed; considered in Committee, 16 Nov., p. 202; further considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 17 Nov., p. 203; the Council's agreement notified, 24 Nov., p. 219. (*Assented to 30 November. Act No. 1941.*)
- STAMPS ACTS AMENDMENT : Bill to amend the Stamps Acts—(*Mr. Mackey*).—Initiated and read a first time, 20 July, 1904, p. 31; read a second time and committed; considered in Committee and reported without amendment, 26 July, p. 36; read the third time with an amendment; concurrence of the Legislative Council desired, 27 July, p. 37; the Council's agreement notified, 6 Sept., p. 87. (*Assented to 6 September. Act No. 1902.*)
- ST. ARNAUD LAND RESERVE REVOCATION : Bill to revoke the permanent reservation of certain land at St. Arnaud—(*Mr. Murray*).—Initiated and read a first time, 8 Sept., 1904, p. 95; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 14 Sept., p. 102; the Council's agreement notified, 4 Oct., p. 127. (*Assented to 11 October. Act No. 1915.*)
- STATE SCHOOL TEACHERS : Bill to amend and consolidate the law relating to State school teachers—(*Mr. Mackey*).—Initiated and read a first time, 11 Oct., 1904, p. 141; Message from His Excellency the Governor (No. 25) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended and resolution reported and agreed to, 11 Oct., p. 142; Bill read a second time and committed; considered in Committee, 13 Oct., p. 147. Order for further consideration in Committee discharged and Bill withdrawn, 24 Nov., p. 218.
- STATISTICS COLLECTION : Bill to provide for the collection and furnishing of statistical returns and information—(*Sir Samuel Gillott*).—Initiated and read a first time, 21 July, 1904, p. 33; read a second time and committed; considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 28 July, p. 40; report from the Clerk of a correction made by him in the Bill, 2 Aug., p. 41; the Council's agreement to the Bill with an amendment notified; amendment agreed to, 30 Aug., p. 75. (*Assented to 6 September. Act No. 1905.*)
- ST. KILDA ABATTOIRS RESERVE REVOCATION : Bill to revoke the Crown grant of certain land granted as a site for abattoirs at St. Kilda and for other purposes—(*Mr. Bent*).—Initiated and read a first time, 19 Oct., 1904, p. 153; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 3 Nov., p. 180; the Council's agreement notified, 17 Nov., p. 205. (*Assented to 22 November. Act No. 1936.*)
- ST. KILDA AND BRIGHTON ELECTRIC TRAMWAY : Bill to authorize the construction of an electric tramway from St. Kilda towards Brighton Beach and for other purposes—(*Mr. Bent*).—Initiated and read a first time, 27 Sept., 1904, p. 120; motion, That this Bill be now read a second time—debate adjourned, 15 Nov., p. 198; debate continued—amendment to omit all words after the word "That" and to insert the words "the subject of the said Bill be referred to the Railways Standing Committee for consideration and report" proposed but, on division, not made; Bill

read a second time and committed; considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 16 Nov., p. 201; the Council's agreement notified, 23 Nov., p. 214. Message from His Excellency the Governor (No. 38) recommending an amendment in the Bill; amendment agreed to; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 226; the Council's agreement to the amendment notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1956.*)

STOCK FEEDS SALE: Bill to regulate the sale of stock feeds—(*Mr. Murray*).—Initiated and read a first time, 13 Sept., 1904, p. 98; motion, That this Bill be now read a second time—debate adjourned, 17 Nov., p. 207. Order for resumption of debate on second reading discharged and Bill withdrawn, 24 Nov., p. 218.

STRATHMERTON TOWARDS TOCUMWAL RAILWAY: Bill to authorize the construction by the State of a line of railway from Strathmerton towards Tocumwal—(*Mr. Bent*).—Initiated (on motion by leave) and read a first time, 9 Nov., 1904, p. 188; read a second time and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 16 Nov., pp. 201-2; the Council's agreement notified, 23 Nov., p. 214. Message from His Excellency the Governor (No. 36) recommending an amendment in the Bill; amendment agreed to; the Message transmitted to the Council and their concurrence requested, 30 Nov., p. 225; the Council's agreement to the amendments notified, 30 Nov., p. 227. (*Assented to 30 November. Act No. 1958.*)

SURPLUS REVENUE: Bill relating to the surplus revenue of the financial year ended on the thirtieth day of June, One thousand nine hundred and four—(*Mr. Bent*).—Message from His Excellency the Governor (No. 3) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 6 July, 1904, pp. 16-17; read a second time, on division, and committed, 12 July, p. 22; considered in Committee, 12 July, p. 23; 13 July, p. 26; 14 July, p. 27; 19 July, p. 29; further considered in Committee and reported with amendments; recommitted for the reconsideration of clauses 4 and 5, and items 1, 8, 52, and 53 of the Schedule; reconsidered in Committee, 21 July, p. 34; further reconsidered in Committee and reported with further amendments; re-recommitted for the reconsideration of clauses 4 and 5, item 7, and new items in the Schedule; further reconsidered in Committee and reported with further amendments, 26 July, p. 35; report considered—amendments agreed to and Bill read the third time with a further amendment; concurrence of the Legislative Council desired, 28 July, p. 40. The Council request that the Honorable Thomas Bent, Premier, will attend in the Council Chamber for the purpose of explaining some of the provisions of the Bill; the Council informed that the request had been communicated to the Premier, 16 Aug., p. 60; an amendment in the Bill suggested by the Council and made by the Assembly, 30 Aug., pp. 75-6; the Council's agreement to the Bill, including the amendment made by the Assembly on the suggestion of the Council, notified, 14 Sept., p. 102. (*Assented to 6 September. Act No. 1904.*)

SURPLUS REVENUE (BILL NO. 2): Bill relating to certain surplus revenue—(*Mr. Bent*).—Message from His Excellency the Governor (No. 33) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 15 Nov., 1904, p. 197; read a second time, on division, and committed; considered in Committee and reported with an amendment; Standing Orders suspended and report received; amendment agreed to and Bill read the third time; concurrence of the Legislative Council desired, 22 Nov., p. 211; the Council's agreement notified, 25 Nov., p. 222. (*Assented to 30 November. Act No. 1945.*)

TIED HOUSES ABOLITION: Bill to abolish tied houses—(*Mr. Bailes*).—Initiated and read a first time, 5 July, 1904, p. 11; read a second time and committed; considered in Committee and reported without amendment, 13 July, p. 26; read the third time with amendments; concurrence of the Legislative Council desired, 21 Sept., p. 112.—Bill not returned from the Legislative Council.

TITLE TO LAND (ADVERSE POSSESSION): Bill to modify the law relating to the acquirement of a title to land by adverse possession—(*Mr. Beazley*).—Initiated and read a first time, 22 Sept., 1904, p. 116. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.

TOBACCONISTS: Bill relating to sellers of tobacco, cigars, cigarettes, and snuff—(*Mr. Bent*).—Initiated and read a first time, 15 Sept., 1904, p. 105; motion, That this Bill be now read a second time—debate adjourned, 21 Sept., p. 112; debate resumed—Bill read a second time and committed; considered in Committee, 5 Oct., p. 137. Order for further consideration in Committee discharged and Bill withdrawn, 26 Oct., p. 167.

TOTALIZATOR: Bill to legalize the totalizator—(*Mr. Duffus*).—Initiated and read a first time, 5 July, 1904, p. 11; Message from His Excellency the Governor (No. 9) recommending an appropriation of penalties and imposts for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended and resolution reported and agreed to, 10 Aug., p. 54; motion, That this Bill be now read a second time—question, on division, negatived, 17 Aug., pp. 62-3.

TRAMWAYS ACT 1890 (PART IV.) AMENDMENT: Bill to amend Part IV. of the *Tramways Act 1890*—(*Mr. Bent*).—Initiated and read a first time, 3 Aug., 1904, p. 43; read a second time and committed; considered in Committee, 12 Oct., p. 146; further considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 13 Oct., p. 147; an amendment in the Schedule to the Bill suggested by the Council, 25 Oct., p. 164; suggested amendment considered and made, 26 Oct., p. 167; the Council's agreement to the Bill, including the amendment made by the Assembly on the suggestion of the Council, notified, 3 Nov., p. 180. (*Assented to 8 November. Act No. 1933.*)

TRAMWAYS ACT 1901 AMENDMENT: Bill to amend the *Tramways Act 1901*—(*Mr. Bent*).—Initiated and read a first time, 27 July, 1904, p. 37. Order for second reading discharged and Bill withdrawn, 27 Sept., p. 121.

TRANSFER OF LAND: Bill intituled "*An Act for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments*"—(*Mr. Mackey*).—Brought from the Legislative Council and read a first time, 9 Aug., 1904, p. 50; read a second time and committed; considered in Committee and reported with amendments and with an amended title, viz., "*A Bill for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments and for other purposes*"; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council with the Assembly's amendments desired, 20 Sept., pp. 109-10; the Council's agreement to the amendments notified, 18 Oct., p. 150. Correction of certain clerical errors in the Bill on report by the Clerk of the Parliaments notified by the Council and the concurrence of the Assembly desired; corrections concurred in, 25 Oct., p. 164. (*Assented to 8 November. Act No. 1931.*)

TUNGAMAH RACE-COURSE SITE SALE: Bill to authorize the sale of certain land reserved as a site for a race-course at Tungamah and for other purposes—(*Mr. Murray*).—Message from His Excellency the Lieutenant-Governor (No. 18) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 14 Sept., 1904, p. 103; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 22 Sept., p. 116; report from the Clerk of a correction made by him in the Bill, 27 Sept., p. 119; the Council's agreement to the Bill notified, 5 Oct., p. 132. (*Assented to 11 October. Act No. 1918.*)

UNCLAIMED FUNDS: Bill to provide for giving publicity to information relating to unclaimed funds and for other purposes—(*Mr. Beazley*).—Initiated and read a first time, 3 Aug., 1904, p. 43; read a second time and committed; considered in Committee, 7 Sept., p. 93; further considered in Committee, 19 Oct., p. 153. Order for further consideration in Committee discharged and Bill withdrawn, 25 Nov., p. 222.

UNIVERSITY: Bill to further amend the law relating to the University of Melbourne—(*Mr. Mackey*).—Message from His Excellency the Governor (No. 23) recommending an appropriation from the Consolidated Revenue for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended, resolution reported and agreed to, and Bill ordered thereupon; Bill initiated and read a first time, 6 Oct., 1904, pp. 139-40; read a second time and committed; considered in Committee and reported with amendments; Standing Orders suspended and report received; amendments agreed to and Bill read the third time; concurrence of the Legislative Council desired, 13 Oct., p. 148; report from the Clerk of corrections made by him in the Bill, 18 Oct., p. 149; the Council's agreement to the Bill notified, 20 Oct., p. 160. (*Assented to 24 October. Act No. 1926.*)

VOTING BY POST ACTS CONTINUANCE: Bill to continue the operation of the Voting by Post Acts for one year—(*Mr. Mackey*).—Initiated and read a first time, 9 Nov., 1904, p. 188; read a second time and passed remaining stages without amendment; concurrence of the Legislative Council desired, 16 Nov., p. 200; the Council's agreement notified, 22 Nov., p. 210. (*Assented to 30 November. Act No. 1939.*)

WATER ACTS AMENDMENT: Bill to amend the Water Acts—(*Mr. Swinburne*).—Initiated and read a first time, 5 July, 1904, p. 11. Order for second reading discharged and Bill withdrawn, 6 Sept., p. 88.

WATER ACTS CONSOLIDATION AND AMENDMENT: Bill to consolidate and amend the laws relating to the conservation and supply of water, to declare the law relating to certain rights of easement in natural waters, and for other purposes—(*Mr. Swinburne*).—Resolution—That it is expedient to consolidate and amend the laws relating to the conservation and supply of water, and to make further provision for the levying and collecting of water rates and charges for the supply of water—reported from Committee of the whole and agreed to and Bill ordered thereupon; Bill initiated and read a first time, 31 Aug., 1904, pp. 78-9. Message from His Excellency the Governor (No. 14) recommending an appropriation from the Consolidated Revenue and of rates and penalties for the purposes of the Bill; considered in Committee; Mr. Speaker resumed the Chair—Standing Orders suspended and resolution reported and agreed to; motion, That this Bill be now read a second time—debate adjourned, 7 Sept., p. 90; debate resumed—Bill read a second time and committed, 27 Sept., p. 120; considered in Committee, 4 Oct., p. 129; 18 Oct., p. 150; further considered in Committee and reported with amendments and with an amended title, viz., "*A Bill to consolidate and amend the Laws relating to the Conservation and Supply of Water, to declare the Law relating to certain Rights in Natural Waters, the property in the beds and banks thereof, and for other purposes,*" 20 Oct.,

p. 155 ; order for consideration of report discharged and Bill recommitted ; considered in Committee, 27 Oct., p. 175 ; further considered, 2 Nov., p. 177 ; further considered and reported with further amendments ; re-recommended for the reconsideration of certain clauses ; reconsidered in Committee, 3 Nov., p. 180 ; further reconsidered in Committee and reported with further amendments ; again recommitted for the reconsideration of certain clauses ; reconsidered in Committee, 10 Nov., p. 195 ; further reconsidered in Committee and reported with further amendments, 15 Nov., p. 198 ; report considered—amendments agreed to and Bill read the third time with a further amendment ; concurrence of the Legislative Council desired, 16 Nov., p. 200.—Bill not returned from the Legislative Council.

WATER SUPPLY SPECIAL FUNDS APPLICATION : Bill to sanction the issue and application of certain money available under the *Country Tramways Trust Fund Act 1904* for water supply in country districts—(*Mr. Bent.*)—Initiated and read a first time, 16 Nov., 1904, p. 200 ; read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 17 Nov., p. 208 ; the Council's agreement notified, 24 Nov., p. 218. (*Assented to 30 November. Act No. 1943.*)

WEIGHBRIDGES AND SWORN WEIGHERS : Bill to provide for the appointment of sworn weighers and the acceptance of weighbridge records on the Victorian Railways—(*Mr. Bowser.*)—Initiated and read a first time, 20 July, 1904, p. 32. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.

WELSHPOOL TRAMWAY : Bill to authorize the construction of a line of rail or tramway from Welshpool railway station to Welshpool—(*Mr. Bent.*)—Initiated and read a first time, 26 July, 1904, p. 35 ; read a second time and committed ; considered in Committee, 3 Aug., p. 44 ; further considered in Committee and reported without amendment ; read the third time ; concurrence of the Legislative Council desired, 13 Sept., p. 99 ; the Council's agreement notified, 27 Sept., p. 121. (*Assented to 27 September. Act No. 1911.*)

WHARFAGE AND HARBORS RATE ALTERATION : Bill to authorize the alteration of the wharfage and harbors rate leviable under the *Marine Act 1890*—(*Mr. Bent.*)—Resolution from the Committee of Ways and Means with reference to altering from time to time the scale of charges contained in the *Marine Act 1890* reported and agreed to and Bill ordered thereupon ; Bill initiated and read a first time, 22 Sept., 1904, p. 115 ; read a second time and committed ; considered in Committee and reported with an amendment ; Standing Orders suspended and report received ; amendment agreed to and Bill read the third time ; concurrence of the Legislative Council desired, 28 Sept., p. 126 ; the Council's agreement notified, 25 Oct., p. 164. (*Assented to 24 October. Act No. 1927.*)

WIDOWS MAINTENANCE : Bill to provide for the maintenance of widows out of the estates of their deceased husbands—(*Mr. Mackinnon.*)—Initiated and read a first time, 17 Aug., 1904, p. 62. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.

WILD DOGS ACT 1901 REVIVAL AND CONTINUANCE : Bill to revive and continue the *Wild Dogs Act 1901*—(*Mr. Murray.*)—Initiated and read a first time, 3 Aug., 1904, p. 43 ; read a second time and passed remaining stages without amendment ; concurrence of the Legislative Council desired, 19 Aug., p. 67 ; the Council's agreement notified, 13 Sept., p. 98. (*Assented to 27 September. Act No. 1908.*)

WOMEN'S SUFFRAGE : Bill to extend the suffrage to women—(*Mr. Lawson.*)—Initiated and read a first time, 12 Oct., 1904, p. 146. Order for second reading discharged and Bill withdrawn, 25 Nov., p. 222.

LIST OF MEMBERS.

SESSION 1904.

MEMBERS OF THE LEGISLATIVE ASSEMBLY.

Under Section 20 of Act No. 1864, assented to 26th November, 1903, the Legislative Assembly consists of Sixty-eight Members.

TWENTIETH PARLIAMENT.

FIRST SESSION (29TH JUNE, 1904, TO 30TH NOVEMBER, 1904).

Member.	District.	Electors.				Votes Polled for Sitting Member.*
		Rate-payers.	Non-Rate-payers.	Voters' Certificates.	Total.	
Anstey, Frank, Esquire ...	Brunswick ...	3,945	835	7	4,787	1,578
Argyle, Reginald Ivon, Esquire ...	Dalhousie ...	2,733	1,234	19	3,986	1,496
Bailes, Alfred Shrapnell, Esquire ...	Bendigo East ...	3,074	726	9	3,809	993
Beard, Henry Elisha, Esquire ...	Jika Jika ...	4,036	600	8	4,644	1,183
Beazley, William David, Esquire ...	Abbotsford ...	3,462	996	...	4,458	Unopposed
Bennett, George Henry, Esquire ¹ ...	Richmond ...	3,913	1,339	30	5,282	1,776
Bennett, Harry Scott, Esquire ...	Ballaarat West ...	3,463	952	35	4,450	1,036
Bent, The Honorable Thomas ² ...	Brighton ...	3,177	398	6	3,581	1,702
Billson, Alfred Arthur, Esquire ...	Ovens ...	2,416	912	23	3,351	1,281
Billson, John William, Esquire ...	Fitzroy ...	3,451	1,174	17	4,642	1,529
Bowser, John, Esquire ³ ...	Wangaratta ...	2,800	946	29	3,775	1,620
Boyd, James Arthur, Esquire ...	Melbourne ...	4,612	1,182	26	5,820	1,831
Bromley, Frederick Hadkinson, Esquire ⁴ ...	Carlton ...	3,372	1,249	154	4,775	1,547
Cameron, Ewen, Esquire ...	Glenelg ...	2,815	544	8	3,367	1,322
Cameron, The Honorable Ewen Hugh ⁵ ...	Evelyn ...	2,929	283	1	3,213	1,104
Cameron, James, Esquire ...	Gippsland East ...	2,279	736	30	3,045	959
Carlisle, John Joseph, Esquire ...	Benalla ...	2,726	722	...	3,448	1,255
Colechin, William Henry, Esquire ...	Geelong ...	3,895	808	25	4,728	1,153
Craven, Albert William, Esquire ⁶ ...	Benambra ...	2,447	339	...	2,786	Unopposed
Cullen, John, Esquire ...	Gunbower ...	2,652	479	...	3,131	Unopposed
Downward, Alfred, Esquire ...	Mornington ...	3,317	910	4	4,231	1,520
Duffus, James Francis, Esquire ⁷ ...	Port Fairy ...	2,799	979	4	3,782	1,538
Elmslie, George Alexander, Esquire ...	Albert Park ...	3,849	1,132	75	5,056	1,956
Fairbairn, George, Esquire ...	Toorak ...	3,608	1,243	49	4,900	1,831
Forrest, Charles Lamond, Esquire ...	Polwarth ...	2,912	677	...	3,589	Unopposed
Gaunson, David, Esquire ...	Representative of Public Officers	...	...	...	3,928	2,202
Gillott, The Honorable Sir Samuel ⁸ ...	East Melbourne ...	3,498	1,026	21	4,545	1,628
Graham, The Honorable George ...	Goulburn Valley ...	2,940	377	2	3,319	1,631
Gray, John, Esquire ...	Swan Hill ...	2,965	290	39	3,294	699
Hannah, Martin, Esquire ...	Representative of Railways Officers	...	...	...	6,336	3,094
Harris, Albert, Esquire ...	Walhalla ...	2,169	641	7	2,817	1,064

NOTES.

* The particulars given in the above table relate to the General Election 1904; the date of each Member's election, when noted as "unopposed," being the "day of nomination," and in other cases "day of polling."

¹ Mr. G. H. Bennett, one of the Temporary Chairmen of Committees under Standing Order 4A, from 27 July, 1904.

² The Hon. T. Bent, a Vice-President of the Board of Land and Works, from 10 June, 1902, to 16 February, 1904; also Minister of Health (without salary), from 6 February, 1903, to 16 February, 1904; and Commissioner of Public Works, from 21 July, 1903, to 16 February, 1904. Treasurer (Premier); also Minister of Railways (without salary), and a Vice-President of the Board of Land and Works, from 16 February, 1904.

³ Mr. J. Bowser, one of the Temporary Chairmen of Committees under Standing Order 4A, from 27 July, 1904.

⁴ Mr. F. H. Bromley, one of the Temporary Chairmen of Committees under Standing Order 4A, from 27 July, 1904.

⁵ Mr. E. H. Cameron, Minister of Mines and Water Supply, from 10 June, 1902, to 16 February, 1904. Minister of Public Health; also Commissioner of Public Works (without salary), and a Vice-President of the Board of Land and Works, from 16 February, 1904.

⁶ Mr. A. W. Craven, Chairman of Committees, from 12 July, 1904.

⁷ Mr. J. F. Duffus, one of the Temporary Chairmen of Committees under Standing Order 4A, from 27 July, 1904.

⁸ The Hon. Sir Samuel Gillott, Chief Secretary, and Minister of Labour (without salary), from 19 February, 1904.

Member.	District.	Electors.				Votes Polled for Sitting Member.*
		Rate-payers.	Non-Rate-payers.	Voters' Certificates.	Total.	
Holden, George Frederick, Esquire ...	Warrenheip ...	2,721	866	13	3,600	1,405
Hunt, Thomas, Esquire ...	Upper Goulburn ...	2,882	923	20	3,825	894
Hutchinson, William, Esquire ...	Borong ...	2,537	668	2	3,207	1,187
Irvine, The Honorable William Hill ...	Lowan ...	2,618	411	...	3,029	Unopposed
Keast, William Stephen, Esquire ...	Dandenong ...	3,629	517	...	4,146	Unopposed
Keogh, Hubert Patrick, Esquire ...	Gippsland North ...	2,619	355	21	2,995	1,015
Kirkwood, Hay, Esquire ...	Eaglehawk ...	2,973	913	6	3,892	1,394
Langdon, The Honorable Thomas ...	Korong ...	2,294	493	...	2,787	Unopposed
Lawson, Harry Sutherland Wightman, Esquire	Castlemaine and Maldon	2,810	1,056	38	3,904	1,820
Lemmon, John, Esquire ...	Williamstown ...	4,548	1,147	28	5,723	1,494
Levien, The Honorable Jonas Felix ...	Barwon ...	3,158	622	8	3,788	1,526
Livingston, Thomas, Esquire ...	Gippsland South ...	3,309	787	43	4,139	1,411
Mackey, The Honorable John Emanuel	Gippsland West ...	2,876	499	...	3,375	Unopposed
Mackinnon, Donald, Esquire ...	Prahran ...	3,873	1,091	16	4,980	1,184
Madden, The Honorable Frank ⁹ ...	Boroondara ...	4,313	691	12	5,016	1,445
McBride, Peter, Esquire ...	Kara Kara ...	2,572	831	126	3,529	1,603
McCutcheon, Robert George, Esquire	St. Kilda ...	3,871	1,126	27	5,024	1,700
McGrath, David Charles, Esquire ...	Grenville ...	2,994	920	26	3,940	1,261
McGregor, The Honorable Robert ...	Ballaarat East ...	3,718	932	22	4,672	1,855
McKenzie, Hugh, Esquire ...	Rodney ...	2,861	998	47	3,906	1,387
McLeod, The Honorable Donald ¹⁰ ...	Daylesford ...	2,775	558	...	3,333	Unopposed
Morrissey, The Honorable John ...	Waranga ...	2,533	818	30	3,381	1,101
Murray, The Honorable John ¹¹ ...	Warrnambool ...	2,776	762	...	3,538	Unopposed
Oman, David Swan, Esquire ...	Hampden ...	2,893	1,348	3	4,244	1,725
Outtrim, The Honorable Alfred Richard	Maryborough ...	3,329	905	167	4,401	1,263
Peacock, The Honorable Sir Alexander James, K.C.M.G.	Allandale ...	2,823	979	13	3,815	1,734
Prendergast, George Michael, Esquire	North Melbourne ...	3,715	1,456	76	5,247	1,824
Robertson, Andrew Robert, Esquire ...	Bulla ...	2,893	1,001	...	3,894	Unopposed
Sangster, George, Esquire ...	Port Melbourne ...	4,298	1,019	27	5,344	1,977
Smith, David, Esquire ...	Bendigo West ...	3,601	840	18	4,459	1,240
Solly, Robert Henry, Esquire ...	Representative of Railways Officers	...	...	...	6,336	3,593
Swinburne, The Honorable George ¹² ...	Hawthorn ...	4,725	1,008	3	5,736	2,364
Thomson, John, Esquire ¹³ ...	Dundas ...	2,492	551	...	3,043	Unopposed
Toutcher, Richard Frederick, Esquire	Stawell and Ararat ...	2,450	1,189	35	3,674	1,318
Warde, Edward Coughlan, Esquire ...	Flemington ...	3,840	884	12	4,736	1,242
Watt, The Honorable William Alexander	Essendon ...	4,441	739	13	5,193	1,277
Wilkins, Edgar, Esquire ...	Collingwood ...	3,751	819	1	4,571	1,703

For note (*) see page lvii.

⁹ The Hon. F. Madden, Speaker, from 29 June, 1904.

¹⁰ The Hon. D. McLeod, Minister of Mines, from 16 February, 1904, to 8 November, 1904, a Vice-President of the Board of Land and Works, from 16 February, 1904, to 3 March, 1904; and Minister of Water Supply (without salary), from 10 March, 1904, to 26 April, 1904. Minister of Mines and Forests, from 8 November, 1904.

¹¹ The Hon. J. Murray, Chief Secretary, and Minister of Labour (without salary), from 10 June, 1902, to 19 February, 1904. President of the Board of Land and Works and Commissioner of Crown Lands and Survey, from 19 February, 1904; also Minister of Agriculture (without salary), from 19 February, 1904, to 8 November, 1904.

¹² The Hon. G. Swinburne, Minister of Water Supply, from 26 April, 1904; also Minister of Agriculture (without salary), from 8 November, 1904.

¹³ Mr. J. Thomson, one of the Temporary Chairmen of Committees under Standing Order 4A, from 27 July, 1904.

OFFICERS OF THE LEGISLATIVE ASSEMBLY.

<i>The Speaker</i> ...	The Honorable FRANK MADDEN.
<i>The Chairman of Committees</i> ...	ALBERT WILLIAM CRAVEN, Esquire.
<i>The Clerk of the Legislative Assembly</i> ...	THOMAS GREENLEES WATSON, Esquire.
<i>The Clerk-Assistant</i> ...	HIBBERT HENRY NEWTON, Esquire.
<i>Clerk of Committees and Serjeant-at-Arms</i> ...	WILLIAM ROBERT ALEXANDER, Esquire.

VOTES AND PROCEEDINGS, ETC.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 1.

The Parliament of Victoria begun and held at the City of Melbourne on Wednesday, the twenty-ninth day of June, in the fourth year of the Reign of His Majesty King Edward the Seventh; and in the year of our Lord One thousand nine hundred and four.

- 1. On which day, being the first day of the meeting of this Parliament, for the despatch of business, pursuant to Proclamation (hereinafter set forth) Thomas Greenlees Watson, Esquire, Clerk of the Legislative Assembly, and Hibbert Henry Newton, Esquire, Clerk-Assistant, attending in the House, the following Proclamation was read at the Table by the Clerk:—

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

PROCLAMATION

By His Excellency the Honorable Sir Reginald Arthur James Talbot, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

I, THE Governor of the State of Victoria in the Commonwealth of Australia, do by this my Proclamation fix Wednesday, the 29th day of June, 1904, as the time for the commencement and holding of the next Session of the Parliament of Victoria, for the despatch of business, at the hour of Twelve o'clock noon, in the State Parliament Houses, situate in the Carlton Gardens, in the City of Melbourne: And the Honorable the Members of the Legislative Council and the Members of the Legislative Assembly are hereby required to give their attendance at the said time and place accordingly.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of June, in the year of our Lord One thousand nine hundred and four, and in the fourth year of His Majesty's reign.

R. TALBOT.

(L.S.)

By His Excellency's Command,

TH. BENT.

GOD SAVE THE KING!

Several of the Members repaired to their seats.

- 2. MESSAGE FROM COMMISSIONERS.—A Message from the Commissioners appointed by His Excellency the Governor was delivered by the Usher of the Legislative Council:—

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

The Commissioners appointed by His Excellency the Governor request the immediate attendance of the Members of the Legislative Assembly in the Legislative Council Chamber to hear the Commission read.

Accordingly the Members of the Legislative Assembly went to the Legislative Council Chamber, where His Honour Sir John Madden, the Chief Justice of the Supreme Court, 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 State, 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.

Then the said Letters Patent were read as follows :—

EDWARD, by the Grace of God of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas King, Defender of the Faith, Emperor of India :

WHEREAS by Proclamation made the twentieth day of June instant by His Excellency the Honorable Sir REGINALD ARTHUR JAMES TALBOT, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, Wednesday, the twenty-ninth day of June instant, was fixed as the time for the commencement and holding of the next Session of the Parliament of Victoria, at Twelve of the clock at noon, in the State Parliament Houses, situate in the Carlton Gardens, in the City of Melbourne : And forasmuch as for certain causes the said Sir REGINALD ARTHUR JAMES TALBOT cannot conveniently be present in person in the said Parliament at that time : NOW KNOW YE THAT WE, trusting in the discretion, fidelity, and care of Our trusty and well-beloved The Honorable Sir JOHN MADDEN, K.C.M.G., B.A., LL.D., the Chief Justice of Our Supreme Court of Victoria, and His Honour THOMAS A'BECKETT, a Justice of Our said Court, do give and grant by the tenor of these presents unto you the said Sir JOHN MADDEN and THOMAS A'BECKETT, or either of you, full power in Our name to begin and hold the said Session of Our said Parliament, and to do everything which for and by Us, or the said Sir REGINALD ARTHUR JAMES TALBOT, shall be there to be done; commanding also by the tenor of these presents all whom it may concern to meet Our said Parliament, and to the said Sir JOHN MADDEN and THOMAS A'BECKETT, or either of them, that they diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said State to be hereunto affixed.

WITNESS Our trusty and well-beloved the Honorable Sir REGINALD ARTHUR JAMES TALBOT, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c., at Melbourne, this twenty-second day of June, One thousand nine hundred and four, and in the fourth year of Our reign.

R. TALBOT.

By His Excellency's Command,

TH. BENT.

Entered on Record by me in Register of Patents, Book 24, page 292, this twenty-second day of June, One thousand nine hundred and four.

G. C. MORRISON.

And then His Honour the Chief Justice, Sir John Madden, said—

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

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

And the Members of the Assembly being returned—

3. COMMISSION TO ADMINISTER THE OATH TO MEMBERS.—His Honour Mr. Justice a'Beckett, having entered the House and been conducted by the Serjeant-at-Arms to the Chair, handed to the Clerk at the Table a Commission, which was read as follows :—

By His Excellency the Honorable Sir REGINALD ARTHUR JAMES TALBOT, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

To THOMAS A'BECKETT, Esquire, Judge of Our Supreme Court in Our said State of Victoria :

GREETING !

WHEREAS by the twenty-eighth section of *The Constitution Act Amendment Act 1890*, No. 1075, it is enacted that no Member either of the Legislative Council or the Legislative Assembly shall be permitted to sit or vote therein respectively until he has taken and subscribed before the Governor, or some person authorized by the Governor in that behalf, the Oath set out in the Second Schedule to the aforesaid Act : Now therefore I, the Governor of the said State, do by these presents command and authorize you to proceed to the State Parliament House, in the Carlton Gardens, in the City of Melbourne, on Wednesday, the twenty-ninth day of June 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.

Given under my hand and the Seal of the State, at Melbourne, in the said State, this twenty-second day of June, in the year of our Lord One thousand nine hundred and four, and in the fourth year of His Majesty's reign.

R. TALBOT.

By His Excellency's Command,

TH. BENT.

Entered on Record by me in Register of Patents, Book 24, page 293, this twenty-second day of June, One thousand nine hundred and four.

G. C. MORRISON.

4. WRITS.—The Clerk announced that he had received from the Private Secretary to His Excellency the Governor 67 Writs issued under the hand of His Excellency, for the election of Members to serve in the Legislative Assembly of Victoria, and that by the returns indorsed on the several Writs it appeared that the following gentlemen were duly elected for the districts set opposite their respective names, viz. :—

Abbotsford	William David Beazley, estate agent.
Albert Park	George Alexander Elmslie.
Allandale	Alexander James Peacock, legal manager, of Creswick.
Ballaarat East	Robert McGregor, of Ballarat East, auctioneer.
Ballaarat West	Harry Scott Bennett.
Barwon	Jonas Felix Levién, of Drysdale, agriculturist.
Benalla	John Joseph Carlisle.
Benambra	Albert William Craven, surveyor, Moonee Ponds.
Bendigo East	Alfred Shrapnell Bailes.
Bendigo West	David Smith.
Boroondara	Frank Madden, of Studley Park, Kew, solicitor.
Borong	William Hutchinson, of Warracknabeal, watchmaker and jeweller.
Brighton	Thomas Bent, of Bay-street, Brighton, valuer.
Brunswick	Frank Anstey, labourer, Stewart-street, Brunswick.
Bulla	Andrew Robert Robertson.
Carlton	Frederick Hadkinson Bromley, of McIlwraith-street, Carlton, artist.
Castlemaine and Maldon	Harry Sutherland Wightman Lawson, of Castlemaine, manager.
Collingwood	Edgar Wilkins, meat salesman, "Kamarooka," North-terrace, Clifton Hill.
Dalhousie	Reginald Ivon Argyle.
Dandenong	William Stephen Keast.
Daylesford	Donald McLeod, of Daylesford, accountant.
Dundas	John Thomson, Monivae, Hamilton.
Eaglehawk	Hay Kirkwood, of Eaglehawk, legal manager.
East Melbourne	Samuel Gillott.
Essendon	William Alexander Watt, of 2 York-street, Moonee Ponds, hay salesman.
Evelyn	Ewen Hugh Cameron, farmer, Kangaroo Ground.
Fitzroy	John William Billson, of 7 Michael-street, North Fitzroy.
Flemington	Edward Coughlan Warde.
Geelong	William Henry Colechin.
Gippsland East	James Cameron, of Bairnsdale, grazier.
Gippsland North	Hubert Patrick Keogh, of Ascot Vale, grazier.
Gippsland South	Thomas Livingston, of No. 126 Hambleton-street, Middle Park, director.
Gippsland West	John Emanuel Mackey, barrister, of Caulfield East.
Glenelg	Ewen Cameron.
Goulburn Valley	George Graham, farmer, Wunghnu.
Grenville	David Charles McGrath.
Gunbower	John Cullen, farmer, of Kerang.
Hampden	David Swan Oman, Derrinallum, grazier.
Hawthorn	George Swinburne, of Kinkora-road, Hawthorn, civil engineer.
Jika Jika	Henry Elisha Beard, 95 Charles-street, Northcote.
Kara Kara	Peter McBride, of St. Arnaud, in Victoria, merchant.
Korong	Thomas Langdon.
Lowan	William Hill Irvine, of Melbourne, barrister-at-law.
Maryborough	Alfred Richard Outtrim, of Maryborough, auctioneer.
Melbourne	James Arthur Boyd.
Mornington	Alfred Downward, grazier, Mornington.
North Melbourne	George Michael Prendergast, of 91 Flemington-road, North Melbourne, traveller.
Ovens	Alfred Arthur Billson, of Beechworth, in the State of Victoria, brewer.
Polwarth	Charles Lamond Forrest, grazier, Irrewarra.
Port Fairy	James Francis Duffus, hotel-keeper, Koroit.
Port Melbourne	George Sangster.
Prahran	Donald Mackinnon.
Richmond	George Henry Bennett, of number 377 Church-street, Richmond, manufacturer.
Rodney	Hugh McKenzie, of High-street, Echuca, auctioneer.
St. Kilda	Robert George McCutcheon.
Stawell and Ararat	Richard Frederick Touter, Shoobra-road, Elsternwick, agent.
Swan Hill	John Gray, auctioneer, of Swan Hill.
Toorak	George Fairbairn.
Upper Goulburn	Thomas Hunt, of Kilmore, journalist.
Walhalla	Albert Harris, of Walhalla, merchant.
Wangaratta	John Bowser, of Wangaratta, journalist.
Waranga	John Morrissey, grazier, Byrneside.
Warrenheip	George Frederick Holden, of Wallace, produce merchant.

Warrnambool John Murray, of Manningtree-road, Hawthorn, gentleman.
 Williamstown John Lemmon, cutter, Footscray.
 Public Service David Gaunson.
 Railways Service .. } Robert Henry Solly, and
 } Martin Hannah.

5. MEMBERS SWORN.—W. D. Beazley, Esq., G. A. Elmslie, Esq., The Honorable Sir Alexander Peacock, K.C.M.G., The Honorable R. McGregor, H. S. Bennett, Esq., The Honorable J. F. Levien, J. J. Carlisle, Esq., A. W. Craven, Esq., A. S. Bailes, Esq., D. Smith, Esq., F. Madden, Esq., W. Hutchinson, Esq., The Honorable T. Bent, F. Anstey, Esq., A. R. Robertson, Esq., H. S. W. Lawson, Esq., E. Wilkins, Esq., R. I. Argyle, Esq., W. S. Keast, Esq., The Honorable D. McLeod, J. Thomson, Esq., H. Kirkwood, Esq., The Honorable Sir Samuel Gillott, The Honorable W. A. Watt, The Honorable E. H. Cameron, J. W. Billson, Esq., E. C. Warde, Esq., W. H. Colechin, Esq., J. Cameron, Esq., H. P. Keogh, Esq., T. Livingston, Esq., The Honorable J. E. Mackey, The Honorable G. Graham, D. C. McGrath, Esq., J. Cullen, Esq., D. S. Oman, Esq., The Honorable G. Swinburne, H. E. Beard, Esq., P. McBride, Esq., The Honorable T. Langdon, The Honorable A. R. Outtrim, J. A. Boyd, Esq., A. Downward, Esq., G. M. Prendergast, Esq., A. A. Billson, Esq., C. L. Forrest, Esq., J. F. Duffus, Esq., G. Sangster, Esq., D. Mackinnon, Esq., G. H. Bennett, Esq., H. McKenzie, Esq., R. F. Toutcher, Esq., J. Gray, Esq., G. Fairbairn, Esq., T. Hunt, Esq., A. Harris, Esq., J. Bowser, Esq., The Honorable J. Morrissey, G. F. Holden, Esq., The Honorable J. Murray, J. Lemmon, Esq., D. Gaunson, Esq., R. H. Solly, Esq., M. Hannah, Esq., took and subscribed the Oath required by law.

The Commissioner, preceded by the Serjeant-at-Arms, then retired from the House.

6. ELECTION OF SPEAKER.—Mr. Fairbairn, addressing himself to the Clerk, proposed to the House for their Speaker Mr. Frank Madden, and moved, That Mr. Frank Madden do take the Chair of this House as Speaker, which motion was seconded by Mr. Levien.

And thereupon Mr. Madden addressed himself to the House.

Then Sir Alexander Peacock, addressing himself in like manner to the Clerk, proposed to the House for their Speaker Mr. William David Beazley, and moved, That Mr. William David Beazley do take the Chair of this House as Speaker, which motion was seconded by Mr. Elmslie.

And thereupon Mr. Beazley addressed himself to the House.

Debate ensued.

The Question—That Mr. Frank Madden do take the Chair of this House as Speaker—was put by the Clerk.

The House divided.

Ayes, 33.

Noes, 28.

Mr. Argyle,	Mr. Keogh,	Mr. Beard,	Mr. Morrissey,
Mr. Bent,	Mr. Kirkwood,	Mr. G. H. Bennett,	Mr. Oman,
Mr. Bowser,	Mr. Langdon,	Mr. H. S. Bennett,	Mr. Outtrim,
Mr. E. H. Cameron,	Mr. Levien,	Mr. A. A. Billson,	Sir Alexander Peacock,
Mr. J. Cameron,	Mr. Livingston,	Mr. J. W. Billson,	Mr. Prendergast,
Mr. Carlisle,	Mr. Mackey,	Mr. Colechin,	Mr. Sangster,
Mr. Cullen,	Mr. McBride,	Mr. Elmslie,	Mr. Smith,
Mr. Downward,	Mr. McKenzie,	Mr. Gaunson,	Mr. Solly,
Mr. Duffus,	Mr. McLeod,	Mr. Hannah,	Mr. Toutcher,
Mr. Fairbairn,	Mr. Murray,	Mr. Holden,	Mr. Warde,
Mr. Forrest,	Mr. Robertson,	Mr. Lawson,	Mr. Wilkins.
Sir Samuel Gillott,	Mr. Swinburne,	Mr. Lemmon,	
Mr. Graham,	Mr. Thomson.	Mr. Mackinnon,	<i>Tellers.</i>
Mr. Gray,		Mr. McGrath,	Mr. Anstey,
Mr. Harris,	<i>Tellers.</i>	Mr. McGregor,	Mr. Bailes.
Mr. Hunt,			
Mr. Hutchinson,	Mr. Boyd,		
Mr. Keast,	Mr. Watt.		

And so it was resolved in the affirmative.

Mr. Madden was then taken out of his place by Mr. Fairbairn and Mr. Levien and conducted to the Chair, where, standing upon the upper step, he returned his humble acknowledgments to the House for the great honour they had been pleased to confer upon him by 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 on the Table.

Then Mr. Bent, Mr. Prendergast, Mr. Mackinnon, and other Members congratulated Mr. Speaker.

7. PRESENTATION OF THE SPEAKER.—Mr. Bent stated that he had already ascertained that it would be His Excellency's pleasure to receive the Speaker at the Government Offices to-morrow, at a quarter past twelve o'clock.

8. ADJOURNMENT.—Mr. Bent moved, That the House, at its rising, adjourn until to-morrow, at two o'clock. Question—put and resolved in the affirmative.

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

Question—put and resolved in the affirmative.

And then the House, at twenty-eight minutes past one o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

THURSDAY, 30TH JUNE, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message was delivered by the Usher of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of the Legislative Assembly in the Chamber of the Legislative Council.

Accordingly Mr. Speaker with the House went to attend His Excellency :—And having returned—

3. PRESENTATION OF THE SPEAKER.—Mr. Speaker reported that the House had this day proceeded to the Government Offices, and that he had presented himself to His Excellency the Governor as the choice of the Legislative Assembly, and that His Excellency had been pleased to address him in the following terms :—

MR. SPEAKER,

I have much pleasure in congratulating you upon the high and distinguished position to which you have been elected by the Legislative Assembly, showing the confidence and esteem in which you are held by the Members of that body.

Your experience and long connexion with the Legislature of the State justifies the expectation that in the responsible office of Speaker you will uphold the privileges and dignity of the House of Assembly, and will discharge your duties with impartiality and judgment.

R. TALBOT.

4. COMMISSION TO ADMINISTER THE OATH TO MEMBERS.—Mr. Speaker announced that he had received from His Excellency the Governor the following Commission :—

By His Excellency the Honorable Sir REGINALD ARTHUR JAMES TALBOT, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

To The Honorable FRANK MADDEN, Speaker of the Legislative Assembly of the State of Victoria :

GREETING :

WHEREAS by the twenty-eighth section of *The Constitution Act Amendment Act 1890*, No. 1075, it is enacted that no Member either of the Legislative Council or the Legislative Assembly shall be permitted to sit or vote therein respectively until he has taken and subscribed before the Governor, or some person authorized by the Governor in that behalf, the Oath set out in the Second Schedule to the aforesaid Act : Now therefore I, the Governor aforesaid, do by these presents command and authorize you, from time to time, in the State Parliament House, in the Carlton Gardens, in the City of Melbourne, to administer the said Oath to such Members of the said Legislative Assembly as have not already taken and subscribed the same since their election to the said Legislative Assembly.

(L.S.) Given under my Hand and the Seal of the State, at Melbourne, in the said State, this twenty-ninth day of June, in the year of our Lord One thousand nine hundred and four, and in the fourth year of His Majesty's reign.

R. TALBOT.]

By His Excellency's Command,

TH. BENT.

Entered on Record by me in Register of Patents, Book 24, page 293,
this twenty-ninth day of June, One thousand nine hundred
and four.

G. C. MORRISON.
(500 copies.)

5. MEMBER SWORN.—F. H. Bromley, Esq., took and subscribed the Oath required by law.
6. COMMITTEE OF PUBLIC ACCOUNTS.—Mr. Bent moved, by leave, That the following Members form the Committee of Public Accounts during the present Session :—Mr. Anstey, Mr. Beazley, Mr. Bowser, Mr. Boyd, Mr. McCutcheon, Sir Alexander Peacock, and Mr. Watt ; three to be the quorum.
Question—put and resolved in the affirmative.

7. ADDRESS TO HIS EXCELLENCY THE GOVERNOR—WELCOME TO SIR REGINALD TALEOT.—Mr. Bent moved, by leave, That the following Address to His Excellency the Governor be agreed to by this House :—
To His Excellency the Honorable Sir REGINALD ARTHUR JAMES TALBOT, Knight Commander of the Most Honorable Order of the Bath, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY :

We, His Majesty's faithful and loyal subjects, the Members of the Legislative Assembly of Victoria in Parliament assembled, desire to convey to Your Excellency the expression of our loyalty to His Majesty's Throne and Person, and our regard for the high office His Majesty has been pleased to confer upon Your Excellency.

We extend to Your Excellency on behalf of the people of this State a cordial welcome to Victoria, and we beg that Your Excellency will receive our assurances that we shall at all times readily co-operate with Your Excellency in advancing the welfare of this part of His Majesty's Dominions beyond the Seas, and in preserving the connexion with the Mother Country.

Question—put and resolved in the affirmative.

Ordered—That the said Address be presented to His Excellency the Governor by Mr. Speaker and the Members of this House.

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

Education.—Report of the Minister of Public Instruction for the year 1902-3.

Independent Order of Foresters.—Report of the Royal Commission appointed to investigate and report on Allegations respecting the Acts of certain Persons connected with the Independent Order of Foresters in relation to Members of Parliament or Candidates for Parliament of the State of Victoria.

University of Melbourne—Royal Commission on the.—Final Report on Government Administration, Teaching Work, and Finances of the University of Melbourne, with Appendices.

Sir Samuel Gillott presented, by command of His Excellency the Governor—

Statistical Register of the State of Victoria for the year 1903—

Part I.—General Finance.

Part II.—Population.

Part III.—Social Condition.

Part IV.—Accumulation.

Part VI.—Municipal Statistics.

Part VII.—Law, Crime, &c.

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

Mines and Water Supply—Annual Report of the Secretary for, to the Hon D. McLeod, M.P., Minister of Mines and Water Supply, for the year 1903.

Severally ordered to lie on the Table.

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

Bank Liabilities and Assets.—Summary of Sworn Returns for the quarter ended 31st December, 1903.

Census of Victoria, 1901—

Part IX.—Occupations of the People,

Summary Tables.

Companies Act 1896.—Rules under Division VII.—Return by Prothonotary of Business of the Supreme Court.

Cyanide Patents Purchase Act 1900.—Addition to Regulations.—Order in Council.

Dentists Act 1898.—Medical Act 1890, Part II., and Dental Board of Victoria.—Regulations.

Explosives Act 1890—

Addition to List of Explosives authorized for Importation into and Manufacture in Victoria.—Class 3.—Nitro-Compound.—Division 1.—Haylite No. 1.—Order in Council.

Addition to List of Explosives authorized for Importation into and Manufacture in Victoria.—Class 3.—Nitro-Compound.—Division 2.—Smokeless Diamond Powder.—Order in Council.

Definition and Classification of "Rackarock" amended.—Class 4.—Chlorate Mixture.—Rackarock.—Order in Council.

Fire Brigades Act 1890—

Country Fire Brigades Board.—Report for the year ended 31st December, 1903 ; together with Statement of Receipts and Expenditure, and Assets and Liabilities, for that period.

Metropolitan Fire Brigades Board.—Report for year ending 31st December, 1903 ; together with Statement of Receipts and Expenditure, and Assets and Liabilities, for that period.

Hospitals for the Insane.—Report of the Inspector of Lunatic Asylums for the year ended 31st December, 1903.

Land Act 1901—

Addition to the Regulations.—Part III.—Mallee Lands.—Order in Council.
 Additions to the Regulations.—Part I.—General.—Order in Council.

Public Service Act 1890—

Regulations for the Guidance of Officers of the Public Service.
 Regulations.—Classification of General Division.—Department of Agriculture.
 Regulations.—Travelling Allowances.—Department of Law.
 Regulations.—Travelling Allowances.—Department of Mines and Water Supply.
 Addendum to Regulations.
 Regulations.—Classification of General Division.—Department of Law.
 Regulations.—Travelling Allowances.—Department of Agriculture.
 Regulations.—Attendance and Conduct of Officers.

Public Service Act 1901.—Copies of Papers in connexion with the Promotion of an Officer from the Fourth to the Third Class in the Department of Treasurer.

Royal Commissions.—Copies of Orders in Council fixing or including Expenditure—
 Butter Industry Commission.
 Independent Order of Foresters Commission.

9. LEGAL PRACTITIONERS RECIPROCITY ACT 1903 AMENDMENT BILL.—Mr. Mackey obtained leave, with Mr. Bent, to bring in a Bill intituled “*A Bill to amend the ‘Legal Practitioners Reciprocity Act 1903’*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
10. HIS EXCELLENCY THE GOVERNOR’S SPEECH.—Mr. Speaker reported that the House had this day attended His Excellency the Governor in the Legislative Council Chamber, when His Excellency was pleased to make a Speech to both Houses of Parliament; of which Mr. Speaker said he had, for greater accuracy, obtained a copy as follows:—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I am happy, on this the first occasion of my meeting Parliament, to be able to congratulate you upon the general prosperity of the country.

I have called you together in order that I may have your advice and assistance with regard to matters of importance which will be submitted to you by My Advisers.

It is most desirable for the welfare of the people that the greatest possible facilities should be afforded for settlement on the lands of the State. With this view a measure has been prepared, for your consideration, providing for the acquisition by the Crown, from private owners, of lands suitable for the purposes of closer settlement, not only in the distant country districts, but also within easy reach of centres of population. These lands will be acquired under conditions which, while effectually conserving the rights of the owners, will, it is hoped, prove of great advantage to the State. The areas will be utilized for the purpose of affording sons of farmers and others an opportunity of becoming proprietors of land, and of enabling workmen in towns to take up small blocks which they or their families may be able to cultivate.

With similar objects, an Amending Land Bill will be laid before you, providing for the throwing open for selection, in small areas, of land suitable for people of limited means, in those districts of the State which are, or which may in the future become, by means of irrigation or other works, valuable for the purposes of production.

With the further object of rendering fertile the arid portions of the State, it is intended to proceed, as rapidly and as fully as circumstances will permit, with the important work of Water Conservation and Irrigation. A Bill for this purpose will be brought before you, and that measure will embody the principle that those who derive benefit from the works shall contribute towards their cost.

My Advisers are impressed with the necessity of making known more widely the capabilities of the State in the matter of Food Production, and of securing a wider market for such produce; and they are using every endeavour to bring about those results. The methods of the Department of Agriculture will be improved, and the Dairying and other industries will be assisted as far as possible. In order to admit of the largest vessels in the world calling here for produce, steps are being taken to deepen the entrance to Port Phillip Heads.

The financial position of the State is, I am glad to inform you, such as to afford great satisfaction and to prove the wisdom of the various measures of economy which have recently been resorted to. For the financial year which will close at the end of June, the Railways, under the management of the present Commissioners, will have practically earned (in addition to working expenses, and an outlay of £115,000 on belated repairs and recoups of Capital Funds) full interest charges on the railway debt, which forms about four-fifths of the total indebtedness of the State.

In these favorable circumstances, My Advisers feel justified in proposing a reduction of the Income Tax, and they will have pleasure in submitting to you a Bill for that purpose.

The greatest economy will still be exercised in every Department of the Public Service, and every opportunity of reducing the cost of administration will be availed of.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates of Expenditure for the ensuing year, which have been prepared with the greatest regard to economy, will be submitted to you in due course.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

It is the intention of the Government to undertake, out of revenue, a number of public works which will be beneficial to the community.

Attention is being given to the development of the Mining Industry. A Bill was submitted to the last Parliament providing for several important changes in the existing law, but the time available did not admit of its becoming law. A measure will be introduced containing all the principal provisions of the former Bill, together with several important additions which experience has shown to be desirable and necessary. This measure will include provisions for the simplification of administration; for the protection from accidents of miners and engine-drivers; for proper ventilation; and for improving the health conditions of underground workers; also for giving such increased security of tenure as will encourage the investment of capital in mining.

Boring operations having proved of the greatest value in discovering mineral deposits and in determining the course of the old auriferous beds, it is intended to provide plant for carrying on those operations in various parts of the State, with respect both to gold and coal.

As regards Dredging, it is intended to proceed with caution, because, while much good may result therefrom in some parts of the State, yet in others loss and damage may ensue. Every application for a dredging licence will, therefore, be carefully and fully inquired into, and will only be granted when the work can be carried on without undue risk.

It is also intended to extend the provisions of the Mines Development Act, so as to provide, by means of loans, assistance to companies and parties engaged in developing auriferous areas.

The Conservation of the State Forests is receiving careful consideration, and it is hoped that, by a re-organization of the Forests Department and by the adoption of improved methods of administration, not only will the valuable timber of the State be more effectually preserved and rendered available, but a large revenue will be derived therefrom.

The great importance to the community of unadulterated and wholesome Food is recognised by the Government, and a Bill to secure, as far as possible, this most desirable result will be laid before you.

My Advisers have appointed a Commission to inquire into the working of the Butter Industry; and the Report of that Commission, when presented, will be immediately taken into careful consideration with a view to the initiation of any legislation which may be found to be necessary.

The Factories Acts, which were passed for limited periods, have successfully stood the test of experience, and a Bill will be brought forward for consolidating and placing those Acts permanently upon the Statute-book.

I now leave you to your deliberations, which, I trust, under the blessing of Divine Providence, will conduce to the prosperity and happiness of the people.

R. TALBOT.

11. ADDRESS IN REPLY TO THE GOVERNOR'S SPEECH.—Mr. Gray moved, That the following Address, in reply to the Speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House :—

MAY IT PLEASE YOUR EXCELLENCY :

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

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

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

Ordered—That the debate be adjourned until Tuesday next.

Ordered—That the debate take precedence of all other business.

12. ADJOURNMENT.—Mr. Bent moved, That the House, at its rising, adjourn until Tuesday next, at four o'clock.

Question—put and resolved in the affirmative.

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

Question—put and resolved in the affirmative.

And then the House, at thirty minutes past five o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 3.

TUESDAY, 5TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following Warrant appointing “The Committee of Elections and Qualifications” was laid upon the Table by Mr. Speaker:—

VICTORIA.

Legislative Assembly.

Pursuant to the provisions of the two hundred and ninety-first section of *The Constitution Act Amendment Act 1890*, I do hereby appoint—

James Arthur Boyd, Esquire,
 Frederick Hadkinson Bromley, Esquire,
 George Alexander Elmslie, Esquire,
 George Fairbairn, Esquire,
 The Honorable Jonas Felix Levien,
 Donald Mackinnon, Esquire, and
 The Honorable William Alexander Watt

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

Given under my hand this fifth day of July, One thousand nine hundred and four.

FRANK MADDEN,
 Speaker.

3. ADDRESS IN REPLY TO THE GOVERNOR'S SPEECH.—The Order of the Day for the resumption of the debate on the question—That the following Address, in reply to the Speech of His Excellency the Governor to both Houses of Parliament, be agreed to by this House:—

MAY IT PLEASE YOUR EXCELLENCY :

We, the Legislative Assembly of Victoria, in Parliament assembled, beg to express our loyalty to our Most Gracious Sovereign, and to thank your Excellency for the gracious Speech which you have been pleased to address to Parliament—having been read—

Debate resumed.

Question—put and resolved in the affirmative.

Ordered—That the said Address be presented to His Excellency the Governor by Mr. Speaker and the Members of the House.

4. DAYS OF BUSINESS.—Mr. Murray moved, pursuant to notice given by Mr. Bent, That Tuesday, Wednesday, and Thursday in each week during the present Session be the days on which this House shall meet for the despatch of business, and that Four o'clock be the hour of meeting on each day; and that no fresh business, except the postponement of business on the Notice-paper, be called on after half-past Ten o'clock.

Question—put and resolved in the affirmative.

5. ORDER OF GOVERNMENT BUSINESS.—Mr. Murray moved, pursuant to notice given by Mr. Bent, That on Tuesday and Thursday in each week during the present Session Government Business shall take precedence of all other business.

Question—put and resolved in the affirmative.

6. ORDER OF GOVERNMENT BUSINESS AND PRIVATE BUSINESS.—Mr. Murray moved, pursuant to notice given by Mr. Bent, That on Wednesday in each week during the present Session Government Business shall take precedence of all other business until half-past Eight o'clock; after that hour business shall be called on in the following order, viz. :—

On one Wednesday—

Private Bill Business :

1. Notices of Motion.
2. Orders of the Day.

General Business :

1. Notices of Motion.
2. Orders of the Day.

On the alternate Wednesday—

General Business :

1. Orders of the Day.
2. Notices of Motion.

Private Bill Business :

1. Orders of the Day.
2. Notices of Motion.

Question—put and resolved in the affirmative.

7. LIBRARY COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following Members form the Library Committee of the Legislative Assembly during the present Session, with power to confer with the Committee of the Legislative Council :—Mr. Speaker, Mr. Beazley, Mr. Fairbairn, Mr. McBride, and Mr. Morrissey; and that the Committee have leave to sit on days on which the House does not meet.
Question—put and resolved in the affirmative.
8. STANDING ORDERS COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following Members form the Standing Orders Committee during the present Session :—Mr. Speaker, Mr. Beazley, Mr. Bent, Mr. J. Cameron, Mr. Gaunson, Sir Samuel Gillott, Mr. Irvine, Mr. Levien, Mr. Mackey, Mr. Mackinnon, Sir Alexander Peacock, and Mr. Prendergast; and that the Committee have leave to sit on days on which the House does not meet; five to be the quorum.
Question—put and resolved in the affirmative.
9. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following Members form the Parliament Buildings Committee of the Legislative Assembly during the present Session, with power to confer with the Committee of the Legislative Council :—Mr. Speaker, Mr. E. H. Cameron, Mr. Elmslie, Mr. Graham, and Mr. McGregor; and that the Committee have leave to sit on days on which the House does not meet.
Question—put and resolved in the affirmative.
10. PRINTING COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following Members form the Printing Committee during the present Session :—Mr. Speaker, Mr. Bowser, Mr. Bromley, Mr. Downward, Mr. Harris, Mr. Holden, Mr. Keast, Mr. Langdon, Mr. McCutcheon, Mr. McGregor, and Mr. Prendergast; and that the Committee have leave to sit on days on which the House does not meet; three to be the quorum.
Question—put and resolved in the affirmative.
11. REFRESHMENT ROOMS COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following Members form the Refreshment Rooms Committee of the Legislative Assembly during the present Session, with power to confer with the Committee of the Legislative Council :—Mr. G. H. Bennett, Mr. Forrest, Mr. McBride, Mr. Thomson, and Mr. Wilkins; and that the Committee have leave to sit on days on which the House does not meet.
Question—put and resolved in the affirmative.
12. ADULTERATION OF FOOD BILL.—Mr. E. H. Cameron obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill relating to the Adulteration of Food*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
13. CLOSER SETTLEMENT BILL.—Mr. Murray obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to provide for the Acquisition and Disposal of Land for Closer Settlement and other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
14. MINES ACTS FURTHER AMENDMENT BILL.—Mr. McLeod obtained leave, with Mr. Murray, to bring in a Bill intituled "*A Bill to further amend the Mines Acts*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
15. LAND ACTS AMENDMENT BILL.—Mr. Murray obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to amend the Land Acts*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

- 16. WATER ACTS AMENDMENT BILL.—Mr. Swinburn obtained leave, with Mr. Bent, to bring in a Bill intituled “ *A Bill to amend the Water Acts* ”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
- 17. TIED HOUSES ABOLITION BILL.—Mr. Bailes obtained leave, with Mr. McGregor, to bring in a Bill intituled “ *A Bill to abolish Tied Houses* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 13th July instant.
- 18. SEPARATE REPRESENTATION REPEAL BILL.—Mr. Hannah obtained leave, with Mr. Solly, to bring in a Bill intituled “ *A Bill to amend the Constitution Act Amendment Acts particularly as regards Separate Representation* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 27th July instant.
- 19. BOILERS INSPECTION BILL.—Mr. Sangster obtained leave, with Mr. Elmslie, to bring in a Bill intituled “ *A Bill to provide for the Inspection and Regulation of Boilers* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 13th July instant.
- 20. ADULTERATION OF CHAFF BILL.—Mr. Graham obtained leave, with Mr. Livingston, to bring in a Bill intituled “ *A Bill to prevent the Adulteration of Chaff, Crushed Oats, and other Fodders and for other purposes* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 20th July instant.
- 21. TOTALIZATOR BILL.—Mr. Duffus obtained leave, with Mr. Hunt, to bring in a Bill intituled “ *A Bill to legalize the Totalizator* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 10th August next.
- 22. HACKNEY CARRIAGES LAW AMENDMENT BILL.—Mr. Bromley obtained leave, with Mr. Elmslie, to bring in a Bill intituled “ *A Bill to amend the Law relating to Hackney Carriages in the Metropolitan District* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 7th September next.
- 23. DEBTS RECOVERY (MARRIED PERSONS) BILL.—Mr. Hutchinson, pursuant to notice given by Mr. Bowser, obtained leave, with Mr. Graham, to bring in a Bill intituled “ *A Bill to provide for the Recovery from Married Persons of Debts incurred for Necessaries* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 24th August next.
- 24. MUNICIPAL RATING (UNIMPROVED VALUE) BILL. — Mr. Holden obtained leave, with Mr. Watt, to bring in a Bill intituled “ *A Bill to amend the ‘Local Government Act 1903’ so as to provide for the Optional Rating by Municipalities on the Unimproved Value of Rateable Property* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 10th August next.
- 25. LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL.—Mr. McGregor obtained leave, with Mr. Anstey, to bring in a Bill intituled “ *A Bill to amend the ‘Local Government Act 1903’* ”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
- 26. SCAFFOLDING INSPECTION BILL.—Mr. Hannah obtained leave, with Mr. Elmslie, to bring in a Bill intituled “ *A Bill to provide for the Inspection of Scaffolding, Lifts, and similar Appliances* ”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
- 27. CREDIT FONCIER EXTENSION BILL.—Mr. Hannah obtained leave, with Mr. Beard, to bring in a Bill intituled “ *A Bill to amend the Savings Banks Acts with the view of enabling Working Men to obtain Advances under the Credit Foncier System at the same Rate of Interest as Land-owners* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 10th August next.
- 28. MUNICIPAL ELECTIONS (ADULT SUFFRAGE) BILL.—Mr. Colechin obtained leave, with Mr. Lemmon, to bring in a Bill intituled “ *A Bill to provide for Adult Suffrage at Municipal Elections* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 24th August next.
- 29. CONCILIATION AND ARBITRATION BILL.—Mr. Lemmon obtained leave, with Mr. Warde, to bring in a Bill intituled “ *A Bill for the purpose of creating Boards of Conciliation and a Court of Arbitration for the Prevention and Settlement of Industrial Disputes* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 10th August next.
- 30. LEAVE OF ABSENCE (THE HON. W. H. IRVINE).—Mr. Bent moved, by leave, That leave of absence for the remainder of the Session be granted to the Member for Lowan, the Honorable William Hill Irvine. Debate ensued.
Question—put and resolved in the affirmative.
- 31. LEAVE OF ABSENCE (R. G. McCUTCHEON, ESQ.).—Mr. Bent moved, by leave, That leave of absence for one month be granted to the Member for St. Kilda, Robert George McCutcheon, Esq.
Question—put and resolved in the affirmative.

32. SUPPLY.—Mr. Bent moved, That this House will, this day, resolve itself into a Committee to consider of the Supply to be granted to His Majesty.
Question—put and resolved in the affirmative.
33. WAYS AND MEANS.—Mr. Bent moved, That this House will, this day, resolve itself into a Committee to consider of the Ways and Means for raising the Supply to be granted to His Majesty.
Question—put and resolved in the affirmative.
34. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

1904.

VICTORIA.

ESTIMATE OF EXPENDITURE, 1904-5.

R. TALBOT,

Governor of Victoria.

Message No. 1.

The Governor transmits to the Legislative Assembly an Estimate of Expenditure for the months of July and August in the year 1904-5, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, 5th July, 1904.

Ordered to lie on the Table, and, together with the accompanying Estimate, to be referred to the Committee of Supply.

35. ACTING CHAIRMAN OF COMMITTEES.—Mr. Bent moved, by leave, That the Member for Essendon, the Honorable William Alexander Watt, act as Chairman of Committees for this day.
Question—put and resolved in the affirmative.
36. SUPPLY.—The Order of the Day for going into the Committee of Supply having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.
Question—put and 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; Mr. Watt having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.
Mr. Watt also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
37. SUPPLY.—Mr. Watt reported from the Committee of Supply the following resolution :—

Resolved—That a sum not exceeding £928,063 be granted to His Majesty on account for or towards defraying the following services for the year 1904-5, viz. :—

Division No.	£
1. Legislative Council	225
2. Legislative Assembly	1,475
3. Parliamentary Standing Committee on Railways	110
4. Victorian Parliamentary Debates	665
5. The Library	260
6. State Reading Room	150
7. Refreshment Rooms	255
8. Public Service Commissioner	220
9. Administrative and Scientific	7,505
10. Government Statist	2,705
11. Police	48,500
12. Penal Establishments and Gaols	8,710
13. Hospitals for the Insane	20,200
14. Neglected Children and Reformatory Schools	10,860
15. Public Library, Museums, and National Gallery	3,255
16. Government Shorthand Writer	380
17. Auditor-General	1,965
18. Aborigines	900
19. Exhibitions	50
20. Grants	975
21. Miscellaneous	7,485
22. Education	5,245
23. Do.	97,437

Division No.	£
24. Melbourne University	750
25. Technical Schools	2,875
26. Miscellaneous	327
27. Supreme Court	644
28. Law Officers of the Crown	2,838
29. Crown Solicitor	925
30. Prothonotary	264
31. Master in Equity and Lunacy	905
32. Registrar-General and Registrar of Titles	5,470
33. Patents	93
34. Sheriff	4,650
35. Comptroller of Stamps, &c.	538
36. Miscellaneous	125
37. County Courts, Courts of Insolvency, Courts of Mines, General and Petty Sessions	5,162
38. Police Magistrates and Wardens	3,242
39. Clerks of Courts	3,311
40. Coroners	1,520
41. Miscellaneous	125
42. Treasury	4,910
43. Income Tax	2,715
44. Curator of Estates of Deceased Persons	305
45. Government Printer	7,193
46. Advertising	500
47. Grant to Charitable Institutions	3,000
48. Transport, &c.	300
49. Unforeseen and Accidental Expenditure	1,000
50. Carriage of Grain	7,000
51. Carriage of Coal	1,500
52. Travelling Expenses, Governor, &c.	850
53. Miscellaneous	400
54. Advance to Treasurer	200,000
55. Survey, Sale, and Management of Crown Lands	11,704
56. Public Parks, Gardens, and Reserves	520
57. Botanical and Domain Gardens	1,270
58. Extirpation of Rabbits and Wild Animals	2,807
59. Village Settlements and Labour Colonies	260
60. Miscellaneous	100
61. Public Works	5,509
62. Ports and Harbors	4,562
63. Victorian Railways Construction Branch	615
64. Miscellaneous	220
65. Works and Buildings	26,240
66. Road Works and Bridges	3,800
67. Mines	4,079
68. Maintenance of Testing Plants	500
69. Boring for Gold and Coal	2,500
70. Miscellaneous	1,120
71. Water Supply	1,954
72. Waterworks in Country Districts	400
73. Coliban, Geelong, and National Works	4,600
74. Agriculture and Industries	1,538
75. Diseases in Stock	1,445
76. Vegetation Diseases	816
77. Maffra Beet Sugar Factory	83
78. Technical Education	2,531
79. State Forests and Nurseries	3,939
80. Viticulture Industry	528
81. Development of Export Trade	305
82. Grants	29
83. Miscellaneous	6,126
84. Public Health	3,582
85. Victorian Railways	350,000
86. Miscellaneous	1,212
	£928,063

38. WAYS AND MEANS.—The Order of the Day for going into the Committee of Ways and Means having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into the Committee of Ways and Means.

Mr. Speaker resumed the Chair; Mr. Watt having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

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

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

39. WAYS AND MEANS.—Mr. Watt reported from the Committee of Ways and Means the following resolution :—

Resolved—That towards making good the Supply granted to His Majesty for the service of the year 1904–5 the sum of £928,063 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.

40. CONSOLIDATED REVENUE BILL (No. 1).—Mr. Bent then brought up a Bill intituled “ *A Bill to apply out of the Consolidated Revenue the sum of Nine hundred and twenty-eight thousand and sixty-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time this day.

Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair ; Mr. Watt 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. Bent, read a third time.

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

41. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of the Order of the Day be postponed until to-morrow.

42. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at fifty minutes past nine o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 4.

WEDNESDAY, 6TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMPLAINT—THE "AGE" NEWSPAPER.—Complaint being made to the House by David Gaunson, Esquire, Member representing Public Officers, of an article in the *Age* newspaper of this day, printed and published by J. W. Packer, Collins-street, Melbourne, containing the following remarks with reference to a speech made by the Honorable Member in Committee of Supply the previous evening:—"Mr. Gaunson imparted a burlesque tone to the debate at the outset by a characteristic tirade against the press. Returning to his old fad, he advocated a daily *Hansard*, and showed how genuine is his belief in the liberty-loving principles that have distinguished his fitful political career by proposing a scheme for providing the daily *Hansard* with a working capital of £100,000 from the jump in a very simple way, namely, by making it compulsory on advertisers to publish all advertisements in this entertaining publication. The impracticability of the scheme was too self-evident to win for it any serious consideration."
- The said newspaper was handed in, and the words complained of having been read as follows:—"by proposing a scheme for providing the daily *Hansard* with a working capital of £100,000 from the jump in a very simple way, namely, by making it compulsory on advertisers to publish all advertisements in this entertaining publication"
- Mr. Gaunson moved, That Mr. J. W. Packer, publisher of the *Age* newspaper, do attend this House to-morrow.
- Debate ensued.
- Mr. Watt moved, That the debate be now adjourned.
- And, after debate—
- Question—That the debate be now adjourned—put and resolved in the affirmative.
- Ordered—That the debate be adjourned until Tuesday next.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative 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 Nine hundred and twenty-eight thousand and sixty-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*" without amendment.
- H. J. WRIXON,
President.
- Legislative Council,
Melbourne, 6th July, 1904.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
- Mines Act 1890.—Victorian Mining Accident Relief Fund.—Balance-sheet, 31st December, 1903.
- Parliamentary Standing Committee on Railways.—Thirteenth General Report.
- Public Library, Museums, and National Gallery of Victoria—Report of the Trustees of the, for 1903, with a Statement of Income and Expenditure for the financial year 1902-3.
- Water Acts—
- Bacchus Marsh Irrigation and Water Supply Trust—
Additional Loan of £500.
Graduated Rate.—Regulation No. 11.
- Benjeroop and Murrabit Irrigation and Water Supply Trust.—Rating Regulation.
- Campaspe Irrigation and Water Supply Trust—
Rating Regulation,
Regulation No. 2.

- Cohuna Irrigation and Water Supply Trust—
Minimum Rates for year 1904.—Order in Council.
General Rate.—Rating Regulation.
Regulation No. 29.
- Kerang East Irrigation and Water Supply Trust—
General Rate.—Rating Regulation.
Special Rate.—Rating Regulation.
- Macorna North Irrigation and Water Supply Trust—
Graduated Rate (Draft Form).—Regulation No. 14.
Graduated Rate.—Regulation No. 14.
- Macorna North, Dry Lake, and South Kerang Irrigation and Water Supply Trusts—
Order apportioning Liabilities in regard to Macorna North Trust's No. 11 Channel repealed.—Order in Council.
Re-apportionment of Liabilities in regard to Macorna North Irrigation and Water Supply Trust's No. 11 Channel.—Order in Council.
- Marquis Hill Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.
- Shire of Wimmera and the Western Wimmera Irrigation and Water Supply Trust.—
Application of Municipal Funds.
- South Kerang Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.
- Swan Hill Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.
- Tragowel Plains Irrigation and Water Supply Trust.—Graduated Rate for year 1904.
- Twelve Mile Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.
- United Koondrook and Myall Irrigation and Water Supply Trust.—Authority for Overdraft.
- Wandella Irrigation and Water Supply Trust—
General Rate.—Rating Regulation.
Increasing Trust District and re-defining Boundaries.—Order in Council.
- Western Wimmera Irrigation and Water Supply Trust—
Rating Divisions.—Order in Council.
Regulation No. 31.

5. ACTING CHAIRMAN OF COMMITTEES.—Mr. Bent moved, by leave, That the Member for Essendon, the Honorable William Alexander Watt, act as Chairman of Committees for this day.
Question—put and resolved in the affirmative.

6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 2.

In accordance with the requirements of section 57 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 to provide for converting a certain portion of the Public Debt of Victoria into Debentures.

Government Offices,
Melbourne, 6th July, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

7. PUBLIC DEBT CONVERSION BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 2, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Watt having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day. Mr. Watt reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to provide for converting a certain portion of the Public Debt of Victoria into Debentures.

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

Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Bent then brought up a Bill intituled "*A Bill to provide for converting a certain portion of the Public Debt of Victoria into Debentures*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 3.

In accordance with the requirements of section 57 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 relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June, One thousand nine hundred and four.

Government Offices,
Melbourne, 6th July, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

9. **SURPLUS REVENUE BILL.**—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 3, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Watt having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day. Mr. Watt reported that the Committee had agreed to the following resolution:—
- Resolved*—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June, One thousand nine hundred and four.
- And the said resolution was read a second time and agreed to by the House.
- Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.
- Mr. Bent then brought up a Bill intituled "*A Bill relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June One thousand nine hundred and four*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
10. **RAILWAYS STANDING COMMITTEE LAW AMENDMENT BILL.**—Mr. Bent obtained leave, with Mr. E. H. Cameron, to bring in a Bill intituled "*A Bill to amend the Law relating to the Railways Standing Committee*"; and the said Bill was read a first time, ordered to be printed, and read a second time this day.
- Mr. Bent moved, by leave, That this Bill be now read a second time.]
Debate ensued.
Mr. Warde moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
11. **ARTIFICIAL MANURES ACT 1897 AMENDMENT BILL.**—Mr. Murray obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled "*A Bill to amend the 'Artificial Manures Act 1897'*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
12. **LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL (No. 2).**—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled "*A Bill to amend the 'Local Government Act 1903'*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
13. **ORDER OF GOVERNMENT BUSINESS AND PRIVATE BUSINESS—SUSPENSION OF SESSIONAL ORDER.**—Mr. Bent moved, by leave, That the Sessional Order relating to the Order of Business be suspended for this evening so as to allow General Business to be proceeded with before half-past eight o'clock. Debate ensued.
Question—put and resolved in the affirmative.
14. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, Government Business, be postponed until to-morrow.
15. **LEGAL PRACTITIONERS RECIPROCITY ACT 1903 AMENDMENT BILL (No. 2).**—Mr. Bailes, pursuant to notice given by Mr. Beazley, obtained leave, with Mr. Mackinnon, to bring in a Bill intituled "*A Bill to render Section Two of the 'Legal Practitioners Reciprocity Act 1903' operative pending the making of Rules thereunder*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 27th July instant.
16. **EIGHT HOURS ANNIVERSARY CELEBRATION COMMITTEE.**—Mr. Boyd moved, pursuant to *amended* notice, That a Select Committee be appointed to inquire into and report upon the collection and distribution of the funds received by the Eight Hours Anniversary Celebration Committee for the years 1900 to 1904 inclusive, in connexion with their Art Union, such Committee to consist of Mr. Argyle, Mr. J. Cameron, Mr. Holden, Mr. Lawson, Mr. Morrissey, Mr. Watt, and the Mover, with power to send for persons, papers, and records, to sit on days on which the House does not meet, and to report the minutes of evidence from time to time; five to be the quorum.
Debate ensued.
Motion, by leave, withdrawn.
17. **OPENING PUBLIC LIBRARY, MUSEUM, AND ART GALLERIES ON SUNDAY.**—Mr. Bromley moved, pursuant to *amended* notice, That, in the opinion of this House, it is desirable that the Public Library, Museum, and Art Galleries should be open to the public on Sundays from one o'clock to five o'clock, provided that no employé shall be required to work seven days per week, or on any Sunday, against his conscience.
Debate ensued.
Mr. Bent moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday, 20th July instant.
18. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, General Business, be postponed until Wednesday, 20th July instant.
19. **ADJOURNMENT.**—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 5.

THURSDAY, 7TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MEMBER SWORN.—E. Cameron, Esq., took and subscribed the Oath required by law.
3. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 1 be postponed until Tuesday next.
4. CLOSER SETTLEMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Speaker said—“ I have had this Bill in my hands for the first time to-day, and although it has passed its first reading, Honorable Members have had no opportunity of seeing it. I am now of opinion that it is a Bill which should be initiated by a Message from the Governor, and that not having been done, I consider that the Bill is not in order. I would suggest that it should be now initiated in the proper manner.”
Mr. Murray moved, That the said Order of the Day be discharged.
Question—put and resolved in the affirmative.
Ordered—That the said Bill be withdrawn.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 to 13 inclusive be postponed until Tuesday next.
6. ADJOURNMENT.—Mr. Murray moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fifty-five minutes past four o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 6.

TUESDAY, 12TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF ADDRESS OF WELCOME TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he had, that day, waited upon His Excellency the Governor, and had presented to him the Address of the Legislative Assembly, agreed to on the 30th June last, and that His Excellency had been pleased to make the following reply:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

On behalf of the King I accept with great satisfaction your renewed expressions of loyalty to His Majesty's Throne and Person.

I thank you for the cordial welcome accorded to me by the representatives of the people of Victoria upon my assumption of the high office of Governor.

It will be my pleasing duty to co-operate to the utmost of my power with Parliament, in advancing the welfare and happiness of the people.

I take this opportunity of congratulating you upon the satisfactory condition of the finances of the State, which I hope and believe betokens increasing and continued prosperity to all classes in Victoria.

3. PRESENTATION OF ADDRESS IN REPLY TO SPEECH OF HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he had, that day, waited upon His Excellency the Governor, and had presented to him the Address of the Legislative Assembly, agreed to on the 5th July instant, in reply to His Excellency's Speech on the opening of Parliament, and that His Excellency had been pleased to make the following reply:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you, in the name and on behalf of His Majesty the King, for the expression of loyalty to our Most Gracious Sovereign. I confidently hope that the results of your labours may tend to the advancement of this State.

R. TALBOT.

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

Bank Liabilities and Assets.—Summary of Sworn Returns for the quarter ended 31st March, 1904.

Land Act 1901.—Amendment of and Additions to the Regulations.—Order in Council.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Murray, and the same was read:—

R. TALBOT,

Governor of Victoria.

Message No. 4.

In accordance with the requirements of section 57 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 providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes.

Government Offices,
Melbourne, 8th July, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

6. COMPLAINT.—The Order of the Day for the resumption of the debate on the question—That Mr. J. W. Packer, publisher of the *Age* newspaper, do attend this House to-morrow—having been read—Ordered, after debate—That the said Order of the Day be discharged.

7. SURPLUS REVENUE BILL.—The Order of the Day for the second reading of this Bill having been read—

Mr. Bent moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put.
 The House divided.

Ayes, 49.

Mr. Anstey,	Mr. Hutchinson,
Mr. Argyle,	Mr. Keast,
Mr. Bailes,	Mr. Keogh,
Mr. H. S. Bennett,	Mr. Kirkwood,
Mr. Bent,	Mr. Lemmon,
Mr. J. W. Billson,	Mr. Levien,
Mr. Bowser,	Mr. Livingston,
Mr. Bromley,	Mr. Mackey,
Mr. E. Cameron,	Mr. McBride,
Mr. E. H. Cameron,	Mr. McGrath,
Mr. J. Cameron,	Mr. McKenzie,
Mr. Carlisle,	Mr. McLeod,
Mr. Colechin,	Mr. Morrissey,
Mr. Craven,	Mr. Murray,
Mr. Cullen,	Mr. Outtrim,
Mr. Downward,	Mr. Prendergast,
Mr. Duffus,	Mr. Sangster,
Mr. Elmslie,	Mr. Smith,
Mr. Fairbairn,	Mr. Warde,
Mr. Forrest,	Mr. Watt,
Mr. Gaunson,	Mr. Wilkins.
Sir Samuel Gillott,	
Mr. Graham,	<i>Tellers.</i>
Mr. Gray,	
Mr. Harris,	Mr. Boyd,
Mr. Hunt,	Mr. Thomson.

Noes, 12.

Mr. Beard,	Sir Alexander Peacock,
Mr. G. H. Bennett,	Mr. Solly,
Mr. A. A. Billson,	Mr. Toutcher.
Mr. Hannah,	
Mr. Lawson,	<i>Tellers.</i>
Mr. Mackinnon,	Mr. Holden,
Mr. Oman,	Mr. McGregor.

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

Ordered—That the Bill be considered in Committee of the whole House this day.

8. CHAIRMAN OF COMMITTEES.—Mr. McBride moved, That the Member for Benambra, Mr. Albert William Craven, be appointed Chairman of Committees of this House, which motion was seconded by Mr. Downward.
- Sir Alexander Peacock moved, That the Member for Richmond, Mr. George Henry Bennett, be appointed Chairman of Committees of this House, which motion was seconded by Mr. Bromley.
- Mr. J. W. Billson moved, That the Member for Collingwood, Mr. Edgar Wilkins, be appointed Chairman of Committees of this House, which motion was seconded by Mr. Beard.
- Debate ensued.
- Motion, That the Member for Richmond, Mr. George Henry Bennett, be appointed Chairman of Committees of this House, by leave, withdrawn.
- Question—That the Member for Benambra, Mr. Albert William Craven, be appointed Chairman of Committees of this House—put.
- The House divided.

Ayes, 33.

Mr. Argyle,	Mr. Hutchinson,
Mr. Bent,	Mr. Keast,
Mr. A. A. Billson,	Mr. Keogh,
Mr. Bowser,	Mr. Kirkwood,
Mr. E. Cameron,	Mr. Levien,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. McBride,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. McLeod,
Mr. Duffus,	Mr. Murray,
Mr. Fairbairn,	Mr. Robertson,
Mr. Forrest,	Mr. Watt.
Sir Samuel Gillott,	
Mr. Graham,	<i>Tellers.</i>
Mr. Gray,	
Mr. Harris,	Mr. Boyd,
Mr. Hunt,	Mr. Thomson.

Noes, 27.

Mr. Beard,	Mr. Morrissey,
Mr. G. H. Bennett,	Mr. Oman,
Mr. H. S. Bennett,	Mr. Outtrim,
Mr. J. W. Billson,	Sir Alexander Peacock,
Mr. Bromley,	Mr. Prendergast,
Mr. Colechin,	Mr. Sangster,
Mr. Elmslie,	Mr. Smith,
Mr. Gaunson,	Mr. Solly,
Mr. Hannah,	Mr. Toutcher,
Mr. Holden,	Mr. Warde.
Mr. Lawson,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. Mackinnon,	
Mr. McGrath,	Mr. Anstey,
Mr. McGregor,	Mr. Bailes.

And so it was resolved in the affirmative.

9. SURPLUS REVENUE BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day Nos. 2 to 12 inclusive be postponed until to-morrow.

Ordered—That the consideration of the following Order of the Day be postponed until to-morrow:—

Closer Settlement Bill (No. 2)—Message from His Excellency the Governor—To be considered in Committee.

11. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

WEDNESDAY, 13TH JULY, 1904.

- 1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
- 2. RAILWAYS OFFICERS PROMOTIONS.—Mr. Solly moved, pursuant to *amended* notice, That there be laid before this House a return showing—
 - 1. What officers in the Railways Department have had their positions changed during the present Commissioners' administration.
 - 2. What increase of salaries has been paid in respect to each individual concerned.
 - 3. The length of service in each case.

Question—put and resolved in the affirmative.

- 3. RAILWAYS SEXAGENARIANS.—Mr. Solly moved, pursuant to notice, That there be laid before this House a return showing—
 - 1. How many men, if any, are there in the railway service over 60 years of age, and why retained.
 - 2. Their names and salaries.

Question—put and resolved in the affirmative.

- 4. PETITION.—Mr. Prendergast presented a Petition from William Vincent McCormick, of 434 Spencer-street, Melbourne, with reference to an article published in the *People's Daily* newspaper, of which the Petitioner was the registered publisher, reflecting on Sir Malcolm McEacharn in his capacity as Lord Mayor of Melbourne, and with reference to a prosecution for criminal libel instituted against the Petitioner by the said Sir Malcolm McEacharn, and praying that the House will be pleased to take the whole of the statements contained in the said Petition into consideration and grant the Petitioner such redress as may be deemed most fit.

On the motion of Mr. Prendergast, the Standing Orders were suspended so as to allow the Petition to be read.

The Petition was read by the Clerk.

Ordered to lie on the Table and to be taken into consideration to-morrow.

- 5. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 4, having been read—On the motion of Mr. Murray, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution:—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes.

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

Ordered—That Mr. Murray and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Murray then brought up a Bill intituled "*A Bill providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes*"; and the said Bill was read a first time. ordered to be printed, and read a second time this day.

6. SURPLUS REVENUE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 13 inclusive be postponed until to-morrow.
Ordered—That the consideration of the following Order of the Day be postponed until to-morrow :—
Closer Settlement Bill (No. 2)—Second reading.
8. TIED HOUSES ABOLITION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bailes moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same without amendment.
Ordered—That the Bill be read a third time on Wednesday, 21st September next.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, General Business, No. 2 be postponed until Wednesday, 27th July instant.

And then the House, at fifteen minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

THURSDAY, 14TH JULY, 1904.

1. The House 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. Bent, and the same was read :—

R. TALBOT, *Message No. 5.*
Governor of Victoria.

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

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

Government Offices,
Melbourne, 12th July, 1904.
3. PAPERS.—Sir Samuel Gillott presented, by command of His Excellency the Governor—
 Penal Establishments and Gaols.—Report of the Inspector-General for the year 1903.
 Ordered to lie on the Table.
 The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
 Public Service Act 1890.—Addendum to Regulations.—Section 59 (vi).
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 7 inclusive be postponed until after No. 8.
5. LEGAL PRACTITIONERS RECIPROCITY ACT 1903 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven 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. Mackey, read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
7. SURPLUS REVENUE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
 Mr. Speaker resumed the Chair; Mr. Craven 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.

(500 copies.)

8. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.

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

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

Ordered—That the debate be adjourned until Wednesday next.

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 7 and Nos. 9 to 13 inclusive, and the Order of the Day, General Business, be postponed until Tuesday next.

10. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at thirteen minutes past nine o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9

TUESDAY, 19TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MEMBER SWORN.—R. G. McCutcheon, Esq., took and subscribed the Oath required by law.
3. MUNICIPAL SUBSIDY ALLOCATION.—Mr. Robertson moved, pursuant to notice, That there be laid before this House a return showing the amount of money allocated to date out of the £150,000 provided under Act No. 1566, to the fourth, fifth, and sixth class shires, specifying—
 1. The name of and amount given to each shire.
 2. The amount still unexpended or set aside.
 Question—put and resolved in the affirmative.
4. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—

Water Act 1890.—Wimmera United Waterworks Trust.—Application for an Additional Loan of £12,945.
5. SURPLUS REVENUE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council:—

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

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 19th July, 1904.
7. JURIES ACTS AMENDMENT BILL.—On the motion of Mr. Mackey, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and read a second time to-morrow.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 11 inclusive, and the Order of the Day, General Business, be postponed until to-morrow.
9. ADJOURNMENT.—Mr. Swinburne moved, That the House do now adjourn.

Debate ensued.

 Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 10.

WEDNESDAY, 20TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STANDING ORDERS COMMITTEE.—Mr. Mackey, on behalf of Mr. Speaker, Chairman, brought up the First Report from the Standing Orders Committee.
The Report was read by the Clerk as follows :—
The Select Committee upon Standing Orders have the honour to report to your Honorable House as follows :—
Your Committee have considered the question of providing further conveniences for writing in the Assembly Chamber, and have arrived at the following resolutions :—
That, in the opinion of the Standing Orders Committee, twelve writing desks, similar in design to those used in the House of Representatives, should be provided in the Assembly Chamber, six on the Ministerial side, and six on the Opposition side.
That the position of the desks be fixed by Mr. Speaker.
Ordered to lie on the Table.
Mr. Mackey moved, That the Report be adopted.
Question—put and resolved in the affirmative.
3. STAMPS ACTS AMENDMENT BILL.—Mr. Mackey obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “ *A Bill to amend the Stamps Acts* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
4. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. McLeod moved, That this Bill be now read a second time.
Mr. Bailes moved, That the debate be now adjourned.
And, after debate—
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Thursday, 28th July instant.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 10 inclusive be postponed until after No. 11.
6. JURIES ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment ; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
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. Mackey, read a third time.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Council.
7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 10 inclusive and Nos. 12 and 13 be postponed until to-morrow,

(500 copies.)

8. **RETAIL SHOPS LIMITING BILL.**—Mr. Colechin obtained leave, with Mr. Beard, to bring in a Bill intituled “*A Bill to limit the number of Retail Shops controlled by one Proprietary or Company*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 31st August next.
9. **WEIGHBRIDGES AND SWORN WEIGHERS BILL.**—Mr. Bowser obtained leave, with Mr. Graham, to bring in a Bill intituled “*A Bill to provide for the Appointment of Sworn Weighers and the Acceptance of Weighbridge Records on the Victorian Railways*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 21st September next.
10. **OFFICE OF STATE GOVERNOR.**—Mr. Toutcher moved, pursuant to notice, That an humble Address be presented to His Majesty the King, praying that on the termination of the present Governor's term of office the question of the necessity of appointment of future State Governors for Victoria be taken into consideration.
 Debate ensued.
 Mr. Watt moved, as an amendment, That all the words after the word “office” be omitted with a view to insert in place thereof the following words :—“His Majesty's Imperial Advisers will be good enough to consult with the Government of Victoria concerning the appointment of future State Governors for Victoria.”
 And, after debate—
 Amendment, by leave, withdrawn.
 Original motion, by leave, withdrawn.
 Mr. Toutcher moved, by leave, That an humble Address be presented to His Majesty the King, praying that on the termination of the present Governor's term of office His Majesty may be graciously pleased, in appointing another representative, to take into consideration the altered circumstances of this State which result from Federation.
 Question—put and resolved in the affirmative.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, General Business, No. 1 be postponed until Wednesday, 7th September next, and Nos. 2 to 5 inclusive until Wednesday next.
12. **ADJOURNMENT.**—Mr. Murray moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.
- And then the House, at fifty-five minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

THURSDAY, 21ST JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—The following Petition, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, was presented :—
By Mr. A. A. Billson—
From certain residents of the district of Chiltern.
Ordered to lie on the Table.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Marine Act 1890.—Statement of Receipts and Disbursements on Pilotage Account for the year ended the 31st December, 1903.
Public Service Act 1901.—Copies of Papers in connexion with the Promotion of an Officer from the Second to the First Class in the Department of Treasurer.
4. BUTTER INDUSTRY COMMISSION.—Sir Samuel Gillott moved, pursuant to notice, That the Royal Commission appointed on the 11th April, 1904, to inquire and report as to the practice of secret commissions alleged to exist in the butter trade, and for other purposes, having incurred liabilities to the amount of the maximum expenditure already authorized, and not yet having concluded their inquiry, the House concurs in the expenditure by such Commission, for the purpose of their inquiry and report, of a further sum of One hundred pounds.
Debate ensued.
Question—put and resolved in the affirmative.
5. UNIVERSITY OF MELBOURNE COMMISSION.—Sir Samuel Gillott moved, pursuant to notice, That the Royal Commission appointed on the 27th February, 1902, to inquire into and report upon the financial condition of the University of Melbourne, and for other purposes, having incurred certain liabilities beyond the amount of the maximum expenditure already authorized, the House authorizes the payment to such Commission of a further sum of £27 4s. 8d., in discharge of the liabilities so incurred.
Debate ensued.
Question—put and resolved in the affirmative.
6. STATISTICS COLLECTION BILL.—Sir Samuel Gillott obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to provide for the Collection and Furnishing of Statistical Returns and Information*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
7. SERVICES OF THE ROYAL COMMISSION ON THE UNIVERSITY OF MELBOURNE.—Sir Samuel Gillott moved, by leave, That this House expresses its appreciation of the valuable services performed by the Honorable Theodore Fink and the Members of the Royal Commission on the University of Melbourne.
Debate ensued.
Question—put and resolved in the affirmative.
8. SUPPLY.—The Order of the Day for going into the Committee of Supply having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.
Question—put and negatived.
Resolved—That this House will, on Tuesday next, resolve itself into the Committee of Supply.

9. **SURPLUS REVENUE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—
 Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
 Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
 Mr. Bent moved, That this Bill be now recommitted to a Committee of the whole House for the reconsideration of clauses 4 and 5, and items 1, 8, 52, and 53 of the Schedule.
 Question—put and resolved in the affirmative.
 Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
 Mr. Speaker resumed the Chair ; Mr. Craven 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.
10. **SERVICES OF THE ROYAL COMMISSION ON THE UNIVERSITY OF MELBOURNE.**—Sir Samuel Gillott moved, by leave, That the Clerk be directed to enter on the Journals of the House that the resolution agreed to this day, with reference to the work of the President and Members of the Royal Commission on the University of Melbourne, was passed unanimously.
 Question—put and resolved in the affirmative.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 12 inclusive be postponed until Tuesday next.
12. **ADJOURNMENT.**—Mr. Bent moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

TUESDAY, 26TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—The following Petition, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, was presented :—
By Mr. Watt—
From certain residents of the district of Coburg.
Ordered to lie on the Table.
3. PAPERS.—Mr. Bent presented, by command of His Excellency the Governor—
Victorian Railways.—Report of the Victorian Railways Commissioners on the Rolling-stock, Way and Works, and Stores, dated 31st March, 1904.
Ordered to lie on the Table.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
Explosives Act 1890.—Report of the Chief Inspector of Explosives for the year 1903.
Factories, Work-rooms, and Shops—Report of the Chief Inspector of, for the year ended 31st December, 1903.
4. WELSHPOOL TRAMWAY BILL.—Mr. Bent obtained leave, with Mr. Mackey, to bring in a Bill intituled "*A Bill to authorize the construction of a Line of Rail or Tram-way from Welshpool Railway Station to Welshpool*" ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
5. SURPLUS REVENUE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with further amendments.
Mr. Bent moved, That this Bill be now re-recommended to a Committee of the whole House for the reconsideration of clauses 4 and 5, item 7, and new items in the Schedule.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with further amendments.
Ordered—That the Bill, as further amended, be printed and taken into consideration to-morrow.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 2 be postponed until to-morrow.
7. RAILWAYS STANDING COMMITTEE LAW 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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

8. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day Nos. 4 to 9 inclusive be postponed until to-morrow.
9. **STAMPS ACTS AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same without amendment.
 Ordered—That the Bill be read a third time to-morrow.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day Nos. 11 to 13 inclusive be postponed until to-morrow.
11. **ADJOURNMENT.**—Mr. Bent moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

WEDNESDAY, 27TH JULY, 1904.

- 1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
- 2. TEMPORARY CHAIRMEN OF COMMITTEES.—The following Warrant, nominating the Temporary Chairmen of Committees, was laid upon the Table by Mr. Speaker :—

VICTORIA.

Legislative Assembly.

Pursuant to the provisions of the Standing Order of the Legislative Assembly of the State of Victoria numbered 4A, I do hereby nominate—

George Henry Bennett, Esquire,
 John Bowser, Esquire,
 Frederick Hadkinson Bromley, Esquire,
 James Francis Duffus, Esquire, and
 John Thomson, Esquire,

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

Given under my hand this twenty-seventh day of July, One thousand nine hundred and four.

FRANK MADDEN,
Speaker.

- 3. TRAMWAYS ACT 1901 AMENDMENT BILL.—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “ *A Bill to amend the ‘ Tramways Act 1901’* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
- 4. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
- 5. STAMPS ACTS AMENDMENT BILL.—The Order of the Day for the third reading of this Bill having been read, and 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. Mackey, read a third time.
On the motion of Mr. Mackey, the House, after debate, agreed to the following amendment in this Bill :—
 Clause 2, page 2, line 8, after “ solicitor ” insert “ or any other person.”
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
- 6. CLOSER SETTLEMENT BILL (No. 2).—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,
 Ordered—That the debate be adjourned until this day.

7. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the Order of Business on Wednesday be suspended for this evening, so as to allow the debate on the second reading of the Closer Settlement Bill (No. 2) to be proceeded with during the whole of the sitting.

Debate ensued.

Question—put and resolved in the affirmative.

8. CLOSER SETTLEMENT BILL (No. 2).—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.

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

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

Ordered—That the debate be adjourned until to-morrow.

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 12 inclusive be postponed until to-morrow, and Orders of the Day, General Business, Nos. 1 to 3 inclusive and Nos. 5 to 7 inclusive until Wednesday, 10th August next, and No. 4 until Wednesday next.

10. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

THURSDAY, 28TH JULY, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—The following Papers, pursuant to the direction of an Act of Parliament, were laid upon the Table by the Clerk:—
 - Public Service Act 1890—
 - Regulations.—Promotion to the Higher Classes of the Clerical Division.
 - Regulations.—Classification of General Division.—Department of Public Works.
3. PETITION.—The following Petition, praying that the House will reject the proposal to abolish Mining Boards, was presented:—
 - By Mr. Oman—
 - From certain miners and others interested in mining, residents of the Raglan Division of the mining district of Ararat and Stawell.
 Ordered to lie on the Table.
4. SERVICES OF THE ROYAL COMMISSION ON THE UNIVERSITY OF MELBOURNE—THE HONORABLE THEODORE FINK, PRESIDENT OF THE COMMISSION, TO ATTEND THE HOUSE.—Mr. Bent moved, by leave, That the Honorable Theodore Fink, President of the Royal Commission on the University of Melbourne, be requested to attend this House at half-past four o'clock on Thursday next, the 4th day of August, in order that Mr. Speaker may then convey to him the resolution agreed to by this House on Thursday, the 21st July instant.
 - Question—put and resolved in the affirmative.
5. TOLLS AND RATES ON GOODS ARRIVING COASTWISE FROM VICTORIAN PORTS.—Mr. Bent moved, pursuant to notice, That this House do now resolve itself into a Committee of the whole to consider the expediency of amending sections one hundred and ten and one hundred and eleven of the *Melbourne Harbor Trust Act* 1890 and section twenty of the *Marine Act* 1890, so as to give power to collect tolls and rates upon goods landed in Victoria arriving coastwise from any place within Victoria.
 - Question—put and resolved in the affirmative.
 - Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
 - Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.
 - Mr. Craven reported from a Committee of the whole House the following resolution:—
 - Resolved*—That it is expedient to amend sections one hundred and ten and one hundred and eleven of the *Melbourne Harbor Trust Act* 1890 and section twenty of the *Marine Act* 1890, so as to give power to collect tolls and rates upon goods landed in Victoria arriving coastwise from any place within Victoria.
 - And the said resolution was read a second time and agreed to by the House.
 - Ordered—That Mr. Bent and Mr. E. H. Cameron do prepare and bring in a Bill to carry out the foregoing resolution.
6. MELBOURNE HARBOR TRUST ACT 1890 AND MARINE ACT 1890 AMENDMENT BILL.—Mr. Bent then brought up a Bill intituled "*A Bill to amend Sections One hundred and ten and One hundred and eleven of the 'Melbourne Harbor Trust Act 1890' and Section Twenty of the 'Marine Act 1890'*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 1 be postponed until after No. 2.

8. SURPLUS REVENUE BILL.—The Order of the Day for the consideration of the Report having been read—
Mr. Bent moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.

Question—put and resolved in the affirmative.

Mr. Touthcher offered the following clause to be added to the Bill :—

A. All contracts for any work provision for which is made in the Schedule to this Bill shall contain a clause enforcing the minimum wage, and the minimum wage shall be enforced in carrying out any of the said works by contract or otherwise.

Mr. Touthcher moved, That the said clause be now read a second time.

Debate ensued.

Question—put.

The House divided.

Ayes, 21.

Mr. Anstey,
Mr. Beard,
Mr. Beazley,
Mr. H. S. Bennett,
Mr. A. A. Billson,
Mr. Bromley,
Mr. Colechin,
Mr. Elmslie,
Mr. Lemmon,
Mr. Mackinnon,
Mr. McGrath,
Mr. Morrissey,

Mr. Oman,
Mr. Prendergast,
Mr. Sangster,
Mr. Smith,
Mr. Solly,
Mr. Touthcher,
Mr. Wilkins.

Tellers.

Mr. J. W. Billson,
Mr. Warde.

Noes, 26.

Mr. Argyle,
Mr. Bent,
Mr. Boyd,
Mr. E. H. Cameron,
Mr. J. Cameron,
Mr. Cullen,
Mr. Duffus,
Sir Samuel Gillott,
Mr. Graham,
Mr. Gray,
Mr. Harris,
Mr. Hutchinson,
Mr. Kirkwood,
Mr. Langdon,

Mr. Levien,
Mr. Livingston,
Mr. Mackey,
Mr. McBride,
Mr. McCutcheon,
Mr. Murray,
Mr. Robertson,
Mr. Swinburne,
Mr. Watt.

Tellers.

Mr. Carlisle,
Mr. Thomson.

And so it passed in the negative.

The Chairman of Committees having certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Bent, read a third time.

On the motion of Mr. Bent, the House agreed to the following amendment in this Bill :—

Schedule, item 69, after "Waterworks" insert "(by way of loan under the Water Acts)."

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

9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 1 be postponed until Tuesday next.
10. STATISTICS COLLECTION BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.
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 Sir Samuel Gillott, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 4 to 12 inclusive be postponed until Tuesday next.
12. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

TUESDAY, 2ND AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STATISTICS COLLECTION BILL.—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
In clause 9, line 10, the word "he" has been inserted before the word "shall."
3. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
By Mr. Langdon—
From certain residents of the district of Corack.
By Mr. Mackey (for Mr. Speaker)—
From certain residents of the district of Oakleigh.
Severally ordered to lie on the Table.
4. CLOSER SETTLEMENT BILL (No. 2).—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.
Mr. Robertson moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Deputy-Speaker announced the receipt of the following Message from the Legislative Council :—
MR. SPEAKER,
The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act to further amend the 'Justices Act 1890,'*" with which they desire the concurrence of the Legislative Assembly.
H. J. WRIXON,
President.
Legislative Council,
Melbourne, 2nd August, 1904.
6. JUSTICES ACT 1890 FURTHER AMENDMENT BILL.—On the motion of Sir Samuel Gillott, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and read a second time to-morrow.
7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 to 13 inclusive be postponed until to-morrow.
8. ADJOURNMENT.—Mr. Murray moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at seventeen minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 16.

 WEDNESDAY, 3RD AUGUST, 1904.

1. The House 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. Murray, and the same was read :—
 R. TALBOT,
Governor of Victoria. *Message No. 6.*
 In accordance with the requirements of section 57 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 to provide for the Resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement Land.
 Government Offices,
 Melbourne, 2nd August, 1904.
 Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House on Tuesday next.
3. CYANIDE PATENT.—Mr. Lawson moved, pursuant to notice, That there be laid before this House a return showing—
 1. The amount paid by the State for the purchase of and in connexion with the Cyanide Patent.
 2. The amount received by the State in royalties from cyaniders.
 3. Whether it is proposed to discontinue the practice of charging royalties.
 Question—put and resolved in the affirmative.
4. PAPER.—Mr. McLeod presented—
 Cyanide Patent.—Return to the foregoing Order.
 Ordered to lie on the Table.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of the Orders of the Day, Government Business, be postponed until after Notice of Motion, General Business, No. 5.
6. UNCLAIMED FUNDS BILL.—Mr. Beazley obtained leave, with Mr. Bromley, to bring in a Bill intituled “ *A Bill to provide for giving publicity to information relating to Unclaimed Funds and for other purposes* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 31st August next.
7. ORDER OF BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the Order of Business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
 Debate ensued.
 Question—put and resolved in the affirmative.
8. TRAMWAYS ACT 1890 (PART IV.) AMENDMENT BILL.—Mr. Bent obtained leave, with Mr. McLeod, to bring in a Bill intituled “ *A Bill to amend Part IV. of the ‘ Tramways Act 1890 ’* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
9. WILD DOGS ACT 1901 REVIVAL AND CONTINUANCE BILL.—Mr. Murray obtained leave, with Mr. McLeod, to bring in a Bill intituled “ *A Bill to revive and continue the ‘ Wild Dogs Act 1901 ’* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
10. FOXES DESTRUCTION BILL.—Mr. Murray obtained leave, with Mr. McLeod, to bring in a Bill intituled “ *A Bill to amend the Law relating to the Destruction of Foxes* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.

(500 copies.)

11. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 8 inclusive be postponed until after No. 9.
12. **WELSHPOOL TRAMWAY BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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.
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2 be postponed until after No. 3.
14. **PUBLIC DEBT CONVERSION BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Swinburne, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
15. **CLOSER SETTLEMENT BILL (No. 2).**—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.
Mr. Keogh moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, No. 2, Nos. 4 to 8 inclusive, and Nos. 10 to 14 inclusive, be postponed until to-morrow, and that the Order of the Day, General Business, be postponed until Wednesday next.
17. **ADJOURNMENT.**—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fourteen minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

THURSDAY, 4TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. DISTINGUISHED VISITOR.—Mr. Bent moved, by leave, That a chair be provided on the floor of the House for His Honour Sir John Madden, K.C.M.G., LL.D., Chancellor of the University of Melbourne.
Question—put and resolved in the affirmative.

3. SERVICES OF THE ROYAL COMMISSION ON THE UNIVERSITY OF MELBOURNE.—The Order of the Day for the Honorable Theodore Fink, President of the Royal Commission on the University of Melbourne, to attend the House having been read—

The Serjeant-at-Arms announced that the Honorable Theodore Fink was now in attendance.

And Mr. Speaker having directed that Mr. Fink be admitted, and a chair having been set for him on the left hand of the Bar, towards the middle of the Chamber, he came in, making his salutations, the whole House rising upon his entrance within the Bar; and Mr. Speaker having requested Mr. Fink to be seated, he sat down; the Serjeant standing on his right hand with the Mace grounded. And Honorable Members having resumed their seats, Mr. Speaker said—

MR. FINK,

I am commanded by this Honorable House—and I obey the behest with the greatest pleasure—to convey to you its thanks in a resolution at which it has unanimously arrived.

For many years you were a Member of this Assembly, and during all that time you adorned and upheld it by your untiring and unselfish labours in the service of the country, by your loyal regard for the high principles and traditions of this House, and by your unfailing courtesy to every-one.

In the midst of many things to which your strong and skilful hand and mind were given, you have made conspicuously your own that noble and invaluable subject—which has always been the hope, and has engaged the anxious consideration, and commanded the generous liberality of our Parliament—the Universal Education of our People.

While all have laboured at it, you have been in a full sense its self-sacrificing devotee.

You have spared yourself in nothing to advance its claims, and your eloquence and earnestness in your place in Parliament have stimulated others to forget its difficulties in the grandeur of its purpose and possibilities.

In all the crises of the subject this House has not hesitated to invoke your knowledge and assistance, and you not only obeyed but you bestowed your best with unstinting effort and entire success.

The vast subject of Technical Education—which has, all the world over, become recognised as at once the key and the necessity of economical progress—was committed by this House to the consideration of yourself and other gentlemen by the Commission of His Excellency the Governor.

The result, after three years of assiduous labour, was a Report which has placed at the disposal of Parliament, and ready for its use, a mass of invaluable information, conveniently compiled and most instructively collated; and these facts, together with the knowledge that the work is yours, will enable Parliament to act on it at the proper time with ease and with confidence.

The conflicting necessities of advancing with the times, and of economizing in view of its misfortunes, together with certain internal disasters, have deeply embarrassed our University.

That institution is indispensable to Victoria's educational ambition, and has always been her just pride; and desiring to do the utmost to preserve it, but embarrassed by the grave and numerous difficulties which surrounded the whole matter, Honorable Ministers, with the approval of this House, advised His Excellency once again to commission you, and those other Honorable Gentlemen whom he associated with you, to investigate and advise upon this troublesome but most important subject.

With characteristic loyalty, with exemplary and unyielding patience, with much self-sacrificing but discriminating labour, you, with them, have won for Parliament a vast store of special knowledge on the question, and have made it available in an exhaustive and lucid Report which cannot fail to make the course of Parliament safe and comparatively easy in dealing with the interests of the country in this important direction.

And all has been done without fee or reward, or the expectation or desire of any, save that honour and respect of the State which is ever most prized by, and which should ever await, the efforts of those who nobly labour for their country's cause.

In conveying to you, and all the Honorable Members associated with you, the thanks of the House for the great services you have rendered, I beg to remind the House that it is now nearly fourteen years since its thanks were in similar manner given to the late illustrious Chief Justice Higinbotham, who, in replying, gave all those who had assisted him in his great work a share of praise; and among those to whom he confessed himself indebted in no small degree was a gentleman—a Member of this House—who was associated with you in this work which has met with such universal approval—Mr. Donald Mackinnon, who has thus been able to contribute valuable assistance to two works, both so memorable as to deserve the thanks of this House.

It is not the habit of the House, nor would it become such an Assembly, to render its thanks idly, or on slight occasions; and you and your fellow Commissioners, who know this well, will value the true and full meaning of the resolutions which the Clerk of the House will now read to you.

The Clerk then read the following extract from the Journals of the House of the 21st and the 28th July last:—

“Services of the Royal Commission on the University of Melbourne.—Sir Samuel Gillott moved, by leave, That this House expresses its appreciation of the valuable services performed by the Honorable Theodore Fink and the Members of the Royal Commission on the University of Melbourne.

“Debate ensued.

“Question—put and resolved in the affirmative.”

“Sir Samuel Gillott moved, by leave, That the Clerk be directed to enter on the Journals of the House that the resolution agreed to this day, with reference to the work of the President and Members of the Royal Commission on the University of Melbourne, was passed unanimously.

“Question—put and resolved in the affirmative.”

“Mr. Bent moved, by leave, That the Honorable Theodore Fink, President of the Royal Commission on the University of Melbourne, be requested to attend this House at half-past four o'clock on Thursday next, the 4th day of August, in order that Mr. Speaker may then convey to him the resolutions agreed to by this House on Thursday, the 21st July instant.

“Question—put and resolved in the affirmative.”

Mr. Speaker said—

Mr. Fink, in the name and on behalf of the Legislative Assembly of Victoria I have the honour to present you with a copy of these resolutions.

A copy of the extracts from the Journals as read by the Clerk was then handed by him to Mr. Fink.

Whereupon Mr. Fink, who during the foregoing Speech had sat, stood up and spoke as follows:—

MR. SPEAKER,

I desire to tender to you, and through you to this House, on behalf of the gentlemen who were associated with me as Members of this Royal Commission on the University of Melbourne, as well as on my own behalf, the heartfelt thanks that we all feel at the resolution which the House has passed. For my own part, I must add my deep thanks for the eloquent and kindly words in which you have conveyed those resolutions to myself. I also desire to thank Honorable Members for their gracious reception of me this day. I can only say that I regard this, and so also do my colleagues, as a great honour and a very great reward, overpaying all the services that each of us has rendered to this House in this regard. For myself, I value it as a priceless distinction, and as the most imperishable of all my possessions; and so it will be regarded by my wife and children, and, I trust, also by those who come after them. I think it only right to say that the work of this Commission was a joint work. I have been ably and efficiently assisted by every Member of the Commission. Three of the gentlemen who were associated with me—Mr. Boyd, Mr. Mackinnon, and Mr. Warde—are still Members of this Assembly. Two other Members of the Commission—Mr. Edmund E. Smith and Mr. Steuart G. Black—are no longer Members of Parliament. One of the Members of the Commission—Sir John McIntyre—fully participated until the very last in the work of this body, but he died before he had time to sign the final Report; and his death, I am satisfied, we all recognise, closed a distinguished and honorable career in the service of this House and this country. I feel quite conscious of the very many defects of qualification in myself, and the want of completeness in the work of the whole body. That, of course, is inevitable. The last words cannot be said by any body of men on the great subject of education possibly till the last syllable of recorded time; but we are all proud of having been permitted to do our best in this great work, and we are satisfied that the criticism, debate, and judgment of educationalists in this country, dealing with our conclusions as they will, and as they must, will winnow the false conclusions from the true, and that the result of the work will be a step forward. I think it right to say that, quite apart from the value of our Report, or its recommendations, in the minutes of evidence there is collected together a vast body of studied evidence of men of the greatest skill in all departments of science and learning in this community, and that will remain as a mine of valuable information. You, Sir, if I may be permitted to go a little further, and only a little further, have

referred—and I thank you for it—to the work of the Technical Education Commission, with which I have been associated. That labour also was shared by men expert in science and in teaching, and by representatives of other interests in the community. We regard, of course, the labours of Royal Commissions as a work necessarily done in aid of the more responsible duties of His Majesty's Ministers, and of Parliament. The great reward that we on this later Commission—and I think I may say it also of the first Commission—are proud to have received is that, in relation to the University, the Government and this Honorable House have already been swift to render very much-needed assistance upon the lines of our recommendations—assistance which will be productive of the greatest good to learning and to this institution, and which is being responded to at this moment by many evidences of increased activity in the University itself. The work of these two Commissions should be regarded as the performance of one task—a task in aid of the work of Parliament in co-ordinating our educational system, and bringing it into accord with all that is best in the educational systems of other advanced communities. That, I think, this House has been very swift to recognise; and I am proud to know that of late years, and at the present time, so much recognition and attention has been given to this great cause. It is quite true that problems, not only of legislation, but of the conflicts of industry and commerce, to which you, Sir, have referred, cannot be solved by half-trained people. I am quite satisfied that, if this Parliament continues in the path which every Victorian Parliament has marked out for itself, of encouraging and studying the way to develop the greatest of our national resources—the characters and faculties of our children—it will be discharging what we all recognise as one of the great purposes of every national Government. Perfecting the skill of only partially-skilled labour, and creating a system that, in addition to merely informing the mind with the rudiments of knowledge, will discipline the eye, the hand, the character, and the will, must eventually not only make our skilled workers in every department—whether commerce, industry, or agriculture—more efficient, but must transform that great mass of unskilled, or casual, workers in every department into beings who are more capable of the true duties of citizenship, and who will also add not only to the national wealth, but also to their own efficiency and dignity in life. When the cost comes to be counted, it will be found that no expenditure that can make our citizens more capable of dealing with the realities of their various walks in life, and of discharging their duties as parents and citizens, can ultimately make this community poorer. I thank you, Sir, and the Members of this Honorable House, for the very high honour that you have this day paid me.

And then Mr. Fink withdrew, making his salutations in like manner as upon entering the House; the whole House again rising whilst Mr. Fink was re-conducted by the Serjeant to the door of the Chamber.

Mr. Bent moved, That what has now been said by Mr. Speaker in presenting the thanks of this House to the Honorable Theodore Fink, together with Mr. Fink's answer thereto, and the proceedings upon the occasion, be printed in the Votes of this day, which motion was seconded by Mr. Prendergast.

Question—put and resolved in the affirmative.

4. PAPERS.—Sir Samuel Gillott presented, by command of His Excellency the Governor—
Statistical Register of the State of Victoria for the year 1903.—Part V.—Vital Statistics, &c.
Ordered to lie on the Table.
The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
Friendly Societies—Report of the Registrar of, for the year 1903.
5. MINES ACTS FURTHER 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.
Mr. Kirkwood moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Tuesday next.
6. CLOSER SETTLEMENT BILL (No. 2).—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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day Nos. 3 to 13 inclusive be postponed until Tuesday next.
8. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at thirty-eight minutes past ten o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

TUESDAY, 9TH AUGUST, 1904.

1. The House 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. Bent, and the same was read :—

R. TALBOT,

*Governor of Victoria.**Message No. 7.*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in the Bill intituled "*An Act to amend the Law relating to the Railways Standing Committee*":—

In clause 5, sub-clause (2), omit the words "this Act" and substitute the words "the Railways Standing Committee Acts."

Government Offices,

Melbourne, 6th August, 1904.

On the motion of Mr. Bent, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

3. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—

By Mr. Hutchinson—

From certain residents of the district of Birchip and Watchem.

By Mr. Levien—

From certain residents of the district of Barrabool, &c.

Severally ordered to lie on the Table.

4. LAKE HINDMARSH ABORIGINAL SETTLEMENT LAND BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 6, having been read—On the motion of Mr. Murray, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to provide for the Resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement Land.

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

Ordered—That Mr. Murray and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Murray then brought up a Bill intituled "*A Bill to provide for the Resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement Land*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

5. MINES ACTS FURTHER 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 and committed to a Committee of the whole House.

Mr. Speaker resumed the Chair; Mr. Craven 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. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Law relating to the Railways Standing Committee*" without amendment.

Legislative Council,
Melbourne, 9th August, 1904.

N. FITZGERALD,
Acting President.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments,*" with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 9th August, 1904.

N. FITZGERALD,
Acting President.

8. TRANSFER OF LAND BILL.—On the motion of Mr. Mackey, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and read a second time on Tuesday next.

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes,*" with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 9th August, 1904.

N. FITZGERALD,
Acting President.

10. REAL PROPERTY BILL.—On the motion of Mr. Mackey, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and read a second time on Tuesday next.

11. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Juries Acts,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the amendment made in such Bill by the Legislative Assembly with an amendment, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 9th August, 1904.

N. FITZGERALD,
Acting President.

And the said amendment was read and is as follows :—

Amendment of the Assembly.

How dealt with.

Insert the following new clause :—

A. Justices of the Peace shall be exempt from serving as jurors. { Agreed to by the Council with the following amendment :—At end of clause add—"if and whenever they so desire."

Mr. Mackey moved, That the amendment made by the Legislative Council on the amendment of the Legislative Assembly be disagreed with.

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 with the amendment made by the Legislative Council in the amendment of the Legislative Assembly in this Bill.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 to 5 inclusive be postponed until to-morrow.

13. LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
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. Swinburne, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
14. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—
- MR. SPEAKER,
- The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to amend the Law relating to the Railways Standing Committee.*"
- N. FITZGERALD,
Acting President.
- Legislative Council,
Melbourne, 9th August, 1904.
15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 7 to 17 inclusive be postponed until to-morrow.
16. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 19.

WEDNESDAY, 10TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. J. W. Billson—
From certain members, adherents, and attenders of the Presbyterian Church at North Fitzroy.
 - By Mr. Sangster—
From certain residents of the district of Port Melbourne.
 Severally ordered to lie on the Table.
3. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the order of business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
Question—put and resolved in the affirmative.
4. PAPER.—Mr. E. H. Cameron presented—
Municipal Subsidy Allocation.—Return to an Order of the House, dated 19th July, 1904, for a return showing the amount of money allocated to date out of the £150,000 provided under Act No. 1566, to the fourth, fifth, and sixth class shires, specifying—
 1. The name of and amount given to each shire.
 2. The amount still unexpended or set aside.
 Ordered to lie on the Table.
5. FRIDAY SITTING.—Mr. Bent moved, pursuant to notice, That, in addition to the ordinary days of meeting, this House shall meet for the despatch of business on Friday, the 19th August instant, at Two o'clock, and that Government Business shall have precedence during the whole sitting.
Debate ensued.
Question—put and resolved in the affirmative.
6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the 'Legal Practitioners Reciprocity Act 1903'*" without amendment.
N. FITZGERALD,
Acting President.
Legislative Council,
Melbourne, 10th August, 1904.
7. MYSIA PUBLIC PARK BILL.—Mr. Murray obtained leave, with Mr. Langdon, to bring in a Bill intituled "*A Bill to provide for the Exchange of certain Land in the Parish of Mysia for the purposes of a Public Park*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
8. ALEXANDRA PARK BILL.—Mr. E. H. Cameron obtained leave, with Mr. McLeod, to bring in a Bill intituled "*A Bill to provide for vesting certain Land on the south of the Yarra Yarra River in the Board of Land and Works and the City of Melbourne jointly for the purposes of a Public Park*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

(500 copies.)

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

R. TALBOT,
Governor of Victoria.

Message No. 8.

In accordance with the requirements of section 57 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 relating to the Retirement of certain Public Officers during the Financial Year ended on the thirtieth day of June, One thousand nine hundred and four.

Government Offices,
Melbourne, 10th August, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

10. PUBLIC OFFICERS RETIREMENT BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 8, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill relating to the Retirement of certain Public Officers during the Financial Year ended on the thirtieth day of June, One thousand nine hundred and four.

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

Ordered—That Mr. Bent and Mr. McLeod do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Bent then brought up a Bill intituled "*A Bill relating to the Retirement of certain Public Officers during the Financial Year ended on the thirtieth day of June One thousand nine hundred and four*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.

11. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 9.

In accordance with the requirements of section 57 of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made of penalties and imposts for the purposes of the Bill to legalize the Totalizator.

Government Offices,
Melbourne, 10th August, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

12. TOTALIZATOR BILL.—The Order of the Day for the Consideration in Committee of the whole House of His Excellency the Governor's Message, No. 9, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made of penalties and imposts for the purposes of the Bill to legalize the Totalizator.

And, after debate, the said resolution was read a second time and agreed to by the House.

13. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 16 inclusive be postponed until to-morrow, and that the Orders of the Day, General Business, be postponed until Wednesday next.

15. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at forty-one minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

THURSDAY, 11TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Fairbairn—
From certain residents of the district of Prahran.
 - By Mr. Mackey—
From certain residents of the district of Drouin.
 Severally ordered to lie on the Table.
3. MELBOURNE BENEVOLENT ASYLUM SITE SALE BILL.—Mr. Bent obtained leave, with Mr. Mackey, to bring in a Bill intituled "*A Bill to enable the Melbourne Benevolent Asylum Corporation to sell the Site of the Asylum in the Town of North Melbourne and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
4. LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL (No. 3).—Mr. E. H. Cameron obtained leave, with Mr. McLeod, to bring in a Bill intituled "*A Bill to enable a Shire in certain circumstances to be declared a Borough and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—
1904.

VICTORIA.

SUPPLEMENTARY ESTIMATES, 1903-4.

R. TALBOT,

*Governor of Victoria.**Message No. 10.*

The Governor transmits to the Legislative Assembly Supplementary Estimates of Expenditure for the Year 1903-4, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,

Melbourne, 11th August, 1904.

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

6. SUPPLY.—The Order of the Day for going into the Committee of Supply having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question—put and 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; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day. Mr. Craven 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 next, again resolve itself into the said Committee.

(500 copies.)

7. SUPPLY.—SUPPLEMENTARY ESTIMATES, 1903-4.—Mr. Craven reported from the Committee of Supply the following resolution:—

Resolved—That a sum not exceeding £32,402 be granted to His Majesty on account for or towards defraying the following services for the year 1903-4, viz.:—

I.—CHIEF SECRETARY.						£	£
DIVISION No.							
7.	Refreshment Rooms	..	..	..	..	250	
9.	Inspection of Factories and Shops	..	..	..	..	363	
10.	Government Statist	..	..	..	..	440	
12.	Penal Establishments and Gaols	..	..	..	..	12	
14.	Department for Neglected Children and Reformatory Schools	..	..	..	..	65	
17.	Audit Office	..	..	..	..	13	
21.	Miscellaneous	..	..	..	..	1,632	
						2,775	2 775
II.—MINISTER OF PUBLIC INSTRUCTION.							
22.	Education	..	..	..	..	282	
25.	Technical Schools	..	..	..	..	100	
25.	Miscellaneous	..	..	..	..	30	
						412	412
III.—ATTORNEY-GENERAL.							
28.	Law Offices of the Crown	..	..	..	..	93	
31.	Master-in-Equity, &c.	..	..	..	..	35	
32.	Registrar General and Registrar of Titles	..	..	..	..	186	
34.	Sheriff	..	..	..	..	96	
34A.	Comptroller of Stamps	..	..	..	..	951	
35.	Miscellaneous	..	..	..	..	3	
						1,364	1,364
IV.—SOLICITOR-GENERAL.							
37.	Police Magistrates and Wardens	..	..	..	..	476	
40.	Miscellaneous	..	..	..	..	84	
						560	560
V.—TREASURER.							
41.	Treasury	..	..	..	..	32	
42.	Income Tax Office	..	..	..	..	310	
43.	Curator of Estates of Deceased Persons	..	..	..	..	93	
44.	Government Printer	..	..	..	..	968	
47.	Transport, Samples, and Marine Insurance	..	..	..	..	250	
49.	Allowance to the Railway Department for Carriage of Grain, &c., at Reduced Rates	..	..	..	..	8,000	
51.	Miscellaneous	..	..	..	..	1,769	
						11,422	11,422
VI.—COMMISSIONER OF CROWN LANDS AND SURVEY.							
53.	Survey, Land Settlement, and Management of Crown Lands	..	..	..	..	1,206	
54.	Public Parks, Gardens, and Reserves	..	..	..	..	50	
61.	Miscellaneous	..	..	..	..	56	
						1,312	1,312
VII.—COMMISSIONER OF PUBLIC WORKS.							
62.	Public Works	..	..	..	..	1	
63.	Ports and Harbors, Immigration, and Fisheries	..	..	..	..	1,650	
64.	Miscellaneous	..	..	..	..	450	
65.	Works and Buildings	..	..	..	..	2,154	
						4,255	4,255
VIII.—MINISTER OF MINES.							
58A.	Boring for Gold, Coal, &c.	..	..	..	..	5,000	
71.	Miscellaneous	..	..	..	..	120	
						5,120	5,120
VIII.—MINISTER OF WATER SUPPLY.							
67.	Water Supply	..	..	..	..	5	
71.	Miscellaneous	..	..	..	..	20	
						25	25
IX.—MINISTER OF AGRICULTURE.							
72.	Agriculture and Industries	..	..	..	..	29	
73.	Diseases in Stock	..	..	..	..	105	
77A.	State Forests and Nurseries	..	..	..	..	5	
						639	639
X.—MINISTER OF HEALTH.							
78.	Public Health	..	..	..	..	1,338	
						1,338	1,338
XI.—MINISTER OF RAILWAYS.							
79.	Victorian Railways	..	..	..	..	48	
80.	Miscellaneous	..	..	..	..	2,627	
						2,675	2,675
						32,402	32,402

And, after debate, the said resolution was read a second time and agreed to by the House.

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

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven 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 next, again resolve itself into the said Committee.

9. WAYS AND MEANS.—Mr. Craven reported from the Committee of Ways and Means the following resolution :—

Resolved—That towards making good the Supply granted to His Majesty for the service of the year 1903-4 the sum of £32,402 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.

10. CONSOLIDATED REVENUE BILL (No. 2).—Mr. Bent then brought up a Bill intituled “ *A Bill to apply out of the Consolidated Revenue the sum of Thirty-two thousand four hundred and two pounds to the service of the year One thousand nine hundred and three and One thousand nine hundred and four* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time this day.

Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 to 18 inclusive be postponed until Tuesday next.

12. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at five minutes past eleven o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

TUESDAY, 16TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Colechin—
From certain residents of the district of Geelong.
 - By Mr. Murray—
From certain residents of the district of Garvoc.
From certain residents of the district of Laang.
 Severally ordered to lie on the Table.
3. APPOINTMENT OF THE HONORABLE J. W. TAVERNER AS AGENT-GENERAL.—Mr. Bent moved, by leave, That there be laid before this House a copy of the papers relating to the appointment of the Honorable J. W. Taverner as Agent-General for Victoria.
Question—put and resolved in the affirmative.
4. PAPER.—Mr. Bent presented—
Appointment of the Honorable J. W. Taverner as Agent-General.—Return to the foregoing Order.
Ordered to lie on the Table.
5. ORDER OF GOVERNMENT BUSINESS AND PRIVATE BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—
Mr. Bent moved, by leave, That the Sessional Order fixing the order of Government Business and Private Business on Wednesday be suspended to-morrow, so as to allow General Business to take precedence of Government Business during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.
6. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
Old-age Pensions Act 1901—Section 35.—Statement for financial year 1903-4.
7. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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.

(500 copies.)

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

Pursuant to the provisions of section 9 of *The Constitution Act* 1903, the Legislative Council request that the Honorable Thomas Bent, Premier, will be so good as to attend in the Council Chamber this day for the purpose of explaining some of the provisions of the Bill intituled "*An Act relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June One thousand nine hundred and four.*"

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 16th August, 1904.

Ordered—That a Message be sent to the Legislative Council informing them that the Legislative Assembly have received the above Message, and that the request contained therein has been communicated to the Premier.

9. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day Nos. 2 to 23 inclusive be postponed until to-morrow.

11. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at fifty-five minutes past eleven o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

 WEDNESDAY, 17TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will reject the Totalizator Bill, were presented :—
 - By Mr. Graham—
From Arthur Davidson, styling himself Moderator, on behalf of the Presbyterian Church of Victoria.
 - By Mr. Swinburne—
From James Rickard, styling himself Honorary Secretary, on behalf of the Council of Churches.
 The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Anstey—
From certain residents of the district of Brunswick (two Petitions).
 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. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 11.

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

“ *An Act to amend the Law relating to the Railways Standing Committee.* ”
“ *An Act to amend the ‘ Legal Practitioners Reciprocity Act 1903.’* ”

State Government House,
Melbourne, 16th August, 1904.
4. PAPERS.—Mr. Bent presented, by command of His Excellency the Governor—
Education.—Report of the Director of Education upon some Aspects of Education in New Zealand.
Ordered to lie on the Table.
The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk :—
Victorian Railways.—Report of the Victorian Railways Commissioners for the quarter ending 31st March, 1904.

(500 copies.)

Question—put.
The House divided.

	Ayes, 20.
Mr. H. S. Bennett,	Mr. Kirkwood,
Mr. Carlisle,	Mr. Livingston,
Mr. Craven,	Mr. McGrath,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. Murray,
Mr. Duffus,	Mr. Prendergast,
Mr. Forrest,	Mr. Thomson.
Mr. Hannah,	
Mr. Harris,	<i>Tellers.</i>
Mr. Hunt,	Mr. J. W. Billson,
Mr. Keogh,	Mr. Toucher.

	Noes, 27.
Mr. Beazley,	Mr. Mackinnon,
Mr. G. H. Bennett,	Mr. McCutcheon,
Mr. Bent,	Mr. McGregor,
Mr. Bowser,	Mr. McLeod,
Mr. Bromley,	Mr. Outtrim,
Mr. E. Cameron,	Sir Alexander Peacock,
Mr. J. Cameron,	Mr. Robertson,
Mr. Colechin,	Mr. Sangster,
Mr. Elmslie,	Mr. Smith,
Mr. Gaunson,	Mr. Solly.
Sir Samuel Gillott,	
Mr. Graham,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Lawson,	Mr. Bailes,
Mr. Mackey,	Mr. Watt.

And so it passed in the negative.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day General Business, Nos. 2 to 11 inclusive be postponed until Wednesday next, and the Orders of the Day, Government Business, until to-morrow.

13. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at fifty-one minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

THURSDAY, 18TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. EVIDENCE LAW AMENDMENT BILL.—Mr. Mackey obtained leave, with Mr. Murray, to bring in a Bill intituled "*A Bill to amend the Law of Evidence*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
3. PETITIONS.—The following Petitions, praying that an analysis be made of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Downward—
 - From certain residents of the district of Jeetho.
 - From certain residents of the district of Korumburra South.
 - By Mr. Keogh—
 - From certain residents of the districts of Toongabbie, Cowwarr, and Heyfield.
 - By Mr. McBride—
 - From certain residents of the district of Marnoo.
 - By Mr. Thomson (for Mr. Irvine)—
 - From certain residents of the district of Horsham.

Severally ordered to lie on the Table.
4. PAPERS.—Sir Samuel Gillott presented, by command of His Excellency the Governor—
 - Statistical Register of the State of Victoria for the year 1903.—Part VIII.—Interchange.

Ordered to lie on the Table.

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

 - Trade Unions—Eighteenth Annual Report on.—Report of the Actuary for Friendly Societies for the year 1903, with an Appendix.
5. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day Nos. 2 to 23 inclusive be postponed until to-morrow.
7. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

By Authority: ROBT. S. BRAIN, Government Printer, Melbourne.

(500 copies.)

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

FRIDAY, 19TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REAL PROPERTY BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Mackey moved, That it be an instruction to the Committee that they have power to consider the amendments already printed and circulated.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed and taken into consideration on Tuesday next.
3. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 to 7 inclusive be postponed until after No. 8.
4. LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL (No. 3).—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 to 5 inclusive be postponed until Tuesday next.
6. WILD DOGS ACT 1901 REVIVAL AND CONTINUANCE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day No. 7 and Nos. 9 to 24 inclusive be postponed until Tuesday next.

8. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at two minutes past six o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

TUESDAY, 23RD AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until to-morrow, at two o'clock, and that Government Business have precedence of all other business during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Anstey—
From certain residents of the district of Brunswick, &c.
 - By Mr. Bailes—
From certain residents of the district of Bendigo.
 - By Mr. A. A. Billson—
From certain residents of the district of Beechworth.
 - By Mr. Bowser—
From certain residents of the district of Greta.
 - By Mr. Fairbairn—
From certain residents of the district of Toorak.
 - By Mr. Forrest—
From certain residents of the district of Cressy.
 - By Mr. Lemmon—
From certain residents of the district of Williamstown.
 - By Mr. Levien—
From certain residents of the district of Lara.
 - By Mr. McCutcheon—
From certain members and adherents of the Presbyterian Church, Alma-road, St. Kilda.
 - By Mr. Oman—
From certain residents of the district of Framlingham.
From certain residents of the district of Keilambete East.
From certain residents of the district of Noorat.
From certain residents of the district of "The Sisters."
 - By Mr. Outtrim—
From certain residents of the district of Avoca.
 - By Mr. Smith—
From certain residents of the district of Bendigo West.

Mr. Beard presented a Petition from Christopher Sparling, of Northcote, in the State of Victoria, ex-Constable of the Victorian Police Force, praying that the House will take certain scientific and theologic propositions into consideration, and grant him such facilities of recommendation as it may deem fit, so that he may be enabled to bring his scheme under the notice of private men of fortune, in order to defray the cost of putting the scheme into operation.
Severally ordered to lie on the Table.

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

Water Act 1890.—Shire of Numurkah Waterworks Trust.—Additional Loan of £1,000.

5. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. Sangster rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The importation of a dredge, after definite promises had been made by two Premiers that the construction of the dredge would take place in the State."

Mr. Speaker having ascertained that twelve Members approved of the proposed discussion—
Mr. Sangster moved, That the House do now adjourn.

Debate ensued.

Question—put.

The House divided.

Ayes, 21.

Mr. Anstey,	Mr. Outtrim,
Mr. Beard,	Mr. Sangster,
Mr. Beazley,	Mr. Smith,
Mr. G. H. Bennett,	Mr. Solly,
Mr. H. S. Bennett,	Mr. Toutcher,
Mr. A. A. Billson,	Mr. Warde,
Mr. Bromley,	Mr. Wilkins.
Mr. Colechin,	
Mr. Hannah,	
Mr. Lemmon,	
Mr. McGrath,	
Mr. McGregor,	

Tellers.

Mr. J. W. Billson,
Mr. Elmslie.

Noes, 30.

Mr. Argyle,	Mr. Langdon,
Mr. Bowser,	Mr. Lawson,
Mr. E. H. Cameron,	Mr. Levien,
Mr. Carlisle,	Mr. Livingston,
Mr. Cullen,	Mr. Mackey,
Mr. Downward,	Mr. McCutcheon,
Mr. Fairbairn,	Mr. McKenzie,
Mr. Forrest,	Mr. McLeod,
Mr. Graham,	Mr. Morrissey,
Mr. Gray,	Mr. Oman,
Mr. Harris,	Mr. Swinburne,
Mr. Holden,	Mr. Thomson.
Mr. Hunt,	
Mr. Hutchinson,	
Mr. Keogh,	
Mr. Kirkwood,	

Tellers.

Mr. Bailes,
Mr. Watt.

And so it passed in the negative.

6. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. G. H. Bennett 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. DISTINGUISHED VISITOR.—Mr. Bent moved, by leave, That a chair be provided on the floor of the House for His Royal Highness Luigi Amedeo of Savoy, Duke of the Abruzzi.

Question—put and resolved in the affirmative.

8. H.R.H. THE DUKE OF THE ABRUZZI.—Mr. Bent moved, That this House desires to place on record its pleasure at the presence of His Royal Highness Luigi Amedeo of Savoy, Duke of the Abruzzi.

Question—put and unanimously resolved in the affirmative.

9. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Deputy-Speaker resumed the Chair; Mr. G. H. Bennett 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.—Ordered—That the consideration of Orders of the Day Nos. 2 to 22 inclusive be postponed until to-morrow.

11. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at fifty-six minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

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VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 26.

WEDNESDAY, 24TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented:—
 - By Mr. E. H. Cameron—
 - From certain residents of the district of Doncaster.
 - From certain residents of the parochial district of St. Andrew's, Queenstown.
 - By Mr. Elmslie—
 - From certain residents of the district of South Melbourne.
 - By Mr. Kirkwood—
 - From certain residents of the district of Barsedown and Axedale.
 - By Mr. Lemmon—
 - From certain residents of the district of Yarraville.
 - By Mr. McLeod—
 - From certain residents of the district of Woodend and Newham.
 - By Mr. Murray—
 - From certain residents of the district of Warrnambool.

The following Petition, praying that the present representative Mining Boards may be continued, with such additional powers as shall enable them to be of the greatest service to the people they represent, was presented—

 - By Mr. McLeod—
 - From certain miners and others interested in mining residing within the Daylesford division of the Castlemaine Mining District.

Severally ordered to lie on the Table.

The following Petition, praying that the House will reject the proposal to open the Melbourne Public Library, Museum, and Art Galleries on Sundays, was presented:—

 - By Mr. Watt—
 - From Alexander Stewart, Convener on Lord's Day Observance in the Council of Churches in Victoria.

On the motion of Mr. Watt, the House ordered that the Standing Orders be suspended so as to allow the Petition to be read.

The Petition was read by the Clerk.

Ordered to lie on the Table.
3. PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS.—Mr. Bent moved, pursuant to notice, That the following Members be appointed members of the Parliamentary Standing Committee on Railways:—
Mr. Bailes, Mr. Graham, Mr. McBride, and Mr. Warde.
Question—put and resolved in the affirmative.

(500 copies.)

4. ADJOURNMENT.—Mr. Bent moved, pursuant to notice, That the House, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.
5. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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 ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2 be postponed until this day.
7. MELBOURNE HARBOR TRUST ACT 1890 AND MARINE ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Swinburne, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative 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 Thirty-two thousand four hundred and two pounds to the service of the year One thousand nine hundred and thrce and One thousand nine hundred and four*" without amendment.
Legislative Council,
Melbourne, 23rd August, 1904.
- H. J. WRIXON,
President.
- MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to provide for converting a certain portion of the Public Debt of Victoria into Debentures*" without amendment.
Legislative Council,
Melbourne, 24th August, 1904.
- H. J. WRIXON,
President.
9. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed, and taken into consideration on Tuesday next.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, No. 2 and Nos. 4 to 22 inclusive, and the Orders of the Day, General Business, be postponed until Tuesday next.

And then the House, at forty-seven minutes past ten o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

TUESDAY, 30TH AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. TREASURER'S CASH CREDIT BALANCES ON 30TH JUNE, 1904.—Mr. Gray moved, pursuant to notice, That there be laid before this House a return showing the total cash credit balance on the 30th day of June, 1904, the name of each bank, and the amount held to credit of the Treasurer therein, and the Treasurer's cash in hand at the same date.
Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Anstey—
From certain residents of the district of Moreland.
 - By Mr. Argyle—
From certain residents of the district of Kyneton.
 - By Mr. Bailes—
From certain residents of the district of Bendigo.
 - By Mr. Beard—
From certain residents of the district of Fairfield Park and Alphington.
From certain residents of the district of Jika.
From certain residents of the district of Northcote.
From certain residents of the district of North Fitzroy.
From certain residents of the district of Preston.
 - By Mr. H. S. Bennett—
From certain residents of the district of Ballarat.
 - By Mr. Bent—
From certain residents of the district of Mentone, Mordialloc, Cheltenham, and Carrum.
 - By Mr. A. A. Billson—
From certain residents of the district of the Ovens.
 - By Mr. J. W. Billson—
From certain residents of the district of Fitzroy (two Petitions).
From certain residents of the district of North Fitzroy (three Petitions).
 - By Mr. Bowser—
From certain residents of the district of Wangaratta.
 - By Mr. Carlisle—
From certain residents of the district of Lake Rowan.
 - By Mr. Colechin—
From certain residents of the district of Geelong.

(500 copies.)

- By Mr. Downward—
 From certain residents of the district of Outtrim and Jumbunna.
 From certain residents of the district of Somerville and Mornington Junction.
 From certain residents of the district of Sorrento.
- By Mr. Elmslie—
 From certain residents of the district of South Melbourne.
- By Mr. Fairbairn—
 From certain residents of the district of Armadale.
- By Mr. Forrest—
 From certain residents of the district of Apollo Bay.
 From certain residents of the district of Inverleigh.
- By Sir Samuel Gillott—
 From certain residents of the district of Melbourne.
- By Mr. Graham—
 From certain residents of the district of Numurkah.
 From certain residents of the district of Shepparton.
 From certain residents of the district of Wunghnu, &c.
- By Mr. Gray—
 From certain residents of the district of Hopetoun.
 From certain residents of the district of Mildura.
 From certain residents of the district of Sea Lake, Berriwillock, Mildura, and the electorate of Swan Hill generally.
- By Mr. Hunt—
 From certain residents of the district of Mansfield and Bonnie Doon.
- By Mr. Hutchinson—
 From certain residents of the district of Beulah and Rosebery.
 From certain residents of the district of Borung.
 From certain residents of the district of Murtoa.
 From certain residents of the district of Murtoa, Minyip, Lubeck, and Warracknabeal.
- By Mr. Keogh—
 From certain residents of the district of Bairnsdale.
 From certain residents of the district of Paynesville, Bengworden, and Lindenow.
 From certain residents of the district of Stratford, Gippsland.
- By Mr. Langdon—
 From certain residents of the district of Donald.
 From certain residents of the district of Inglewood.
- By Mr. Lemmon—
 From certain residents of the district of Williamstown and Newport.
- By Mr. Levien—
 From certain residents of the district of Newtown and Chilwell, Geelong.
- By Mr. Livingston—
 From certain residents of the districts of Rosedale, Flynn's Creek, and Denison.
- By Mr. Mackey—
 From certain residents of the district of Drouin.
- By Mr. McGrath—
 From certain residents of the district of Scarsdale.
- By Mr. McKenzie—
 From certain residents of the district of Echuca North.
- By Mr. Murray—
 From certain residents of the district of Warrnambool and of the Presbyterian Church in Warrnambool.
 From certain residents of the district of Woodford.
- By Mr. Oman—
 From certain residents of the district of Darlington and Dundonnell.
- By Mr. Robertson—
 From certain residents of the district of Bulla.
 From certain residents of the district of Bulla (including districts of Epping, Woolert, Woodstock, and Thomastown).
 From certain residents of the district of Little River.
 From certain residents of the district of Werribee.
- By Mr. Swinburne—
 From certain residents of the district of Auburn, in the city of Hawthorn.

Severally ordered to lie on the Table.

A. PAPERS.—Mr. Murray presented—

Cold Storage and Export of Frozen Produce Expenditure for 1903-4.—Return to an Order of the House, dated 17th August, 1904, for a balance-sheet showing the receipts and expenditure of the Agricultural Department in connexion with cold storage and export of frozen produce for the year ending 30th June, 1904, such balance-sheet to include the cost of administration by all officers engaged at the cold stores in Flinders-street.

Ordered to lie on the Table.

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

Bank Liabilities and Assets.—Summary of Sworn Returns for the quarter ended 30th June, 1904.

5. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the Collection and Furnishing of Statistical Returns and Information*," 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.

Legislative Council,
Melbourne, 30th August, 1904.

H. J. WRIXON,
President.

And the said amendment was read and is as follows :—

Clause 5, lines 23-4, omit "any other matter or thing relating to such land or to the cultivation or produce thereof or to the stock thereon" and insert "any matter or thing relating to the information required by any of the forms which may be sanctioned by the Governor in Council."

And the said amendment was read a second time and agreed to by the House.

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.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Juries Acts*," and acquaint the Legislative Assembly that the Legislative Council insist on their amendment on the amendment of the Assembly to insert new clause A, with which the Assembly have disagreed.

Legislative Council,
Melbourne, 30th August, 1904.

H. J. WRIXON,
President.

And the said amendment was read and is as follows :—

Amendment of the Assembly.

How dealt with.

Insert the following new clause :—

A. Justices of the Peace shall be exempt from serving as jurors.	{	Agreed to by Council with the following amendment :—At end of clause add "if and whenever they so desire."	}	Amendment of Council dis-agreed with by Assembly and insisted on by Council.
--	---	--	---	--

Mr. Mackey moved, That this House do not insist on disagreeing with the amendment of the Council, but agree to the same with the following amendment :—

After "desire" add "provided that on the application of any Justice of the Peace personal or by writing a Revision Court shall omit his name from the list then being revised."

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 insist on disagreeing with the amendment of the Legislative Council on the amendment of the Legislative Assembly to insert new clause A, but have agreed to the said amendment with an amendment, with which they desire the concurrence of the Legislative Council.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June One thousand nine hundred and four*," and acquaint the Legislative Assembly that the Legislative Council suggest an amendment in the said Bill, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 30th August, 1904.

H. J. WRIXON,
President.

And the said suggested amendment was read and is as follows :—

Clause 4, paragraph (c), omit "to the Trustees under the *Trust Funds Act 1897* towards payment of the amount for which the Treasurer is by such Act authorized to issue bonds" and insert "into a fund to be dealt with as Parliament may hereafter direct."

Mr. Bent moved, That the House do make the amendment suggested by the Legislative Council.
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 have considered the Message of the Legislative Council suggesting that the Assembly make a certain amendment in the said Bill, and that the Assembly have made the suggested amendment.

9. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Sir Samuel Gillott, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 12.

In accordance with the requirements of section 57 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 to enable Seed and Manure to be advanced on Certain Terms to Cultivators of Land within the Carrum Irrigation and Water Supply Trust.

Government Offices,

Melbourne, 30th August, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

10. CARRUM ADVANCES BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 12, having been read—On the motion of Sir Samuel Gillott, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to enable Seed and Manure to be advanced on Certain Terms to Cultivators of Land within the Carrum Irrigation and Water Supply Trust.

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

Ordered—That Sir Samuel Gillott and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.

Sir Samuel Gillott then brought up a Bill intituled "*A Bill to enable Seed and Manure to be advanced on Certain Terms to Cultivators of Land within the Carrum Irrigation and Water Supply Trust*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2 be postponed until to-morrow.

12. REAL PROPERTY BILL.—The following Order of the Day was read and discharged :—

Real Property Bill—Consideration of Report.

Mr. Mackey moved, That this Bill be now recommitted to a Committee of the whole House for reconsideration.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

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

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

13. ORDER OF GOVERNMENT BUSINESS AND PRIVATE BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—

Mr. Bent moved, by leave, That the Sessional Order fixing the order of Government Business and Private Business on Wednesday be suspended to-morrow, so as to allow Government Business to take precedence during the whole of the sitting.

Question—put and resolved in the affirmative.

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 21 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.

15. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

WEDNESDAY, 31ST AUGUST, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PARLIAMENT BUILDINGS COMMITTEE—ADMISSION OF STRANGERS.—Mr. Elmslie, on behalf of Mr. Speaker, Chairman, brought up the following Report from the Joint Committee on the Parliament Buildings :—

REPORT.

The Joint Committee on Parliament Buildings have the honour to report to your Honorable House as follows :—

The Committee have considered the question of the frequent intrusion of strangers to those parts of the House set apart for the use of Members, and have agreed to the following resolutions:—

1. That no stranger be permitted to pass through the main Assembly corridor or the corridor between Mr. Speaker's Chambers and the Assembly Chamber unless accompanied by a Member or an officer of either House.
2. That after the hour appointed for the meeting of the House (that is, within half-an-hour of the actual meeting), no stranger be permitted to remain in the main Assembly corridor or the corridor between Mr. Speaker's Chambers and the Assembly Chamber, or to enter any part of the Parliament House set apart for the use of Members.
3. That the Serjeant-at-Arms shall act on such directions as he may receive from Mr. Speaker, in order that effect may be given to the foregoing resolutions.

The Report was read by the Clerk.

Mr. Elmslie moved, That the Report be adopted.

Question—put and resolved in the affirmative.

3. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—

By Mr. Bailes—

From certain residents of the district of Bendigo.

By Mr. Beard—

From certain residents of the district of Preston.

By Mr. A. A. Billson—

From certain residents of the district of Freeburgh.

From certain residents of the district of Myrtleford.

From certain residents of the district of the Ovens (Wandiligong and Bright districts).

By Mr. Bromley—

From certain residents of the district of Carlton.

By Mr. E. H. Cameron—

From certain residents of the district of Healesville.

From certain residents of the district of Whittlesea (two Petitions).

By Mr. Craven—

From certain residents of the district of Tallangatta.

From certain residents of the district of Wodonga.

(500 copies.)

- By Mr. Cullen—
From certain residents of the district of Kerang.
- By Mr. Downward—
From certain residents of the district of Dromana, Red Hill, and Boneo.
- By Mr. Duffus—
From certain residents of the district of Dunkeld, Peshurst, &c.
- By Mr. Fairbairn—
From certain residents of Armadale and Malvern.
- By Mr. Fairbairn (for Mr. Speaker)—
From certain residents of the district of Camberwell and Hawthorn.
- By Mr. Graham—
From certain residents of the districts of Congupna, Cosgrove, Katandra, Youanmite, and Dookie.
- By Mr. Holden—
From certain residents of the district of Steiglitz.
- By Mr. Hunt—
From certain residents of the district of Avenel and Mangalore.
From certain residents of the districts of Euroa, Alexandra, and Mansfield, in the electorate of Upper Goulburn.
- By Mr. Lawson—
From certain residents of the district of Castlemaine.
- By Mr. Mackey—
From certain residents of the district of Drouin.
- By Mr. McCutcheon—
From certain residents of the district of Balaclava, St. Kilda.
- By Mr. McGrath—
From certain residents of the district of Grenville.
From certain residents of the district of Rokewood.
- By Mr. McKenzie—
From certain residents of the district of Rochester (two Petitions).
- By Mr. Morrissey—
From certain residents of the district of Nagambie.
- By Mr. Murray—
From certain residents of the district of Allansford.
From certain residents of the district of Cobden, Heytesbury.
From certain residents of the district of Port Campbell (Warrnambool).
From certain residents of the district of South Ecklin and Cobrico.
- By Mr. Murray (for Mr. Speaker)—
From certain residents of the district of Box Hill.
From certain residents of the district of Canterbury.
- By Mr. Outtrim—
From certain residents of the district of Avoca.
- By Mr. Robertson—
From certain residents of the district of Bacchus Marsh and Melton.
From certain residents of the district of Bourke (Campbellfield, Glenroy and district).
From certain residents of the district of Gisborne.
- By Mr. Sangster—
From certain residents of the district of Port Melbourne.
- By Mr. Toutcher—
From certain residents of the district of Ararat.

Severally ordered to lie on the Table.

4. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.
5. RAILWAY EXTENSION TO MALLEE COUNTRY NORTH-EAST OF LAKE TYRRELL.—Mr. Bent moved, pursuant to notice, That the question of connecting the Mallee country to the north-east of Lake Tyrrell by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway be referred to the Parliamentary Standing Committee on Railways for consideration and report.
Debate ensued.
Question—put and resolved in the affirmative.
6. WATER ACTS CONSOLIDATION AND AMENDMENT AND WATER RATES AND CHARGES.—Mr. Bent moved, pursuant to notice given by Mr. Swinburne, That this House do now resolve itself into a Committee of the whole to consider the expediency of consolidating and amending the Laws relating to the conservation and supply of water and of making further provision for the levying and collecting of water rates and charges for the supply of water.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair; and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day. Mr. Craven reported from a Committee of the whole House the following resolution:—
Resolved—That it is expedient to consolidate and amend the Laws relating to the conservation and supply of water, and to make further provision for the levying and collecting of water rates and charges for the supply of water.

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

Ordered—That Mr. Swinburne and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.

7. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—Mr. Swinburne then brought up a Bill intituled “*A Bill to consolidate and amend the Laws relating to the Conservation and Supply of Water, to declare the Law relating to certain rights of easement in natural waters and for other purposes*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
8. INEBRIATES BILL.—Sir Samuel Gillott obtained leave, with Mr. Murray, to bring in a Bill intituled “*A Bill to provide for the care control and treatment of Inebriates*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
9. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the consideration of the Report having been read—Mr. McLeod moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.

Debate ensued.

Question—put and resolved in the affirmative.

On the motion of Mr. McLeod, the House, after debate, agreed to the following amendments in this Bill:—

Clause MM, page 4, line 32, after “compensation” insert “shall be.”

Clause 13, sub-section (3), at end of sub-section add “and until notice of such granting refusal or abandonment is published in the *Government Gazette*.”

Mr. Bailes moved, That sub-section (3) of clause 14 be omitted.

Debate ensued.

Question—That sub-section (3) proposed to be omitted be omitted—put.

The House divided.

Ayes, 25.		Noes, 29.	
Mr. Anstey,	Mr. Oman,	Mr. Argyle,	Mr. Keogh,
Mr. Beard,	Mr. Outtrim,	Mr. Bent,	Mr. Livingston,
Mr. Beazley,	Mr. Prendergast,	Mr. Bowser,	Mr. Mackey,
Mr. H. S. Bennett,	Mr. Sangster,	Mr. Boyd,	Mr. McCutcheon,
Mr. A. A. Billson,	Mr. Smith,	Mr. E. H. Cameron,	Mr. McKenzie,
Mr. J. W. Billson,	Mr. Solly,	Mr. J. Cameron,	Mr. McLeod,
Mr. Bromley,	Mr. Toutcher,	Mr. Carlisle,	Mr. Morrissey,
Mr. Colechin,	Mr. Warde,	Mr. Cullen,	Mr. Murray,
Mr. Elmslie,	Mr. Wilkins.	Mr. Downward,	Sir Alexander Peacock,
Mr. Hannah,		Mr. Duffus,	Mr. Robertson,
Mr. Kirkwood,		Mr. Fairbairn,	Mr. Swinburne.
Mr. Lemmon,		Sir Samuel Gillott,	
Mr. Mackinnon,	<i>Tellers.</i>	Mr. Graham,	<i>Tellers.</i>
Mr. McGrath,	Mr. Bailes,	Mr. Gray,	Mr. McBride,
	Mr. Lawson.	Mr. Holden,	Mr. Watt.
		Mr. Hutchinson,	

And so it passed in the negative.

On the motion of Mr. McLeod, the House agreed to the following further amendments in this Bill:—

Clause 14, page 7, at end of clause insert the following new sub-section:—

“(5) It shall be the duty of the Minister as soon as practicable after the end of each year to lay on the table of the Legislative Assembly a return setting out the number of every mining lease in respect of which one or more suspensions of the labour covenant thereof have been granted during such year, the names of the lessee or lessees, the period for which such suspensions were granted, and the reasons for granting the same.”

Clause 16, line 31, omit “three” and insert “seven.”

Mr. Bailes moved, That all words after the word “be,” in clause 19, pages 9 and 10, line 45, to end of clause be omitted.

Debate ensued.

Question—put and negatived.

On the motion of Mr. McLeod, the House, after debate, agreed to the following further amendments in this Bill:—

Clause 23, sub-section (3), page 11, lines 13 and 14, omit “in accordance with regulations to be approved by the Governor in Council, and.”

“sub-section (3), lines 19 and 20, omit all words after “representatives” to end of sub-section and insert “to be elected for a period of three years by the members of the Amalgamated Miners’ Association residing within such district such election to be conducted by the branch or branches of such association existing in such district at the time of such election. The Governor in Council may in the event of any failure to elect representatives as hereinbefore mentioned fill any vacancies so caused by the appointment thereto of suitable persons.”

“sub-section (4), line 21, omit “such election” and insert “conducting such elections.”

“sub-section (4), line 25, omit “nominated or.”

Clause 24, at end of clause add “and the following words are substituted:—‘and until the Governor in Council shall otherwise order the several mining districts and divisions which shall be in existence at the time of the commencement of this Act shall be deemed to be mining districts and divisions under this Act.’”

Mr. Bailes moved, That the words "and every high-pressure boiler shall be provided with gauge-glasses of unbreakable glass" be inserted after the word "locked," in clause 41, sub-section (38), page 22, line 46.

Debate ensued.

Amendment, by leave, withdrawn.

On the motion of Mr. McLeod, the House agreed to the following further amendment in this Bill :—

Clause 41, sub-section (38), page 22, line 44, before "water gauges" insert "approved."

Mr. Bailes moved, That all words after the word "namely," in clause 46, line 28, to end of clause, be omitted with a view to insert in place thereof the words "143. After the coming into operation of this Act any person who is not the holder of a certificate of competency as an engine-driver under this Act or the holder of a certificate of competency or of service as an engine-driver under the Principal Act or who is wholly or partially deaf or whose sight is defective or who is subject to fits giddiness or any other infirmity likely to interfere with the efficient discharge of his duties, and who takes charge of machinery in which steam is used as motive power, and every other person who employs any such person as aforesaid shall be guilty of an offence against this Division of this Part of this Act. All machinery driven by electricity water oil gas or air (not used for raising or lowering men) air winches winches fixed on dredges with a certificated engine-driver in charge sinking pumps and boring machines or puddling engines when fixed on an elevated puddling brace shall not be deemed to be 'machinery' within the meaning of this section. Provided that where men are being raised or lowered by an air winch fixed underground a permit from an inspector of mines must first be obtained before any person can take charge and drive such air winch, and no person under the age of eighteen years shall be allowed to take charge of an air winch underground when men are being raised or lowered."

Debate ensued.

Amendment, by leave, withdrawn.

On the motion of Mr. McLeod, the House, after debate, agreed to the following further amendments in this Bill :—

Clause 46, line 42, after "lowered by" insert "any electrical machine or by."

„ line 43, omit "an" and insert "the senior."

„ page 27, line 1, after "such" insert "electrical machine or."

„ page 27, line 3, after "winch" insert "or electrical machine."

Clause 48, line 19, omit "day of the year" and insert "thirtieth day of June."

„ line 19, after "hundred and" insert "five."

Mr. Anstey moved, That the words "with right of renewal on terms and conditions of existing agreement" be added to sub-section (1) of clause 52.

Debate ensued.

Amendment, by leave, withdrawn.

On the motion of Mr. McLeod, the House agreed to the following further amendments in this Bill :—

Clause 52, sub-section (1), page 29, at end of sub-section add "and provided also that when from any unforeseen or unavoidable cause any tributer or party of tributers are unable to finish working the ground which is the subject-matter of such tribute within the time specified therein such tributer or tributers shall have the right to continue working under the provisions of such tribute until such ground is worked out."

Clause 52, at end of clause add the following new sub-section :—" (4) It shall not be lawful after the commencement of this Act to assign or let any lands held for mining purposes by virtue of any consolidated miner's right, or let a tribute in regard thereto, without the sanction of the Minister. Provided that nothing in this section contained shall prevent any *bonâ fide* mortgage charge or encumbrance in the ordinary way of business. But in all cases one general permission to let on tribute shall be sufficient for the term of twelve months."

Mr. Bailes moved, That the word "gross," in line 5, clause 55, be omitted with a view to insert in place thereof the word "net."

Debate ensued.

Question—That the word proposed to be omitted be omitted—put.

The House divided.

Ayes, 23.

Noes, 27.

Mr. Beard,
Mr. Beazley,
Mr. H. S. Bennett,
Mr. A. A. Billson,
Mr. J. W. Billson,
Mr. Bromley,
Mr. Colechin,
Mr. Elmslie,
Mr. Hannah,
Mr. Lawson,
Mr. Lemmon,
Mr. Mackinnon,
Mr. McGrath,

Mr. Oman,
Mr. Outtrim,
Mr. Prendergast,
Mr. Sangster,
Mr. Smith,
Mr. Solly,
Mr. Toutcher,
Mr. Warde.

Tellers.

Mr. Anstey,
Mr. Bailes.

Mr. Bent,
Mr. Bowser,
Mr. E. H. Cameron,
Mr. J. Cameron,
Mr. Carlisle,
Mr. Cullen,
Mr. Downward,
Mr. Fairbairn,
Mr. Forrest,
Sir Samuel Gillott,
Mr. Graham,
Mr. Gray,
Mr. Harris,
Mr. Keogh,
Mr. Kirkwood,

Mr. Livingston,
Mr. Mackey,
Mr. McBride,
Mr. McCutcheon,
Mr. McKenzie,
Mr. McLeod,
Mr. Morrissey,
Mr. Murray,
Sir Alexander Peacock,
Mr. Robertson.

Tellers.

Mr. Boyd,
Mr. Duffus.

And so it passed in the negative.

On the motion of Mr. McLeod, the House, after debate, agreed to the following further amendments in this Bill :—

Clause 56, sub-section (6), page, 31, line 15, omit " or injurious."

" sub-section (6), page 31, line 16, after "gallon" insert " or other noxious matter in such quantity as to be injurious to public health."

Mr. McLeod offered the following new clause to be added to the Bill :—

AA. (1) All wages or salary for any period not exceeding two months and not exceeding in amount the sum of Fifty pounds due to any mining employé whether over or under the age of twenty-one years by any registered mining company mine-owner or mining co-partnership in respect of services rendered in connexion with mining operations for such mining company mine-owner or mining co-partnership shall be a first charge upon all plant machinery and effects used in connexion with such mining operations the property of such mining company mine-owner or mining co-partnership notwithstanding that such plant and machinery be mortgaged or charged to secure the payment of any moneys or that there may be any lien upon the same. The claims for wages and salary as aforesaid shall rank equally among themselves and shall be paid in full unless the proceeds of the sale of such plant and machinery be insufficient to meet them in which case they shall abate in equal proportion between themselves. For the purpose of this section the words " mining employé " shall include any clerk, mine manager, under manager, handicraftsman, miner, labourer, workman, or servant in the employ of any registered mining company, mine-owner, or mining co-partnership, and the words " mining co-partnership " shall mean and include any co-operative party, syndicate, or body of persons carrying on mining operations and not registered as a company.

(2) A sheriff bailiff or other officer in execution of any process against a registered mining company, mine-owner, member or members of a mining co-partnership shall in the first instance seize for the amount of the judgment debt and costs, and on such seizure shall forthwith require and receive from the legal manager, public officer, or person in charge of the operations of such company, or the manager or person having the charge of the mining operations of such mine-owner or co-partnership, a full and correct statement of the wages due up to the date of such seizure to the mining employés of such company, mine-owner, or co-partnership, and thereupon such sheriff bailiff or other officer shall enlarge his seizure so as to seize and sell sufficient to satisfy all the aforesaid moneys appearing to be due for such wages for a period not exceeding two months and not exceeding in the case of any such mining employé the sum of Fifty pounds in addition to the judgment debt and costs and such other charges as are allowed by law to such sheriff bailiff or other officer, and out of the proceeds of such sale shall after the payment of his own costs and expenses but before paying the judgment debt and costs pay to the nearest clerk of petty sessions the amount of such wages whose receipt shall be a sufficient discharge for the same and who shall distribute the same to the persons entitled thereto. Any person required by this section to supply information as to the amount of wages owing as provided herein and refusing to furnish the same shall on conviction be liable to a penalty not exceeding Twenty pounds.

And the said clause was read a second time and added to the Bill.

Mr. Anstey offered the following new clause to be added to the Bill :—

R. (1) Every mining company in addition to any register which it is now by law required to keep shall keep a register of all mortgages charges liens bills of sale hire purchase agreements or other documents whatsoever whereby power is given by such company to any persons to take possession of any property of or on any mine.

(2) Every such company shall enter in such register in respect of each mortgage charge lien bill of sale hire purchase agreement or other document a short description of the property mortgaged charged or affected thereby, the amount of charge created thereby, or the amount owing thereunder, and the names of the mortgagees or persons entitled to such charge or to take possession of property as aforesaid.

(3) If any such property is mortgaged or charged or held under bill of sale or hire purchase agreement without such entry being made as aforesaid every director manager or other officer of the company who knowingly and wilfully authorizes or permits the omission of such entry shall incur a penalty not exceeding Fifty pounds.

(4) The register required by this section to be kept shall be open to inspection by all mining employés of the company or by any person authorized in writing by any such mining employé at all reasonable times, and if such inspection is refused any officer of the company refusing the same and every director and manager of the company authorizing or knowingly and wilfully permitting such refusal shall incur a penalty not exceeding Five pounds, and a further penalty not exceeding Two pounds for each day during which such refusal continues, and in addition any Judge sitting in chambers may by order compel an immediate inspection of the register.

(5) All such penalties shall be recoverable in a summary way before a court of petty sessions.

Mr. Anstey moved, That this clause be now read a second time.

Debate ensued.

Motion, by leave, withdrawn.

Mr. Lawson offered the following new clause to be added to the Bill :—

D. (1) In the event of any dispute with respect to wages occurring between the owner or owners of any mine or mines and the miners employed by him or them therein such dispute may be inquired into and determined by a board consisting of a chairman who shall be a warden appointed by the Minister and of six other persons three of whom shall be appointed or elected by such owner or owners and three of whom shall be elected by the miners employed in such mine who are party to such dispute.

(2) The Governor in Council may pursuant to the provisions of sections seventy-seven and seventy-eight of the Principal Act make regulations for the conduct of elections of members of such boards.

(3) In the event of the owner or a majority of the owners or of a majority of the said miners being dissatisfied with the determination of such board such owner or majority of owners or majority of miners may require such determination to be referred to the Court of Industrial Appeals constituted under the provisions of the *Factories and Shops Act 1903* and such determination shall be referred by the Minister accordingly.

(4) The provisions of the *Factories and Shops Act 1903* with regard to determinations of Special Boards referred by the Minister to the Court of Industrial Appeals shall as nearly as practicable apply to the determinations referred by the Minister to the Court under the provisions of this section.

(5) Any person who contravenes or who does not comply with any determination under the provisions of this section made by a board or by the Court of Industrial Appeals shall be guilty of an offence and shall be liable to a penalty of the same amount and which may be enforced in the same manner as for an offence against the provisions of Division 1 of Part III. of the *Mines Act 1897*.

(6) No reference to the Court of Industrial Appeals of a determination of a board constituted under the provisions of this section shall have the effect of suspending or delaying the operation of such determination.

Mr. Lawson moved, That this clause be now read a second time.

Debate ensued.

Question—That new clause D be now read a second time—put.

The House divided.

Ayes, 26.		Noes, 25.	
Mr. Anstey,	Mr. Morrissey,	Mr. Bent,	Mr. Kirkwood,
Mr. Beard,	Mr. Oman,	Mr. Bowser,	Mr. Levien,
Mr. Beazley,	Mr. Outtrim,	Mr. E. H. Cameron,	Mr. Livingston,
Mr. H. S. Bennett,	Sir Alexander Peacock,	Mr. J. Cameron,	Mr. Mackey,
Mr. A. A. Billson,	Mr. Prendergast,	Mr. Carlisle,	Mr. McCutcheon,
Mr. J. W. Billson,	Mr. Sangster,	Mr. Cullen,	Mr. McKenzie,
Mr. Bromley,	Mr. Smith,	Mr. Downward,	Mr. McLeod,
Mr. Colechin,	Mr. Solly,	Mr. Fairbairn,	Mr. Murray,
Mr. Elmslie,	Mr. Toutcher,	Mr. Forrest,	Mr. Robertson,
Mr. Hannah,	Mr. Warde.	Sir Samuel Gillott,	
Mr. Harris,		Mr. Graham,	<i>Tellers.</i>
Mr. Lemmon,	<i>Tellers.</i>	Mr. Gray,	
Mr. Mackinnon,	Mr. Bailes,	Mr. Hutchinson,	Mr. Boyd,
Mr. McGrath,	Mr. Lawson.	Mr. Keogh,	Mr. Duffus.

And so it was resolved in the affirmative.—Clause read a second time.

And the said clause was added to the Bill.

Mr. Smith offered the following new clause to be added to the Bill :—

FF. In workings where the temperature exceeds eighty degrees no person shall be employed for more than thirty-six hours in any week nor for more than six hours in any day.

Mr. Smith moved, That this clause be now read a second time.

Debate ensued.

Question—That new clause FF be now read a second time—put.

The House divided.

Ayes, 23.		Noes, 28.	
Mr. Beard,	Mr. McGrath,	Mr. Bent,	Mr. Livingston,
Mr. Beazley,	Mr. Outtrim,	Mr. Bowser,	Mr. Mackey,
Mr. H. S. Bennett,	Mr. Prendergast,	Mr. E. H. Cameron,	Mr. McBride,
Mr. A. A. Billson,	Mr. Sangster,	Mr. J. Cameron,	Mr. McCutcheon,
Mr. J. W. Billson,	Mr. Smith,	Mr. Carlisle,	Mr. McKenzie,
Mr. Bromley,	Mr. Solly,	Mr. Cullen,	Mr. McLeod,
Mr. Colechin,	Mr. Toutcher,	Mr. Downward,	Mr. Morrissey,
Mr. Elmslie,	Mr. Warde.	Mr. Fairbairn,	Mr. Murray,
Mr. Hannah,		Mr. Forrest,	Mr. Oman,
Mr. Harris,	<i>Tellers.</i>	Sir Samuel Gillott,	Sir Alexander Peacock,
Mr. Kirkwood,		Mr. Graham,	Mr. Robertson.
Mr. Lemmon,	Mr. Anstey,	Mr. Gray,	
Mr. Mackinnon,	Mr. Bailes.	Mr. Hutchinson,	<i>Tellers.</i>
		Mr. Keogh,	Mr. Boyd,
		Mr. Levien,	Mr. Duffus.

And so it passed in the negative.

Mr. Smith offered the following new clause to be added to the Bill :—

G. It shall be compulsory on the part of the mine-owner to allow tributers the right of entry to any part of the workings of any mine held by the said owner on lease if in such workings no work has been done by the said owner for a period of three years, providing always that such entry shall in no way interfere with the working of the mine.

Mr. Smith moved, That this clause be now read a second time.

Debate ensued.

Question—That new clause G be now read a second time—put and negatived.

On the motion of Mr. McLeod, the House agreed to the following further amendments in this Bill :—

Clause E—Transpose this clause to follow clause N, page 4.

Schedule, page 32, first line of third column, omit “sub-sections (I.) and ” and insert “sub-section.”

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 had noted the amendments made by the House on the consideration of the Report—Bill, on the motion of Mr. McLeod, read a third time.

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

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

R. TALBOT,

Governor of Victoria.

Message No. 13.

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

“An Act to apply out of the Consolidated Revenue the sum of Thirty-two thousand four hundred and two pounds to the service of the year One thousand nine hundred and three and One thousand nine hundred and four.”

State Government House,
Melbourne, 26th August, 1904.

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2, be postponed until after No. 3.

12. REAL PROPERTY BILL.—The Order of the Day for the consideration of the Report having been read—Mr. Mackey moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.

Debate ensued.

Question—put and resolved in the affirmative.

On the motion of Mr. Mackinnon, the House, after debate, agreed to the following amendment in this Bill :—

Clause 1, sub-section (2), line 8, omit “ October ” and insert “ November.”

On the motion of Mr. Mackey, the House agreed to the following further amendments in this Bill :—

Clause 15, sub-section (1), at end of sub-section add the following new paragraph :—

“ This sub-section does not extend to a covenant or condition against doing omitting or suffering anything whereby or by means whereof either alone or with other circumstances any licence under the *Licensing Act* 1890 shall or may be endangered or shall or may be liable to expire or be forfeited suspended taken away or refused.”

“ sub-section (7), paragraph (1A), page 17, omit this paragraph.

Clause 21, sub-section (1), line 18, after “ title ” insert “ or other documents.”

On the motion of Mr. Lawson, the House, after debate, agreed to the following further amendment in this Bill :—

Clause 22, sub-section (2), omit this sub-section and insert the following new sub-section in place thereof :—

“(2) This section shall have effect notwithstanding any stipulation to the contrary.”

On the motion of Mr. Mackey, the House, after debate, agreed to the following further amendments in this Bill :—

Clause P, page 31, lines 32 and 33, omit “ first day of March One thousand nine hundred and five ” and insert “ commencement of this Act.”

Clause R, page 35, line 36, omit “ for a lease or under-lease.”

“ line 36, omit “ of sale.”

“ line 37, after “ transaction ” insert “ whatever whether.”

“ line 37, after “ property ” insert “ or not.”

On the motion of Mr. Lawson, the House, after debate, agreed to the following further amendment in this Bill :—

Clause 56, sub-section (2), omit this sub-section.

On the motion of Mr. Mackey, the House agreed to the following further amendment in this Bill :—

Clause 56, sub-section (3), line 31, after “ served ” insert “ addressed to the lessee lessor mortgagee mortgagor or other person to be served by name.”

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 had noted the amendments made by the House on the consideration of the Report—Bill, on the motion of Mr. Mackey, read a third time.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, No. 2 and Nos. 4 to 22 inclusive, and the Orders of the Day, General Business, be postponed until Tuesday next.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

 TUESDAY, 6TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RAILWAY CONNEXION BETWEEN MAIN GIPPSLAND AND GREAT SOUTHERN LINES.—Mr. Graham, Chairman, brought up a Report from the Parliamentary Standing Committee on Railways on the question of connecting the main Gippsland railway and the Great Southern line by means of a railway starting at a point near Traralgon.
Ordered to lie on the Table.
3. MINES ACTS FURTHER AMENDMENT BILL—CLERK'S CORRECTIONS.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following corrections in this Bill, viz. :—
 - In clause 10, sub-section (3), line 17, the word "or," at commencement of line, has been omitted.
 - In clause 60, page 32, sub-section (5), line 24, after the word "aforesaid" the word "shall" has been omitted.
4. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Beazley—
From certain residents of the district of Collingwood.
 - By Mr. G. H. Bennett—
From certain residents of the district of Burnley.
From certain residents of the district of Richmond and neighbourhood, and worshipping in the Presbyterian Church.
 - By Mr. H. S. Bennett—
From certain residents of the district of Ballarat (two Petitions).
 - By Mr. Bent—
From certain residents of the districts of South Brighton, Cheltenham, and Mordialloc.
 - By Mr. Bromley—
From certain residents of the district of Carlton.
 - By Mr. E. Cameron—
From certain residents of the district of Casterton.
From certain residents of the district of Heywood.
From certain residents of the district of Portland.
 - By Mr. E. H. Cameron—
From certain residents of the district of Evelyn.
From certain residents of the district of Nillumbik.
 - By Mr. J. Cameron—
From certain residents of the district of Orbost.
 - By Mr. Colechin—
From certain residents of the district of Chilwell and Geelong.
From certain residents of the district of Geelong (two Petitions).

(500 copies.)

By Mr. Downward—

- From certain residents of the district of Kardella.
- From certain residents of the district of Korumburra.
- From certain residents of the district of Mornington (two Petitions.)

By Mr. Elmslie—

- From certain attendants of the Dorcas-street Presbyterian Church, South Melbourne.

By Mr. Fairbairn—

- From certain residents of the district of Armadale and Malvern.
- From certain residents of the district of Prahran and Windsor.
- From certain residents of the Toorak electorate.

By Mr. Forrest—

- From certain residents of the district of Birregurra, in the electorate of Polwarth.
- From certain residents of the district of Colac.

By Sir Samuel Gillott—

- From certain residents of the district of Melbourne.

By Mr. Graham—

- From certain residents of the district of Shepparton.
- From certain residents of the district of Shepparton, Goulburn Valley.
- From certain residents of the district of Violet Town.
- From certain residents of the district around Violet Town.

By Mr. Hunt—

- From certain residents of the district of Alexandra.
- From certain residents of the district of Euroa.
- From certain residents of the district of Mansfield.

By Mr. Hutchinson—

- From certain residents of the district of Borung.
- From certain residents of the district of Dimboola.
- From certain residents of the district of Donald.
- From certain residents of the district of Rupanyup, Lubeck.
- From certain residents of the district of Wimmera.

By Mr. Keogh—

- From certain residents of the district of Bairnsdale.
- From certain residents of the district of Sale.

By Mr. Langdon—

- From certain residents of the district of Mysia, Borung, and Korong Vale.

By Mr. Langdon (for Mr. Speaker)—

- From certain residents of the district of Box Hill.

By Mr. Mackey—

- From certain residents of the district of Warragul.

By Mr. Mackinnon—

- From certain residents of the district of Prahran.

By Mr. McBride—

- From certain residents of the district of Dunolly.

By Mr. McCutcheon—

- From certain residents of the districts of Caulfield and Elsternwick.
- From certain residents of the district of Elsternwick (two Petitions).
- From certain residents of the district of East St. Kilda.
- From certain residents of the district of St. Kilda West.

By Mr. McGrath—

- From certain residents of the district of Sebastopol.

By Mr. McKenzie—

- From certain residents of the district of Mooroopna (two Petitions).

By Mr. Morrissey—

- From certain residents of the district of Murchison.
- From certain residents of the district of Nagambie.

By Mr. Oman—

- From certain residents of the district of Mortlake (two Petitions).
- From certain residents of the district of Skipton.
- From certain residents of the district of Terang.

By Mr. Prendergast—

- From certain residents of the districts of North Carlton, North Fitzroy, and neighbourhoods, worshipping at the Baptist Church, North Carlton.
- From certain residents of the district of Parkville.

By Mr. Robertson—

From certain residents of the district of Werribee.

By Mr. Smith—

From certain residents of the district of Bendigo West.

From certain residents of the districts of Laanecoorie, Woodstock, and Shelbourne.

By Mr. Swinburne—

From certain residents of the district of East Kew.

From certain residents of the district of Hawthorn (four Petitions).

From certain residents of the district of Hawthorn West.

By Mr. Watt—

From certain residents of the district of Essendon (two Petitions).

By Mr. Wilkins—

From certain residents of the district of Clifton Hill, Collingwood.

From certain residents of the district of Collingwood.

The following Petition, praying that the House will reject the proposal to open the Melbourne Public Library, Museum, and Art Galleries on Sundays, was presented :—

By Mr. G. H. Bennett—

From Andrew Hardie, styling himself ex-Moderator, on behalf of the Public Questions Committee of the Presbyterian Church of Victoria.

Severally ordered to lie on the Table.

5. LICENCES RENEWAL BILL.—Sir Samuel Gillott obtained leave, with Mr. Bent, to bring in a Bill intituled “ *A Bill to amend the Law relating to the Renewal of Licences* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
6. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven 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. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to amend the Stamps Acts* ” without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 31st August, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to amend the ‘ Local Government Act 1903 ’* ” without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 31st August, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to amend Sections One hundred and ten and One hundred and eleven of the ‘ Melbourne Harbor Trust Act 1890,’ and Section Twenty of the ‘ Marine Act 1890,’* ” without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 6th September, 1904.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

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

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 31st August, 1904.

9. INSTRUMENTS ACT 1890 FURTHER AMENDMENT BILL.—On the motion of Mr. Mackey, the Bill transmitted by the foregoing Message was read a first time, ordered to be printed, and read a second time to-morrow.
10. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—
Water Acts Amendment Bill—Second reading.
 Ordered—That the said Bill be withdrawn.
11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 18 and Nos. 20 to 22 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.
12. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 30.

WEDNESDAY, 7TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented:—
 - By Mr. Argyle—
From certain residents of the districts of Lancefield and Romsey.
 - By Mr. Bent—
From certain residents of the district of Brighton (two Petitions).
 - By Mr. Bowser—
From certain residents of the district of Wangaratta.
 - By Mr. Cullen—
From certain residents of the district of Cohuna.
From certain residents of the district of Corack.
From certain residents of the district of Gunbower.
From certain residents of the district of Wycheproof.
 - By Mr. Gray—
From certain residents of the district of Hopetoun.
From certain residents of the district of Mildura.
 - By Mr. Harris—
From certain residents of the district of Walhalla.
 - By Mr. Kirkwood—
From certain residents of the districts of Elmore and Toolleen.
 - By Mr. Langdon (for Mr. Irvine)—
From certain residents of the district of Wimmera.
 - By Mr. Levien—
From certain residents of the district of Drysdale.
From certain residents of the district of Geelong (two Petitions).
From certain residents of the districts of Leopold, Moolap, St. Albans, East Geelong, Curlewis, Marcus Hill, Mannerim, and Ocean Grove
From certain residents of the district of Modewarre.
From certain residents of the district of Moorabool.
From certain residents of the district of Portarlington.
From certain residents of the district of Queenscliff (two Petitions).

(500 copies.)

By Mr. McKenzie—

From certain residents of the district of Kyabram (two Petitions).

By Mr. Outtrim—

From certain residents of the district of Carisbrook.

By Mr. Swinburne—

From certain residents of the district of Kew.

Severally ordered to lie on the Table.

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

Water Acts—

Cohuna Irrigation and Water Supply Trust.—Regulation No. 31.

Gunbower West Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.

4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Swinburne, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 14.

In accordance with the requirements of section 57 of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made from the Consolidated Revenue, and also of rate and penalties, for the purposes of the Bill to consolidate and amend the Laws relating to the Conservation and Supply of Water, to declare the Law relating to certain rights of easement in natural waters, and for other purposes.

Government Offices,

Melbourne, 5th September, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

5. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 14, having been read—On the motion of Mr. Swinburne, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue, and also of rates and penalties, for the purposes of the Bill to consolidate and amend the Laws relating to the Conservation and Supply of Water, to declare the Law relating to certain rights of easement in natural waters, and for other purposes.

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

6. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.

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

And, after debate—

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

Ordered—That the debate be adjourned until Wednesday, 21st September instant.

7. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

1904.

VICTORIA.

ESTIMATE OF EXPENDITURE, 1904-5.

R. TALBOT,

Governor of Victoria.

Message No. 15.

The Governor transmits to the Legislative Assembly an Estimate of Expenditure for the month of September in the year 1904-5, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,

Melbourne, 7th September, 1904.

Ordered to lie on the Table, and, together with the accompanying Estimate, to be referred to the Committee of Supply.

8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 21 inclusive be postponed until after Nos. 22 and 23.

9. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

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

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

10. SUPPLY.—Mr. Craven reported from the Committee of Supply the following resolution:—

Resolved—That a sum not exceeding £384,303 be granted to His Majesty on account for or towards defraying the following services for the year 1904-5, viz. :—

Division No.	£
1. Legislative Council	113
2. Legislative Assembly	738
3. Parliamentary Standing Committee on Railways	55
4. Victorian Parliamentary Debates	333
5. The Library	130
6. State Reading Room	75
7. Refreshment Rooms	128
8. Public Service Commissioner	110
9. Administrative and Scientific	3,753
10. Government Statist	1,353
11. Police	24,250
12. Penal Establishments and Gaols	4,355
13. Hospitals for the Insane	10,100
14. Neglected Children and Reformatory Schools	5,430
15. Public Library, Museums, and National Gallery	1,628
16. Government Shorthand Writer	190
17. Auditor-General	983
18. Aborigines	450
19. Exhibitions	25
20. Grants	437
21. Miscellaneous	3,743
22. Education	2,622
23. Do.	48,714
24. Melbourne University	375
25. Technical Schools	1,437
26. Miscellaneous	164
27. Supreme Court	322
28. Law Officers of the Crown	1,419
29. Crown Solicitor	463
30. Prothonotary	132
31. Master in Equity and Lunacy	452
32. Registrar-General and Registrar of Titles	2,735
33. Patents	46
34. Sheriff	2,325
35. Comptroller of Stamps, &c.	269
37. County Courts, Courts of Insolvency, Courts of Sessions	2,531
38. Police Magistrates and Wardens	1,621
39. Clerks of Courts	1,655
40. Coroners	760
42. Treasury	2,455
43. Income Tax	1,352
44. Curator of Estates of Deceased Persons	152
45. Government Printer	3,596
46. Advertising	250
47. Grant to Charitable Institutions	22,000
48. Transport, &c.	250
49. Unforeseen and Accidental Expenditure	500
50. Carriage of Grain	3,500
51. Carriage of Coal	750
52. Travelling Expenses, Governor, &c.	425
53. Miscellaneous	200
55. Survey, Sale, and Management of Crown Lands	5,852
56. Public Parks, Gardens, and Reserves	260
57. Botanical and Domain Gardens	635
58. Extirpation of Rabbits and Wild Animals	1,404
59. Village Settlements and Labour Colonies	130
60. Miscellaneous	50
61. Public Works	2,755
62. Ports and Harbors	2,281
63. Victorian Railways Construction Branch	308
64. Miscellaneous	110
65. Works and Buildings	13,120
66. Road Works and Bridges	1,900

Division No.	£
67. Mines	2,040
68. Maintenance of Testing Plants	250
69. Boring for Gold and Coal	1,250
70. Miscellaneous	560
71. Water Supply	977
72. Waterworks in Country Districts	200
73. Coliban, Geelong, and National Works	2,300
74. Agriculture and Industries	769
75. Diseases in Stock	723
76. Vegetation Diseases	408
77. Maffra Beet Sugar Factory	42
78. Technical Education	1,266
79. State Forests and Nurseries	1,970
80. Viticulture Industry	264
81. Development of Export Trade	153
82. Grants	15
83. Miscellaneous	3,063
84. Public Health	1,791
85. Victorian Railways	175,000
86. Miscellaneous	606
	£384,303

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

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

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

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

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

12. WAYS AND MEANS.—Mr. Craven reported from the Committee of Ways and Means the following resolution:—

Resolved—That towards making good the Supply granted to His Majesty for the service of the year 1904-5 the sum of £384,303 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.

13. CONSOLIDATED REVENUE BILL (No. 3).—Mr. Bent then brought up a Bill intituled “*A Bill to apply out of the Consolidated Revenue the sum of Three hundred and eighty-four thousand three hundred and three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*”; and the said Bill was read a first time, ordered to be printed, and read a second time this day.

Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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—

Mr. Bent moved, That this Bill be now read a third time.

Debate ensued.

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

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

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 20 inclusive be postponed until after No. 21.

15. INSTRUMENTS ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven 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.

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 20 inclusive be postponed until to-morrow, and that the consideration of the Orders of the Day, General Business, and Notices of Motion, General Business, Nos. 1 to 4 inclusive be postponed until after Notice of Motion, General Business, No. 5.

17. DAIRYING COMPANIES ACT 1900 FURTHER AMENDMENT BILL.—Mr. Duffus obtained leave, with Mr. Downward, to bring in a Bill intituled “*A Bill to further amend the ‘Dairying Companies Act 1900’*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 21st September instant.
18. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, General Business, No. 1 be postponed until Wednesday, 5th October next.
19. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—
Adulteration of Chaff Bill—Second reading.
Ordered—That the said Bill be withdrawn.
20. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 3 and 4 be postponed until after No. 5.
21. UNCLAIMED FUNDS BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Beazley moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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, 19th October next, again resolve itself into the said Committee.
22. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 3 and 4 and Nos. 6 to 19 inclusive, and Notices of Motion, General Business, Nos. 1 to 3 inclusive, be postponed until after the consideration of Notice of Motion, General Business, No. 4.
23. FILLING GOVERNMENT APPOINTMENTS BY RESIDENTS OF VICTORIA ONLY.—Mr. Gaunson moved, pursuant to *amended* notice, That all appointments to offices, judicial and otherwise, shall be filled only by residents of this State unless Parliament shall otherwise resolve.
Debate ensued.
Mr. Bent moved, That the debate be now adjourned.
And, after debate—
Question—That the debate be now adjourned—put.
The House divided.

Ayes, 32.

Mr. Argyle,	Mr. Kirkwood,
Mr. Bent,	Mr. Langdon,
Mr. E. Cameron,	Mr. Livingston,
Mr. E. H. Cameron,	Mr. Mackey,
Mr. J. Cameron,	Mr. McBride,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Craven,	Mr. McKenzie,
Mr. Cullen,	Mr. Murray,
Mr. Downward,	Sir Alexander Peacock,
Mr. Duffus,	Mr. Robertson,
Mr. Forrest,	Mr. Swinburne,
Mr. Gaunson,	Mr. Thomson,
Sir Samuel Gillott,	Mr. Watt.
Mr. Gray,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Boyd,
Mr. Keogh,	Mr. Lawson.

Noes, 22.

Mr. Beard,	Mr. Outtrim,
Mr. Beazley,	Mr. Prendergast,
Mr. G. H. Bennett,	Mr. Sangster,
Mr. A. A. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Toutcher,
Mr. Elmslie,	Mr. Warde,
Mr. Hannah,	Mr. Wilkins.
Mr. Lemmon,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGregor,	Mr. Bailes,
Mr. Oman,	Mr. J. W. Billson.

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday, 21st September instant.

24. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 3 and 4 and Nos. 6 to 19 inclusive, be postponed until Wednesday, 21st September instant.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 31.

THURSDAY, 8TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. J. W. Billson—
From certain residents of the district of North Fitzroy.
 - By Mr. E. Cameron—
From certain residents of the district of Condah.
 - By Mr. Downward—
From certain residents of the districts of Frankston and Somerville.
 - By Mr. McLeod—
From certain residents of the district of Bullarto.
From certain residents of the district of Daylesford.
 - By Mr. Murray (for Mr. Speaker)—
From certain residents of the districts of Balwyn and Canterbury.
From certain residents of the district of Canterbury.
From certain residents of the district of Oakleigh.
 - By Mr. Prendergast—
From certain residents of the district of North Carlton.

Severally ordered to lie on the Table.
3. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
 - Education Act 1890—
Regulations XII. (School Hours and Time Table) and XIII. (Religious Instruction in State Schools) rescinded.—New Regulations made.—Order in Council.
Regulation No. XXII. (Conveyance of Children to School) rescinded.—New Regulation made.—Order in Council.
 - Land Act 1901.—Additions to, and Amendment of, the Regulations.—Order in Council.
4. BUTTER COMMISSION EXPENSES.—Mr. Gray moved, pursuant to notice, That there be laid before this House a return showing—
 1. The total cost to date of the Butter Commission.
 2. The daily cost of counsels' fees.
 3. Any other daily expenses of the Commission.

Question—put and resolved in the affirmative.
5. ST. ARNAUD LAND RESERVE REVOCATION BILL.—Mr. Murray obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled "*A Bill to revoke the Permanent Reservation of certain Land at St. Arnaud*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.

6. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day Nos. 21 to 22 inclusive be postponed until Tuesday next.

8. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn,
Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 32.

TUESDAY, 13TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. TONNAGE OF GOODS CARRIED BY NEWSPAPER AND OTHER TRAINS.—Mr. H. S. Bennett moved, pursuant to notice, That there be laid before this House a return showing—
 1. The tonnage of goods carried each day by the Ballarat newspaper train between Melbourne and Geelong, and Geelong and Ballarat, since the inception of the service.
 2. The tonnage of goods carried daily between Melbourne and Bendigo.
 3. The tonnage of goods carried by the early goods trains prior to the inception of the above service.

Question—put and resolved in the affirmative.

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 16.

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

“ *An Act to provide for converting a certain portion of the Public Debt of Victoria into Debentures.* ”

“ *An Act to amend the ‘ Local Government Act 1903.’* ”

“ *An Act to amend the Stamps Acts.* ”

“ *An Act to amend Sections One hundred and ten and One hundred and eleven of the ‘ Melbourne Harbor Trust Act 1890 ’ and Section Twenty of the ‘ Marine Act 1890.’* ”

“ *An Act to provide for the Collection and Furnishing of Statistical Returns and Information.* ”

“ *An Act relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June One thousand nine hundred and four.* ”

State Government Offices,
Melbourne, 6th September, 1904.

4. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—

By Mr. Bent—

From certain residents of the district of Moorabbin.

By Mr. Bowser—

From certain residents of the districts of Springhurst, El Dorado, North Wangaratta, and Everton, Whitfield, Moyhu, Milawa, &c.

By Mr. Bromley—

From certain residents of the district of Carlton.

By Mr. E. H. Cameron—

From certain residents of the district of Lilydale.

By Mr. J. Cameron—

From certain residents of the district of Lake Tyers, county of Tambo.

By Mr. Colechin—

From certain residents of the district of Geelong (two Petitions).

By Mr. Craven (for Mr. Speaker)—

From certain residents of the district of Malvern East.

(500 copies.)

- By Mr. Downward—
From certain residents of the districts of Frankston and Somerville.
From certain residents of the district of Kongwak and Moyarra, Gippsland.
From certain residents of the district of Mornington (Sorrento, Portsea, Rye, &c., division).
- By Mr. Fairbairn—
From certain residents of the district of Malvern and district.
- By Mr. Lemmon—
From certain residents of the district of Footscray and Yarraville.
- By Mr. Mackey—
From certain residents of the district of North Mirboo.
From certain residents of the district of Warragul.
- By Mr. McGregor—
From certain residents of the district of Brown Hill, Ballarat East.
- By Mr. Morrissey—
From certain residents of the district of Heathcote.
- By Mr. Oman—
From certain residents of the district of Wickliffe.
- By Mr. Swinburne—
From certain residents of the district of Hawthorn.
- By Mr. Thomson—
From certain residents of the district of Goroke.
From certain residents of the district of Hamilton.
From certain residents of the district of Wimmera.

Severally ordered to lie on the Table.

5. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until to-morrow, at three o'clock.
Debate ensued.
Question—put and resolved in the affirmative.
6. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
Medical Act 1890, Part II., and Dental Board of Victoria.—Regulation VIII. repealed.—
New Regulation made.—Course of Professional Study.
Neglected Children and Reformatory Schools Department.—Report of the Secretary and Inspector for the year 1903.
Public Service Acts—
Regulations.—Travelling Allowances.—Department of Public Instruction.
Regulations.—Travelling Allowances.—Department of Agriculture.
7. STOCK FEEDS SALE BILL.—Mr. Murray obtained leave, with Mr. E. H. Cameron, to bring in a Bill intituled "*A Bill to regulate the Sale of Stock Feeds*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
8. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 1 be postponed until after No. 2.
9. FOXES DESTRUCTION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to revive and continue the 'Wild Dogs Act 1901'*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 13th September, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly on the amendment of the Legislative Council in new Clause A in the Bill intituled "*An Act to amend the Juries Acts.*"

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 13th September, 1904.

11. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to enable a Shire in certain circumstances to be declared a Borough 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.

Legislative Council,
Melbourne, 13th September, 1904.

H. J. WRIXON,
President.

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

Clause 2, at end of clause add—

" Provided that it shall be lawful for the Governor in Council to declare the Shire of Camberwell and Boroondara a borough notwithstanding that its area exceeds nine square miles, and that in such area there are points distant more than six miles from other points therein."

Clause 4, line 9, omit " any " and insert " such."

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 and 3 be postponed until after No. 4.
13. WELSHPOOL TRAMWAY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
14. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day No. 3 and Nos. 5 to 23 inclusive be postponed until to-morrow.
16. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

WEDNESDAY, 14TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RECEIPTS AND DISBURSEMENTS UNDER LICENSING ACTS.—Mr. Bailes moved, pursuant to notice, That there be laid before this House a return showing—
 - 1 The amount received under the Licensing Acts for the past ten years.
 2. The amount disbursed during the same period.
 Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Bent—
From certain residents of the district of Brighton.
 - By Mr. Boyd—
From certain residents of the district of Melbourne and neighbourhood.
 - By Mr. Kirkwood—
From certain residents of the districts of Raywood, Kamarocka, and Drummartin.
 - By Mr. Lawson—
From certain residents of the district of Castlemaine and Maldon.
 - By Mr. McCutcheon—
From certain residents of the district of St. Kilda.
 - By Sir Alexander Peacock—
From certain residents of the district of Clunes.
From certain residents of the district of Learmonth and Waubra.
 - By Mr. Warde—
From certain residents of the district of Flemington.
 - By Mr. Watt—
From certain residents of the district of Coburg.
 Severally ordered to lie on the Table.
4. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the order of business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.

5. **MYSIA PUBLIC PARK BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
6. **ST. ARNAUD LAND RESERVE REVOCATION BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
7. **INSTRUMENTS ACT 1890 FURTHER AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment ; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
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. Mackey, read a third time.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Council.
8. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act relating to the Surplus Revenue of the Financial Year ended on the thirtieth day of June One thousand nine hundred and four,*" including the amendment made in the said Bill by the Legislative Assembly which was suggested by the Legislative Council.
H. J. WRIXON,
President.
Legislative Council,
Melbourne, 14th September, 1904.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day Nos. 4 to 6 inclusive be postponed until after No. 7.
10. **CARRUM ADVANCES BILL.**—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed, and taken into consideration to-morrow.
11. **MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.**—The following Message from His Excellency the Lieutenant-Governor was presented by Mr. Murray, and the same was read :—
JOHN MADDEN,
Lieutenant-Governor of Victoria. Message No. 17.
In accordance with the requirements of section 57 of the Constitution Act, the Lieutenant-Governor recommends to the Legislative Assembly that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes.
Government Offices,
Melbourne, 13th September, 1904.
Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

12. NUMURKAH RACE-COURSE SITE SALE BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Lieutenant-Governor's Message, No. 17, having been read—On the motion of Mr. Murray, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution:—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes.

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

Ordered—That Mr. Murray and Mr. McLeod do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Murray then brought up a Bill intituled "*A Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

13. MESSAGE FROM HIS EXCELLENCY THE LIEUTENANT-GOVERNOR.—The following Message from His Excellency the Lieutenant-Governor was presented by Mr. Murray, and the same was read:—

JOHN MADDEN,

Lieutenant-Governor of Victoria.

Message No. 18.

In accordance with the requirements of section 57 of the Constitution Act, the Lieutenant-Governor recommends to the Legislative Assembly that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Tungamah and for other purposes.

Government Offices,
Melbourne, 13th September, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

14. TUNGAMAH RACE-COURSE SITE SALE BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Lieutenant-Governor's Message, No. 18, having been read—On the motion of Mr. Murray, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution:—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Tungamah and for other purposes.

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

Ordered—That Mr. Murray and Mr. McLeod do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Murray then brought up a Bill intituled "*A Bill to authorize the Sale of certain Land reserved as a Site for a Race-course at Tungamah and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

15. CLOSER SETTLEMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 5 and 6 and Nos. 8 to 22 inclusive be postponed until to-morrow.

17. ADJOURNMENT.—Mr. Murray moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 34.

THURSDAY, 15TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. EARNINGS OF SEYMOUR TO MELBOURNE EARLY TRAIN.—Mr. Hunt moved, pursuant to notice, That there be laid before this House a return showing the total revenue earned by the running of the 7.35 a.m. train from Seymour to Melbourne for the twelve months before it was discontinued. Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Downward—
From certain residents of the district of Korumburra.
 - By Mr. McLeod—
From certain residents of the district of Newstead.
From certain residents of the district of Woodend.
 Severally ordered to lie on the Table.
4. PAPER.—Mr. Bent presented—
Tonnage of Goods carried by Newspaper and other Trains.—Return to an Order of the House, dated 13th September, 1904, for a return showing—
 1. The tonnage of goods carried each day by the Ballarat newspaper train between Melbourne and Geelong, and Geelong and Ballarat, since the inception of the service.
 2. The tonnage of goods carried daily between Melbourne and Bendigo.
 3. The tonnage of goods carried by the early goods trains prior to the inception of the above service.
 Ordered to lie on the Table.
5. RECLASSIFICATION OF SHIRES BILL.—Mr. E. H. Cameron obtained leave, with Mr. McLeod, to bring in a Bill intituled “ *A Bill relating to the Reclassification of Shires* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
6. TOBACCONISTS BILL.—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “ *A Bill relating to Sellers of Tobacco Cigars Cigarettes and Snuff* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
7. CLOSER SETTLEMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed, and taken into consideration on Tuesday next.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 to 21 inclusive be postponed until Tuesday next.

And then the House, at thirty-six minutes past ten o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 35.

TUESDAY, 20TH SEPTEMBER, 1904.

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

2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—

By Mr. G. H. Bennett—

From certain residents of the district of Richmond, members of St. Stephen's Church, Richmond, and others.

By Mr. Bent—

From certain residents of the district of Brighton Beach and Sandringham.

By Mr. Langdon—

From certain residents of the district of Charlton.

From certain residents of the district of Mitiamo, Mologa, Terrick East, Pine Grove, and Pannoobamawm.

By Mr. Mackinnon—

From certain residents of the district of Prahran.

From certain residents of Prahran, South Yarra, and Elsternwick.

By Mr. Prendergast—

From certain residents of the district of North Melbourne.

By Mr. Thomson—

From certain residents of the district of Harrow, &c.

By Mr. Warde—

From certain residents of the district of Flemington and Kensington.

Severally ordered to lie on the Table.

3. PAPERS.—Mr. Murray presented, by command of His Excellency the Governor—

Land Act 1901 (Part III).—Report of Proceedings taken under the Provisions of Part III. of the *Land Act* 1901, relating to Village Settlements, during the financial year ended 30th June, 1904.

Sir Samuel Gillott presented, by command of His Excellency the Governor—

Observatory.—Thirty-eighth Report of the Board of Visitors to the Observatory; together with the Report of the Government Astronomer for the period from 1st April, 1903, to 31st March, 1904.

Mr. Bent presented—

Receipts and Disbursements under Licensing Acts.—Return to an Order of the House, dated 14th September, 1904, for a return showing—

1. The amount received under the Licensing Acts for the past ten years.
2. The amount disbursed during the same period.

Railways Officers Promotions.—Return to an Order of the House, dated 13th July, 1904, for a return showing—

1. What officers in the Railways Department have had their positions changed during the present Commissioners' administration.
2. What increase of salaries has been paid in respect to each individual concerned.
3. The length of service in each case.

Severally ordered to lie on the Table.

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

Education Act 1890.—Regulation No. XVII. (Holidays) rescinded.—New Regulation made.—
Order in Council.

4. MUNICIPAL ENDOWMENT REDUCTION BILL.—Mr. Bent obtained leave, with Mr. McLeod, to bring in a Bill intituled “*A Bill to reduce for One Year the Municipal Endowment*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 to 22 inclusive be postponed until after No. 23.
6. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Deputy-Speaker resumed the Chair; Mr. Bromley having reported that the Committee had come to certain resolutions, the Standing Orders were suspended so as to allow the Reports to be received this day.
Mr. Bromley also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
7. WAYS AND MEANS—ADMINISTRATION AND PROBATE DUTIES.—Mr. Bromley reported from the Committee of Ways and Means the following resolution:—
Resolved—That Part V. of the *Administration and Probate Act 1890* as amended by the *Administration and Probate Act 1903* and the *Administration and Probate Act 1903* (No. 2) shall apply to the real and personal estate of every person dying between the thirty-first day of December, One thousand nine hundred and four, and the first day of January, One thousand nine hundred and eight, and to all persons liable to pay any duty in respect thereof.
And the said resolution was read a second time and agreed to by the House.
Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.
8. ADMINISTRATION AND PROBATE DUTIES BILL.—Mr. Bent then brought up a Bill intituled “*A Bill relating to Duties payable under the Administration and Probate Acts*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
9. WAYS AND MEANS—INCOME TAX.—Mr. Bromley reported from the Committee of Ways and Means the following resolution:—
Resolved—That the rates of the duties of income tax which shall pursuant to the Income Tax Acts be charged, levied, collected, and paid for the use of His Majesty in aid of the consolidated revenue for the year ending on the thirty-first day of December, One thousand nine hundred and five, are hereby declared to be as follows (that is to say):—
- (a) On all income derived by any person (not being a company) from personal exertion—
 - for every pound sterling of the taxable amount thereof up to Five hundred pounds, Threepence;
 - for every pound sterling of the taxable amount thereof over Five hundred pounds and up to One thousand pounds, Fourpence;
 - for every pound sterling of the taxable amount thereof over One thousand pounds and up to One thousand five hundred pounds, Fivepence;
 - for every pound sterling of the taxable amount thereof over One thousand five hundred pounds, Sixpence;
 - (b) On all income derived by any person (not being a company) from the produce of property—
 - for every pound sterling of the taxable amount thereof up to Five hundred pounds, Sixpence;
 - for every pound sterling of the taxable amount thereof over Five hundred pounds and up to One thousand pounds, Eightpence;
 - for every pound sterling of the taxable amount thereof over One thousand pounds and up to One thousand five hundred pounds, Tenpence;
 - for every pound sterling of the taxable amount thereof over One thousand five hundred pounds, Twelvence;
- Provided that a person (not being a company) whose income during the year immediately preceding the year of assessment did not exceed One hundred and fifty-six pounds shall not be liable to tax. Incomes not over £156 not liable to tax.
- (c) On all income of any company liable to tax (not being a life assurance company) for every pound sterling of the taxable amount thereof, Sevenpence;
 - (d) On all income of any company which carries on in Victoria the business of life assurance for every pound sterling of the taxable amount thereof, Eightpence.
- And the said resolution was read a second time and agreed to by the House.
Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.
10. INCOME TAX BILL.—Mr. Bent then brought up a Bill intituled “*A Bill to declare the Rates of Income Tax for the Year ending on the thirty-first day of December One thousand nine hundred and five and to continue and amend the Income Tax Acts*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 1 be postponed until after No. 2.]

12. CARRUM ADVANCES BILL.—The Order of the Day for the consideration of the Report having been read—
Sir Samuel Gillott moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.

Question—put and resolved in the affirmative.

Sir Samuel Gillott, by leave, offered the following new clause to be added to the Bill :—

- A. (1) Notwithstanding anything contained in any Act or in any mortgage or lease or agreement no mortgagee lessor or landlord shall be entitled to seize or distrain any crop whether growing or harvested which is the produce of any seed obtained or partly obtained under the provisions of this Act or which has been produced by the aid of manure obtained under the provisions of this Act, and no mortgagee lessor or landlord shall be entitled whilst any such crop is in the ground and not harvested to take any proceedings by way of ejection against the cultivator.
- (2) In this section the term "crop" has the same meaning as in section one hundred and fifty-seven of the *Instruments Act* 1890, but is not restricted to crops growing and not harvested.

And, after debate, the said clause was read a second time and added to the Bill.

Mr. Deputy-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 had noted the amendment made by the House on the consideration of the Report—Bill, on the motion of Sir Samuel Gillott, read a third time.

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

13. CLOSER SETTLEMENT BILL (No. 2).—The following Order of the Day was read and discharged :—

Closer Settlement Bill (No. 2)—Consideration of Report.

Mr. Murray moved, That this Bill be now recommitted to a Committee of the whole House for the consideration of new clauses.

Question—put and resolved in the affirmative.

Whereupon Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Deputy-Speaker resumed the Chair; Mr. Bromley reported that the Committee had gone through the Bill, and agreed to the same with further amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

On the motion of Mr. Gray, the House, after debate, agreed to the following amendment in this Bill :—
Clause 3, omit this clause.

On the motion of Mr. Murray, the House agreed to the following further amendments in this Bill :—

Clause 20, after paragraph (a) insert the following new paragraph :—

(aa) to purchase or exchange at a price, or land-equivalent, not exceeding that fixed by the Board; or

Clause 26, sub-section (2), page 11, line 24, omit "1900" and insert "1890."

Clause 30, at end of clause insert the following new sub-section :—

(3) The Court may if it thinks fit obtain the services of an independent valuer before making its award.

Clause 41, sub-section (2), line 25, after "Act" insert "or where any lessee or grantee of a farm allotment of less than the maximum value desires to increase his holding to that value."

Clause 50, sub-section (1), line 42, omit "Treasurer" and insert "Governor in Council."

„ sub-section (2), page 22, line 8, omit "ten" and insert "sixteen."

Clause A, page 24, line 38, omit "and" and insert "or."

Mr. Deputy-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 had noted the amendments made by the House on the consideration of the Report—Bill, on the motion of Mr. Murray, read a third time.

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

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 to 12 inclusive be postponed until after No. 13.

15. MELBOURNE BENEVOLENT ASYLUM SITE SALE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Deputy-Speaker said—"In my opinion, this is a Private Bill."

Mr. Bent moved, by leave, That this Bill be treated as a Public Bill.

Question—put and resolved in the affirmative.

Mr. Bent moved, That this Bill be now read a second time.

Debate ensued.

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

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

Mr. Deputy-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. Bent, read a third time.

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

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 and 4 be postponed until after No. 5.

17. TRANSFER OF LAND BILL.—The Order of the Day for the second reading of this Bill having been read—
Mr. Mackey moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Deputy-Speaker resumed the Chair ; Mr. Bromley reported that the Committee had gone through the Bill, and agreed to the same with amendments, and with an amended title, which title is as follows :—

“ *A Bill for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments and for other purposes.*”

And the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

Mr. Deputy-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. Mackey, read a third time.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

18. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 and 4, 6 to 12 inclusive, and 14 and 15 be postponed until after No. 16.

19. LICENCES RENEWAL BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Deputy-Speaker resumed the Chair ; Mr. Bromley reported that the Committee had gone through the Bill, and agreed to the same with an amendment ; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

Mr. Deputy-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 Sir Samuel Gillott, read a third time.

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

20. LAKE HINDMARSH ABORIGINAL SETTLEMENT LAND BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Deputy-Speaker resumed the Chair ; Mr. Bromley reported that the Committee had gone through the Bill, and agreed to the same with amendments ; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

Mr. Deputy-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. Murray, read a third time.

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

21. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day No. 4 and Nos. 6 to 11 inclusive be postponed until after No. 12.

22. PUBLIC OFFICERS RETIREMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair ; Mr. Bromley 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.

23. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day No. 4, Nos. 6 to 11 inclusive, No. 15, and Nos. 17 to 22 inclusive be postponed until to-morrow.

24. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—
Evidence Law Amendment Bill—Second reading.

Ordered—That the said Bill be withdrawn.

Ordered—That Mr. Mackey and Mr. Murray have leave to prepare and bring in another Bill instead thereof.

25. EVIDENCE LAW AMENDMENT BILL (No. 2).—Mr. Mackey then brought up a Bill intituled “ *A Bill to amend the Law of Evidence* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

26. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

 WEDNESDAY, 21ST SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Boyd—
 - From certain residents of the district of Melbourne and neighbourhood.
 - From certain residents of the district of West Melbourne.
 - By Mr. Carlisle—
 - From certain residents of the district of Lima East.
 - By Mr. Hutchinson—
 - From certain residents of the district of Horsham.
 - From certain residents of the district of Minyip.
 - By Mr. Keogh (for Mr. Speaker)—
 - From certain residents of the district of Canterbury.
 - By Sir Alexander Peacock—
 - From certain residents of the district of Smeaton.
 - By Mr. Thomson—
 - From certain residents of the district of Horsham.
 - From certain residents of the district of Vectis East.

Severally ordered to lie on the Table.
3. CARRUM ADVANCES BILL—CLERK'S CORRECTIONS.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following corrections in this Bill, viz. :—
 - In clause 11, paragraph (b), line 20, the word "fodder" has been omitted and the word "manure" inserted.
 - In clause 12, sub-section (1), paragraph (d), line 38, the word "encumbrances" has been omitted and the word "encumbrancers" inserted.
4. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until to-morrow, at half-past one o'clock.
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 16 inclusive be postponed until after No. 17.
6. MUNICIPAL ENDOWMENT REDUCTION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Deputy-Speaker resumed the Chair; Mr. Duffus reported that the Committee had gone through the Bill, and agreed to the same without amendment.
Mr. Deputy-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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day Government Business, Nos. 1 to 15 inclusive be postponed until after No. 16.
8. **TOBACCONISTS BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Sir Alexander Peacock moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday, 5th October next.
9. **ARTIFICIAL MANURES ACT 1897 AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Debate ensued.
And the debate not being concluded by half-past eight o'clock—
Ordered—That the debate be adjourned until to-morrow.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 15 inclusive and Nos. 18 and 19 be postponed until to-morrow.
11. **TIED HOUSES ABOLITION BILL.**—The Order of the Day for the third reading of this Bill having been read, and Mr. Deputy-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. Bailes moved, That this Bill be now read a third time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a third time.
On the motion of Mr. Bailes, the House, after debate, agreed to the following amendments in this Bill :—
- Clause 2, line 6, before “ covenant ” insert “ condition.”
 - „ line 9, after “ from ” insert “ (or not to purchase such intoxicating liquors or any part thereof or any aerated waters except from).”
 - „ line 10, after “ only ” insert “ or in any way whatsoever directly or indirectly restricting the said holder in regard to the intoxicating liquors or any aerated waters he may sell purchase receive or have upon the premises in respect of which such licence is held.”
 - „ line 11, after “ unreasonable ” insert “ condition.”
 - Clause 3, line 13, omit “ the grant of a certificate to obtain.”
 - „ line 14, after “ licence ” insert “ or for the renewal of a licence.”
 - „ line 16, before “ covenant ” insert “ condition.”
 - „ lines 16 and 17, omit “ commencement ” and insert “ passing.”
 - „ lines 17 and 18, omit “ also if he was not in possession at the commencement of this Act.”
 - „ line 18, omit “ possessed of a tenancy ” and insert “ entitled to the possession.”
 - „ line 20, after “ relates ” insert “ or was at the inception of his possession entitled to a tenancy for a period of two years at least.”
 - „ line 20, after “ and ” insert “ whether his interest in such premises is subject to a mortgage or not and if so subject that the money secured thereby is not payable until after the expiration of the period to which the licence relates and.”
- Mr. Bailes moved, That the following words be added to Clause 3, viz. :—
- “The provisions of this section shall not apply in the case of any lease of such premises entered into before the passing of this Act or in the case of any lease of such premises entered into in pursuance of an agreement in writing to renew a lease if such agreement was made before the passing of this Act.”
- Mr. Watt moved, That the proposed amendment be amended by inserting the words “including a verbal lease ” after the word “lease ” in line 1.
- Question—That the words proposed to be inserted in the proposed amendment be so inserted—put and resolved in the affirmative.
- Question—That the following words be added to Clause 3:—“The provisions of this section shall not apply in the case of any lease including a verbal lease of such premises entered into before the passing of this Act or in the case of any lease of such premises entered into in pursuance of an agreement in writing to renew a lease if such agreement was made before the passing of this Act”—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
12. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, General Business, No. 2 be postponed until Wednesday, 19th October next.
13. **DAIRYING COMPANIES ACT 1900 FURTHER AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Deputy-Speaker said—“In my opinion, this is a Private Bill.”
Mr. Duffus moved, That this Bill be treated as a Public Bill.
Debate ensued.
Question—put and resolved in the affirmative.
Mr. Duffus moved, That this Bill be now read a second time.

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

Mr. Deputy-Speaker resumed the Chair; Mr. Thomson reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

Mr. Deputy-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. Duffus, read a third time.

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

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 5 to 7 inclusive and Nos. 9 to 16 inclusive be postponed until Wednesday, 5th October next, and Nos. 4 and 8 until Wednesday, 19th October next.

15. LOCAL GOVERNMENT ACT 1903 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. McGregor moved, That this Bill be now read a second time.

Debate ensued.

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

Question—That the debate be now adjourned—put.

The House divided.

Ayes, 25.

Mr. Bent,	Mr. Keogh,
Mr. E. Cameron,	Mr. Kirkwood,
Mr. E. H. Cameron,	Mr. Levien,
Mr. J. Cameron,	Mr. Mackey,
Mr. Cullen,	Mr. McLeod,
Mr. Downward,	Mr. Murray,
Mr. Duffus,	Mr. Swinburne,
Mr. Forrest,	Mr. Thomson,
Sir Samuel Gillott,	Mr. Watt.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Harris,	
Mr. Hunt,	Mr. Argyle,
Mr. Hutchinson,	Mr. Boyd.

Noes, 20.

Mr. Beard,	Mr. McGregor,
Mr. Beazley,	Mr. Oman,
Mr. G. H. Bennett,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. Bromley,	Mr. Smith,
Mr. Colechin,	Mr. Solly,
Mr. Elmslie,	Mr. Warde.
Mr. Hannah,	
Mr. Lawson,	<i>Tellers.</i>
Mr. Lemmon,	Mr. Bailes,
Mr. McGrath,	Mr. J. W. Billson.

And so it was resolved in the affirmative.

Ordered—That the debate be adjourned until Wednesday, 5th October next.

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 18 and 19 be postponed until Wednesday, 5th October next, and No. 20 until to-morrow.

17. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at forty-nine minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,

Clerk of the Legislative Assembly.

FRANK MADDEN,

Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

—————

THURSDAY, 22ND SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. BUTTER INDUSTRY COMMISSION.—Sir Samuel Gillott moved, pursuant to notice, That the Royal Commission appointed on the 11th April, 1904, to inquire and report as to the practice of secret commissions alleged to exist in the butter trade, and for other purposes, having incurred liabilities to the amount of the maximum expenditure already authorized, and not yet having concluded their inquiry, the House concurs in the expenditure by such Commission, for the purpose of their inquiry and report, of a further sum of Two hundred pounds.
Question—put and resolved in the affirmative.
3. WHARFAGE AND HARBORS RATE.—Mr. Bent moved, by leave, That this House do now resolve itself into a Committee of the whole to consider the expediency of authorizing the alteration of the Wharfage and Harbors Rate leviable under the *Marine Act* 1890.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.
Mr. Craven reported from a Committee of the whole House the following resolution :—
Resolved—That it is expedient to authorize the Governor in Council, by Proclamation published in the *Government Gazette*, from time to time to alter, raise, or lower at discretion the Wharfage and Harbors Rate leviable according to the scale of charges contained in the Second Schedule to the *Marine Act* 1890. Provided that such charges so altered, raised, or lowered shall not exceed in any case the amount of Five shillings per ton, calculated by weight or measurement, at the option of the officer who collects the same, or as may be directed in any Proclamation.
And the said resolution was read a second time and agreed to by the House.
Ordered—That Mr. Swinburne and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.
4. WHARFAGE AND HARBORS RATE ALTERATION BILL.—Mr. Bent then brought up a Bill intituled “*A Bill to authorize the Alteration of the Wharfage and Harbors Rate leviable under the ‘Marine Act 1890’*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
5. CHARITIES BILL.—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “*A Bill to amend the Law relating to Hospitals and Charities*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Thursday, 6th October next.
6. PETITION.—The following Petition, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, was presented :—
By Mr. Thomson—
From certain residents of the district of Dundas.
Ordered to lie on the Table.
7. DAIRYING COMPANIES ACT 1900 FURTHER AMENDMENT BILL—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
In clause 1, line 7, the word “and” has been omitted.

(500 copies.)

8. SUPPLY.—The Order of the Day for going into the Committee of Supply having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.
 Debate ensued.
 Question—put and negatived.
 Resolved—That this House will, on Tuesday next, resolve itself into the Committee of Supply.

9. ARTIFICIAL MANURES ACT 1897 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 and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven 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.

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 17 inclusive be postponed until after the consideration of Order of the Day No. 1, General Business, and Notice of Motion No. 1, General Business.

11. OPENING PUBLIC LIBRARY, MUSEUM, AND ART GALLERIES ON SUNDAY.—The Order of the Day for the resumption of the debate on the question—That, in the opinion of this House, it is desirable that the Public Library, Museum, and Art Galleries should be open to the public on Sundays, from one o'clock to five o'clock, provided that no employé shall be required to work seven days per week, or on any Sunday against his conscience—having been read—
 Debate resumed.
 Question—put.
 The House divided.

Ayes, 24.

Mr. Anstey,	Mr. Murray,
Mr. Beard,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Robertson,
Mr. Bromley,	Mr. Sangster,
Mr. Colechin,	Mr. Smith,
Mr. Cullen,	Mr. Solly,
Mr. Downward,	Mr. Swinburne,
Mr. Elmslie,	Mr. Warde,
Mr. Gaunson,	Mr. Watt.
Sir Samuel Gillott,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hannah,	Mr. J. W. Billson,
Mr. Keogh,	Mr. Boyd.

Noes, 10.

Mr. Beazley,	Mr. Mackey,
Mr. Bent,	Mr. McLeod.
Mr. E. H. Cameron,	
Mr. J. Cameron,	<i>Tellers.</i>
Mr. Kirkwood,	Mr. Carlisle,
Mr. Lemmon,	Mr. McGregor.

And so it was resolved in the affirmative.

12. TITLE TO LAND (ADVERSE POSSESSION) BILL.—Mr. Beazley obtained leave, with Mr. McGregor, to bring in a Bill intituled "*A Bill to modify the Law relating to the Acquirement of a Title to Land by Adverse Possession*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 5th October next.

13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until after Nos. 4 to 6 inclusive.

14. NUMURKAH RACE-COURSE SITE SALE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

15. TUNGAMAH RACE-COURSE SITE SALE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

16. JUSTICES ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House for Tuesday next.
17. POSTPONEMENT [OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3, 7, and 8 be postponed until after No. 9.
18. INEBRIATES BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment.
Ordered—That the Bill, as amended, be printed, and taken into consideration on Tuesday next.
19. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until after No. 7.
20. ALEXANDRA PARK BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. E. H. Cameron moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.
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. E. H. Cameron, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
21. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, No. 3 and 8 and Nos. 10 to 17 inclusive be postponed until Tuesday next.
22. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

TUESDAY, 27TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CLOSER SETTLEMENT BILL (No. 2)—CLERK'S CORRECTIONS.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following corrections in this Bill, viz. :—
 - In clause 13, page 6, sub-section (6), line 11, the word "assessment" has been omitted and the word "assignment" inserted.
 - In clause 14, sub-section (3), line 20, at the commencement of the line the word "of" has been inserted.
 - In clause 46, sub-section (2), line 13, the word "Bank" has been omitted and the word "Banks" inserted.
 - In clause 49, line 35, before the word "condition" the word "the" has been inserted.
 - In clause 50, sub-section (1), page 22, line 1, the words "the Closer Settlement Fund" have been omitted and the words "The Closer Settlements Fund" inserted.
 - In clause 53, sub-section (1), paragraph (f), line 44, the word "made" has been omitted and the word "may" inserted.
 - In the same clause, page 23, paragraph (h), line 6, the word "and" has been omitted; in paragraph (m), line 13, at the end of the paragraph the word "and" has been inserted; and in paragraph (n), line 14, the first word "and" has been omitted.
 - In clause 55, paragraph (d), the words "the Closer Settlement Fund" have been omitted and the words "The Closer Settlements Fund" inserted.
 - In clause 58, line 24, the words "Closer Settlement Fund" have been omitted and the words "The Closer Settlements Fund" inserted.
 - In clause 65, lines 30 and 31, the words "the Closer Settlement Fund" have been omitted and the words "The Closer Settlements Fund" inserted.
 - In clause 68, page 28, sub-section (10), line 21, the word "an" has been omitted and the word "any" inserted.
 - New clause DD, relating to the restriction on sale of intoxicating liquors, which was inserted in the Bill to follow clause 62, has been transposed to precede the last clause of the Bill.
3. ALEXANDRA PARK BILL—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
 - In clause 3, line 6; before the word "adopted" the word "be" has been inserted.
4. TUNGAMAH RACE-COURSE SITE SALE BILL—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
 - In the Preamble, line 10, the word "are" has been omitted and the word "is" inserted.
5. MELBOURNE BENEVOLENT ASYLUM SITE SALE BILL—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
 - In clause 3, line 1, the word "building" has been omitted and the word "buildings" inserted.

(500 copies.)

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

Constitution Statute.—Statement of Expenditure under Schedule D to Act 18 & 19 Vict., Cap. 55, during the year 1903-4.

Victorian Railways—

Report of the Victorian Railways Commissioners for the financial year ending 30th June, 1904.

Report of the Victorian Railways Commissioners for the quarter ending 30th June, 1904.

7. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—

By Mr. H. S. Bennett—

From certain residents of the district of Ballarat.

By Mr. Morrissey—

From certain residents of the district of Rushworth.

By Mr. Outtrim—

From certain residents of the district of Maryborough.

By Mr. Swinburne—

From certain residents of the district of Kew.

Severally ordered to lie on the Table.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Sir Samuel Gillott, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 19.

In accordance with the requirements of section 57 of the Constitution Act, the Governor recommends to the Legislative Assembly that an Appropriation be made of fees, fines, penalties, and forfeitures for the purposes of a Bill to amend the Law relating to Licence Fees, Temporary Licences, Clubs, the Licensing Fund, and Licensing Court Fees.

Government Offices,

Melbourne, 27th September, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House to-morrow.

9. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the order of Government Business and Private Business on Wednesday be suspended to-morrow so as to allow Government Business to be proceeded with during the whole of the sitting.

Debate ensued.

Question—put and resolved in the affirmative.

10. MILK SUPERVISION BILL.—Mr. E. H. Cameron obtained leave, with Mr. McLeod, to bring in a Bill intituled "*A Bill relating to the Production and Sale of Milk and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

11. DUNOLLY LAND RESERVE REVOCATION BILL.—Mr. Murray obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to revoke the Permanent Reservation and Crown Grant of certain Land in the Borough of Dunolly*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

12. ST. KILDA AND BRIGHTON ELECTRIC TRAMWAY BILL.—Mr. Bent obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to authorize the construction of an Electric Tramway from St. Kilda towards Brighton Beach and for other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.

13. FRANKSTON AND LANGWARRIN LAND RESERVE REVOCATION BILL.—Mr. Murray obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to revoke the Permanent Reservation of certain Pieces or Parcels of Land in the Parishes of Frankston and Langwarrin*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 to 3 inclusive be postponed until after No. 4.

15. WATER ACTS CONSOLIDATION AND 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 and committed to a Committee of the whole House for to-morrow.

16. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative 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 Three hundred and eighty-four thousand three hundred and three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 27th September, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the construction of a Line of Rail or Tramway from Welshpool Railway Station to Welshpool*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 27th September, 1904.

17. ERROR IN DIVISION LIST.—Mr. Speaker informed the House that, in the division which took place in the House on Wednesday last, on the question for the adjournment of the debate on the second reading of the Local Government Act 1903 Amendment Bill, the Tellers for the Noes inadvertently recorded the name of the Honorable Member for Hampden, Mr. Oman, instead of that of the Honorable Member for Maryborough, Mr. Outtrim. Mr. Speaker then directed the Clerk to correct the Division List accordingly.

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

Tramways Act 1901 Amendment Bill—Second reading.

Ordered—That the said Bill be withdrawn.

19. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 to 3 and 5 to 14 inclusive and Nos. 16 and 17 be postponed until to-morrow.

And then the House, at thirty-two minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

WEDNESDAY, 28TH SEPTEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STATE SCHOOLS—CONTRIBUTIONS BY PARENTS.—Mr. Graham moved, pursuant to notice, That there be laid before this House a return showing—
 1. The total amount of money paid by parents or guardians of children attending State schools towards the payment of teachers' salaries in the various schools of the State.
 2. The names and numbers of the schools, and amount paid in each case.
 Question—put and resolved in the affirmative.
3. PAPER.—Sir Samuel Gillott presented, by command of His Excellency the Governor—
Statistical Register of the State of Victoria for the year 1903.—Part IX.—Production.
Ordered to lie on the Table.
4. PUBLIC SERVICE [FEES BILL.—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled "*A Bill relating to certain Fees collected and received by Members of the Public Service*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. GUNBOWER ISLAND LAND RESERVE REVOCATION BILL.—Mr. Murray obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to provide for the Revocation of the Permanent Reservation of certain Land at Gunbower Island*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
6. RAILWAYS LAWS FURTHER AMENDMENT BILL.—Mr. Bent obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to further amend the Laws relating to the Victorian Railways*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
7. LICENSING FEES.—Sir Samuel Gillott moved, pursuant to notice, That this House do now resolve itself into a Committee of the whole to consider the rates of fees chargeable for victuallers' and temporary licences and the fees to be charged for club certificates and licensing court services.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported from a Committee of the whole House the following resolutions:—

Resolved—(1) That in lieu of the rates of fees heretofore chargeable for victuallers' and temporary licences respectively there shall be charged levied collected and paid for the use of His Majesty in aid of the consolidated revenue the undermentioned rates of fees (that is to say):—

(a) For a victualler's licence—

- | | |
|--|---|
| in respect of premises assessed by the Licensing Court of the district at an annual value of not more than Fifty pounds—Twenty pounds per annum; | Increase of fees for victuallers' licences. |
| in respect of premises assessed by the Licensing Court of the district at an annual value of more than Fifty pounds but not more than One hundred and twenty-five pounds—Thirty pounds per annum; | |
| in respect of premises assessed by the Licensing Court of the district at an annual value of more than One hundred and twenty-five pounds but not more than Two hundred pounds—Thirty-five pounds per annum; | |

- in respect of premises assessed by the Licensing Court of the district at an annual value of more than Two hundred pounds but not more than Three hundred pounds—Fifty pounds per annum ;
- in respect of premises assessed by the Licensing Court of the district at an annual value of more than Three hundred pounds but not more than Four hundred pounds—Sixty pounds per annum ;
- in respect of premises assessed by the Licensing Court of the district at an annual value of more than Four hundred pounds but not more than Five hundred pounds—Seventy-five pounds per annum ;
- in respect of premises assessed by the Licensing Court of the district at an annual value of more than Five hundred pounds—One hundred pounds per annum ;
- in respect of a road-side victualler's licence—Ten pounds per annum.

- (b) For a temporary licence for the first day a fee of Two pounds and for each subsequent day on which licence is to have effect a fee of One pound per diem ; and also for every temporary licence an additional fee of ten per centum of the amount of any consideration payable or paid or agreed to be paid by the applicant for or grantee of any temporary licence to any person or body of persons for the right of selling and disposing of liquor in pursuance of such temporary licence on or in any land or building or premises controlled occupied or owned by such person or body of persons.

Increase of fees
for temporary
licences.

Resolved—(2) That for every certificate granted by a Licensing Court for a club there shall be paid for the use of His Majesty as aforesaid—

- (a) where the club consists of not more than one hundred persons—an annual fee of Ten pounds ;
- (b) where the club consists of more than one hundred but not more than two hundred persons—an annual fee of Twenty pounds ;
- (c) where the club consists of more than two hundred but not more than three hundred persons—an annual fee of Thirty pounds ;
- (d) where the club consists of more than three hundred but not more than four hundred persons—an annual fee of Forty pounds ;
- (e) where the club consists of more than four hundred but not more than five hundred persons—an annual fee of Fifty pounds ;
- (f) where the club consists of more than five hundred but not more than six hundred persons—an annual fee of Sixty pounds ;
- (g) where the club consists of more than six hundred but not more than seven hundred persons—an annual fee of Seventy pounds ;
- (h) where the club consists of more than seven hundred but not more than eight hundred persons—an annual fee of Eighty pounds ;
- (i) where the club consists of more than eight hundred but not more than nine hundred persons—an annual fee of Ninety pounds ;
- (j) where the club consists of more than nine hundred but not more than one thousand persons—an annual fee of One hundred pounds ; and
- (k) where the club consists of more than one thousand persons—an annual fee of One hundred and fifty pounds.

Resolved—(3) That for the undermentioned services there shall be paid to the clerk of every Licensing Court for the use of His Majesty as aforesaid the undermentioned fees, namely :—

	£	s.	d.
1. For setting down any application for a special permit under No. 1111, section 7	1	0	0
2. For setting down any application for a new licence, No. 1111, sections 25 and 87	1	0	0
3. For setting down any application on behalf of owner or mortgagee, No. 1111 section 97, and section 2, No. 1364	1	0	0
4. For setting down any application for a certificate for a club	1	0	0
5. For setting down any application for a special authority under No. 1111, sections 115, 117, 119, or a consent under sections 120 and 140	0	5	0
6. For setting down any application for special leave, No. 1111, section 131	0	2	6
7. For setting down any application for permission to have two or more bars, No 1111, section 142 ; for every bar exceeding one	0	10	0
8. For setting down any other application	0	1	0
9. For every summons to witness	0	1	0
For every copy thereof if prepared by the clerk	0	0	6
10. For every recognisance	0	5	0
11. For every special case stated, No. 1111, section 58	1	0	0
12. Upon presentation of a petition for a poll to be taken, No. 1111, sections 27 and 38	5	0	0

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

Ordered—That Sir Samuel Gillott and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolutions.

8. LICENSING BILL.—Sir Samuel Gillott then brought up a Bill intituled “ *A Bill to amend the Law relating to Licence Fees, Temporary Licences, Clubs, the Licensing Fund, and Licensing Court Fees* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 12th October next.

9. LICENSING LAW AMENDMENT.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 19, having been read—On the motion of Sir Samuel Gillott, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made of fees, fines, penalties, and forfeitures for the purposes of a Bill to amend the Law relating to Licence Fees, Temporary Licences, Clubs, the Licensing Fund, and Licensing Court Fees.

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

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

R. TALBOT,

Governor of Victoria.

Message No. 20.

In accordance with the requirements of section 57 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 to further amend the Laws relating to the Victorian Railways.

Government Offices,

Melbourne, 28th September, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

11. RAILWAYS LAWS AMENDMENT.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 20, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to further amend the Laws relating to the Victorian Railways.

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

12. ADMINISTRATION AND PROBATE DUTIES BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Bent, read a third time.

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

13. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to enable Seed and Manure to be advanced on certain terms to Cultivators of Land within the Carrum Irrigation and Water Supply Trust*" without amendment.

H. J. WRIXON,

President.

Legislative Council,

Melbourne, 28th September, 1904.

14. INCOME TAX BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

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

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

Ordered—That the debate be adjourned until Wednesday next.

15. INEBRIATES BILL.—The Order of the Day for the consideration of the Report having been read—Sir Samuel Gillott moved, That the amendment made by the Committee of the whole House in this Bill be agreed to.

Question—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—

Sir Samuel Gillott moved, That this Bill be now read a third time.

Debate ensued.

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

Mr. Watt, by leave, offered the following new clause to be added to the Bill :—

A. Notwithstanding anything contained in any Act, it shall not be lawful to dispense or sell narcotic drugs such as opium, morphia, chlorodyne, chloral hydrate, cocaine, or any compound containing a substantial quantity of same, unless upon the order or prescription of a legally qualified medical practitioner, or upon the order of a responsible person in the pursuit of a recognised trade or calling.

Any person offending against the provisions of this section shall for every such offence upon summary conviction thereof before two justices be liable to a penalty not exceeding Twenty pounds.

Mr. Watt moved, That this clause be now read a second time.

Debate ensued.

Motion, by leave, withdrawn.

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

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 5 to 14 inclusive be postponed until after No. 15.

17. WHARFAGE AND HARBORS RATE ALTERATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Swinburne, read a third time.

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

18. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 5 to 14 inclusive and No. 16 be postponed until after Nos. 17 and 18.

19. DUNOLLY LAND RESERVE REVOCATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.

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

20. FRANKSTON AND LANGWARRIN LAND RESERVE REVOCATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.

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

21. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 5 to 14 inclusive, No. 16, and Nos. 19 and 20 be postponed until Tuesday next.

22. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until Tuesday next.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

TUESDAY, 4TH OCTOBER, 1904.

- 1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
- 2. RAILWAY LOCOMOTIVES COMMITTEE.—Mr. Bent moved, pursuant to *amended* notice, That a Select Committee be appointed to inquire into and report upon the wages paid, the hours worked, and generally on the cost of making railway locomotives at the Phoenix Foundry, Ballarat, and at the Newport Railway Workshops, such Committee to consist of Mr. Beazley, Mr. Fairbairn, Mr. Holden, Mr. Keast, and Mr. Langdon, to have power to send for persons, papers, and records, to move from place to place, to sit on days on which the House does not meet, and to report the minutes of evidence from time to time; three to be the quorum.

Debate ensued.

Question—put and resolved in the affirmative.

- 3. WOOLAMAI, SAN REMO, AND CAPE PATTERSON RAILWAY.—Mr. Bent moved, pursuant to notice, That the question of connecting Woolamai, San Remo, and Cape Patterson by means of a railway with the existing railway system and of loading the lands enhanced in value by the construction of the railway be referred to the Parliamentary Standing Committee on Railways for consideration and report.

Debate ensued.

Question—put.

The House divided.

Ayes, 29.

- | | |
|---------------------|-----------------|
| Mr. Bent, | Mr. Kirkwood, |
| Mr. Boyd, | Mr. Langdon, |
| Mr. E. H. Cameron, | Mr. Livingston, |
| Mr. J. Cameron, | Mr. Mackey, |
| Mr. Craven, | Mr. McCutcheon, |
| Mr. Cullen, | Mr. McKenzie, |
| Mr. Downward, | Mr. McLeod, |
| Mr. Duffus, | Mr. Murray, |
| Mr. Fairbairn, | Mr. Robertson, |
| Mr. Forrest, | Mr. Swinburne, |
| Mr. Gaunson, | Mr. Thomson. |
| Sir Samuel Gillott, | |
| Mr. Gray, | |
| Mr. Harris, | |
| Mr. Hunt, | |
| Mr. Keast, | |

Tellers.

- Mr. Argyle,
- Mr. Lawson.

Noes, 21.

- | | |
|--------------------|------------------------|
| Mr. Anstey, | Mr. Morrissey, |
| Mr. Beard, | Mr. Outtrim, |
| Mr. Beazley, | Sir Alexander Peacock, |
| Mr. J. W. Billson, | Mr. Prendergast, |
| Mr. Bromley, | Mr. Sangster, |
| Mr. Colechin, | Mr. Solly, |
| Mr. Elmslie, | Mr. Wilkins. |
| Mr. Hannah, | |
| Mr. Holden, | |
| Mr. Lemmon, | |
| Mr. Mackinnon, | |
| Mr. McGrath, | |

Tellers.

- Mr. McGregor,
- Mr. Watt.

And so it was resolved in the affirmative.

- 4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "An Act to revoke the Permanent Reservation of certain Land at St. Arnaud" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 4th October, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to provide for the Exchange of certain Land in the Parish of Mysia for the purpose of a Public Park*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 4th October, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Law relating to the Destruction of Foxes*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 4th October, 1904.

5. PAPER.—Mr. Bent presented, by command of His Excellency the Governor—

Treasurers' Conference.—States' Debts, Transferred Properties, Immigration, &c.—5th February to 12th February, 1904.

Ordered to lie on the Table.

6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 21.

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

" *An Act to amend the Juries Acts.*"

" *An Act to revive and continue the ' Wild Dogs Act 1901. '*"

" *An Act to apply out of the Consolidated Revenue the sum of Three hundred and eighty-four thousand three hundred and three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five.*"

" *An Act to enable a Shire in certain circumstances to be declared a Borough and for other purposes.*"

" *An Act to authorize the construction of a Line of Rail or Tramway from Welshpool Railway Station to Welshpool.*"

Government Offices,
Melbourne, 27th September, 1904.

7. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. E. H. Cameron, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 22.

In accordance with the requirements of section 57 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 relating to Municipal Endowment and the Classification of Municipal Districts.

Government Offices,
Melbourne, 27th September, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

8. MUNICIPAL ENDOWMENT AND CLASSIFICATION BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 22, having been read—On the motion of Mr. E. H. Cameron, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill relating to Municipal Endowment and the Classification of Municipal Districts.

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

Ordered—That Mr. E. H. Cameron and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. E. H. Cameron then brought up a Bill intituled "*A Bill relating to Municipal Endowment and the Classification of Municipal Districts*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

9. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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, 18th October instant, again resolve itself into the said Committee.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 and 3, Nos. 5 to 11 inclusive, and Nos. 13 to 17 inclusive be postponed until to-morrow.
11. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged :—
Artificial Manures Act 1897 Amendment Bill—To be further considered in Committee.
Reclassification of Shires Bill—Second reading.
Ordered—That the said Bills be withdrawn.
12. ARTIFICIAL MANURE BILL.—Mr. Murray, by leave, obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “ *A Bill to amend the Law relating to the Sale of Artificial Manure*”; and the said Bill was read a first time, ordered to be printed, and read a second time this day.
Mr. Murray moved, by leave, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House for to-morrow.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

 WEDNESDAY, 5TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Bailes—
From certain residents of the district of All Saints' Pro-Cathedral, Bendigo.
 - By Mr. Hutchinson—
From certain residents of the district of Warracknabeal.
 - By Mr. Sangster—
From certain residents of the district of South Melbourne.
 Severally ordered to lie on the Table.
3. COAL AND FIREWOOD SALE REGULATION BILL.—Mr. Bent, by leave, obtained leave, with Mr. McLeod, to bring in a Bill intituled "*A Bill for Regulating the Sale of Coal and Firewood*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
4. PAPER.—Mr. Mackey presented—
State Schools—Contributions by Parents.—Return to an Order of the House, datcd 28th September, 1904, for a return showing—
 1. The total amount of money paid by parents or guardians of children attending State schools towards the payment of teachers' salaries in the various schools of the State.
 2. The names and numbers of the schools, and amount paid in each case.
 Ordered to lie on the Table.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, No. 1 be postponed until Wednesday next, and Nos. 2 to 7 inclusive until after No. 8.

6. EVIDENCE LAW AMENDMENT BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

The House divided.

Ayes, 24.

Mr. Argyle,	Mr. Kirkwood,
Mr. Bent,	Mr. Langdon,
Mr. Bowser,	Mr. Levien,
Mr. E. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Craven,	Mr. McCutcheon,
Mr. Cullen,	Mr. McLeod,
Mr. Downward,	Mr. Robertson,
Mr. Duffus,	Mr. Swinburne.
Mr. Fairbairn,	
Sir Samuel Gillott,	<i>Tellers.</i>
Mr. Graham,	Mr. Boyd,
Mr. Hutchinson,	Mr. Thomson.

Noes, 25.

Mr. Anstey,	Mr. Morrissey,
Mr. Beard,	Mr. Oman,
Mr. Beazley,	Sir Alexander Peacock,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. J. W. Billson,	Mr. Sangster,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Toutcher,
Mr. Gaunson,	Mr. Watt,
Mr. Hannah,	Mr. Wilkins.
Mr. Keast,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. Mackinnon,	
Mr. McGrath,	Mr. Bailes,
Mr. McGregor,	Mr. Elmslie.

And so it passed in the negative.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to revoke the Permanent Reservation of certain pieces or parcels of Land in the Parishes of Frankston and Langwarrin*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to revoke the Permanent Reservation and Crown Grant of certain Land in the Borough of Dunolly*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to provide for the Resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement Land*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the Sale of certain Land reserved as a Site for a Race-course at Tungamah and for other purposes*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to reduce for One Year the Municipal Endowment*" without amendment.

Legislative Council,
Melbourne, 5th October, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "An Act to further amend the 'Dairying Companies Act 1900'" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 5th October, 1904.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "An Act to enable the Melbourne Benevolent Asylum Corporation to sell the Site of the Asylum in the Town of North Melbourne and for other purposes," 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.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 5th October, 1904.

And the said amendment was read and is as follows :—

Clause 5, line 35, insert after "Works" "and

"(c) in or towards the fitting and furnishing of the said buildings but only to the extent of any money (other than the net proceeds of the sale as aforesaid) expended in the purchase of such land or the erection of such buildings."

And the said amendment was read a second time and agreed to by the House.

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.

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes," and acquaint the Legislative Assembly that the Legislative Council have agreed to some of the amendments made in this Bill by the Legislative Assembly, have disagreed with others, and have agreed to certain of the said amendments with amendments, and have made certain consequential amendments.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 4th October, 1904.

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

Amendments made by the Legislative Assembly.		How dealt with by the Council.
2. Clause 1, sub-section (2), line 8, omit "March" and insert "November," and, in line 9, omit "five" and insert "four."		
6. Clause 4, before sub-section (7), page 5, insert the following new sub-section, viz. :—	(6A) No contract of sale by auction relating to land shall contain a clause stipulating for the payment by the purchaser to the vendor or his solicitor of any costs of perusal of the conveyance or of obtaining the execution thereof.	
9. Clause 9, sub-section (7), page 12, line 38, after "Court" insert "or Judge thereof."		Disagreed with.
10. " sub-section (7), page 12, line 41, after "Court" insert "or Judge thereof."		
11. " sub-section (7), line 41, after "it" insert "or he."		
12. " sub-section (7), line 44, after "it" insert "or he."		
13. " sub-section (10), page 13, line 10, after "Court" insert "or Judge thereof."		
14. " sub-section (10), page 13, line 11, after "Court" insert "or Judge thereof."		
15. " sub-section (10), page 13, line 12, after "it" insert "or he."		
16. " sub-section (10), page 13, line 14, after "it" insert "or he."		

Amendments made by the Legislative Assembly.

How dealt with by the Council.

17. After Clause 10 insert the following new clause :—

Notice.

Restriction on constructive notice. 45 & 46 Vict. c. 39 s. 3.

S. (1) A purchaser shall not be prejudicially affected by notice of any instrument, fact, or thing, unless—

- (i.) It is within his own knowledge, or would have come to his knowledge, if such inquiries and inspections had been made as ought reasonably to have been made by him ; or
- (ii.) In the same transaction with respect to which a question of notice to the purchaser arises, it has come to the knowledge of his counsel as such, or of his solicitor or other agent as such, or would have come to the knowledge of his solicitor or other agent as such, if such inquiries and inspections had been made as ought reasonably to have been made by the solicitor or other agent.

(2) This section shall not exempt a purchaser from any liability under or any obligation to perform or observe any covenant, condition, provision, or restriction contained in any instrument under which his title is derived, mediately or immediately, and such liability or obligation may be enforced in the same manner and to the same extent as if this section had not been enacted.

(3) A purchaser shall not by reason of anything in this section be affected by notice in any case where he would not have been so affected if this section had not been enacted.

(4) This section applies to purchases made either before or after the commencement of this Act, save that where an action is pending at the commencement of this Act the rights of the parties shall not be affected by this section.

19. Clause 11, sub-section (1), pages 13 and 14, lines 47 and 1, omit "and every condition of re-entry and other condition therein contained."
28. Clause 15, sub-section (1), line 9, omit "or within the time fixed by the lease."

30. „ sub-section (2), line 12, after "enforce" insert "or has enforced without the aid of any Court."

41. After Clause 17 insert the following new clauses :—

Lessor or lessee may obtain decision of Judge as to claims for damages and other questions arising under lease.

C. A lessor or lessee or their representatives respectively may at any time or times and from time to time apply in a summary way to a Judge of the Supreme Court in Chambers in respect of any claim for damages or any question

arising out of or under or connected with the lease (not being a question affecting the existence or validity of the lease) and upon such application any party shall have the right to call evidence either orally or by affidavit on giving notice to the other parties to the summons of intention so to do, and the Judge shall make such order upon the application as to him shall appear just and shall order how and by whom all or any of the costs incident to the application shall be borne and paid.

50. Clause 21, line 30, after "behalf" insert "by himself or his solicitor or his agent duly authorized in writing."

53. After Clause 22, insert the following new clauses :—

Foreclosure extinguishes right of action for mortgage debt.

J. (1) On a decree judgment or order absolute for foreclosure the mortgagee and any person claiming through him shall be deemed to have taken the property mentioned in such decree judgment or order in full satisfaction of the money secured by the mortgage and unpaid and his right or equity to bring any action or to take other proceedings for the recovery of the said money from the debtor surety or other person shall be extinguished.

(2) In the case of mortgages of land under the *Transfer of Land Act* 1890 effected by instruments of mortgage under that Act "order absolute" includes an order for foreclosure under the hand of the Registrar when entered in the register book.

(3) This section shall have effect notwithstanding any stipulation to the contrary.

Agreed to with the following consequential amendment, viz. :—Before clause 10, insert headline "Summary Procedure."

Disagreed with.

Agreed to with the following amendments, viz. :—Omit "any" and insert "the," and after "Court" add "or a County Court."

Agreed to with the following amendment, viz. :—After "costs" insert "of and."

Agreed to with the following amendment, viz. :—Omit "or his agent duly authorized in writing."

Agreed to with the following amendments, viz. :—At end of sub-clause (1) add "and the right or equity of the mortgagor and of all persons claiming through or under him to redeem the said property shall also be extinguished"; in sub-clause (2) omit "effected by instruments of mortgage under that Act."

54.—

Leasing powers of mortgagor and of mortgagee in possession.
44 & 45 Vict. c. 41 s. 18.

O. (1) A mortgagor of land while in possession shall as against every incumbrancer have by virtue of this Act power to make from time to time any such lease of the mortgaged land or any part thereof as is in this section described and authorized.

(2) A mortgagee of land while in possession shall as against all prior incumbrancers if any and as against the mortgagor have by virtue of this Act power to make from time to time any such lease as aforesaid.

(3) The lease which this section authorizes is—A lease for any term not exceeding twelve months.

(4) Every person making a lease under this section may execute and do all assurances and things necessary or proper in that behalf.

(5) Every such lease shall be made to take effect in possession not later than three months after its date.

(6) Every such lease shall reserve the best rent that can reasonably be obtained regard being had to the circumstances of the case but without any fine being taken.

(7) Every such lease shall contain a covenant by the lessee for payment of the rent and a condition of re-entry on the rent not being paid within a time therein specified not exceeding thirty days.

(8) A counterpart of every such lease shall be executed by the lessee and delivered to the lessor of which execution and delivery the execution of the lease by the lessor shall in favour of the lessee and all persons deriving title under him be sufficient evidence.

(9) In case of a lease by the mortgagor he shall within one month after making the lease deliver to the mortgagee or where there are more than one to the mortgagee first in priority a counterpart of the lease duly executed by the lessee, but the lessee shall not be concerned to see that this provision is complied with.

(10) A contract to make or accept a lease under this section may be enforced by or against every person on whom the lease if granted would be binding.

(11) This section applies only if and as far as a contrary intention is not expressed by the mortgagor and mortgagee in the mortgage deed or otherwise in writing and shall have effect subject to the terms of the mortgage deed or of any such writing and to the provisions therein contained.

(12) Nothing in this Act shall prevent the mortgage deed from reserving to or conferring on the mortgagor or the mortgagee or both any further or other powers of leasing or having reference to leasing and any further or other powers so reserved or conferred shall be exercisable as far as may be as if they were conferred by this Act and with all the like incidents effects and consequences unless a contrary intention is expressed in the mortgage deed.

(13) Nothing in this Act shall be construed to enable a mortgagor or mortgagee to make a lease for any longer term or on any other conditions than such as could have been granted or imposed by the mortgagor with the concurrence of all the incumbrancers if this Act had not been passed.

(14) This section applies only in case of a mortgage made after the commencement of this Act, but the provisions thereof or any of them may by agreement in writing made after the commencement of this Act between mortgagor and mortgagee be applied to a mortgage made before the commencement of this Act so nevertheless that any such agreement shall not prejudicially affect any right or interest of any mortgagee not joining in or adopting the agreement.

(15) The provisions of this section referring to a lease shall be construed to extend and apply as far as circumstances admit to any letting and to an agreement whether in writing or not for leasing or letting.

57. Clause 24, paragraph (i.), line 14, omit "one month" and insert "two months."

58. " paragraph (ii.), line 16, omit "one month" and insert "two months."

60. Clause 27, sub-section (3), page 22, line 14, omit "[or mortgagee]."

Agreed to with the following amendment, viz. :—
At end of sub-clause (6) add "or the rent made payable in advance."

Disagreed with.

Agreed to with the following consequential amendment, viz. :—Omit from same clause, page, and line "by the mortgagor,"

Amendments made by the Legislative Assembly.

How dealt with by the Council.

71. After Clause 43 insert the following new clause :—
Appointments to be valid notwithstanding one or more objects excluded. 37 & 38 Vict. c. 37 s. 1. P. (1) No appointment which from and after the commencement of this Act shall be made in exercise of any power to appoint any property real or personal amongst several objects shall be invalid at law or in equity on the ground that any object of such power has been altogether excluded but every such appointment shall be valid and effectual notwithstanding that any one or more of the objects shall not thereby or in default of appointment take a share or shares of the property subject to such power.
Proviso. Ib. s. 2. (2) Provided always and be it enacted that nothing in this section contained shall prejudice or effect any provision in any deed will or other instrument creating any power which shall declare the amount or the share or shares from which no object of the power shall be excluded or some one or more object or objects of the power shall not be excluded.
74. After Clause 54 insert the following new clauses :—
Interpretation of word "mortgage." 30 & 31 Vict. c. 69 s. 2. M. In the construction of section one hundred and thirty-seven of the *Real Property Act* 1890 and the preceding section of this Act the word "mortgage" shall be deemed to extend to any lien for unpaid purchase money upon any lands or hereditaments purchased by a testator.
75. Application of certain sections. 40 & 41 Vict. c. 34 s. 1. N. Section one hundred and thirty-seven of the *Real Property Act* 1890 and the two next preceding sections of this Act shall as to any testator or intestate dying after the commencement of this Act be held to extend to a testator or intestate dying seised or possessed of or entitled to any land or other hereditaments of whatever tenure which shall at the time of his death be charged with the payment of any sum or sums of money by way of mortgage or any other equitable charge including any lien for unpaid purchase money, and the devisee or legatee or heir shall not be entitled to have such sum or sums discharged or satisfied out of any other estate of the testator or intestate unless (in the case of a testator) he shall within the meaning of the said Acts have signified a contrary intention, and such contrary intention shall not be deemed to be signified by a charge of or direction for payment of debts upon or out of residuary real and personal estate or residuary real estate.
76. In a will a direction to pay debts not to be deemed to charge real estate. See National Trustees and Executors Coy. v. Keast, 22 V.L.R. 447. V. In the construction of the will of any person who may die after the commencement of this Act a general direction (whether to his executors or not) that his debts (or that all his debts) or that his funeral, testamentary, and other expenses, or any of them, shall be paid shall not (whether real estate is devised or not, and if devised whether to his executors or not) be deemed to charge the same upon his real estate or any part of it unless an intention so to charge the said debts or all the said debts or the said expenses shall be further declared in such will expressly or by necessary implication.
80. Clause 56, sub-section (2), omit this sub-section.
81. „ sub-section (3), line 13, after "served" insert "addressed to the lessee lessor mortgagee mortgagor or other person to be served by name."

Agreed to with the following amendment, viz. :—
 In sub-clause (2) omit "effect" and insert "affect."

Agreed to with the following amendment, viz. :—
 Omit "preceding section" and insert "two preceding sections."

Agreed to with the following amendment, viz. :—
 Omit "two" and insert "three."

Agreed to with the following amendments, viz. :—
 After "testamentary" omit "and" and insert "or"; in same line omit "any" and insert "all or some"; after "any part of it" insert "in exoneration of specific requests or any other person."

Disagreed with.

And, after debate—

Amendment 2 not insisted on.

Amendment 6 insisted on.

Amendments 9 to 16 inclusive not insisted on.

Amendment 17—

Consequential amendment of the Legislative Council agreed to.

Amendment 19 not insisted on.

Amendment 28—

Not insisted on, but the following consequential amendment made in clause 15, sub-section (1), line 9, viz. :—Before "fixed" insert "not being less than fourteen days."

Amendment 30—

Amendments of the Legislative Council on the amendment of the Legislative Assembly agreed to,

Amendment 41—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendment 50—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendment 53 postponed.

Amendment 54—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendments 57 and 58 not insisted on.

Amendment 60—

Consequential amendment of the Legislative Council agreed to.

Amendment 71—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendment 74—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendment 75—

Amendment of the Legislative Council on the amendment of the Legislative Assembly agreed to.

Amendment 76—

Amendments of the Legislative Council on the amendment of the Legislative Assembly agreed to with the following amendment, viz. :—Omit "requests" and insert "bequests."

Amendments 80 and 81 postponed.

Ordered—That the further consideration of the amendments be postponed until to-morrow.

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2 be postponed until to-morrow.
12. GUNBOWER ISLAND LAND RESERVE REVOCATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Mr. Anstey moved, That the debate be now adjourned.
And, after debate—
Question—That the debate be now adjourned—put and negatived.
Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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.
13. TOBACCONISTS 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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 5 to 7 inclusive and Nos. 9 to 18 inclusive be postponed until to-morrow.
15. HACKNEY CARRIAGES LAW AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bromley moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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, 2nd November next, again resolve itself into the said Committee.
16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 2 and 3 and Nos. 6 to 16 inclusive be postponed until Wednesday, 19th October instant, and No. 5 until Wednesday next.
17. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged :—
Debts Recovery (Married Persons) Bill—Second reading.
Ordered—That the said Bill be withdrawn.
18. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until half-past two o'clock to-morrow.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

THURSDAY, 6TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. NEWCASTLE COAL SUPPLIED TO VICTORIAN RAILWAYS.—Mr. Downward moved, pursuant to notice, That there be laid before this House a return showing—
 1. The number of tons of Newcastle coal supplied to the Victorian Railways for each of the three periods of six months during the currency of the present contract.
 2. The pits from which each quantity was supplied, and the prices paid for each quantity.
 Question—put and resolved in the affirmative.
3. FORREST TO BARRAMUNGA RAILWAY EXTENSION.—Mr. Bent moved, by leave, That there be laid before this House a copy of the Report from the Parliamentary Standing Committee on Railways on the question of the extension of the Forrest broad-gauge railway to Barramunga.
Question—put and resolved in the affirmative.
4. LOADING LANDS FOR BEECH FOREST RAILWAY EXTENSION AND PUBLIC WORKS.—Mr. Bent moved, by leave, That there be laid before this House a copy of the Report from the Parliamentary Standing Committee on Railways on the question of "loading" lands in the Beech Forest district to assist in defraying the cost of extending the Beech Forest Railway to Wattle Hill, and of making roads to that extension, as well as snagging the Gellibrand River.
Question—put and resolved in the affirmative.
5. PAPERS.—Mr. Bent presented—

Forrest to Barramunga Railway Extension.—Return to the foregoing Order.
Loading Lands for Beech Forest Railway Extension and Public Works.—Return to the foregoing Order.

 Severally ordered to lie on the Table.
6. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. Hannah rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The attitude of the Commissioners to a section of the employés in the Railway Department."
Mr. Speaker having ascertained that twelve Members approved of the proposed discussion—
Mr. Hannah moved, That the House do now adjourn.
Debate ensued.
Question—put and negatived.
7. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Mackey, and the same was read:—

R. TALBOT,

*Governor of Victoria.**Message No. 23.*

In accordance with the requirements of section 57 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 to further amend the Law relating to the University of Melbourne.

Government Offices,

Melbourne, 6th October, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

8. UNIVERSITY BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 23, having been read—On the motion of Mr. Mackey, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day. Mr. Craven reported that the Committee had agreed to the following resolution:—
Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to further amend the Law relating to the University of Melbourne. And the said resolution was read a second time and agreed to by the House.
 Ordered—That Mr. Mackey and Mr. Bent do prepare and bring in a Bill to carry out the foregoing resolution.
 Mr. Mackey then brought up a Bill intituled "*A Bill to further amend the Law relating to the University of Melbourne*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 to 3 inclusive be postponed until after No. 4.
10. GUNBOWER ISLAND LAND RESERVE REVOCATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven 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—
 Mr. Murray moved, That this Bill be now read a third time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 and 2 be postponed until after No. 3.
12. ARTIFICIAL MANURE BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven 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. Murray, read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 1 and 2 and Nos. 5 to 19 inclusive be postponed until Tuesday next.
14. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
 Debate ensued.
 Question—put and resolved in the affirmative.

And then the House, at twelve minutes past five o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 43.

TUESDAY, 11TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MEMBER SWORN.—The Honorable W. H. Irvine took and subscribed the Oath required by law.
3. ARTIFICIAL MANURE BILL—CLERK'S CORRECTIONS.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following corrections in this Bill, viz. :—
 - In clause 3, line 21, the word "and" has been omitted.
 - In clause 16, page 5, line 20, the first word "on" has been omitted and the word "of" inserted.
 - In clause 17, sub-section (1), line 28, the first word "manure" has been omitted and the word "manures" inserted.
 - In the same clause, sub-section (3), line 45, before the word "said" the word "the" has been inserted.
 - In the same clause, page 6, sub-section (6), line 7, the word "manure" has been omitted and the word "manures" inserted.
 - In clause 18, sub-section (1), line 22, the word "of" has been omitted and the word "or" inserted.
 - In clause 21, line 9, the word "manure" has been omitted and the word "manures" inserted.
 - In clause 33, line 7, the word "manure" has been omitted and the word "manures" inserted.
 - In clause 34, sub-section (2), paragraph (a), line 32, the word "manure" has been omitted and the word "manures" inserted.
4. STATE SCHOOL TEACHERS BILL.—Mr. Mackey obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to amend and consolidate the Law relating to State School Teachers*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. BALLARAT WATER COMMISSION BILL.—Mr. Swinburne obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to Ratify an Indenture made between the Ballarat Water Commissioners, the Governor of the State of Victoria, and the Board of Land and Works*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 24.

In accordance with the requirements of section 57 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 to alter the constitution of the Melbourne Harbor Trust, and also to transfer to the reconstituted Trust the powers of the Marine Board of Victoria.

Government Offices,
Melbourne, 11th October, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

(500 copies.)

7. MELBOURNE HARBOR TRUST CONSTITUTION BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 24, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution:—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to alter the constitution of the Melbourne Harbor Trust, and also to transfer to the reconstituted Trust the powers of the Marine Board of Victoria.

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

Ordered—That Mr. Bent and Mr. E. H. Cameron do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Bent then brought up a Bill intituled "*A Bill to alter the constitution of the Melbourne Harbor Trust, and also to transfer to the reconstituted Trust the powers of the Marine Board of Victoria*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Mackey, and the same was read:—

R. TALBOT,

Governor of Victoria.

Message No. 25.

In accordance with the requirements of section 57 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 to amend and consolidate the Law relating to State School Teachers.

Government Offices,
Melbourne, 11th October, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

9. STATE SCHOOL TEACHERS BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 25, having been read—On the motion of Mr. Mackey, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution:—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to amend and consolidate the Law relating to State School Teachers.

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

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

Education Act 1890 and Teachers Act 1893.—Regulation No. VI. (Appointment and Transfer of Pupil Teachers, Monitors, and Sewing Mistresses) rescinded.—New Regulation made.—Order in Council.

Supreme Court Act 1895.—Remuneration to Bailiffs.—Copies of Orders in Council.

11. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read:—

1904.

VICTORIA.

ESTIMATES OF REVENUE AND EXPENDITURE, 1904-5.

R. TALBOT,

Governor of Victoria.

Message No. 26.

The Governor transmits to the Legislative Assembly the Estimates of Revenue and Expenditure for the Year 1904-5, in lieu of the Estimate of Expenditure for the first three months of the Year 1904-5, transmitted on 5th July, 1904, and 7th September, 1904, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, 11th October, 1904.

Ordered to lie on the Table, and, together with the accompanying Estimates, to be referred to the Committee of Supply.

12. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

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

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

13. SUPPLY.—Mr. Craven reported from the Committee of Supply the following resolution:—

Resolved—That a sum not exceeding £683,293 be granted to His Majesty on account for or towards defraying the following services for the year 1904-5, viz. :—

Division No.	£
1. Legislative Council	200
2. Legislative Assembly	1,510
3. Parliamentary Standing Committee on Railways	70
4. Victorian Parliamentary Debates	615
5. The Library	170
6. State Reading Room	305
7. Refreshment Rooms	250
8. Public Service Commissioner	265
9. Administrative and Scientific	5,755
10. Government Statist	2,665
11. Police	47,000
12. Penal Establishments and Gaols	8,450
13. Hospitals for the Insane	21,730
14. Neglected Children and Reformatory Schools	10,775
15. Public Library, Museums, and National Gallery	3,255
16. Government Shorthand Writer	340
17. Auditor-General	1,875
18. Aborigines	900
19. Exhibitions	50
20. Grants	975
21. Miscellaneous	7,485
22. Education	5,247
23. Do.	97,100
24. Melbourne University	3,250
25. Technical Schools	2,875
26. Miscellaneous	360
27. Supreme Court	560
28. Law Officers of the Crown	1,707
29. Crown Solicitor	774
30. Prothonotary	242
31. Master in Equity and Lunacy	646
32. Registrar-General and Registrar of Titles	4,963
33. Patents	77
34. Sheriff	942
35. Comptroller of Stamps, &c.	876
37. County Courts, Courts of Insolvency, Courts of Mincs, General and Petty Sessions	1,862
38. Police Magistrates and Wardens	2,242
39. Clerks of Courts	3,235
40. Coroners	520
42. Treasury	4,910
43. Income Tax	2,400
44. Curator of Estates of Deceased Persons	295
45. Government Printer	11,373
47. Grant to Charitable Institutions	3,000
48. Transport, &c.	300
52. Travelling Expenses, Governor, &c.	850
53. Miscellaneous	400
55. Survey, Land Settlement, and Management of Crown Lands	11,100
56. Public Parks, Gardens, and Reserves	840
57. Botanical and Domain Gardens	1,240
58. Extirpation of Rabbits and Wild Animals	2,805
59. Village Settlements and Labour Colonies	280
60. Miscellaneous	200
61. Public Works	5,509
62. Ports and Harbors	4,506
63. Victorian Railways Construction Branch	615
64. Miscellaneous	220
65. Works and Buildings	10,115
66. Road Works and Bridges	100
67. Mines	3,977
68. Testing Plants	500
69. Boring for Gold, Coal, &c.	2,000
70. Miscellaneous	1,150
71. Water Supply	1,907
72. Waterworks in Country Districts, &c.	400
73. Coliban, Geelong, National, and other Works	3,850
74. Agriculture and Industries	1,558
75. Diseases in Stock	643
76. Vegetation Diseases	671
78. Technical Agricultural Education	2,526
79. State Forests and Nurseries	1,556

Division No.	£
80. Viticulture Industry	400
81. Development of Export Trade	50
82. Grants	128
83. Miscellaneous	4,292
84. Public Health	3,181
85. Victorian Railways	350,000
86. Miscellaneous	1,328
	<hr/>
	£683,293

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

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

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

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

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

15. WAYS AND MEANS.—Mr. Craven reported from the Committee of Ways and Means the following resolution:—

Resolved—That towards making good the Supply granted to His Majesty for the service of the year 1904-5 the sum of £683,293 be granted out of the Consolidated Revenue of Victoria.

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

Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.

16. CONSOLIDATED REVENUE BILL (No. 4).—Mr. Bent then brought up a Bill intituled “*A Bill to apply out of the Consolidated Revenue the sum of Six hundred and eighty-three thousand two hundred and ninety-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*”; and the said Bill was read a first time, ordered to be printed, and read a second time this day.

Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.

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

17. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 3 to 18 inclusive be postponed until to-morrow.

And then the House, at fifty-four minutes past eight o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 44.

WEDNESDAY, 12TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
 - By Mr. Keast—
From certain residents of the district of Bayswater.
 - By Mr. Thomson—
From certain residents of the district of Balmoral and Harrow and neighbourhood.
 The following Petition, praying that the House will refuse to pass the Licensing Bill in its present form, was presented :—
 - By Mr. McCutcheon—
From the Commodore, Vice-Commodore, Rear Commodore, and Members of the Committee of the Brighton Yacht Club.
 Severally ordered to lie on the Table.
3. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. Outtrim rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The enforcement of the provisions of the Thistles Acts." Mr. Speaker having ascertained that twelve Members approved of the proposed discussion.—Mr. Outtrim moved, That the House do now adjourn.
Debate ensued.
Question—put and negatived.
4. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
5. LICENSING BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.
Mr. Prendergast moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until Wednesday next.
6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative 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 Six hundred and eighty-three thousand two hundred and ninety-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*" without amendment.

Legislative Council,
Melbourne, 12th October, 1904.

H. J. WRIXON,
President.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Bent moved, by leave, That the consideration of Orders of the Day, Government Business, No. 1 and Nos. 3 to 11 inclusive be postponed until after No. 12.
Debate ensued.
Motion, by leave, withdrawn.
Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 3.
8. COAL AND FIREWOOD SALE REGULATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. McLeod moved, That this Bill be now read a second time.
Debate ensued.
Ordered—That the debate be adjourned until this day.
9. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the order of business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.
10. COAL AND FIREWOOD SALE REGULATION 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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, No. 1 and Nos. 4 to 11 inclusive be postponed until to-morrow.
12. TRAMWAYS ACT 1890 (PART IV.) AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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.
13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 13 to 23 inclusive be postponed until to-morrow.
14. WOMEN'S SUFFRAGE BILL.—Mr. Lawson obtained leave, with Mr. McGregor, to bring in a Bill intituled "*A Bill to extend the Suffrage to Women*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 2nd November next.
15. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of the Order of the Day, General Business, be postponed until Wednesday, 2nd November next.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

THURSDAY, 13TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Clerk:—
Water Acts.—Yatchaw Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.
3. SUPPLY.—The Order of the Day for going into the Committee of Supply having been read—Mr. Bent moved, That Mr. Speaker do now leave the Chair.
Debate ensued.
Question—put and negatived.
Resolved—That this House will, on Tuesday next, resolve itself into the Committee of Supply.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 and 3 be postponed until after No. 4.
5. COAL AND FIREWOOD SALE REGULATION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed, and taken into consideration on Tuesday next.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 2 be postponed until after No. 3.
7. TRAMWAYS ACT 1890 (PART IV.) AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.
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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day No. 2 and Nos. 5 to 14 inclusive be postponed until after No. 15.
9. STATE SCHOOL TEACHERS BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.
Debate ensued.
Mr. Mackinnon moved, That the debate be now adjourned.
And, after debate—
Motion for the adjournment of the debate, by leave, withdrawn.
Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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 next, again resolve itself into the said Committee.

(500 copies.)

10. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 2 be postponed until Tuesday next.
11. UNIVERSITY BILL.—The Order of the Day for the second reading of this Bill having been read—
Mr. Mackey moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments ; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.
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. Mackey, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 6 to 14 inclusive and Nos. 16 to 22 inclusive be postponed until Tuesday next.
13. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fifty-seven minutes past ten o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

TUESDAY, 18TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—The following Petition, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State Schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, was presented :—

By Mr. Forrest—

From certain residents of the district of Beac.

Ordered to lie on the Table.

3. UNIVERSITY BILL—CLERK'S CORRECTIONS.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following corrections in this Bill, viz. :—
In the Preamble, line 3, the word "the" has been omitted and the word "this" inserted.
In clause 1, line 6, the figures "1900" have been omitted and the figures "1890" inserted.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

*Governor of Victoria.**Message No. 27.*

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

- "An Act to enable Seed and Manure to be advanced on certain terms to Cultivators of Land within the Carrum Irrigation and Water Supply Trust."
- "An Act to amend the Law relating to the Destruction of Foxes."
- "An Act to provide for the Exchange of certain Land in the Parish of Mysia for the purpose of a Public Park."
- "An Act to revoke the Permanent Reservation of certain Land at St. Arnaud."
- "An Act to provide for the Resumption by the Crown of the Lake Hindmarsh Aboriginal Settlement Land."
- "An Act to further amend the 'Dairying Companies Act 1900.'"
- "An Act to authorize the Sale of certain Land reserved as a Site for a Race-course at Tungamah and for other purposes."
- "An Act to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes."
- "An Act to reduce for One Year the Municipal Endowment."
- "An Act to revoke the Permanent Reservation and Crown Grant of certain Land in the Borough of Dunolly."
- "An Act to revoke the Permanent Reservation of certain pieces or parcels of Land in the Parishes of Frankston and Langwarrin."
- "An Act to enable the Melbourne Benevolent Asylum Corporation to sell the Site of the Asylum in the Town of North Melbourne and for other purposes."

Government Offices,
Melbourne, 11th October, 1904.

(500 copies.)

5. PAPERS.—Mr. Bent presented—

Newcastle Coal supplied to Victorian Railways.—Return to an Order of the House, dated 6th October, 1904, for a return showing—

1. The number of tons of Newcastle coal supplied to the Victorian Railways for each of the three periods of six months during the currency of the present contract.
2. The pits from which each quantity was supplied, and the prices paid for each quantity.

Railway Sexagenarians.—Return to an Order of the House, dated 13th July, 1904, for a return showing—

1. How many men, if any, are there in the railway service over 60 years of age, and why retained.
2. Their names and salaries.

Severally ordered to lie on the Table.

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

Carrum Advances Act 1904.—Regulations.—Order in Council.

6. HOUR OF MEETING ALTERED AND FRIDAY SITTING.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until half-past one o'clock to-morrow, that half-past one o'clock be the hour of meeting on Thursday next, and that Friday next be an additional sitting day, on which day the House shall meet at half-past one o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

7. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly in the Bill intituled "*An Act to further amend the Instruments Act 1890.*"

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 18th October, 1904.

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 for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments.*"

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 18th October, 1904.

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council request the concurrence of the Legislative Assembly in adopting the following additional Joint Standing Order :—

"Any responsible Minister of the Crown who, under the provisions of s. 9 of *The Constitution Act 1903*, may sit in the House of Parliament of which he is not a Member shall while doing so be subject to the Standing Orders of that House and to the law and practice of Parliament which is applicable to it."

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 18th October, 1904.

Ordered—That the foregoing Message be referred to the Standing Orders Committee for consideration.

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to further amend the Mines Acts,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 18th October, 1904.

Ordered—That the said amendments be printed, and taken into consideration on Thursday next.

11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 2 to 20 inclusive be postponed until to-morrow.
12. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 47.

 WEDNESDAY, 19TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RAILWAY COMMUNICATION WITH TOCUMWAL.—Mr. Graham, Chairman, brought up a Report from the Parliamentary Standing Committee on Railways on the question of connecting Tocumwal by means of a railway with the existing railway system; together with the Minutes of Evidence.
Ordered to lie on the Table.
3. ST. KILDA ABATTOIRS RESERVE REVOCATION BILL.—Mr. Bent obtained leave, with Mr. McLeod, to bring in a Bill intituled “*A Bill to revoke the Crown Grant of certain Land granted us a Site for Abattoirs at St. Kilda and for other purposes*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
4. FACTORIES AND SHOPS ACTS AMENDMENT BILL.—Mr. Bent, pursuant to notice given by Sir Samuel Gillott, obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “*A Bill to amend the Factories and Shops Acts*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had made progress, 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.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 22 inclusive be postponed until to-morrow.
7. UNCLAIMED FUNDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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, 2nd November next, again resolve itself into the said Committee.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, General Business, Nos. 2 to 17 inclusive be postponed until Wednesday, 2nd November next; and that the following Order of the Day, Government Business, be postponed until to-morrow :—
Supply—To be further considered in Committee.
9. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fifty-six minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

By Authority: ROBT. S. BRAIN, Government Printer, Melbourne.

(500 copies.)

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

THURSDAY, 20TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SEXAGENARIANS AND TEMPORARY EMPLOYÉS IN STATE SERVICE.—Mr. McGregor moved, pursuant to *amended* notice, That there be laid before this House a return showing—
 1. The names of all sexagenarians at present in the service of the State, exclusive of Railway employés, their rates of pay, length of service, amount of pension (if any) entitled to, and the Department in which employed.
 2. The names of all temporary employés in the service of the State, exclusive of Railway employés, their rates of pay, length of time employed, Department in which employed, and the position held by each.

Question—put and resolved in the affirmative.

3. PETITION.—The following Petition, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, was presented :—

By Mr. J. W. Billson—

From certain residents of the districts of Collingwood and Fitzroy.

Ordered to lie on the Table.

4. STRATHMERTON TO TOCUMWAL RAILWAY.—Mr. Bent, in accordance with the requirements of the Railways Standing Committee Acts, moved, pursuant to notice, That the construction of a 5ft. 3in. gauge line of railway from Strathmerton to Tocumwal be referred to the Parliamentary Standing Committee on Railways for consideration and report.

Question—put and resolved in the affirmative.

5. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments, and with an amended title, which title is as follows :—

“ A Bill to consolidate and amend the Laws relating to the Conservation and Supply of Water, to declare the Law relating to certain Rights in Natural Waters, the property in the beds and banks thereof, and for other purposes.”

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

(500 copies.)

6. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, the said amendments were read and are as follow :—

1. Clause 5, line 35, after " held " insert " under any lease or licence granted."
2. " line 36, omit " under any lease or licence."
3. Clause 8, line 13, after " any " insert " road surveyed for the Crown or any."
4. " at end of sub-clause (b) add " or prevent access to any other residence area."
5. " line 30, at end of line add " or within seventy-five feet on either side of any known line of reef on the surface."
6. " after sub-clause (f) insert new sub-clauses—
(g) A residence area may with the consent in writing of the registered proprietor of the lease be registered in respect of land comprised in a gold mining or mineral lease. Such consent shall be forwarded to the Minister and a duplicate original shall be left with the Mining Registrar at the time of registration.
(h) The date of expiry of the holder's miner's right shall be registered.
7. " (h) The date of expiry of the holder's miner's right shall be registered.
8. Clause 9, at end of clause add—" Upon sale of any residence area by the Crown the boundaries may be adjusted to make the same straight or rectangular or to abut on or conform to the boundaries of adjacent land which has been granted by the Crown in fee-simple."
9. Clause 14, line 12, after " Minister " insert " and with the consent of the lessee in writing."
10. Clause 18, line 17, at end of line add—" or on account of any other cause whatever which the Minister deems sufficient. The number of men to be so employed may be a varying number for each half-year of the period of the lease during which boring operations are in progress the shaft is being sunk the main drive is being driven and in the case of alluvial mines the lead is being drained."
11. " line 23, omit " covenants of the lease " and insert " covenant in that behalf."
12. " line 38, omit " such " and insert " a."
13. " page 8, line 7, before " Legislative " insert " Legislative Council and the."
14. Clause 19, line 14, omit " prior to the first day of March in every year " and insert " in every half-year."
15. " line 15, after " Mines " insert " a half-yearly balance-sheet or statement verified by."
16. " line 23, omit " year ending on the preceding thirty-first day of December " and insert " half-year ending on the preceding thirtieth day of June or thirty-first day of December as the case may be."
17. " line 24, omit " statutory declaration " and insert " balance-sheet or statement verified as aforesaid."
18. " line 28, at end of line add—" and if such statutory declaration be not furnished within one month after such fine has been imposed then the lessee or person making such further default shall be guilty of an offence against this Act and on conviction before a Court of Petty Sessions shall be liable to a penalty of Five pounds for each day during which such default continues."
19. " omit sub-clause (3).
20. Clause 20, line 21, after " may " insert " before or."
21. " line 21, after " inquiry " insert " require or."
22. Clause 26, in the head-line, omit " *Abandonment of* " and insert " *Pendency of Abandoned.* "
23. " lines 15 and 16, omit " a lease " after " renewal of " and insert " the same."
24. " line 19, omit " a lease " and insert " the same."
25. Clause 27, page 12, lines 21 and 22, omit " vacancies caused by the death or resignation of any member elected in terms of this section " and insert " seats on such board vacated as hereinafter mentioned."
26. " after sub-clause (4) add the following sub-clause :—
(5) If any representative shall without the permission of the board be absent for four consecutive meetings, or shall become insolvent within the meaning of any Act now or hereafter to be in force, or be convicted of any felony or infamous offence or become insane or resign or die his seat shall thereby become vacant. Provided that no act or proceeding of any board shall be invalidated or be illegal in consequence only of there being any vacancy in the number of representatives at the time of doing such act or proceeding.
27. Clause 28, lines 32-5, omit " Provided always that no more than seven such districts shall be erected under this Act unless addresses praying for a greater number shall be presented to the Governor by the Legislative Council and Legislative Assembly."

28. Clause 35, line 5, omit "four" and insert "two."
29. Clause 37, line 31, at end of line add "or for the residue of the term of present lease without obtaining the consent of the owners."
30. Clause 42, line 31, omit "fifteen" and insert "nineteen."
31. Clause 45, page 17, line 19, after "into" insert "or around."
32. " page 19, line 22, after "traction" insert "or by."
33. " page 20, line 43, after "pump" insert "or ladder."
34. " page 23, line 44, omit "brass" and insert "strong metal."
35. " page 24, line 25, after "any" insert "shaft level or other work machinery rope ladder way timber."
36. " page 24, at end of line 32 add "Such fencing covering casing lining ladder platform or other appliance in or connected with the shaft of any abandoned mine shall until such consent has been obtained be deemed to be the property of the Crown."
37. " page 24, line 45, after "Council" insert "after ten days' previous notice from the Minister to the mining manager of his intention to apply for such order."
38. Clause 53, line 5, after "occurred" insert "any person authorized in writing by the owner of the mine."
39. Clause 54, line 16, omit "claiming to be."
40. Clause 60, line 20, after "which" insert "mineralized or impure water."
41. " line 21, after "reservoir" insert "whether there shall or shall not be water therein at the time of such discharge and for preventing damage to agricultural or grazing lands adjacent to such river stream water-course lake or reservoir."
42. " line 23, at end of line add "and notice of such appointment shall be published in the *Government Gazette*."
43. " after sub-clause (2) insert new sub-clause :—
(2A) The business of sluicing dredging hydraulic or other mining operations shall not be carried on without the permit of the Minister after a report by the Board to the Minister. Every person carrying on such business at the commencement of this Act shall within thirty days after the notice in the *Government Gazette* of the appointment of such Board apply to the Minister for a permit to carry on such business : And nothing in this Act contained shall prevent any such person from continuing to carry on such business from the commencement of this Act until the Minister shall have granted or refused to grant a permit ; and the Minister may in his discretion grant a temporary permit to any such person for such period as may in the opinion of the Minister be reasonably required to enable such person to comply with any order of the Minister.
44. " line 27, omit "board" and insert "Minister."
45. " after line 27, insert new sub-clause :—
(aa) to refuse to sanction or grant a permit for any sluicing dredging hydraulic or other mining operations which in the opinion of the Minister could not be carried on without serious contamination to any river stream water-course lake or reservoir not exempted from the operation of this section as hereinafter provided, or to any agricultural or grazing lands adjacent thereto.
46. " after new sub-clause (aa) insert "(3A) It shall be the duty of the Board—"
47. " line 28, after "of" insert "serious contamination."
48. " line 30, after "any" insert "such."
49. " line 32, after "provided" insert "or to any agricultural or grazing land adjacent thereto."
50. " line 35, after "such" insert "serious contamination."
51. " line 38, after "cause" insert "serious contamination."
52. " line 39, after "any" insert "such."
53. " line 41, after "provided" insert "or to any agricultural or grazing land adjacent thereto."
54. " line 42, after "such" insert "serious contamination."
55. " page 32, line 5, after "may" insert "seriously contaminate."
56. " page 32, line 5, after "injure" insert "or contribute towards the serious contamination pollution or injury of."
57. " page 32, line 5, after "any" insert "such."
58. " page 32, line 7, at end of line add "or of any agricultural or grazing land adjacent thereto."

59. Clause 60, page 32, lines 13-14, omit "and shall publish notice of every such exemption in the *Government Gazette*" and insert "provided that no exemption shall be given in any case where it is proved to the satisfaction of the Board that the continued inflow of sludge would cause injury to adjacent property and notice shall at least twenty-one days beforehand be given in the *Government Gazette* and published at least three times in a newspaper circulating in the locality affected by all proposed exemptions."
60. " page 32, line 18, after "operations" insert "as aforesaid."
61. " page 32, line 18, after "board" insert "or without a permit as hereinbefore provided."
62. " page 32, line 20, after "causes" insert "or contributes towards causing serious contamination."
63. " page 32, line 20, after "any" insert "such."
64. " page 32, line 21, after "reservoir" insert "or to any agricultural or grazing land adjacent thereto."
65. " page 32, line 25, after "than" insert "Twenty."
66. " page 32, lines 26-7, omit "shall be deemed to be polluted which contains in solution" and insert "discharged into any such river stream water-course lake or reservoir shall be deemed to injure or pollute the same if it contains in solution at the point of discharge."
67. " page 32, line 28, after "gallon" insert "or such lesser quantity as may from time to time be fixed by the Governor in Council having regard to the particular poisonous matter so held in solution and to the circumstances of the case."
68. " page 32, line 28, after "or" insert "mineral or."
69. " page 32, line 29, after "be" insert "in the opinion of the Governor in Council."
70. " page 32, line 30, omit "which" and insert "if it."
71. " page 32, line 32, omit "one thousand" and insert "eight hundred."
72. " page 32, after sub-clause (6) insert new sub-clauses:—
 (6A) Serious contamination means a contamination which in the opinion of the Board would cause serious injury without amounting to pollution within the meaning of the last preceding sub-section.
 (6B) No common law rights existing at the commencement of this Act shall be in any way affected abridged or curtailed except as in this Act provided.
73. Clause 62, lines 37-9, omit "after the words 'Five pounds' wherever occurring there shall be inserted the words '(or Ten pounds as the case may be)'" and insert "omit the word 'Five' wherever it occurs."
74. Clause 65, omit this clause.

And the said amendments were read a second time.

And, after debate—

Amendments 1 to 4 inclusive agreed to.

Amendment 5 disagreed with, but the following consequential amendment made, viz.:—In clause 8, sub-section (1), paragraph (f), after "quartz lode" insert "or within seventy-five feet thereof."

Amendment 6 agreed to, with an amendment that the words proposed by the Legislative Council to be inserted as new sub-clause (g) following sub-clause (f) be not inserted there, but that the said words be added to sub-section (2) of clause 8 as new sub-section (3).

Amendment 7 disagreed with.

Amendment 8 agreed to with the following amendment, viz.:—After "fee-simple" add "Provided that the total extent of such residence area shall not exceed one acre."

Amendment 9—

Mr. McLeod moved, That this amendment be agreed to.

Debate ensued.

Question—put.

The House divided.

Ayes, 37.

Noes, 22.

Mr. Argyle,	Mr. Kirkwood,
Mr. G. H. Bennett,	Mr. Langdon,
Mr. Bent,	Mr. Levien,
Mr. Bowser,	Mr. Livingston,
Mr. Boyd,	Mr. McBride,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McKenzie,
Mr. Carlisle,	Mr. McLeod,
Mr. Craven,	Mr. Morrissey,
Mr. Cullen,	Mr. Murray,
Mr. Fairbairn,	Sir Alexander Peacock,
Mr. Forrest,	Mr. Robertson,
Mr. Gaunson,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Thomson,
Mr. Graham,	Mr. Watt.
Mr. Gray,	
Mr. Harris,	
Mr. Hunt,	
Mr. Irvine,	
Mr. Keogh,	

Tellers.

Mr. Bailes,
Mr. Hutchinson.

Mr. Anstey,	Mr. McGregor,
Mr. Beard,	Mr. Outtrim,
Mr. Beazley,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. A. A. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Toutcher,
Mr. Elmslie,	Mr. Ward.
Mr. Hannah,	
Mr. Lemmon,	
Mr. Mackinnon,	
Mr. McGrath,	

Tellers.

Mr. J. W. Billson,
Mr. Lawson.

And so it was resolved in the affirmative.

Amendments 10 and 11 agreed to.

Amendment 12—

Mr. Bailes moved, That this amendment be amended by omitting therefrom the word "a" with a view to insert in place thereof the words "the immediately succeeding."

Debate ensued.

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

The House divided.

Ayes, 30.

Noes, 26.

Mr. Bent,	Mr. Langdon,
Mr. Bowser,	Mr. Levien,
Mr. Boyd,	Mr. Livingston,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McKenzie,
Mr. Carlisle,	Mr. McLeod,
Mr. Craven,	Mr. Morrissey,
Mr. Cullen,	Mr. Murray,
Mr. Fairbairn,	Sir Alexander Peacock,
Mr. Forrest,	Mr. Robertson,
Mr. Gaunson,	Mr. Swinburne.
Sir Samuel Gillott,	
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hutchinson,	
Mr. Irvine,	Mr. Argyle,
Mr. Keogh,	Mr. Watt.

Mr. Anstey,	Mr. McGrath,
Mr. Beard,	Mr. McGregor,
Mr. Beazley,	Mr. Outtrim,
Mr. G. H. Bennett,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. A. A. Billson,	Mr. Smith,
Mr. J. W. Billson,	Mr. Solly,
Mr. Bromley,	Mr. Toutcher,
Mr. Colechin,	Mr. Warde.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Harris,	
Mr. Kirkwood,	
Mr. Mackinnon,	Mr. Bailes,
Mr. McBride,	Mr. Lawson.

And so it was resolved in the affirmative.

And the said amendment was agreed to.

Amendments 13 to 16 inclusive agreed to.

Amendment 17 agreed to with the following consequential amendment, viz. :—In clause 19, subsection (2), line 24, after " If " insert " within two clear months of the expiration of each half-year."

Amendment 18 agreed to with the following amendment, viz. :—After " if such " insert " balance-sheet or statement verified as aforesaid by."

Amendments 19 to 27 inclusive agreed to.

Amendment 28 disagreed with.

Amendment 29 agreed to with the following amendment, viz. :—Omit all words after " or " and insert in place thereof the words " may be issued for the residue of the term of the surrendered lease and in such last-mentioned event it shall not be necessary that the owners or occupiers of the lands the subject of such surrendered lease shall consent to the issue of the new lease or that any compensation be paid in respect of any lands demised therein."

Amendments 30 to 36 inclusive agreed to.

Amendments 37 and 38 disagreed with.

Amendments 39 to 42 inclusive agreed to.

Amendments 43 to 47 inclusive disagreed with.

Amendments 48 and 49 agreed to.

Amendments 50 and 51 disagreed with.

Amendments 52 and 53 agreed to.

Amendments 54 to 56 inclusive disagreed with.

Amendments 57 and 58 agreed to.

Amendment 59 disagreed with, but the following consequential amendment made, viz. :—Clause 60, page 32, line 13, after " purposes " insert " provided the board is satisfied that such exemption may be granted without causing damage to any agricultural or grazing lands adjacent to any such rivers streams water-courses lakes or reservoirs."

Amendment 60 agreed to.

Amendments 61 and 62 disagreed with.

Amendments 63 to 66 inclusive agreed to.

Amendments 67 to 69 inclusive disagreed with.

Amendments 70 and 71 agreed to.

Amendment 72 disagreed with.

Amendment 73 agreed to.

Amendment 74—

Mr. McLeod moved, That this amendment be agreed to.

Debate ensued.

Question—put.

The House divided.

Ayes, 28,		Noes, 23,	
Mr. Bent,	Mr. Kirkwood,	Mr. Anstey,	Mr. Mackinnon,
Mr. Bowser,	Mr. Langdon,	Mr. Beard,	Mr. McGrath,
Mr. E. H. Cameron,	Mr. Levien,	Mr. Beazley,	Mr. Morrissey,
Mr. J. Cameron,	Mr. Livingston,	Mr. G. H. Bennett,	Mr. Outtrim,
Mr. Carlisle,	Mr. McCutcheon,	Mr. H. S. Bennett,	Mr. Sangster,
Mr. Craven,	Mr. McKenzie,	Mr. A. A. Billson,	Mr. Smith,
Mr. Cullen,	Mr. McLeod,	Mr. J. W. Billson,	Mr. Solly,
Mr. Duffus,	Mr. Murray,	Mr. Bromley,	Mr. Toutcher.
Mr. Fairbairn,	Mr. Robertson,	Mr. Elmslie,	
Mr. Forrest,	Mr. Swinburne,	Mr. Gaunson,	<i>Tellers.</i>
Sir Samuel Gillott,	Mr. Watt.	Mr. Hannah,	Mr. Bailes,
Mr. Graham,		Mr. Lawson,	Mr. Warde.
Mr. Gray,	<i>Tellers.</i>	Mr. Lemmon,	
Mr. Irvine,	Mr. Argyle,		
Mr. Keogh,	Mr. Thomson.		

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 have agreed to some of the said amendments, have disagreed with others, have agreed to others of the said amendments with amendments, and have made certain consequential amendments, with which they desire the concurrence of the Legislative Council.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to further amend the Law relating to the University of Melbourne*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 20th October, 1904.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

1904.

VICTORIA.

ADDITIONAL ESTIMATES OF EXPENDITURE FOR THE YEAR ENDING 30TH JUNE, 1905.

R. TALBOT.

Governor of Victoria.

Message No. 28.

The Governor transmits to the Legislative Assembly Additional Estimates of Expenditure for the Year 1904-5, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,
Melbourne, 20th October, 1904.

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

9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day No. 3 be postponed until after No. 4.
10. COAL AND FIREWOOD SALE REGULATION BILL.—The Order of the Day for the consideration of the Report having been read—Mr. McLeod moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.

Question—put and resolved in the affirmative.

On the motion of Mr. McLeod, the House, after debate, agreed to the following amendments in this Bill :—

Clause 3, sub-section (2), lines 8 and 9, omit "by special agreement to the contrary between the seller and the purchaser" and insert "the seller and purchaser agree in writing that it shall mean a larger quantity."

„ sub-section (5), line 24, after "purchaser" insert "at the time of delivery."

Clause 4, after sub-section (1) insert the following new sub-section :—

(1A) Where any such coal firewood or vehicle has at the instance of the purchaser been re-weighed in pursuance of this section, and found to be of the weight stated in that behalf by the seller of the coal or firewood or the person in charge of the vehicle, the purchaser shall be liable to the payment of the costs actually incurred in such re-weighing.

„ sub-section (2), line 43, omit "thereof" and insert "of such coal or firewood."

On the motion of Mr. Watt, the House, after debate, agreed to the following further amendment in this Bill :—

Clause 4, sub-section (2), line 46, omit "Twenty" and insert "Ten."

On the motion of Mr. McLeod, the House, after debate, agreed to the following further amendment in this Bill :—

Clause 5, sub-section (2), at end of sub-section add the following words :—

“ In determining the correct weight of any coal or firewood the weight of any box sack or other receptacle in which the same is carried shall be excluded.”

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 had noted the amendments made by the House on the consideration of the Report—Bill, on the motion of Mr. McLeod, read a third time.

On the motion of Mr. Warde, the House agreed to the following amendment in this Bill :—

Clause 5, line 17, omit “ Five ” and insert “ Ten.”

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

11. STANDING ORDERS COMMITTEE.—Mr. Bent, on behalf of Mr. Speaker, Chairman, brought up the Second Report from the Standing Orders Committee, which was read and is as follows :—

THE SELECT COMMITTEE upon Standing Orders, to which the Legislative Assembly referred the Message from the Legislative Council requesting the concurrence of the Legislative Assembly in adopting an additional Joint Standing Order, have the honour to report as follows :—

1. Your Committee have considered the proposed additional Joint Standing Order transmitted by the Legislative Council, and which is as follows :—

Any responsible Minister of the Crown who, under the provisions of section 9 of *The Constitution Act 1903*, may sit in the House of Parliament of which he is not a Member shall while doing so be subject to the Standing Orders of that House and to the law and practice of Parliament which is applicable to it.

2. Your Committee recommend that this Standing Order be adopted as a Joint Standing Order of the Legislative Council and the Legislative Assembly.

FRANK MADDEN,
Speaker.

Speaker's Chambers,
20th October, 1904.

Mr. Bent moved, That the new Standing Order transmitted by the Legislative Council be adopted by this House as a Joint Standing Order.

Question—put and resolved in the affirmative.

Ordered—That a Message be sent to the Legislative Council acquainting them that the Legislative Assembly concur with the Legislative Council in adopting the said Standing Order as a Joint Standing Order of the Legislative Council and the Legislative Assembly.

13. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had come to certain resolutions.
Ordered—That the Report be received on Tuesday next.
Mr. Craven 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 next, again resolve itself into the said Committee.
14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 5 to 25 inclusive be postponed until Tuesday next.
15. POLICE REGULATION ACT 1890 AMENDMENT BILL.—Mr. Gaunson obtained leave, with Mr. Harris, to bring in a Bill intituled “ *A Bill to amend the ‘Police Regulation Act 1890’*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
16. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.
Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

TUESDAY, 25TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. STRATHMERTON TO TOCUMWAL RAILWAY.—Mr. Graham, Chairman, brought up a Report from the Parliamentary Standing Committee on Railways on the construction of a 5ft. 3in. gauge line of railway from Strathmerton to Tocumwal.
Ordered to lie on the Table, and to be printed.
3. ELLIS, J. J., ENGINE-DRIVER.—Mr. Hunt moved, pursuant to notice, That there be laid before this House a copy of all papers in connexion with the case of J. J. Ellis, formerly employed as engine-driver in the Railways Department.
Question—put and resolved in the affirmative.
4. PETITIONS.—Mr. Anstey presented a Petition from James Fairhurst, of Eveline-street, Brunswick, missionary, &c., praying that the House will cause an inquiry to be made, as early as possible, into the working of the Coburg railway and the tramway running from Brunswick to Melbourn.
The following Petitions, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, were presented :—
By Mr. Langdon—
From certain residents of the district of Charlton.
By Mr. Livingston—
From certain residents of the district of Traralgon.
Severally ordered to lie on the Table.
Mr. Cullen presented a Petition from the Commissioners and Land-holders of the Koondrook and Myall Irrigation and Water Supply Trust area, praying the House to exempt that area from the operation of the Water Acts Consolidation and Amendment Bill.
On the motion of Mr. Cullen, the Standing Orders were suspended so as to allow this Petition to be read.
The Clerk was proceeding with the reading of the Petition when Mr. Speaker said :—“ I do not think the Petition should be further read. It seems to me to be a reflection on Parliament, and therefore should not be read in Parliament. I rule that the Petition is out of order.”
5. COAL AND FIREWOOD SALE REGULATION BILL—CLERK'S CORRECTION.—Mr. Speaker announced that he had received a Report from the Clerk notifying that he had made the following correction in this Bill, viz. :—
In clause 7, paragraph (c), at the end of the paragraph the word “ or ” has been inserted.
6. PAPER.—Mr. Bent presented, by command of His Excellency the Governor—
Report of the Council of Judges under Section 33 of the *Supreme Court Act 1890*.
Ordered to lie on the Table.]

7. HOUR OF MEETING ALTERED.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until half-past one o'clock to-morrow, and that five o'clock be the hour of meeting on Thursday next.
Debate ensued.
Question—put and resolved in the affirmative.

8. RICHARDSON VALLEY RAILWAY.—Mr. Bent moved, pursuant to notice, That the question of connecting the Richardson Valley by means of a railway with the existing railway system, and of loading the land enhanced in value by the construction of the railway, be referred to the Parliamentary Standing Committee on Railways for inquiry and report.
Debate ensued.
Question—put and resolved in the affirmative.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the Alteration of the Wharfage and Harbors Rate leviable under the ' Marine Act 1890 '* " without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th October, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to provide for the Revocation of the Permanent Reservation of certain Land at Gumbower Island*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th October, 1904.

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly the accompanying communication from the Clerk of the Parliaments calling attention to certain clerical errors in the Bill intituled "*An Act for the Removal of Doubts with regard to the Validity of the practice of the Office of Titles relating to the Registration of certain Instruments and for other purposes,*" and acquaint the Legislative Assembly that the Legislative Council have agreed that such errors be corrected by the insertion of the word "sixteen" instead of the letter "O" in clauses twenty-one and twenty-two, and by the insertion of the words "twenty-three" and "twenty-two" instead of the letters "V" and "U" respectively in clause 26, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 19th October, 1904.

The communication from the Clerk of the Parliaments reported the said errors to be as follow :—

In clauses 21 and 22 the letter "O" has been inserted after the word "section," instead of the word "sixteen."

In clause 26 the letter "V" has been inserted after the word "section," instead of the word "twenty-three"; and in the same clause the letter "U" has been inserted after the word "section," instead of the word "twenty-two."

On the motion of Mr. Bent, the House concurred with the Legislative Council that the clerical errors in this Bill be corrected by the insertion of the word "sixteen" instead of the letter "O" in clauses 21 and 22, and by the insertion of the words "twenty-three" and "twenty-two" instead of the letters "V" and "U" respectively in clause 26.

Ordered—That the communication from the Clerk of the Parliaments be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have concurred in the correction of the said errors.

11. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend Part IV. of the ' Tramways Act 1890, '* " and suggest that the Legislative Assembly amend the Bill as set forth in the annexed schedule.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th October, 1904.

Ordered—That the suggested amendment be printed, and taken into consideration to-morrow.

12. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Law relating to the Renewal of Licences*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 20th October, 1904.

Ordered—That the said amendments be printed, and taken into consideration to-morrow.

13. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Law relating to the Sale of Artificial Manure*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th October, 1904.

Ordered—That the said amendments be printed, and taken into consideration to-morrow.

14. SUPPLY.—ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply a certain resolution, which was read and is as follows :—

Resolved—That the following sums be granted to His Majesty to defray the charges for the year 1904-5 for the several services hereunder specified, in addition to the several sums already voted in this present Session of Parliament for such services, viz.:—

I.—CHIEF SECRETARY.

DIVISION No.	£	£
1. Legislative Council	637	
2. Legislative Assembly	4,666	
3. Parliamentary Standing Committee on Railways	360	
4. Victorian Parliamentary Debates	1,671	
5. The Library	449	
6. State Reading-room	798	
7. Refreshment-rooms	274	
8. Public Service Commissioner	915	
9. Administrative and Scientific	18,446	
10. Government Statist	8,605	
11. Police	156,052	
12. Penal Establishments and Gaols	29,900	
13. Hospitals for the Insane	82,052	
14. Department for Neglected Children and Reformatory Schools	37,412	
15. Public Library, Museums, and National Gallery of Victoria	11,397	
16. Government Shorthand Writer	1,145	
17. Audit Office	6,001	
18. Aborigines	2,307	
19. Exhibition	175	
20. Grants	4,263	
21. Miscellaneous	25,098	
		392,623

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

15. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had come to certain resolutions.

Ordered—That the Report be received to-morrow.

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

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

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 24 inclusive, and the Order of the Day, General Business, be postponed until to-morrow.

17. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at fifty-six minutes past ten o'clock, adjourned until to-morrow.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

7. SUPPLY.—ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply certain resolutions, which were read and are as follow :—

Resolved—That the following sums be granted to His Majesty to defray the charges for the year 1904-5 for the several services hereunder specified, in addition to the several sums already voted in this present Session of Parliament for such services, viz. :—

II.—MINISTER OF PUBLIC INSTRUCTION.

DIVISION No.	£	£
22. Education	17,796	
23. Education	339,384	
24. Melbourne University	6,125	
25. Technical Schools	10,063	
26. Miscellaneous	1,113	
	-----	374,481

III.—ATTORNEY-GENERAL.

27. Supreme Court	1,774	
28. Law Officers of the Crown	7,245	
29. Crown Solicitor	2,877	
30. Prothonotary	844	
31. Master in Equity and Lunacy	2,330	
32. Registrar-General and Registrar of Titles	17,756	
33. Patents	254	
34. Sheriff	4,668	
35. Comptroller of Stamps and Collector of Imposts under <i>Stamps Act</i> 1890 and 1892	2,694	
	-----	40,442

IV.—SOLICITOR-GENERAL.

37. County Courts, Courts of Insolvency, Courts of Mines, General and Petty Sessions	10,938	
38. Police Magistrates and Wardens	8,525	
39. Clerks of Courts	10,976	
40. Coroners	2,769	
41. Miscellaneous	5	
	-----	33,213

V.—TREASURER.

42. Treasury	15,820	
43. Income Tax Office	9,371	
44. Curator of Estates of Deceased Persons	1,054	
45. Government Printer	26,664	
46. Advertising	3,790	
47. Grant to Charitable Institutions	72,000	
48. Transport, Samples, and Marine Insurance	1,450	
49. Unforeseen and Accidental Expenditure	1,500	
50. Allowance to the Railway Department for Carriage of Grain, &c., at Reduced Rates	39,500	
51. Allowance to Railway Department for Carriage and Use of Victorian Coal	2,625	
52. Payment to Railway Department for issue of Free Passes to State Governor and Staff, Members of Parliament, &c., Executive Councillors, and Members of Parliaments of other States	2,875	
53. Miscellaneous	3,171	
	-----	179,820

And, after debate, the said resolutions were read a second time and agreed to by the House.

8. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven also acquainted the House 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. SUPPLY—ADDITIONAL ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply the following resolution :—

Resolved—That a sum not exceeding £100 be granted to His Majesty on account for or towards defraying the following services for the year 1904-5, viz. :—

Division No.	£
15. Public Library, Museums, and National Gallery	100

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

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3, 6 to 16 inclusive, 18, 22, and 24 to 26 inclusive, be postponed until after No. 27.

11. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.
Mr. Craven also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
12. **WAYS AND MEANS.**—Mr. Craven reported from the Committee of Ways and Means the following resolution :—
Resolved—That towards making good the Supply granted to His Majesty for the service of the year 1904-5 the sum of £100 be granted out of the Consolidated Revenue of Victoria.
And the said resolution was read a second time and agreed to by the House.
Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.
13. **CONSOLIDATED REVENUE BILL (No. 5).**—Mr. Bent then brought up a Bill intituled “ *A Bill to apply out of the Consolidated Revenue the sum of One hundred pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five* ”; and the said Bill was read a first time, ordered to be printed, and read a second time this day.
Mr. Bent moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
14. **LICENCES RENEWAL BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, the said amendments were read and are as follow :—
Title, add “and for other purposes.”
Clause 6, line 25, omit “fourteen” and insert “sixteen.”
“ line 31, omit “fourteen” and insert “sixteen.”
“ at end of sub-clause (1) add—
“ Provided that it shall be a defence under this section if the accused person had reasonable cause to believe that the person purchasing was not under the age of sixteen years.”
And, after debate, the said amendments were read a second time and agreed to by the House.
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.
15. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had made progress, 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.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of the Orders of the Day, Government Business, be postponed until after the consideration of Notices of Motion, General Business, Nos. 7 to 9 inclusive.
17. **MELBOURNE TRAMWAYS TRUST INVESTMENTS BILL.**—Mr. Fairbairn moved, pursuant to notice, That all Standing Orders relating to the introduction and passing of Private Bills, including those relating to the payment of fees, be dispensed with, with the view of introducing a Bill to extend the Powers of The Melbourne Tramways Trust as regards Investments.
Question—put and resolved in the affirmative.
Mr. Fairbairn obtained leave, with Mr. J. Cameron, to bring in a Bill intituled “ *A Bill to extend the Powers of The Melbourne Tramways Trust as regards Investments* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday next.
18. **MUNICIPAL ADVANCES FOR HOMES BILL.**—Mr. Anstey obtained leave, with Mr. Prendergast, to bring in a Bill intituled “ *A Bill to empower Municipalities to advance Money for enabling persons to acquire the Ownership of Land and Houses* ”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday, 16th November next.
19. **ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.**—Mr. Bent moved, by leave, That the Sessional Order fixing the Order of Business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
Question—put and resolved in the affirmative.

20. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
Mr. Craven also acquainted the House that he was directed to move that the Committee may have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.

21. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 29.

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

“ *An Act to apply out of the Consolidated Revenue the sum of Six hundred and eighty-three thousand two hundred and ninety-three pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five.* ”

“ *An Act to further amend the ‘ Instruments Act 1890.’* ”

“ *An Act to further amend the Law relating to the University of Melbourne.* ”

“ *An Act to authorize the Alteration of the Wharfage and Harbors Rate leviable under the ‘ Marine Act 1890.’* ”

“ *An Act to provide for the Revocation of the Permanent Reservation of certain Land at Gunbower Island.* ”

Government Offices,

Melbourne, 24th October, 1904.

22. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 15 inclusive, Nos. 18, 22, and 24 to 26 inclusive, be postponed until to-morrow, and the Order of the Day, General Business, until Wednesday next.

23. REAL PROPERTY BILL.—The Order of the Day for the further consideration of the Message from the Legislative Council acquainting the Legislative Assembly that they had agreed to some of the amendments made in this Bill by the Legislative Assembly, had disagreed with others, and had agreed to certain of the said amendments with amendments, and had made certain consequential amendments, having been read, the following amendments, the consideration of which was postponed on the 5th October instant, were taken into consideration, viz. :—

Amendments made by the Legislative Assembly.

How dealt with by the Council.

53. After Clause 22, insert the following new clauses :—

Foreclosure
extinguishes right
of action for
mortgage debt.

J. (1) On a decree judgment or order absolute for foreclosure the mortgagee and any person claiming through him shall be deemed to have taken the property mentioned in such decree judgment or order in full satisfaction of the money secured by the mortgage and unpaid and his right or equity to bring any action or to take other proceedings for the recovery of the said money from the debtor surety or other person shall be extinguished.

(2) In the case of mortgages of land under the *Transfer of Land Act 1890* effected by instruments of mortgage under that Act “ order absolute ” includes an order for foreclosure under the hand of the Registrar when entered in the register book.

(3) This section shall have effect notwithstanding any stipulation to the contrary.

Agreed to with the following amendments, viz. :—
At end of sub-clause (1) add “ and the right or equity of the mortgagor and of all persons claiming through or under him to redeem the said property shall also be extinguished ”; in sub-clause (2) omit “ effected by instruments of mortgage under that Act.”

80. Clause 56, sub-section (2), omit this sub-section.

81. “ sub-section (3), line 13, after “ served ” insert “ addressed to the lessee lessor mortgagee mortgagor or other person to be served by name.”

Disagreed with.

And, after debate—

Amendment 53—

Amendments of the Legislative Council on the amendment of the Legislative Assembly agreed to with the following amendment, viz. :—Omit “ and of all persons claiming through or under him,” and the following consequential amendments made in clause J, viz. :—

Sub-section (1), lines 2 and 3, omit “ and any person claiming through him.”

“ lines 5 and 6, omit “ money secured by the mortgage and unpaid ” and insert “ mortgage debt.”

“ line 7, omit “ said ” and insert “ mortgage.”

After sub-section (2) insert the following new sub-sections, viz. :—

(2A.) Nothing in this section shall be deemed to disentitle the mortgagee to obtain foreclosure of any other property over which he shall hold security by way of mortgage for the said money or part thereof as if this section had not been made law.

(2B) This section applies to foreclosures obtained either before or after the passing of this Act save that where an action to recover the mortgage money is pending at the passing of this Act or where prior thereto a judgment has been obtained or a settlement or compromise made the rights of the parties shall not be affected by this section.

Amendments 80 and 81 not insisted on.

Mr. Mackey moved, by leave, That the resolution of the House, agreed to on the 5th October instant, not insisting on the following amendments, be read and rescinded, viz. :—

Amendments made by the Legislative Assembly.	How dealt with by the Council.
2. Clause 1, sub-section (2), line 8, omit "March" and insert "November," and, in line 9, omit "five" and insert "four."	} Disagreed with.

Question—put and resolved in the affirmative.

Mr. Mackey moved, That this House do insist on these amendments, but make the following further amendment in clause 1, line 8, viz. :—Omit "first" and insert "fifteenth."

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 insist on some of the said amendments, do insist on others, have agreed to some of the amendments of the Legislative Council on the amendments of the Legislative Assembly, and have agreed to others of such amendments with amendments, and have made certain consequential amendments, with which they desire the concurrence of the Legislative Council.

24. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

THURSDAY, 27TH OCTOBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Prendergast presented a Petition from certain members of the Hawkers' and Dealers' Association of Victoria, praying that the laws relating to the issue of hawkers' licences in Victoria may be altered so as to embrace the following conditions :—
 1. That all hawkers of foodstuffs, including fish, fruit, rabbits, bacon, eggs, cheese, butter, and vegetables, shall obtain a licence, to be issued annually, in lieu of the local market rates at present collected.
 2. That such licences may be issued by the local governing body of the place wherein the applicant resides.
 3. That all such licences shall terminate on a given date in each year.
 4. That the cost of such licence shall not exceed £1 ls. per year for hand-carts, and £2 2s. for horse and vehicle.
 5. The said licences shall not be transferable, and only be used by the persons to whom they are issued.
 6. That all councils share *pro ratâ* in fees obtained for same.
 7. That no licence be issued to any alien except on proof that such alien has resided in the State of Victoria for a period of two years prior to the application for same.

On the motion of Mr. Prendergast, the House ordered that the Standing Orders be suspended so as to allow the Petition to be read.

The Petition was read by the Clerk.

Ordered to lie on the Table.

The following Petitions, praying that the House will see that justice is done by having the whole time worked by the locomotive enginemen paid for, and that the week's work, as far as practicable, be confined to 48 hours, were presented :—

By Mr. Fairbairn—

From certain locomotive engine-drivers and firemen of the Victorian Railways in the Melbourne district.

By Mr. Bailes—

From certain locomotive engine-drivers and firemen of the Victorian Railways in the Bendigo district.

By Mr. Elmslie—

From certain locomotive engine-drivers and firemen of the Victorian Railways in the Melbourne district.

By Mr. Graham—

From certain locomotive engine-drivers and firemen of the Victorian Railways in the Benalla district.

By Mr. Levien—

From certain locomotive engine-drivers and firemen of the Victorian Railways in the Geelong district.

On the motion of Mr. Fairbairn, the House ordered that the Standing Orders be suspended so as to allow the Petition presented by him to be read.

The Petition was read by the Clerk.

Severally ordered to lie on the Table.

(500 copies.)

3. PAPERS.—Mr. Murray presented, by command of His Excellency the Governor—

Land Act 1901 (Parts I. and II.).—Report of Proceedings taken under the Provisions of, during the year ending 31st December, 1903.

Ordered to lie on the Table.

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

Water Acts—

Campaspe Irrigation and Water Supply Trust.—Excision of Land from Trust District.—Order in Council.

Leaghur and Meering Irrigation and Water Supply Trust.—General Rate.—Rating Regulation.

Rodney Irrigation and Water Supply Trust.—General Rate.—Rating Regulation No. 25.

4. ADJOURNMENT.—Mr. Bent moved, pursuant to *amended* notice, That the House, at its rising, adjourn until Wednesday next, at half-past one o'clock.

Question—put and resolved in the affirmative.

5. HOUR OF MEETING ALTERED AND FRIDAY SITTING.—Mr. Bent moved, by leave, That half-past one o'clock be the hour of meeting on Thursday next, and that Friday next be an additional sitting day, on which day the House shall meet at half-past one o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

6. SUPPLY.—ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply certain resolutions, which were read and are as follow :—

Resolved—That the following sums be granted to His Majesty to defray the charges for the year 1904-5 for the several services hereunder specified, in addition to the several sums already voted in this present Session of Parliament for such services, viz. :—

VI.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION NO.	£	£
55. Survey, Land Settlement, and Management of Crown Lands...	39,585	
56. Public Parks, Gardens, and Reserves	2,352	
57. Botanical and Domain Gardens	4,421	
58. Extirpation of Rabbits and Wild Animals	9,610	
59. Village Settlements and Labour Colonies... ..	530	
60. Miscellaneous	773	
		57,271

VII.—COMMISSIONER OF PUBLIC WORKS.

61. Public Works	19,053	
62. Ports and Harbors, Immigration, and Fisheries	20,711	
63. Victorian Railways	1,172	
64. Miscellaneous	725	
65. Works and Buildings	68,538	
66. Road Works and Bridges	16,850	
		127,049

VIII.—MINISTER OF MINES.

67. Mines	13,753	
68. Testing Plants	1,660	
69. Boring for Gold, Coal, &c.	6,250	
70. Miscellaneous	3,835	
		25,498

IX.—MINISTER OF WATER SUPPLY.

71. Water Supply	6,589	
72. Waterworks in Country Districts, &c.	1,000	
73. Coliban, Geelong, National, and other Works	11,200	
		18,789

X.—MINISTER OF AGRICULTURE.

74. Agriculture and Industries	5,408	
75. Diseases in Stock	5,795	
76. Vegetation Diseases	2,844	
77. Maffra Beet Sugar Factory	370	
78. Technical Agricultural Education	8,832	
79. State Forests and Nurseries	10,840	
80. Viticulture Industry	1,823	
81. Development of Export Trade	1,320	
82. Grants	2,258	
83. Miscellaneous	23,269	
		62,759

And, after debate, the said resolutions were read a second time and agreed to by the House.

7. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had come to a certain resolution.
Ordered—That the Report be received on Wednesday next.
Mr. Craven 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 Wednesday next, again resolve itself into the said Committee.
8. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The following Order of the Day was read and discharged:—
Water Acts Consolidation and Amendment Bill—Consideration of Report.
Mr. Swinburne moved, That this Bill be now recommitted to a Committee of the whole House for reconsideration.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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 next, again resolve itself into the said Committee.
9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day Nos. 4 to 18 inclusive be postponed until Wednesday next.
10. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fifty minutes past ten o'clock, adjourned until Wednesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

WEDNESDAY, 2ND NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. HOUR OF MEETING ALTERED.—Mr. Bent moved, by leave, That the House, at its rising to-morrow, adjourn until five o'clock on Friday next.
Question—put and resolved in the affirmative.
3. PETITIONS.—The following Petitions, praying that the House will see that justice is done by having the whole time worked by the locomotive enginemmen paid for, and that the week's work, as far as practicable, be confined to 48 hours, were presented :—
By Mr. Hannah—
From certain locomotive engine-drivers and firemen of the Victorian Railways in the Stawell district.
By Mr. Keogh—
From certain locomotive engine-drivers and firemen of the Victorian Railways in the Traralgon district.
Severally ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 2 be postponed until after No. 3.
5. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Deputy-Speaker resumed the Chair; Mr. Bromley 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.—ESTIMATES FOR 1904-5.—Mr. Bromley reported from the Committee of Supply a certain resolution, which was read and is as follows :—
Resolved—That the following sum be granted to His Majesty to defray the charges for the year 1904-5 for the service hereunder specified, in addition to the several sums already voted in

XI.—MINISTER OF HEALTH.	
DIVISION No.	
84. Public Health	£
	12,759

And the said resolution was read a second time and agreed to by the House.
And the said resolution was read a second time and agreed to by the House.
7. ORDER OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the Order of Business on Wednesday be suspended for this evening, so as to allow Government Business to be proceeded with during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.
8. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Deputy-Speaker resumed the Chair; Mr. Bromley reported that the Committee had made progress, 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. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Deputy-Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act for Regulating the Sale of Coal and Firewood*" without amendment.

Legislative Council,
Melbourne, 2nd November, 1904.

H. J. WRIXON,
President.

10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 to 18 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.

11. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

THURSDAY, 3RD NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ATTACK BY RUSSIAN BALTIC FLEET ON BRITISH FISHERMEN.—Mr. Bent moved, by leave, That this House do agree to the following resolution:—

We, the Legislative Assembly of Victoria, in Parliament assembled, desire to express the strong sympathy of the people of Victoria with the sufferers from the late unprovoked and outrageous attack made by the Russian Baltic Fleet on the fishing boats at the Dogger Bank, and assure the British Government that its promptitude in asserting the honour of the Empire in the matter meets with the unanimous approval of this State.

Debate ensued.

Question—put and unanimously resolved in the affirmative.

Mr. Bent moved, by leave, That this House do agree to the following Address to His Excellency the Governor:—

MAY IT PLEASE YOUR EXCELLENCY:

We, the Legislative Assembly of Victoria, in Parliament assembled, respectfully request that Your Excellency will be pleased to communicate, by cable, to the Principal Secretary of State for the Colonies, the accompanying resolution with reference to the recent attack by the Russian Baltic Fleet upon British fishermen.

Question—put and resolved in the affirmative.

Ordered—That the foregoing Resolution and Address be transmitted to the Legislative Council and their concurrence desired therein.

3. LAND-HOLDERS ON WHITFIELD TO MAHAIKAH RAILWAY ROUTE.—Mr. Bowser moved, pursuant to amended notice, That there be laid before this House a return showing—

1. The names of holders of land on each side of the proposed narrow-gauge railway from Whitfield to Mahaikah.
2. The names of holders who have, in reply to the circular of the Commissioner of Crown Lands and Survey, surrendered portion of their land, and the area surrendered in each case.
3. The area of first and second class land forfeited since 1890 now held by the Crown and available for closer settlement.
4. A separate list of those holders, if any, who have been asked and have refused to surrender land.

Question—put and resolved in the affirmative.

4. PAPERS.—Mr. Bent presented, by command of His Excellency the Governor—Charitable Institutions.—Report of Inspector for the year ended 30th June, 1904.

Ordered to lie on the Table.

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

Electric Light and Power Act 1896—Report respecting Applications and Proceedings under, for the year 1903.

Exhibition Trustees.—Report of Proceedings and Statement of Income and Expenditure for the year ended 30th June, 1904.

Public Service Act 1890—

Regulations.—Classification of Professional Division.—Additional Classes.

Regulations.—Classification of Professional Division.—Department of Mines.

Savings Banks.—Statements and Returns for the year ended 30th June, 1904.

(500 copies.)

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 14 inclusive be postponed until after No. 15.
6. **ST. KILDA ABATTOIRS RESERVE REVOCATION BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
7. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
8. **WATER ACTS CONSOLIDATION AND AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with further amendments.
Mr. Swinburne moved, That this Bill be now re-recommended to a Committee of the whole House for the reconsideration of clauses 1, 2, 5, 6, 12A, 18, B, 36, 44, 48, 49, 51, 54, 56A, 63, 131, 138, 162, 164, 167, 216, 219, 220, 221, 223, 229, 246, 259, 259A, 282, G, 337, 356, 359, and new clauses.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven 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.
9. **MESSAGES FROM THE LEGISLATIVE COUNCIL.**—Mr. Speaker announced the receipt of the following Messages from the Legislative Council:—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have concurred with the Legislative Assembly in adopting the Resolution of sympathy with the sufferers from the late unprovoked and outrageous attack made by the Russian Baltic Fleet on the fishing boats at the Dogger Bank, and with the Address to the Governor requesting His Excellency to communicate, by cable, such Resolution to the Principal Secretary of State for the Colonies, and that they have filled up the blanks in the said Resolution and Address with the words "Legislative Council and the."
Legislative Council,
Melbourne, 3rd November, 1904.
H. J. WRIXON,
President.
- 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 One hundred pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five*" without amendment.
Legislative Council,
Melbourne, 3rd November, 1904.
H. J. WRIXON,
President.
- MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend Part IV. of the Tramways Act 1890,*" including the amendment made in the said Bill by the Legislative Assembly which was suggested by the Legislative Council.
Legislative Council,
Melbourne, 3rd November, 1904.
H. J. WRIXON,
President.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1, 3 to 14 inclusive, and Nos. 16 and 17, and Orders of the Day, General Business, Nos. 1 and 2, 4 to 8 inclusive, and Nos. 10 to 22 inclusive, be postponed until Tuesday next, and No. 3 until after No. 9.
11. **RETAIL SHOPS LIMITING BILL.**—The Order of the Day for the second reading of this Bill having been read—Mr. Speaker said—This Bill is out of order and must be discharged from the Notice Paper. The Bill should have been initiated on a resolution from a Committee of the whole House.
Ordered—That the said Bill be withdrawn.

12. LICENCE-FEES FOR RETAIL SHOPS.—Mr. Bent moved, by leave, That this House do now resolve itself into a Committee of the whole to consider the licence-fees to be charged to every shopkeeper who is the owner of or who has any share in the control or profits of any business which is carried on in more than two shops for every shop in excess of two.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day—

Mr. Craven reported from a Committee of the whole House to the following resolution :—

Resolved—That the following licence-fees be chargeable to every shopkeeper who is the owner of or who has any share in the control or profits of any business which is carried on in more than two shops, viz. :—

For every shop in excess of two, per annum £10.

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

Ordered—That Mr. Colechin and Mr. Beard do prepare and bring in a Bill to carry out the foregoing resolution.

13. RETAIL SHOPS LIMITING BILL (No. 2).—Mr. Colechin then brought up a Bill intituled “*A Bill to limit the number of Retail Shops controlled by one Proprietary or Company*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Wednesday next.

14. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until Tuesday next.
Question—put and resolved in the affirmative.

15. HOUR OF MEETING ALTERED.—Mr. Bent moved, by leave, That the hour of meeting on Wednesday and Thursday next be half-past one o'clock.
Question—put and resolved in the affirmative.

16. LIMITATION OF BUSINESS—SUSPENSION OF SESSIONAL ORDER.—Mr. Gaunson moved, by leave, That the Sessional Order limiting the time for calling on fresh business be suspended for this evening, so as to allow Order of the Day, General Business, No. 3 to be proceeded with.
Question—put and resolved in the affirmative.

17. PUBLIC SERVICE ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Gaunson moved, That this Bill be now read a second time.
Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven 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 next, again resolve itself into the said Committee.

18. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at forty-eight minutes past ten o'clock, adjourned until Tuesday next.

THOS. G. WATSON,
Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

TUESDAY, 8TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ILLNESS OF THE CLERK OF THE ASSEMBLY.—Mr. Speaker having announced that the Clerk of the Assembly was unable through illness to attend the meetings of the Assembly—
Mr. Bent moved, by leave, That the Clerk-Assistant do perform the duties of the Clerk of the Assembly during his absence, and do take his chair at the Table.
Question—put and resolved in the affirmative.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

*Governor of Victoria.**Message No. 30.*

The Governor informs the Legislative Assembly that he, in accordance with the Joint Address presented to him by the Clerk of the Parliaments, communicated, by cable, on the 3rd instant, to the Principal Secretary of State for the Colonies, the Resolution passed by the Legislative Council and the Legislative Assembly, with reference to the recent attack by the Russian Baltic Fleet upon British fishermen, and that the Governor has this day received a telegraphic despatch in reply thereto, as follows :—

“ Please convey thanks of His Majesty’s Government to the Legislative Council and the Legislative Assembly for Resolutions of sympathy and support regarding the North Sea disaster.”

State Government House,
Melbourne, 7th November, 1904.

4. PAPERS.—Mr. Bent presented, by command of His Excellency the Governor—
Butter Industry Commission.—Progress Report of the Royal Commission on the Butter Industry on Open Markets, Grading, Temperatures, Ocean Freights, Butter for Export, Home Separator, Treatment of Cream, Brands, Cool Stores, and Trucks; with Summary of Recommendations and Appendix.
Mr. Swinburne presented—
Geelong and Coliban Waterworks—Interest and Sinking Fund.—Return to an Order of the House, dated 26th October, 1904, for a return showing the rate per cent., and the amount of interest and sinking fund, paid by the Geelong and Coliban Waterworks for the last three years; also the total arrears of interest due in each case.
Severally ordered to lie on the Table.
The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Acting Clerk :—
Public Service Act 1901.—Copies of Papers in connexion with the Promotion of an Officer from the Fourth to the Third Class in the Law Department.
5. PETITION.—The following Petition, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, was presented :—
By Mr. Hunt—
From certain residents of the district of Strathbogie.
Ordered to lie on the Table.

6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled " *An Act relating to Duties payable under the Administration and Probate Acts* " without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 8th November, 1904.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled " *An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes*," and suggest that the Legislative Assembly amend the Bill as set forth in the annexed schedule.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 8th November, 1904.

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

1. Clause 7, line 36, after " from time to time " insert " during five years from the coming into operation of this Act."
2. Clause 10, insert the following new sub-clause :—
(2A) The total amount to be expended for private lands acquired by the Board under this Act shall not exceed the sums provided for in section seven of this Act.

Suggested amendment No. 1—

Mr. Murray moved, That this suggested amendment be made.

Debate ensued.

Question—put.

The House divided.

Ayes, 33.

Mr. Argyle,	Mr. Keogh,
Mr. Bent,	Mr. Kirkwood,
Mr. Bowser,	Mr. Langdon,
Mr. Boyd,	Mr. Levien,
Mr. E. H. Cameron,	Mr. Mackey,
Mr. J. Cameron,	Mr. Mackinnon,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Craven,	Mr. McKenzie,
Mr. Cullen,	Mr. McLeod,
Mr. Downward,	Mr. Morrissey,
Mr. Fairbairn,	Mr. Murray,
Mr. Gaunson,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Robertson.

Tellers.

Mr. Hunt,	Mr. Bailes,
Mr. Hutchinson,	Mr. Lawson.

Noes, 21.

Mr. Anstey,	Mr. Prendergast,
Mr. Beard,	Mr. Sangster,
Mr. Beazley,	Mr. Smith,
Mr. H. S. Bennett,	Mr. Solly,
Mr. Bromley,	Mr. Warde,
Mr. Colechin,	Mr. Watt,
Mr. Elmslie,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	
Mr. McGrath,	
Mr. McGregor,	
Mr. Outtrim,	

Tellers.

Mr. G. H. Bennett,
Mr. J. W. Billson.

And so it was resolved in the affirmative.

Suggested amendment No. 2—

Mr. Murray moved, That this suggested amendment be made.

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 have considered the Message of the Legislative Council suggesting that the Assembly make certain amendments in the said Bill, and that the Assembly have made the suggested amendments.

8. CHURCH OF ENGLAND LAW FURTHER AMENDMENT BILL.—Mr. Mackey obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled " *A Bill to further amend the Law relating to the Church of England in Victoria* " ; and the said Bill was read a first time, ordered to be printed, and read a second time on Thursday next.
9. EXECUTORS COMPANY'S ACT FURTHER AMENDMENT BILL.—Mr. Mackey obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled " *A Bill to further amend ' The Executors Company's Act ' "* ; and the said Bill was read a first time, ordered to be printed, and read a second time on Thursday next.

- 10. RAILWAYS LAWS FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
And, after debate—
Motion, by leave, withdrawn.
Mr. Bent moved, That the Order of the Day for the second reading of this Bill be discharged.
Question—put and resolved in the affirmative.
Ordered—That the said Bill be withdrawn.
- 11. RAILWAYS LAWS FURTHER AMENDMENT BILL (No. 2).—Mr. Bent, by leave, obtained leave, with Mr. Swinburne, to bring in a Bill intituled “ *A Bill to further amend the Laws relating to the Victorian Railways* ”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
- 12. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had come to certain resolutions.
Ordered—That the Report be received to-morrow.
- 13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 16 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.
- 14. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

WEDNESDAY, 9TH NOVEMBER, 1904.

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

2. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. Sangster rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The reply of the Honorable the Minister of Mines to the question asked on the 8th instant with reference to the tender accepted by his Department for five portable 5-head crushing batteries."

Mr. Speaker having ascertained that twelve Members approved of the proposed discussion—

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

Debate ensued.

And the discussion on the subject not having terminated at the expiration of two hours—

Mr. Bent moved, by leave, That the Standing Orders be suspended so as to allow the discussion to proceed.

Question—put and resolved in the affirmative.

Debate continued.

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

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Murray, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 31.

In accordance with the requirements of section 57 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 to authorize the Sale of certain Land reserved as a Site for a Race-course and other purposes of Public Recreation in the parish of Shepparton and for other purposes.

Government Offices,
Melbourne, 9th November, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

4. SHEPPARTON RACE-COURSE SITE SALE BILL.—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 31, having been read—On the motion of Mr. Murray, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill to authorize the Sale of certain Land reserved as a Site for a Race-course and other purposes of Public Recreation in the parish of Shepparton and for other purposes.

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

Ordered—That Mr. Murray and Sir Samuel Gillott do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Murray then brought up a Bill intituled "A Bill to authorize the Sale of certain Land reserved as a Site for a Race-course and other purposes of Public Recreation in the parish of Shepparton and for other purposes"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

5. VOTING BY POST ACTS CONTINUANCE BILL.—Mr. Mackey obtained leave, with Mr. Bent, to bring in a Bill intituled “*A Bill to continue the operation of the Voting by Post Acts for one Year*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
6. INFECTIOUS DISEASES HOSPITAL MAINTENANCE BILL.—Mr. Bent obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “*A Bill to provide for the Maintenance of the Queen’s Memorial Infectious Diseases Hospital by the Metropolitan Municipalities*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
7. STRATHMERTON AND TOCUMWAL RAILWAY.—Mr. Bent moved, pursuant to amended notice, That in the opinion of this House, it is expedient to construct a 5ft. 3in. line of railway from Strathmerton towards Tocumwal.
Question—put and resolved in the affirmative.
8. STRATHMERTON AND TOCUMWAL RAILWAY BILL.—Mr. Bent, by leave, obtained leave, with Sir Samuel Gillott, to bring in a Bill intituled “*A Bill to authorize the construction by the State of a Line of Railway from Strathmerton towards Tocumwal*”; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
9. SUPPLY.—ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply certain resolution, which was read and is as follows :—
Resolved—That the following sums be granted to His Majesty to defray the charges for the year 1904-5 for the several services hereunder specified, in addition to the several sums already voted in this present Session of Parliament for such services, viz. :—

XII.—MINISTER OF RAILWAYS.

DIVISION No.		£	£
85. Victorian Railways	.. .. .	1,091,251	
86. Miscellaneous	.. .. .	11,814	
		<hr/>	1,103,065

And, after debate, the said resolution was read a second time and agreed to by the House.

10. SUPPLY—ADDITIONAL ESTIMATES FOR 1904-5.—Mr. Craven reported from the Committee of Supply a certain resolution, which was read and is as follows :—
Resolved—That the following sum be granted to His Majesty to defray the charges for the year 1904-5 for the several services hereunder specified, in addition to the sum already voted in this present Session of Parliament for such services, viz. :—

I.—CHIEF SECRETARY.

DIVISION No.		£
15. Public Library, Museums, and National Gallery	.. .. .	400

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 15 inclusive be postponed until after No. 16.
12. WAYS AND MEANS.—The House, according to Order, resolved itself into the Committee of Ways and Means.
Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.
Mr. Craven reported from the Committee of Ways and Means the following resolution :—
Resolved—That towards making good the Supply granted to His Majesty for the service of the year ending on the 30th June, 1905, the sum of £2,228,169 be granted out of the Consolidated Revenue of Victoria.
And the said resolution was read a second time and agreed to by the House.
Ordered—That Mr. Bent and Mr. Swinburne do prepare and bring in a Bill to carry out the foregoing resolution.
13. APPROPRIATION BILL.—Mr. Bent then brought up a Bill intituled “*A Bill to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand nine hundred and five and to appropriate the Supplies granted in this Session of Parliament*”; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
14. INCOME TAX 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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes,*" and acquaint the Legislative Assembly that the Legislative Council do not insist on disagreeing with some of the amendments made and insisted on by the Legislative Assembly, have agreed to some of the amendments of the Legislative Assembly on the amendments of the Legislative Council, and have agreed to others of the said amendments with amendments, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 9th November, 1904.

Ordered—That the said Message be taken into consideration to-morrow.

16. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to further amend the Mines Acts,*" and acquaint the Legislative Assembly that the Legislative Council do not insist on some of their amendments disagreed with by the Legislative Assembly, do insist on others, and have agreed to the amendments of the Legislative Assembly on certain amendments of the Legislative Council, and have made further amendments, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 9th November, 1904.

Ordered—That the said Message be taken into consideration to-morrow.

17. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for vesting certain Land on the south of the Yarra Yarra River in the Board of Land and Works and the City of Melbourne jointly for the purposes of a Public Park,*" 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.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 9th November, 1904.

Ordered—That the said amendment be printed, and taken into consideration to-morrow.

18. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments (including the amendments made in the said Bill by the Legislative Assembly which were suggested by the Legislative Council), with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 9th November, 1904.

Ordered—That the said amendments be printed, and taken into consideration to-morrow.

19. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 15 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.

20. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 56.

THURSDAY, 10TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Bent presented—
Sexagenarians and Temporary Employés in State Service.—Return to an Order of the House, dated 20th October, 1904, for a return showing—
 1. The names of all sexagenarians at present in the service of the State, exclusive of Railway employés, their rates of pay, length of service, amount of pension (if any) entitled to, and the Department in which employed.
 2. The names of all temporary employés in the service of the State, exclusive of Railway employés, their rates of pay, length of time employed, Department in which employed, and the position held by each.

Ordered to lie on the Table.
3. FACTORIES AND SHOPS ACT 1903 AMENDMENT BILL.—Sir Samuel Gillott obtained leave, with Mr. Mackey, to bring in a Bill intituled "*A Bill to amend section twenty-five of the 'Factories and Shops Act 1903'*"; and the said Bill was read a first time, ordered to be printed, and read a second time on Tuesday next.
4. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
5. CLOSER SETTLEMENT 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, the said amendments were read and are as follow :—
 1. Clause 4, line 36, after "vacancy in the Board" insert "not exceeding three months."
 2. " sub-clause (7), page 3, line 16, after "Board" insert "who shall be appointed and removed in accordance with the provisions of the Public Service Acts and."
 3. Clause 9, line 20, after "time to time" insert "on the certificate of the Board."
 4. Clause 15, line 25, after "Minister" insert "having regard to what Crown land is available for the purpose."
 5. " line 30, before "the suitability" insert "what Crown land is available and as to."
 6. Clause 16, line 32, omit "he thinks fit" and after "may" in the same line insert "be reasonably necessary."
 7. Clause 17, page 8, line 5, at end of line add "and also the improvements thereon."
 8. Clause 21, page 9, line 4, omit "thereupon" and insert "within thirty days if Parliament be then in session or if Parliament be not then in session within thirty days after the commencement of the next session."
 9. Clause 22, line 16, omit "one person only" and insert "the joint owners in such a way as they may decide providing the area selected shall not exceed Ten thousand pounds in value."
 10. Clause 22, after sub-clause (5) insert new sub-clause—
(5*) If the owner of the said land shall allege that his income from the said land has been prejudicially affected by prolonged interference with his business he shall be entitled to such compensation as shall be decided by the Compensation Court hereinafter referred to if the owner and the Board cannot agree upon the amount thereof.
 11. Clause 26, line 42, omit "one hundred days" and insert "six months."
 12. Clause 30, at end of sub-clause (1) add "and all improvements and buildings thereon."
 13. Clause 37, line 30, after "possible" add "but paying the owner for whatever damage may be done to him in respect of his occupancy of the said land by the exercise of the powers hereby given."
 14. " transpose sub-clause (d) to follow sub-clause (f).
 15. " page 15, lines 12-14, omit "or take any crop or other produce from any part thereof."

16. Clause 38, line 28, omit "Part IV. of the *Land Act* 1901" and insert "Part III. of the *Land Act* 1898 or the *Brunswick Lands Purchase Act* 1900."
17. Clause 39, omit sub-clause (4) and insert "(4) Unless otherwise expressly provided in this Act every person employed by the Board shall be subject to and shall be appointed and removed in accordance with the provisions of the Public Service Acts."
18. Clause 45, line 15, omit "a farm" and insert "an agricultural."
19. " line 16, omit "a farm" and insert "an agricultural."
20. Clause 47, page 20, line 38, after "exceed" insert "sixty per centum of."
21. Clause 48, line 20, omit "for allotments."
22. " sub-clause (a), at end of sub-clause add "and."
23. " sub-clause (b), line 30, omit "or" and insert "and not more than."
24. Clause 49, line 34, omit "for allotments."
25. Clause 51, line 16, omit "shall be repaid by the lessee in" and insert "together with interest thereon at the rate of Five per centum per annum shall be repayable by."
26. Clause 52, sub-clause (2), line 24, omit "the Board to permit."
27. " sub-clause (2), lines 25-6, omit "any public officer appointed for the purpose by" and insert "the Secretary to."
28. Clause 53, sub-clause (1) (a), line 34, omit "to."
29. Clause 57, line 10, omit "blocks" and insert "areas."
30. " line 15, omit "block" and insert "area."
31. Clause 60, line 35, omit "Two" and insert "Four."
32. Clause 66, sub-clause (1), line 33, after "under" insert "Part III. of the *Land Act* 1898 or the *Brunswick Lands Purchase Act* 1900."
33. Clause 67, line 19, after "reside" insert "as hereinbefore provided."
34. Clause 69, lines 43-48, omit "and no licence issued for premises situated outside such boundaries shall authorize the sale within such boundaries of intoxicating liquor by any form of agency or in any way whatsoever, and any person convicted of selling intoxicating liquor in contravention of this section shall be subject to the penalties provided for selling liquor without a licence."

Insert the following new Clauses :—

35. To follow Clause 5—

A. Where persons resident in any part of Victoria desire to acquire the whole of any block of private land in the vicinity of their holdings and have entered into a provisional Agreement with the owner for the purchase thereof the Board if it approves of the terms of such Agreement may with the consent of the Governor in Council ratify and adopt the same and may for the purposes of closer settlement acquire and take for the Crown the land included in such Agreement and may dispose of the same under this Act. In such case the persons who so entered into such provisional Agreement shall have a preferential right to a selection of the whole block in such portions as may be provided in said Agreement not exceeding in extent the area or value prescribed by this Act and in other respects shall be subject to the provisions of this Act.

Power to ratify agreements between residents and the owners of private land.

36. To follow Clause 30—

B. Where money has prior to the passing of this Act been *bonâ fide* lent on the sole security by way of mortgage or incumbrance of any land to be purchased under this Act no less sum shall without the consent of the mortgagee be paid as purchase money for such land than the amount of the money so lent with interest thereon owing at the time of such purchase.

Sum to be paid for land bought subject to mortgage.

37. Schedule, after "Part IV." add "except so far as relates to swamp and reclaimed lands."

And the said amendments were read a second time.

And, after debate—

Amendments 1 to 8 inclusive agreed to.

Amendment 9 disagreed with.

Amendment 10 disagreed with, but the following consequential amendment made, viz.:—In clause 22, after sub-clause (5), add the following new sub-clause:—"or (6) At any time within twelve months after the date of the Board's notification if Parliament refuses to affirm that it is desirable to acquire the land compulsorily the said restrictions on the disposition of the land shall cease to have effect."

Amendment 11 disagreed with, but the following consequential amendment made, viz. :—In clause 26, line 42, omit "one hundred" and insert "one hundred and fifty."

Amendment 12 disagreed with.

Amendments 13 to 17 inclusive agreed to.

Amendment 18 disagreed with.

Amendments 19 to 30 inclusive agreed to.

Amendment 31 agreed to with the following amendment, viz. :—Omit "Four" and insert "Three."

Amendments 32 to 34 inclusive agreed to.

Amendments 35 and 36 disagreed with.

Amendment 37 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 amendments made by the Legislative Council, have disagreed with others, have agreed to one of the said amendments with an amendment, and have disagreed with two of the said amendments but have made consequential amendments, with which they desire the concurrence of the Legislative Council.

6. MINES ACTS FURTHER AMENDMENT BILL.—The Order of the Day for the consideration of the Message from the Legislative Council acquainting the Legislative Assembly that they do not insist on some of their amendments disagreed with by the Legislative Assembly in this Bill, do insist on others, and have agreed to the amendments of the Legislative Assembly on certain amendments of the Legislative Council, and have made further amendments, having been read, the said amendments were read and are as follow :—

- | Amendments of the Legislative Council. | How dealt with. |
|--|--|
| 38. Clause 53, line 5, after "occurred" insert "any person authorized in writing by the owner of the mine." | Disagreed with by Assembly and insisted on by Council. |
| 43. Clause 60, after sub-clause (2) insert new sub-clause :—
(2A) The business of sluicing dredging hydraulic or other mining operations shall not be carried on without the permit of the Minister after a report by the Board to the Minister. Every person carrying on such business at the commencement of this Act shall within thirty days after the notice in the <i>Government Gazette</i> of the appointment of such Board apply to the Minister for a permit to carry on such business: And nothing in this Act contained shall prevent any such person from continuing to carry on such business from the commencement of this Act until the Minister shall have granted or refused to grant a permit; and the Minister may in his discretion grant a temporary permit to any such person for such period as may in the opinion of the Minister be reasonably required to enable such person to comply with any order of the Minister. | Disagreed with by Assembly and insisted on by Council, but with the following amendment, viz.:—Omit "other mining operations" and insert "any form of mining regulated by the Sludge Abatement Board." |
| 44. Clause 60, line 27, omit "board" and insert "Minister." | Disagreed with by Assembly and insisted on by Council, but with the following amendment in clause 60, viz.:—In line 27 omit "It shall be the duty of"; and after "Minister" in the amendment insert "may." |
| 45. Clause 60, after line 27, insert new sub-clause :—
(aa) to refuse to sanction or grant a permit for any sluicing dredging hydraulic or other mining operations which in the opinion of the Minister could not be carried on without serious contamination to any river stream water-course lake or reservoir not exempted from the operation of this section as hereinafter provided, or to any agricultural or grazing lands adjacent thereto. | Disagreed with by Assembly and insisted on by Council, with the following consequential amendment, viz.:—Omit from new sub-clause (aa) the word "to" where first occurring. |
| 46. Clause 60, after new sub-clause (aa) insert "(3A) It shall be the duty of the board——" | |
| 47. Clause 60, line 28, after "of" insert "serious contamination." | |
| 50. Clause 60, line 35, after "such" insert "serious contamination." | |
| 51. Clause 60, line 38, after "cause" insert "serious contamination." | |
| 54. Clause 60, line 42, after "such" insert "serious contamination." | |
| 55. Clause 60, page 32, line 5, after "may" insert "seriously contaminate." | Disagreed with by Assembly and insisted on by Council. |
| 61. Clause 60, page 32, line 18, after "board" insert "or without a permit as hereinbefore provided." | |
| 72. Clause 60, page 32, after sub-clause (6), insert new sub-clauses :—
(6A) Serious contamination means a contamination which in the opinion of the board would cause serious injury without amounting to pollution within the meaning of the last preceding sub-section. | |

And, after debate—

Amendment 38, disagreement not insisted on.

Amendments 43 to 47 inclusive, 50, 51, 54, 55, 61, and 72, disagreement insisted on.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not insist on disagreeing with one of the amendments made and insisted on by the Legislative Council, and do insist on disagreeing with others of the said amendments, with which they desire the concurrence of the Legislative Council.

7. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. Anstey rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, “To further discuss the statements made by the Honorable Member for Port Melbourne with reference to the non-acceptance of the lowest tender for the construction of batteries.”

Mr. Speaker having ascertained that twelve Members approved of the proposed discussion—

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

Debate ensued.

Question—put and negatived.

8. REAL PROPERTY BILL.—The Order of the Day for the consideration of the Message from the Legislative Council acquainting the Legislative Assembly that they do not insist on disagreeing with some of the amendments made and insisted on by the Legislative Assembly in this Bill, have agreed to some of the said amendments of the Legislative Assembly on the amendments of the Legislative Council, and have agreed to others of the said amendments with amendments, having been read, the said amendments were read and are as follow :—

Amendments made by the Legislative Assembly.

How dealt with.

2. Clause 1, sub-section (2), line 8, omit “March” and insert “November,” and, in line 9, omit “five” and insert “four.”

Disagreed with by Council.

Insisted on by Assembly, but the following further amendment made, viz. :—Clause 1, line 8, omit “first” and insert “fifteenth.”—Disagreement to omit “March” not insisted on by Council, but in place of “November” insert “January”; disagreement to omit “five” in line 9 insisted on; amendment to omit “first” in line 8 agreed to, but in place of “fifteenth” insert “thirty-first.”

53. After clause 22, insert the following new clauses :—

Foreclosure extinguishes right of action for mortgage debt. J. (1) On a decree judgment or order absolute for foreclosure the mortgagee and any person claiming through him shall be deemed to have taken the property mentioned in such decree judgment or order in full satisfaction of the money secured by the mortgage and unpaid and his right or equity to bring any action or to take other proceedings for the recovery of the said money from the debtor surety or other person shall be extinguished.

(2) In the case of mortgages of land under the *Transfer of Land Act* 1890 effected by instruments of mortgage under that Act “order absolute” includes an order for foreclosure under the hand of the Registrar when entered in the register book.

(3) This section shall have effect notwithstanding any stipulation to the contrary.

Agreed to by Council with the following amendments, viz. :—At end of sub-clause (1) add “and the right or equity of the mortgagor and of all persons claiming through or under him to redeem the said property shall also be extinguished”; in sub-clause (2) omit “effected by instruments of mortgage under that Act”

Agreed to by Assembly with the following amendment, viz. :—Omit “and of all persons claiming through or under him,” and the following consequential amendments made in clause J, viz. :—

Sub-section (1), lines 6 and 7, omit “and any person claiming through him.”

Sub-section (1), lines 12-13, omit “money secured by the mortgage and unpaid” and insert “mortgage debt.”

Sub-section (1), line 17, omit “said” and insert “mortgage.”—Agreed to by Council.

After sub-section (2) insert the following new sub-sections, viz. :—

(2A.) Nothing in this section shall be deemed to disentitle the mortgagee to obtain foreclosure of any other property over which he shall hold security by way of mortgage for the said money or part thereof as if this section had not been made law.—Agreed to by Council with the following amendment, viz. :—After “thereof” insert “or to put in force any provisions contained in the first mortgage in respect of such other property except the right to sue the mortgagor for the mortgage money.”

(2B.) This section applies to foreclosures obtained either before or after the passing of this Act save that where an action to recover the mortgage money is pending at the passing of this Act or where prior thereto a judgment has been obtained or a settlement or compromise made the rights of the parties shall not be affected by this section.—Agreed to by Council with the following amendments, viz. :—Omit “passing” wherever it occurs and insert “commencement”; after “save that where” insert “after foreclosure”; omit “thereto” and insert “to the passing of this Act”; after “rights” insert “and liabilities”; before “parties” insert “respective.”

Amendment 2, amendments of Legislative Council, agreed to.

Amendment 53, sub-section (2A), amendments of Legislative Council disagreed with.

” ” sub-section (2B), amendments of Legislative Council agreed to with the following amendment :—Omit “passing” in the third last line and insert “commencement.”

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 made by the Legislative Council on certain amendments of the Legislative Assembly, have disagreed with one, and have agreed to one of the said amendments with a further amendment, with which they desire the concurrence of the Legislative Council.

9. ALEXANDRA PARK BILL.—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill having been read, the said amendment was read and is as follows:—

Schedule, omit “respectively occupied by the boat-sheds of W. Jeram, James Edwards and Sons, the Melbourne Rowing Club, the Mercantile Rowing Club, W. T. Greenland and Sons, the Banks Rowing Club, and the sites surveyed for the Yarra Yarra Rowing Club and the Melbourne University Boat Club, also the land occupied as a depôt by the Military Engineers, and also excluding such land as may be excised by Order of the Governor in Council published in the *Government Gazette*,” and insert “commencing at a point in the north side of the Alexandra-avenue, bearing south-east eight and one-half chains from the south-east corner of the Engineers’ Depôt; thence north-westerly, westerly, and south-westerly by the south side of the road forming the northern boundary of the Engineers’ Depôt aforesaid and the different boat sites near Prince’s-bridge to the production of the east side of Swanston-street; thence by the production of the east side of Swanston-street south-easterly to the north side of the Alexandra-avenue; thence by the north side of the Alexandra-avenue aforesaid south-easterly and easterly to the point of commencement.”

And the said amendment was read a second time and agreed to by the House.

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.

10. INCOME TAX BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

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

Mr. Bent moved, That this Bill be now recommitted to a Committee of the whole House for the re-consideration of clause 8.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with further amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

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. Bent, read a third time.

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

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 6 be postponed until after No. 7.

12. RAILWAYS LAWS FURTHER AMENDMENT BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven 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.

13. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

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

Mr. Swinburne moved, That this Bill be now again recommitted to a Committee of the whole House for the reconsideration of clauses 2, 5, 10, 16, C, 35, 54, 117, 259, and 259A.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven 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.

14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 8 to 24 inclusive, and the Orders of the Day, General Business, be postponed until Tuesday next.

And then the House, at forty-two minutes past ten o’clock, adjourned until Tuesday next.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

TUESDAY, 15TH NOVEMBER, 1904.

1. The House 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. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 32.

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

- “ *An Act to amend the Law relating to the Renewal of Licences and for other purposes.* ”
 “ *An Act to amend the Law relating to the Sale of Artificial Manure.* ”
 “ *An Act for the Removal of Doubts with regard to the Validity of the practice of the Office of Tiles relating to the Registration of certain Instruments and for other purposes.* ”
 “ *An Act for Regulating the Sale of Coal and Firewood.* ”
 “ *An Act to amend Part IV. of the ‘ Tramways Act 1890.’* ”
 “ *An Act to apply out of the Consolidated Revenue the sum of One hundred pounds to the service of the year One thousand nine hundred and four and One thousand nine hundred and five.* ”
 “ *An Act relating to Duties payable under the Administration and Probate Acts.* ”

Government Offices,
Melbourne, 8th November, 1904.

3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,
Governor of Victoria.

Message No. 33.

In accordance with the requirements of section 57 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 relating to certain Surplus Revenue.

Government Offices,
Melbourne, 15th November, 1904.

Ordered to lie on the Table, and to be taken into consideration in Committee of the whole House this day.

4. SURPLUS REVENUE BILL (No. 2).—The Order of the Day for the consideration in Committee of the whole House of His Excellency the Governor's Message, No. 33, having been read—On the motion of Mr. Bent, Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair ; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported that the Committee had agreed to the following resolution :—

Resolved—That it is expedient that an Appropriation be made from the Consolidated Revenue for the purposes of a Bill relating to certain Surplus Revenue.

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

Ordered—That Mr. Bent and Sir Samuel Gillott do prepare and bring in a Bill to carry out the foregoing resolution.

Mr. Bent then brought up a Bill intituled “ *A Bill relating to certain Surplus Revenue* ” ; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.

5. PAPERS.—Sir Samuel Gillott presented, by command of His Excellency the Governor—
Aborigines.—Fortieth Report of the Board for the Protection of the Aborigines.

Ordered to lie on the Table.

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

University Act 1890.—Report of the Proceedings of the University of Melbourne, from 31st July, 1903, to 31st July, 1904 ; together with a Statement of Accounts for the year 1903.

Victorian Railways.—Report of the Victorian Railways Commissioners for the quarter ending 30th September, 1904.

6. ORDER OF BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order fixing the order of business on Wednesday in each week be suspended for to-morrow, so as to allow Government Business to be proceeded with during the whole of the sitting.
Debate ensued.
Question—put and resolved in the affirmative.
7. HOUR OF MEETING ALTERED AND FRIDAY SITTING.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until half-past two o'clock to-morrow, that half-past two o'clock be the hour of meeting on Thursday next, and that Friday next be an additional sitting day, on which day the House shall meet at half-past two o'clock.
Question—put and resolved in the affirmative.
8. LIMITATION OF BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order limiting the time for calling on fresh business be suspended for the remainder of the Session so far as Government Business is concerned.
Question—put and resolved in the affirmative.
9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 5 inclusive be postponed until after No. 6.
10. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the further reconsideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair ; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with further amendments.
Ordered—That the Bill, as further amended, be printed and taken into consideration to-morrow.
11. APPROPRIATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Bent, read a third time.
Mr. Prendergast moved, That the following words be inserted at the end of Division 85, Minister of Railways :—“ That, in the opinion of this House, eight hours should be recognised as a day's labour in the service of the Railways Department.”
Debate ensued.
Motion, by leave, withdrawn.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
12. ST. KILDA AND BRIGHTON ELECTRIC TRAMWAY BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Mr. Bent moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
13. ORDER OF THE HOUSE RESCINDED.—Mr. Bent moved, by leave, That the Order of the House appointing the second reading of the Melbourne Tramways Trust Investments Bill for this day be read and rescinded, and that the second reading of the said Bill be made an Order of the Day, Government Business, for to-morrow.
Question—put and resolved in the affirmative.
14. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 3 to 5 inclusive, and Nos. 7 to 21 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.
15. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

And then the House, at fifty minutes past ten o'clock, adjourned until to-morrow.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 58.

WEDNESDAY, 16TH NOVEMBER, 1904.

- 1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
- 2. ILLNESS OF THE CLERK OF THE LEGISLATIVE ASSEMBLY, MR. T. G. WATSON, AND THE CHIEF OF THE "HANSARD" STAFF, MR. E. B. LOUGHRAN.—

Mr. Bent said—I desire, by leave of the House—and I am sure I shall have the leave of the whole Chamber and the cordial concurrence of the Leader of the Opposition—to express our great sorrow at the serious illness of our Clerk, Mr. Watson.

Sir Alexander Peacock.—Hear, hear ; I am very glad you are doing it.

Mr. Bent.—Mr. Watson is not the Clerk of the Government, but the Clerk of this House—a public officer who is at all times kind and courteous, and ready and willing to give information to Honorable Members on each side of the Chamber.

Sir Alexander Peacock.—We have never had his equal.

Mr. Bent.—I regret very much—and I mean it when I say it—the illness that has overtaken him. I have heard that he is a little better to-day, but still he is very ill indeed, and I think it will not be out of place if I ask the House to allow me to offer these expressions of sympathy, so that we may put on the Records of the House the sorrow we feel in his illness.

Mr. Prendergast.—I heartily support, and at the same time regret the necessity for, the Premier's expressions of sympathy with the Clerk of this House, Mr. Watson, in his unfortunate illness. I would like the honorable gentleman to add the name of another officer, the Chief Reporter of the *Hansard* Staff, Mr. Loughran, who has been ill for a considerable time past.

Mr. Bent.—I will do so.

Mr. Prendergast.—I am quite satisfied that both these officers have done their duty to Honorable Members, irrespective of party, in this House, and the anxiety and eagerness with which they have served the Members of this Chamber is probably one of the reasons that account for their illness.

Mr. Mackinnon.—I should like to just say that we in the Opposition Corner appreciate the services of Mr. Watson very much indeed. His courtesy and kindness to anybody who has gone to him with a difficulty are well known to most Honorable Members. Mr. Watson has come through as trying a time as any man occupying such a position could well have come through. I feel that this House is to a large extent to blame for having worked a man who is so very willing, energetic, and highly strung as Mr. Watson, in the way he has been worked. I do not know that we could praise Mr. Watson too highly, either as an officer of the State or as a gentleman in his office.

Mr. Beazley.—I regret very much the illness of our Clerk, Mr. Watson, and also of the Chief of the *Hansard* Staff. I desire to say that I absolutely concur in the remarks which have been made. I should like to say with reference especially to Mr. Watson that I have been for so many years in close association with him that I deeply regret his present illness, and I join with other Honorable Members in hoping that he will speedily recover. I know how hard he works, how faithful he is in the performance of his duties, and what ability he has always displayed. For some time past I have felt that he has been upon the brink of a breakdown through the excessive work he has performed. I think it is only right that the public should know the work which Mr. Watson is doing. Honorable Members themselves know something of that work, but it is only those like yourself, Mr. Speaker, or myself, who know to the full extent the amount of work which Mr. Watson does. I am sure I am only expressing the opinions of Honorable Members all round the Chamber when I say that while we hope for his speedy recovery, we also hope that he will take a long holiday in order to fully establish his health and strength, so that he may come back to us with renewed vigour to resume the performance of those duties which he has so faithfully performed in the past.

Mr. Bent moved, That the remarks of Honorable Members be entered on the Records of the House.

Question—put and resolved in the affirmative.

3. PAPER.—Mr. Murray presented—

Land-holders on Whitfield to Mahaikah Railway Route.—Return to an Order of the House, dated 3rd November, 1904, for a return showing—

1. The names of holders of land on each side of the proposed narrow-gauge railway from Whitfield to Mahaikah.
2. The names of holders who have, in reply to the circular of the Commissioner of Crown Lands and Survey, surrendered portion of their land, and the area surrendered in each case.
3. The area of first and second class land forfeited since 1890 now held by the Crown and available for closer settlement.
4. A separate list of those holders, if any, who have been asked and have refused to surrender land.

Ordered to lie on the Table.

4. WATER SUPPLY SPECIAL FUNDS APPLICATION BILL.—Mr. Bent obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to sanction the issue and application of certain Money available under the 'Country Tramways Trust Fund Act 1904' for Water Supply in Country Districts*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. RAILWAYS SPECIAL FUNDS APPLICATION BILL.—Mr. Bent obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to sanction the issue and application of certain Money available under the 'Country Tramways Trust Fund Act 1904' for Railways and other purposes*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
6. RAILWAY LOAN APPLICATION BILL.—Mr. Bent obtained leave, with Mr. Swinburne, to bring in a Bill intituled "*A Bill to sanction the issue and application of certain Money available under Loan Acts for Railways*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
7. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
8. WATER ACTS CONSOLIDATION AND AMENDMENT BILL.—The Order of the Day for the consideration of the Report having been read—Mr. Swinburne moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.
Question—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—
Mr. Swinburne moved, That this Bill be now read a third time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a third time.
On the motion of Mr. Swinburne, the House, after debate, agreed to the following amendment in this Bill :—
Clause 259, line 36, omit "shall" and insert "may."
Mr. Swinburne moved, That the Acting Clerk be authorized to make the necessary consequential amendments of the numbers of the sections referred to in clause 1, and also other consequential amendments.
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 3.
10. RAILWAYS LAWS FURTHER AMENDMENT BILL (No. 2).—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments.
Ordered—That the Bill, as amended, be printed and taken into consideration to-morrow.
11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 4.
12. VOTING BY POST ACTS CONTINUANCE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Mackey moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Mackey, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 5 to 17 inclusive be postponed until after No. 18.

14. CHURCH OF ENGLAND LAW FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Speaker said—“In my opinion, this is a Private Bill.”
Mr. Mackey moved, by leave, That this Bill be treated as a Public Bill.
Question—put and resolved in the affirmative.
Mr. Mackey moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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. Mackey, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
15. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 and 5 to 9 inclusive be postponed until after No. 10.
16. LICENSING 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.
Sir Alexander Peacock moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
17. ST. KILDA AND BRIGHTON ELECTRIC TRAMWAY 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.
Mr. McGregor moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert in place thereof the words “the subject of the said Bill be referred to the Railways Standing Committee for consideration and report.”
And, after debate—
Question—That the words proposed to be omitted stand part of the question—put.
The House divided.

Ayes, 29.

Mr. Bent,	Mr. Kirkwood,
Mr. Bowser,	Mr. Livingston,
Mr. E. H. Cameron,	Mr. Mackey,
Mr. J. Cameron,	Mr. McCutcheon,
Mr. Carlisle,	Mr. McKenzie,
Mr. Cullen,	Mr. McLeod,
Mr. Downward,	Mr. Morrissey,
Mr. Duffus,	Mr. Murray,
Mr. Elmslie,	Mr. Robertson,
Mr. Forrest,	Mr. Sangster,
Mr. Gaunson,	Mr. Swinburne.
Sir Samuel Gillott,	
Mr. Gray,	
Mr. Harris,	<i>Tellers.</i>
Mr. Hunt,	Mr. Boyd,
Mr. Keogh,	Mr. Watt.

Noes, 16.

Mr. Beazley,	Sir Alexander Peacock,
Mr. G. H. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Holden,	Mr. Wilkins.
Mr. Irvine,	
Mr. McGregor,	<i>Tellers.</i>
Mr. Oman,	Mr. J. W. Billson,
Mr. Outtrim,	Mr. Hannah.

And so it was resolved in the affirmative.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

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. Bent moved, That this Bill be now read a third time.

Debate ensued.

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

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

18. STRATHMERTON TOWARDS TOCUMWAL RAILWAY BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Bent, read a third time.

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

19. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 6 to 9 inclusive, Nos. 11 to 17 inclusive, and No. 19 be postponed until to-morrow.

20. SHEPPARTON RACE-COURSE SITE SALE BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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.

21. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 21 and 22, and the Orders of the Day, General Business, be postponed until to-morrow.

22. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at forty minutes past ten o'clock, adjourned until to-morrow.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

THURSDAY, 17TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Speaker presented—
Finance, 1903-4.—The Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue and other Moneys, year ending 30th June, 1904; accompanied by the Report of the Auditor-General and by the Documents specified in the Fifty-first Section of the Audit Act.
Ordered to lie on the Table and to be printed.
3. PETITION.—The following Petition, praying that the House will give effect to the expressed wish of the electors of the State by introducing the Scripture lessons of the Royal Commission, to be taught in the State schools by the teachers within school hours to the children of such parents as desire it, and that for the purpose of making clear the sense of the electors who voted a complete analysis be made and published of the voting at the referendum on the question of religious instruction in State schools, was presented :—
By Mr. Kirkwood—
From certain residents of the district of Elmore and Goornong.
Ordered to lie on the Table.
4. NORTHERN SUBURBS CEMETERY BILL.—Mr. Murray, pursuant to notice given by Mr. Bent, obtained leave, with Mr. Bent, to bring in a Bill intituled "*A Bill to provide for the establishment of a Cemetery for the Northern Suburbs*"; and the said Bill was read a first time, ordered to be printed, and read a second time to-morrow.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 18 inclusive be postponed until after No. 19.
6. SHEPPARTON RACE-COURSE SITE SALE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
7. FACTORIES AND SHOPS ACT 1903 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time, Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair; Mr. Craven 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—
Sir Samuel Gillott moved, That this Bill be now read a third time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 to 17 inclusive be postponed until after No. 18.

9. FACTORIES AND SHOPS ACTS AMENDMENT BILL—FEES.—Sir Samuel Gillott moved, by leave, That this House do now resolve itself into a Committee of the whole to consider the fees to be charged under this Bill.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole. Mr. Speaker resumed the Chair; Mr. Craven having reported that the Committee had come to a certain resolution, the Standing Orders were suspended so as to allow the Report to be received this day.

Mr. Craven reported from a Committee of the whole House the following resolution:—

Resolved—That the following licence-fees be chargeable under the Factories and Shops Acts Amendment Bill, viz. :—

Every Chinese person, whether an employer or employé, working or employed in any factory or work-room, per annum	.. 2s. 6d.
Every new licence issued in place of any such licence lost or destroyed	.. 20s.

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

10. FACTORIES AND SHOPS ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Sir Samuel Gillott moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

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 Sir Samuel Gillott, read a third time.

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

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 2 be postponed until after No. 3.

12. MELBOURNE TRAMWAYS TRUST INVESTMENTS BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Speaker resumed the Chair; Mr. Bromley reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Swinburne, read a third time.

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

13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 4 to 16 inclusive be postponed until after No. 17.

14. BALLARAT WATER COMMISSION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Swinburne moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Swinburne, read a third time.

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

15. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to declare the Rates of Income Tax for the year ending on the thirty-first day of December One thousand nine hundred and five and to continue and amend the Income Tax Acts*" without amendment.

Legislative Council,
Melbourne, 17th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to revoke the Crown Grant of certain Land granted as a Site for Abattoirs at St. Kilda and for other purposes*" without amendment.

Legislative Council,
Melbourne, 15th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not now insist on their amendments in the Bill intituled "*An Act to further amend the Mines Acts*" with which the Legislative Assembly have disagreed.

Legislative Council,
Melbourne, 17th November, 1904.

H. J. WRIXON,
President.

16. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes*," and acquaint the Legislative Assembly that the Legislative Council do not insist on some of their amendments disagreed with by the Legislative Assembly, do insist on others, have agreed to one of the amendments on an amendment of the Legislative Council, have disagreed with another of the said amendments, and insist on others of their amendments with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 17th November, 1904.

H. J. WRIXON,
President.

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

Amendments made by the Legislative Council.	Disagreed with by Assembly.	How dealt with.
<p>9. Clause 22, line 16, omit "one person only" and insert "the joint owners in such a way as they may decide providing the area selected shall not exceed Ten thousand pounds in value."</p>	Disagreed with by Assembly.	<p>Insisted on by Council, but with the following amendment, viz. :—Omit "providing" and insert "or in the event of their disagreement in such a way as the Compensation Court may determine provided that."</p>
<p>10. Clause 22, after sub-clause (5) insert new sub-clause— (5*) If the owner of said land shall allege that his income from the said land has been prejudicially affected by prolonged interference with his business he shall be entitled to such compensation as shall be decided by the Compensation Court hereinafter referred to if the owner and the Board cannot agree upon the amount thereof.</p>	Disagreed with by Assembly, but the following consequential amendment made, viz.:—In clause 22, after sub-clause (5), add the following new sub-clause:—"or (6) At any time within twelve months after the date of the Board's notification if Parliament refuses to affirm that it is desirable to acquire the land compulsorily the said restriction on the disposition of the land shall cease to have effect."	Insisted on by Council and consequential amendment disagreed with.
<p>12. Clause 30, at end of sub-clause (1) add "and all improvements and buildings thereon."</p>	Disagreed with by Assembly.	Insisted on by Council.
<p>31. Clause 60, line 35, omit "Two" and insert "Four."</p>	Agreed to by Assembly with the following amendment, viz.:—Omit "Four" and insert "Three."	Disagreed with by Council.

Amendments made by the Legislative Council.

How dealt with.

Insert the following new clauses :—
35. To follow clause 5—

A. Where persons resident in any part of Victoria desire to acquire the whole of any block of private land in the vicinity of their holdings and have entered into a provisional Agreement with the owner for the purchase thereof the Board if it approves of the terms of such Agreement may with the consent of the Governor in Council ratify and adopt the same and may for the purposes of closer settlement acquire and take for the Crown the land included in such Agreement and may dispose of the same under this Act. In such case the persons who so entered into such provisional Agreement shall have a preferential right to a selection of the whole block in such portions as may be provided in said Agreement not exceeding in extent the area or value prescribed by this Act and in other respects shall be subject to the provisions of this Act.

Power to ratify agreements between residents and the owners of private land.

Disagreed with by
Assembly.

Insisted on by Council, but with the following amendments, viz.:—Omit "have a preferential right to a selection of" and insert "select"; omit "in extent the area or" and insert "the maximum"; after "by this Act" insert "to be held by any one person."

36. To follow clause 30—

B. Where money has prior to the passing of this Act been *bonâ fide* lent on the sole security by way of mortgage or incumbrance of any land to be purchased under this Act no less sum shall without the consent of the mortgagee be paid as purchase money for such land than the amount of the money so lent with interest thereon owing at the time of such purchase.

Sum to be paid for land bought subject to mortgage.

Disagreed with by
Assembly.

Insisted on by Council.

Amendment 9, disagreement not insisted on.

Amendment 10, disagreement not insisted on, but the following amendments made :—In sub-clause (5*), line 2, omit "allege" and insert "prove to the satisfaction of the Board"; and in lines 4 and 5 omit "prolonged interference with his business" and insert "the said restriction." Consequential amendment insisted on.

Amendment 12, disagreement not insisted on, but the following amendment made :—Omit "and" where it first occurs and insert "including."

Amendment 31, amendment on Council's amendment not insisted on, and amendment agreed to.

Amendment 35, disagreement not insisted on, but agreed to as amended by Council.

Amendment 36, disagreement insisted on.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not insist on disagreeing with some of the amendments of the Legislative Council as now amended by the Council; do not insist on disagreeing with some of the amendments made and insisted on by the Legislative Council, but have agreed to the same with amendments; do insist on disagreeing with one of the said amendments; do not insist on the amendment made by the Legislative Assembly on the amendment of the Legislative Council in clause 60; and do insist on the consequential amendment made by the Legislative Assembly in clause 22, with which they desire the concurrence of the Legislative Council.

17. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes*," and acquaint the Legislative Assembly that the Legislative Council have agreed to the amendment of the Legislative Assembly on the amendment of the Legislative Council in new sub-clause (2B) of clause J, and that they do not insist on their amendment in sub-clause (2A) of the same clause, but have made a further amendment, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 17th November, 1904.

H. J. WRIXON,
President.

Ordered—That the said Message be taken into consideration this day.

18. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered—That the consideration of Order of the Day, Government Business, No. 2 be postponed until after No. 4.
19. **STOCK FEEDS SALE BILL.**—The Order of the Day for the second reading of this Bill having been read—
Mr. Murray moved, That this Bill be now read a second time.
Debate ensued.
Mr. Fairbairn moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
20. **REAL PROPERTY BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council acquainting the Legislative Assembly that the Legislative Council have agreed to the amendment of the Legislative Assembly on the amendment of the Legislative Council in new sub-clause (2B) of clause J in this Bill, and that they do not insist on their amendment in sub-clause (2A) of the same clause, but have made a further amendment, having been read, the said amendment was read and is as follows :—

Amendments made by the Legislative Assembly.

How dealt with.

53. After clause 22, insert the following new clauses :—

Foreclosure extinguishes right of action for mortgage debt. J. (1) On a decree judgment or order absolute

for foreclosure the mortgagee and any person claiming through him shall be deemed to have taken the property mentioned in such decree judgment or order in full satisfaction of the money secured by the mortgage and unpaid and his right or equity to bring any action or to take other proceedings for the recovery of the said money from the debtor surety or other person shall be extinguished.

(2) In the case of mortgages of land under the *Transfer of Land Act* 1890 effected by instruments of mortgage under that Act "order absolute" includes an order for foreclosure under the hand of the Registrar when entered in the register book.

(3) This section shall have effect notwithstanding any stipulation to the contrary.

Agreed to by Council with amendments.—Council's amendments agreed to by Assembly with the following amendment, viz. :—

After sub-section (2) insert the following new sub-sections, viz. :—

(2A.) Nothing in this section shall be deemed to disentitle the mortgagee to obtain foreclosure of any other property over which he shall hold security by way of mortgage for the said money or part thereof as if this section had not been made law.

(2B.) This section applies to foreclosures obtained either before or after the passing of this Act save that where an action to recover the mortgage money is pending at the passing of this Act or where prior thereto a judgment has been obtained or a settlement or compromise made the rights of the parties shall not be affected by this section.

Agreed to by Council with the following amendment, viz. :—
After "thereof" insert "or to put in force any provisions contained in the first mortgage in respect of such other property except the right to sue the mortgagor for the mortgage money."—Disagreed with by Assembly and insisted on by Council, but with the following amendment, viz. :—
Omit "or to put in force any provisions contained in the first mortgage in respect of such other property except the right to sue the mortgagor for the mortgage money" and insert "or to enforce all or any rights, powers, and remedies contained or implied in such mortgage except the right to sue the mortgagor or any surety for the mortgagor either for the mortgage money or on any bill or note given as security for the mortgage money."

Agreed to by Council with the following amendments, viz. :—
Omit "passing" wherever it occurs and insert "commencement"; after "save that where" insert "after foreclosure"; omit "thereto" and insert "to the passing of this Act"; after "rights" insert "and liabilities"; before "parties" insert "respective."—
Agreed to by Assembly with the following amendment, viz. :—
Omit "passing" from the words inserted in place of "thereto" and insert "commencement."—Agreed to by Council.

And the said further amendment in sub-clause (2A) was agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not insist on disagreeing with the amendment of the Legislative Council in sub-clause (2A), as now amended by the Council.

21. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 5 be postponed until after No. 6.
22. **RAILWAYS LAWS FURTHER AMENDMENT BILL (No. 2).**—The Order of the Day for the consideration of the Report having been read—Mr. Bent moved, That the amendments made by the Committee of the whole House in this Bill be agreed to.
Question—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—Bill, on the motion of Mr. Bent, read a third time. On the motion of Mr. Bowser, the House agreed to the following amendment in this Bill :—

Clause 10, sub-section (7), page 4, line 2, after "Melbourne" insert "and at any other place the Commissioners may determine."

Mr. Boyd moved, as a further amendment, That the word "wheat," in clause 12, line 34, be omitted with a view to insert in place thereof the words "any grain weighing fifty pounds or over to the bushel."

And, after debate—

Amendment, by leave, withdrawn.

On the motion of Mr. Boyd, the House agreed to the following further amendment in this Bill :—

Clause 12, line 34, after "wheat" insert "maize barley and pease."

Mr. Sangster moved, as a further amendment, That the words "or exceeding two hundred and fifty pounds in weight" be added at the end of clause 12.

And, after debate—

Amendment, by leave, withdrawn.

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

23. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2, 5, and 7 be postponed until after No. 8.

24. WATER SUPPLY SPECIAL FUNDS APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven 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. Bent, read a third time.

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

25. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 5 be postponed until after Nos. 7 and 9.

26. RAILWAY LOAN APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Bent, read a third time.

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

27. RAILWAYS SPECIAL FUNDS APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.

Debate ensued.

Sir Alexander Peacock moved, That the debate be now adjourned.

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

Ordered—That the debate be adjourned until to-morrow.

28. ADJOURNMENT.—Mr. Bent moved, by leave, That the House, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

29. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2, 5, 10 to 16 inclusive, and No. 20, and the Orders of the Day, General Business, be postponed until Tuesday next.

30. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at forty-seven minutes past ten o'clock, adjourned until Tuesday next.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

TUESDAY, 22ND NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. HOUR OF MEETING ALTERED AND FRIDAY SITTING.—Mr. Bent moved, by leave, That half-past two o'clock be the hour of meeting on Wednesday and Thursday next, and that Friday next be an additional sitting day, on which day the House shall meet at half-past two o'clock.
Debate ensued.
Question—put and resolved in the affirmative.
3. ORDER OF BUSINESS.—SUSPENSION OF SESSIONAL ORDER.—Mr. Bent moved, by leave, That the Sessional Order limiting the time for giving precedence to Government Business on Wednesday be suspended for the remainder of the Session, and that Government Business shall take precedence of all other business on every Wednesday.
Debate ensued.
Question—put and resolved in the affirmative.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk :—
Companies Act 1890.—Summary of Statements for the year 1903 made by the Companies transacting Life Assurance Business in Victoria.
Education Act 1890—
Regulation XVII.—Holidays.—Clause 1 (e) suspended.
Regulation No. XXV.—Continuation School for the Training of Junior Teachers.—Order in Council.
Education Act 1890 and Teachers Act 1893.—Clause 4 (a) of Regulation No. XXIII. (Training) rescinded.—New Regulation made.—Order in Council.
Fisheries Act 1890.—Notice of Proclamation.—Close Season for Murray Cod, and Amendment of Second Schedule regarding the Weight of Murray Cod.
Land Act 1901.—Amendment of Regulations.—Part II.—Crown Lands other than Mallee Lands.—Order in Council.
Melbourne and Metropolitan Board of Works.—Statements of Accounts and Balance-sheet, together with Schedule of Contracts, for year ended 30th June, 1904.
Public Service Commissioner.—Report for the year 1903.
Supreme Court—Rules of the.—Rules repealed and new Rules made.
5. MILK SUPERVISION BILL.—The Order of the Day for the second reading of this Bill having been read—
Mr. E. H. Cameron moved, That this Bill be now read a second time.
Debate ensued.
Mr. Wilkins moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and resolved in the affirmative.
Ordered—That the debate be adjourned until to-morrow.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand nine hundred and five and to appropriate the Supplies granted in this Session of Parliament*" without amendment.

Legislative Council,
Melbourne, 22nd November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to continue the Voting by Post Acts for one year*" without amendment.

Legislative Council,
Melbourne, 22nd November, 1904.

H. J. WRIXON,
President.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the care, control, and treatment of Inebriates*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 22nd November, 1904.

H. J. WRIXON,
President.

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

- Clause 4, line 4, after "sober" add "and fully understanding the nature and effect of such authorization of which the Judge or Master-in-Lunacy or Police Magistrate must be satisfied."
 " line 9, after "request" insert "in writing."
 " line 11, after "request" insert "in writing."
 Clause 6, line 24, omit "less than six or."
 " line 34, after "fit" insert "not exceeding twenty-eight days."
 " line 35, after "police" add "and may renew such order from time to time."
 Clause 14, line 9, after "who" insert "knowingly."

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

8. LICENSING 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.
 Mr. Bent moved, That the debate be now adjourned.
 And, after debate—
 Question—That the debate be now adjourned—put and resolved in the affirmative.
 Ordered—That the debate be adjourned until to-morrow.
9. EXECUTORS COMPANY'S ACT FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Speaker said—"In my opinion, this is a Private Bill."
 Mr. Mackey moved, by leave, That this Bill be treated as a Public Bill.
 And, after debate—
 Question—put and resolved in the affirmative.
 Mr. Mackey moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same without amendment.
 Ordered—That the Bill be read a third time to-morrow.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5 be postponed until after No. 6.
11. JUSTICES ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
 Mr. Speaker resumed the Chair; Mr. Craven 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.
12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 5 and Nos. 7 to 12 inclusive be postponed until after No. 13.
13. NORTHERN SUBURBS CEMETERY BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
 Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.
 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. Bent, read a third time.
 Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

14. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 4 be postponed until after No. 5.
15. SURPLUS REVENUE BILL (No. 2).—The Order of the Day for the second reading of this Bill having been read—Mr. Bent moved, That this Bill be now read a second time.
Debate ensued.
Question—put.
The House divided.

Ayes, 30.

Mr. Beard,	Mr. Keogh,
Mr. Bent,	Mr. Kirkwood,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Craven,	Mr. McBride,
Mr. Cullen,	Mr. McCutcheon,
Mr. Duffus,	Mr. McLeod,
Mr. Forrest,	Mr. Murray,
Mr. Gaunson,	Mr. Robertson,
Sir Samuel Gillott,	Mr. Swinburne,
Mr. Graham,	Mr. Thomson,
Mr. Gray,	Mr. Warde.
Mr. Hannah,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Argyle,
Mr. Keast,	Mr. G. H. Bennett.

Noes, 15.

Mr. Bailes,	Mr. Prendergast,
Mr. Beazley,	Mr. Sangster,
Mr. Bromley,	Mr. Smith,
Mr. Colechin,	Mr. Solly.
Mr. Holden,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGregor,	Mr. J. W. Billson,
Mr. Outtrim,	Mr. Lawson.
Sir Alexander Peacock,	

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

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with an amendment; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendment made by the Committee of the whole House was agreed to.

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. Bent, read a third time. Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

16. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 4 and 7 to 12 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.

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

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 61.

 WEDNESDAY, 23RD NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Prendergast, on behalf of Mr. Speaker, Chairman, brought up the Report of the Printing Committee.
Ordered to lie on the Table and to be printed.
3. LINES OF ELECTRIC STREET RAILWAY REFERRED TO STANDING COMMITTEE.—Mr. Bent moved, pursuant to notice, That the following questions be referred to the Parliamentary Standing Committee on Railways for consideration and report :—
 1. The question of constructing an electric street railway along or close to the eastern foreshore of Hobson's Bay to St. Kilda and towards Elwood.
 2. The question of securing to the suburban railways by the construction of electric street railways traffic from metropolitan areas which are inconveniently situated to the existing railways.

Debate ensued.

Question—put and resolved in the affirmative.

4. LINES OF RAILWAY REFERRED TO STANDING COMMITTEE.—Mr. Bent moved, pursuant to *amended* notice, That the following questions be referred to the Parliamentary Standing Committee on Railways for consideration and report :—
 1. The question of connecting Netherby by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 2. The question of connecting Tolmie by means of a narrow-gauge railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 3. The question of connecting Bruthen by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 4. The question of connecting Dartmoor, Mumbannar, and towards Mount Gambier by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 5. The question of connecting the township of Alexandra by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 6. The question of connecting Hurst's Bridge (Diamond Creek) by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.
 7. The question of connecting Neerim by means of a railway with the existing railway system and of loading the land which will be enhanced in value by the construction of the railway.

Debate ensued.

Mr. Carlisle moved, as an amendment, That the following question be added to the motion :—

8. The question of connecting the Goulburn Valley system by means of a railway with the North-Eastern system and of loading the land which will be enhanced in value by the construction of the railway.

Debate continued.

Amendment, by leave, withdrawn.

Mr. Oman moved, as a further amendment, That the following question be added to the motion :—

9. The question of connecting Leigh-road by means of a railway with Wickliffe-road.

And, after debate—

Amendment—put and negatived.

Main question—put.

The House divided.

Ayes, 33.

Mr. Argyle,	Mr. Irvine,
Mr. Bent,	Mr. Keogh,
Mr. Bowser,	Mr. Kirkwood,
Mr. Boyd,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Levien,
Mr. J. Cameron,	Mr. Livingston,
Mr. Carlisle,	Mr. Mackey,
Mr. Craven,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. McLeod,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Mr. Robertson,
Mr. Gaunson,	Mr. Swinburne.
Sir Samuel Gillott,	
Mr. Gray,	<i>Tellers.</i>
Mr. Harris,	
Mr. Hunt,	Mr. Duffus,
Mr. Hutchinson,	Mr. Thomson.

Noes, 24.

Mr. Beard,	Mr. Oman,
Mr. Beazley,	Mr. Outtrim,
Mr. G. H. Bennett,	Sir Alexander Peacock,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Toutcher,
Mr. Holden,	Mr. Watt,
Mr. Lawson,	Mr. Wilkins.
Mr. Lemmon,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGregor,	Mr. J. W. Billson,
Mr. Morrissey,	Mr. Elmslie.

And so it was resolved in the affirmative.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 34.

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

“ *An Act to revoke the Crown Grant of certain Land granted as a Site for Abattoirs at St. Kilda and for other purposes.* ”

“ *An Act to provide for Vesting certain Land on the South of the Yarra Yarra River in the Board of Land and Works and the City of Melbourne jointly for the purposes of a Public Park.* ”

Government Offices,
Melbourne, 22nd November, 1904.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to authorize the Construction of an Electric Tramway from St. Kilda towards Brighton Beach and for other purposes* ” without amendment.

Legislative Council,
Melbourne, 23rd November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to authorize the Construction by the State of a Line of Railway from Strathmerton towards Tocumwal* ” without amendment.

Legislative Council,
Melbourne, 23rd November, 1904.

H. J. WRIXON,
President.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive be postponed until after No. 4.

8. EXECUTORS COMPANY'S ACT FURTHER AMENDMENT BILL.—The Order of the Day for the third reading of this Bill having been read, and 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. Mackey moved, That this Bill be now read a third time.
Debate ensued.

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

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

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 1 to 3 inclusive be postponed until after No. 5.

10. JUSTICES ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments, and with an amended title, which title is as follows:—

“ A Bill to further amend the ‘ Justices Act 1890 ’ and for other purposes.”

And the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

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 Sir Samuel Gillott, read a third time.

On the motion of Mr. Prendergast, the House agreed to the following amendment in this Bill:—

Clause 14, line 38, omit the word “ item ” and insert the word “ items.”

Mr. Prendergast moved, as a further amendment, That the words “ for wages of domestic servants or damages in lieu of notice ” be inserted after the word “ stated,” in clause 14, line 39.

And, after debate—

Amendment, by leave, withdrawn.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

11. LICENSING 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.

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

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

Ordered—That the debate be adjourned until to-morrow.

12. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “ An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes,” and acquaint the Legislative Assembly that the Legislative Council do not now disagree with the consequential amendment to insert a new sub-clause in clause 22, have agreed to the amendments of the Legislative Assembly on some of the amendments of the Legislative Council, and still insist on their amendment to insert new clause B.

Legislative Council,
Melbourne, 23rd November, 1904.

H. J. WRIXON,
President.

And the said amendment was read and is as follows:—

Amendment of the Legislative Council.

36. To follow clause 30—
B. Where money has prior to the passing of this Act been bona fide lent on the sole security by mortgage or incumbrance of any land to be purchased under this Act no less sum shall without the consent of the mortgagee be paid as purchase money for such land than the amount of the money so lent with interest thereon owing at the time of such purchase.

How dealt with.

Disagreed with by Assembly.

Insisted on by Council.

Disagreement insisted on by Assembly.—Still insisted on by Council.

Mr. Murray moved, That the House do not now insist on disagreeing with the amendment of the Legislative Council to insert new clause B.

Debate ensued.

Question—put.

The House divided.

	Ayes, 26.	
Mr. Bent,		Mr. Kirkwood,
Mr. E. H. Cameron,		Mr. Livingston,
Mr. J. Cameron,		Mr. Mackey,
Mr. Craven,		Mr. McCutcheon,
Mr. Cullen,		Mr. McLeod,
Mr. Duffus,		Mr. Murray,
Mr. Fairbairn,		Mr. Robertson,
Mr. Gaunson,		Mr. Swinburne,
Sir Samuel Gillott,		Mr. Thomson,
Mr. Graham,		Mr. Watt.
Mr. Harris,		
Mr. Hunt,		<i>Tellers.</i>
Mr. Hutchinson,		Mr. Argyle,
Mr. Keogh,		Mr. Boyd.

	Noes, 22.	
Mr. Beard,		Mr. Outtrim,
Mr. Beazley,		Sir Alexander Peacock,
Mr. A. A. Billson,		Mr. Prendergast,
Mr. J. W. Billson,		Mr. Smith,
Mr. Colechin,		Mr. Solly,
Mr. Elmslie,		Mr. Toutcher,
Mr. Hannah,		Mr. Warde,
Mr. Holden,		Mr. Wilkins.
Mr. Lemmon,		
Mr. Mackinnon,		<i>Tellers.</i>
Mr. McGregor,		Mr. Bailes,
Mr. Oman,		Mr. Lawson.

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 do not now insist on disagreeing with the amendment of the Legislative Council to insert new clause B.

13. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Orders of the Day, Government Business, Nos. 2 and 3 and 6 to 11 inclusive, and the Orders of the Day, General Business, be postponed until to-morrow.

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

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 62.

THURSDAY, 24TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF PUBLIC ACCOUNTS.—Mr. Beazley, Chairman, brought up the Report from the Committee of Public Accounts.
Ordered to lie on the Table and to be printed.
3. PAPER.—The following Paper, pursuant to the direction of an Act of Parliament, was laid upon the Table by the Acting Clerk :—
Constitution Act Amendment Act 1890.—Part IX.—Statement showing the Names, Remuneration, Duties, &c., of all Persons temporarily employed in the Department of the Legislative Assembly during the period from 1st December, 1903, to 24th November, 1904.
4. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 1 be postponed until after No. 2.
5. RAILWAYS SPECIAL FUNDS APPLICATION 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 and committed to a Committee of the whole House.
Mr. Speaker resumed the Chair ; Mr. Craven 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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
6. ADJOURNMENT—MOTION FOR PURPOSE OF DISCUSSION.—Mr. McCutcheon rose in his place, and said that he proposed to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, namely, "The nature of the information supplied to the Honorable the Chief Secretary on the occasion of his introducing an amendment of the Factories Act relating to the inspection of Chinese factories."
Mr. Speaker having ascertained that twelve Members approved of the proposed discussion—
Mr. McCutcheon moved, That the House do now adjourn.
Debate ensued.
Question—put and negatived.
7. MELBOURNE LANDS EXCHANGE BILL.—Mr. Bent, by leave, obtained leave, with Mr. Murray, to bring in a Bill intituled "*A Bill to authorize the Mayor Aldermen Councillors and Citizens of the City of Melbourne to exchange certain Lands with the Commonwealth*"; and the said Bill was read a first time, ordered to be printed, and read a second time this day.
Mr. Bent moved, by leave, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Deputy-Speaker resumed the Chair ; Mr. G. H. Bennett reported that the Committee had gone through the Bill, and agreed to the same without amendment.
Mr. Deputy-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. Bent, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.

8. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Bent moved, That the consideration of Orders of the Day, Government Business, Nos. 1 and 3 to 9 inclusive, and General Business, Nos. 1 and 2, be postponed until after No. 3.

Debate ensued.

Question—put and resolved in the affirmative.

9. PUBLIC SERVICE ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.

Mr. Deputy-Speaker resumed the Chair; Mr. G. H. Bennett reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.

Mr. Deputy-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. Gaunson, read a third time.

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

10. DISCHARGE OF ORDERS OF THE DAY.—Mr. Bent moved, by leave, That the following Orders of the Day be read and discharged :—

Stock Feeds Sale Bill—Second reading—Resumption of debate.

Adulteration of Food Bill—Second reading.

State School Teachers Bill—To be further considered in Committee.

Public Service Fees Bill—Second reading.

Infectious Diseases Hospital Maintenance Bill—Second reading.

Debate ensued.

Sir Alexander Peacock moved, as an amendment, That the following Order of the Day be added to the motion :—

Licensing Bill—Second reading—Resumption of debate.

Debate continued.

Amendment, by leave, withdrawn.

And, after debate—

Mr. Murray moved, by leave, That the following Order of the Day be added to the motion :—

Licensing Bill—Second reading—Resumption of debate.

Question—put and resolved in the affirmative.

Main question, as amended, after debate—put and resolved in the affirmative.

Ordered—That the said Bills be withdrawn.

11. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Deputy-Speaker announced the receipt of the following Messages from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to amend section twenty-five of the ‘ Factories and Shops Act 1903’* ” without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to sanction the issue and application of certain Money available under Loan Acts for Railways* ” without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to sanction the issue and application of certain Money available under the ‘ Country Tramways Trust Fund Act 1904’ for Water Supply in Country Districts* ” without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to ratify an Indenture made between the Ballarat Water Commissioners, the Governor of the State of Victoria, and the Board of Land and Works* ” without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to extend the Powers of The Melbourne Tramways Trust as regards Investments*" without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the Sale of certain Land reserved as a Site for a Race-course and other purposes of Public Recreation in the Parish of Shepparton and for other purposes*" without amendment.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

12. POSTPONEMENT OF ORDER OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3 be postponed until after No. 4.
13. LAND ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—Mr. Murray moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time and committed to a Committee of the whole House.
Mr. Deputy-Speaker resumed the Chair; Mr. G. H. Bennett 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.

14. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Deputy-Speaker announced the receipt of the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to further amend the Law relating to the Church of England 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.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

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

Clause 3, line 14, after " words " insert " an Assembly."

„ line 16, omit " word " and insert " words ' a Synod. ' "

Clause 4, line 1, before " In " insert " Wherever in the Act passed in Victoria in the year One thousand eight hundred and eighty-four and intituled ' *An Act to provide for the creation of Corporate Bodies of Trustees in which property belonging to the Church of England in Victoria may be vested and to make further provisions in reference thereto* ' or."

„ line 2, omit " where."

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

15. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Deputy-Speaker announced the receipt of the following Message from the Legislative Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to further amend the Laws relating to the Victorian Railways*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 24th November, 1904.

H. J. WRIXON,
President.

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

Clause 2, page 2, line 2, after " be " insert " kept."

Clause 6, omit sub-clause (4).

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

16. LAND ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Deputy-Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Deputy-Speaker resumed the Chair; Mr. G. H. Bennett 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.
17. DISCHARGE OF ORDERS OF THE DAY.—Mr. Bent moved, by leave, That Orders of the Day, General Business, Nos. 1 and 2 and 4 to 22 inclusive be discharged.
Debate ensued.
Motion, by leave, withdrawn.
18. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered—That the consideration of Order of the Day, Government Business, No. 3, and Orders of the Day, General Business, Nos. 1 and 2, and 4 to 22 inclusive, be postponed until to-morrow.
19. ADJOURNMENT.—Mr. Bent moved, That the House do now adjourn.
Debate ensued.
Question—put and resolved in the affirmative.

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

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

FRIDAY, 25TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MINING BATTERIES CONTRACTS.—Mr. Bent moved, by leave, That there be laid before this House the papers in connexion with the inquiry by the Premier, the Honorable Thomas Bent, into the circumstances of Letting of Contracts for Mining Batteries.
Question—put and resolved in the affirmative.
3. PAPERS.—Mr. Bent presented—
Mining Batteries Contracts.—Return to the foregoing Order.
Ordered to lie on the Table.
The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk :—
Constitution Act Amendment Act 1890.—Part IX.—Statement showing the Names of all Persons temporarily employed in the Department of the Legislative Council.
Public Service Act 1890—
Regulations.—Travelling Allowances.—Department of Lands and Survey.
Regulations.—Travelling Allowances.—Personal Allowances.
Water Acts—
Bacchus Marsh Irrigation and Water Supply Trust.—Graduated Rate.—Regulation No. 12 (Draft Form).
Borong Shire Council and Western Wimmera Irrigation and Water Supply Trust.—Application of Municipal Fund.
Koroit Waterworks Trust.—Additional Loan of £500.
Shire of Winchelsea Waterworks Trust.—Additional Loan of £500.
Violet Town Waterworks Trust.—Application for an Additional Loan of £1,500.
4. LAND ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole House having been read—Mr. Speaker left the Chair, and the House resolved itself into a Committee of the whole.
Mr. Speaker resumed the Chair; Mr. Craven reported that the Committee had gone through the Bill, and agreed to the same with amendments; and the Standing Orders having been suspended so as to allow the Report to be received this day, the amendments made by the Committee of the whole House were agreed to.
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. Murray, read a third time.
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
5. DISCHARGE OF ORDER OF THE DAY.—Mr. Bent moved, That the following Order of the Day, Government Business, be read and discharged :—
Milk Supervision Bill—Second reading—Resumption of debate.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That the said Bill be withdrawn.

6. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day, General Business, were read and discharged :—

- Municipal Advances for Homes Bill—Second reading.*
Retail Shops Limiting Bill (No. 2)—Second reading.
Hackney Carriages Law Amendment Bill—To be further considered in Committee.
Women's Suffrage Bill—Second reading.
Unclaimed Funds Bill—To be further considered in Committee.
Weighbridges and Sworn Weighers Bill—Second reading.
Filling Government Appointments by Residents of Victoria only—Resumption of debate on the question—That all appointments to offices, judicial and otherwise, shall be filled only by residents of this State, unless Parliament shall otherwise resolve.
Municipal Elections (Adult Suffrage) Bill—Second reading.
Widows Maintenance Bill—Second reading.
Railways Officers Retired since 1892—Resumption of debate on the question—That there be laid before this House a return showing—
1. *All officers of the Railway Department under 60 years of age who, since 1892, have been retired on pensions, showing in each case their ages and length of service.*
 2. *How many retired voluntarily.*
 3. *How many were retired compulsorily; and*
 4. *A copy of all papers in connexion with the retirement on pensions of Messrs. E. L. Carew and W. G. Tulloch.*
- Municipal Rating (Unimproved Value) Bill—Second reading.*
Credit Foncier Extension Bill—Second reading.
Conciliation and Arbitration Bill—Second reading.
Separate Representation Repeal Bill—Second reading.
Legal Practitioners Reciprocity Act 1903 Amendment Bill (No. 2)—Second reading.
Boilers Inspection Bill—Second reading.
Local Government Act 1903 Amendment Bill—Second reading—Resumption of debate.
Scaffolding Inspection Bill—Second reading.
Petition of William Vincent McCormick—To be considered.
Title to Land (Adverse Possession) Bill—Second reading.
Police Regulation Act 1890 Amendment Bill—Second reading.

Ordered—That the said Bills be withdrawn.

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Message from His Excellency the Governor recommending amendments in the Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Assembly.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th November, 1904.

And His Excellency's Message was read and is as follows :—

R. TALBOT,

Governor of Victoria.

Message.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Council for their consideration the following amendments which he desires to be made in the Bill intituled "*An Act for simplifying and improving the practice of Conveyancing and the Law of Property and for other purposes*":—

In paragraph (iv.) of sub-section (5) of section 19 omit "(7)" and substitute "(5)."

In section 21, omit "evidenced in manner specified in sub-section (8) of the last preceding section of this Act."

In third last line of the same section omit "fifteen" and substitute "nineteen."

In section 31, for "J" substitute "thirty-six."

In section 38, page 23, at end of paragraph (ii.) of sub-section (1) omit "and."

Government Offices,
Melbourne, 25th November, 1904.

On the motion of Mr. Mackey, the House agreed to the said amendments, and ordered that His Excellency's Message be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the amendments recommended therein.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act relating to certain Surplus Revenue*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 25th November, 1904.

9. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to provide for the establishment of a Cemetery for the Northern Suburbs*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 25th November, 1904.

H. J. WRIXON,
President.

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

Clause 3, lines 4 and 5, omit "and the corporations so agreeing."

Clause 5, line 21, omit "or" and insert "and."

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to further amend the 'Justices Act 1890'*," and acquaint the Legislative Assembly that the Legislative Council have agreed to some of the amendments made in the said Bill by the Legislative Assembly, have disagreed with one of the said amendments, and have agreed to one of the amendments with an amendment, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 25th November, 1904.

H. J. WRIXON,
President.

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

Amendments of the Legislative Assembly.

How dealt with by the
Legislative Council.

1. D. Paragraphs (a), (b), and (d), of sub-section (4) of section thirty-two of the *Income Tax Act 1895* are hereby repealed. } Disagreed with by the
Legislative Council.

2.—

Amendment of
Justices Act 1898
s. 2.

See *Beven v. Moore*,
24 V.L.R., p 634,
per Hood, J. and
p. 702.

H. For section two of the *Justices Act 1898* there shall be substituted the following section, namely :—

2. No order to review any order of any court of petty sessions or justice made in any complaint for any civil debt recoverable summarily shall be granted or made under section one hundred and forty-one of the Principal Act unless the sum in respect to which the person applying for the order to review is aggrieved exceeds Five pounds sterling (exclusive of costs) or unless it appears to the Supreme Court or a Judge thereof that the order complained of ought to be reviewed on the ground that it involved or decided some important question or principle of law or some matter of general application or some undecided question of law or unless the court of petty sessions or justice had no jurisdiction or authority to make such order and substantial justice has not been done.

Agreed to by the Legislative Council with the following amendment, viz. :— After "principle," in line 12, insert "or public matter."

Amendment 1 not insisted on.

Amendment 2, after debate, amendment of Legislative Council agreed to with the following amendment :—Omit "or," and with the following consequential amendment :—In line 12, of clause H, omit "question or principle."

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly do not insist on their amendment to insert new clause D ; have agreed to the amendment made by the Legislative Council in new clause H with an amendment ; and have made a consequential amendment in the same clause, with which they desire the concurrence of the Legislative Council.

11. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Land Acts*," and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 25th November, 1904.

H. J. WRIXON,
President.

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

Clause 16, line 3, omit " three " and insert " ten."

Clause 44, lines 22 and 23, omit " commencing from the time when such rent became due after the commencement of this Act."

And the said amendments were read a second time and agreed to by the House.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendments.

12. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment of the Legislative Assembly on the amendment of the Legislative Council in clause H and to the consequential amendment made by the Legislative Assembly in the said clause in the Bill intituled " *An Act to further amend the 'Justices Act 1890.'*"

Legislative Council,
Melbourne, 25th November, 1904.

H. J. WRIXON,
President.

13. ADJOURNMENT.—Mr. Bent moved, That the House, at its rising, adjourn until Wednesday next, at half-past one o'clock.

Debate ensued.

Question—put and resolved in the affirmative.

And then the House, at twenty-two minutes past ten o'clock, adjourned until Wednesday next.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

WEDNESDAY, 30TH NOVEMBER, 1904.

1. The House met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Acting Clerk :—
 - Libraries Act 1890.—Rules for the Management of the Public Library, Museums, and National Gallery of Victoria.
 - Marine Act 1890.—Amendment of Regulations relating to Pilots and Pilotage.
3. JOINT STANDING ORDER—APPROVAL OF HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker announced the receipt of a letter from the Clerk of the Parliaments, informing him that His Excellency the Governor had been pleased to approve of the Joint Standing Order adopted by the Legislative Assembly on the 20th October, 1904.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Murray, and the same was read :—

R. TALBOT,

*Governor of Victoria.**Message No. 35.*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendments which he desires to be made in the Bill intituled "*An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes*" :—

Clause 17, sub-clause (1), second line, after the word "time" insert "may."

Clause 20, second line, omit the word "either."

Clause 68, sub-clause (1), line 3, after the figures "1900" insert "or."

Government Offices,
Melbourne, 29th November, 1904.

On the motion of Mr. Murray, the House agreed to the said amendments, and ordered that His Excellency's 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.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

*Governor of Victoria.**Message No. 36.*

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in the Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Strathmerton towards Tocumwal*" :—

Clause 16, omit "' *Railway Local Rates Act 1900* ' " and substitute "' *Railway Lands Acquisition Act 1893.* ' "

Government Offices,
Melbourne, 29th November, 1904.

On the motion of Mr. Bent, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

(500 copies.)

6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Murray, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 37.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment, which he desires to be made in the Bill intituled "*An Act to amend the Land Acts*" :—

Clause 19, sub-clause (c), after the word " 'licence' " insert the words " wherever occurring."

Government Offices,

Melbourne, 29th November, 1904.

On the motion of Mr. Murray, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

7. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Bent, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 38

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in the Bill intituled "*An Act to authorize the construction of a Line of Electric Tramway from St. Kilda towards Brighton Beach and for other purposes*" :—

Clause 3, sub-clause (1), omit the words " New-street and Bay-street " and substitute the words " St. Kilda-street and Grosvenor-street."

Government Offices,

Melbourne, 29th November, 1904.

On the motion of Mr. Bent, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

8. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Sir Samuel Gillott, and the same was read :—

R. TALBOT,

Governor of Victoria.

Message No. 39.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in the Bill intituled "*An Act to amend section twenty-five of the ' Factories and Shops Act 1903 '*" :—

Clause 1, second line of clause, omit " (No. 2)."

Government Offices,

Melbourne, 29th November, 1904.

On the motion of Sir Samuel Gillott, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

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

R. TALBOT,

Governor of Victoria.

Message No. 40.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Assembly for their consideration the following amendment which he desires to be made in the Bill intituled "*An Act to extend the Powers of the Melbourne Tramways Trust as regards Investments*" :—

Clause 3, line 1, after the word " of " omit " the."

Government Offices,

Melbourne, 29th November, 1904.

On the motion of Mr. Bent, the House agreed to the said amendment, and ordered that His Excellency's Message be transmitted to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the said amendment, and requesting their concurrence therein.

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Message from the Legislative Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Message from His Excellency the Governor recommending amendments in the Bill intituled "*An Act to further amend the ' Justices Act 1890 ' and for other purposes,*" and acquaint the Legislative Assembly that the Legislative

Council have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Assembly.

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

And His Excellency's Message was read and is as follows :—

R. TALBOT,
Governor of Victoria.

Message.

Pursuant to the provisions of section 36 of the Constitution Act, the Governor transmits to the Legislative Council for their consideration the following amendments which he desires to be made in the Bill intituled "*An Act to further amend the 'Justices Act 1890' and for other purposes*":—

Clause 17, sub-clause (2), for the words "Second Schedule," wherever occurring, substitute the words "Third Schedule." In sub-clause (8) of the same clause, for the word "is" substitute "are."

Government Offices,
Melbourne, 29th November, 1904.

On the motion of Sir Samuel Gillott, the House agreed to the said amendments, and ordered that His Excellency's Message be returned to the Legislative Council with a Message acquainting them that the Legislative Assembly have agreed to the amendments recommended therein.

11. MESSAGES FROM THE LEGISLATIVE COUNCIL.—Mr. Speaker announced the receipt of the following Messages from the Legislative 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 providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes.*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Strathmerton towards Tocumwal.*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to authorize the construction of a Line of Electric Tramway from St. Kilda towards Brighton Beach and for other purposes.*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to amend section twenty-five of the 'Factories and Shops Act 1903.'*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to extend the Powers of the Melbourne Tramways Trust as regards Investments.*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment recommended by His Excellency the Governor in the Bill intituled "*An Act to amend the Land Acts.*"

Legislative Council,
Melbourne, 30th November, 1904.

H. J. WRIXON,
President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to sanction the issue and application of certain Money available under the 'Country Tramways Trust Fund Act 1904' for Railways and other purposes*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 30th November, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to authorize the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne to exchange certain Lands with the Commonwealth*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 30th November, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Public Service Acts*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 30th November, 1904.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to further amend 'The Executors Company's Act'*" without amendment.

H. J. WRIXON,
President.

Legislative Council,
Melbourne, 30th November, 1904.

12. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message was delivered by the Usher of the Legislative Council :—

MR. SPEAKER,

The Governor desires this Honorable House to attend His Excellency immediately in the Legislative Council Chamber.

Accordingly Mr. Speaker, with the House, went to attend His Excellency, when His Excellency was pleased to give the Royal Assent to the following Public Bills, viz. :—

"*An Act to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand nine hundred and five and to appropriate the supplies granted in this Session of Parliament.*"

"*An Act to further amend the Mines Acts.*"

"*An Act providing for the Acquisition and Disposal of Land for Closer Settlement and for other purposes.*"

After which His Excellency was pleased to make a Speech to both Houses of Parliament as follows :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In releasing you from your attendance in Parliament, I am glad to be able to congratulate you upon the many important and useful measures which you have dealt with during the Session, and I trust that the result of your labours will prove of great advantage to the people of Victoria.

The surplus with which the financial year closed on 30th June last has admitted of the repayment of £150,000 in reduction of a sum owing to the Savings Banks, and has also placed at your disposal ample funds which, it is gratifying to know, you have in your wisdom applied to purposes calculated to develop the resources of the country, such as water conservation and irrigation, the encouragement of mining and agriculture, the construction and repair of roads and bridges, the provision of additional rolling-stock for the railways, and the carrying out of various public works of a permanently useful character. You have, in addition, recognised liberally the claims of the University by devoting a portion of the surplus towards the discharge of the liabilities of that institution, and towards the establishment and equipment of various educational classes, upon very advantageous conditions.

The Act which you have passed authorizing the acquisition and disposal of land for the purpose of closer settlement cannot fail to prove of the greatest advantage to the State, by affording largely-increased facilities for the settlement of those who are likely to become producers, and who, in so doing, will benefit not only themselves, but the whole community. The Amending Land Act will also materially aid in bringing about this most desirable result.

My Advisers have already purchased several large areas suitable for Workmen's Homes, and they will take every favorable opportunity of making further similar purchases.

In addition to the assistance you have afforded, out of surplus revenue, to the mining industry, you have passed an Act amending, in various important directions, the law relating thereto.

The financial position of the State still affords ground for satisfaction, and the prospect of a good harvest and of generally increased production warrants the hope of continued prosperity. The buoyancy of the revenue has fully justified the relief you have afforded to the community by the reduction of the Income Tax and the alteration of its incidence.

The amendments you have made in the law relating to real property will greatly simplify and improve the method of procedure, and thus confer a boon upon those who deal in real estate.

The Act providing for the care, control, and treatment of inebriates will, I trust, prove highly beneficial to those who are unfortunately addicted to the immoderate use of intoxicating liquors, and who need a firm but sympathetic restraint and the application of curative measures.

A number of other Bills of a useful character have received your sanction.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you in His Majesty's name for the liberal provision you have made for the necessary services of the State.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Parliamentary Standing Committee on Railways has been asked to consider and report upon several important proposals for the connexion of outlying districts with the existing railway system. The very important question of the construction of Electric Tramways has also been referred to that Committee. As soon as reports have been received with regard to these matters, serious consideration will be given thereto by My Advisers.

In accordance with the Lunacy Act which was passed by the late Parliament, My Advisers have selected a gentleman of high repute to fill the important office of Inspector-General of the Insane, and that gentleman will, it is expected, take up his duties early in the new year.

The appointment of a Royal Commission to inquire into the working of the Butter Industry has been amply justified by the result. Practices of an undesirable character have been revealed ; but, before taking action with regard thereto, My Advisers are awaiting the Final Report of the Commission. The Progress Report, which has already been presented to you, contains many suggestions likely to be of practical use to producers, and these will receive careful attention.

The important Bill for the consolidation and amendment of the Water Acts, and for declaring the law as to private rights in natural waters, has been under your consideration, but, although it has not yet become law, the discussion on its provisions has served to elucidate the principles thereof, and to pave the way for its adoption in the next Session of Parliament.

Several other measures of importance which were before you, notably the Food Adulteration Bill and the Milk Supervision Bill, have not yet been placed upon the Statute Book, but My Advisers will, on a future occasion, re-submit these Bills to you.

I now, in His Majesty's name, declare this Parliament to be prorogued until Wednesday, the first day of February, 1905, and it is prorogued accordingly.

R. TALBOT.

H. H. NEWTON,
Acting Clerk of the Legislative Assembly.

FRANK MADDEN,
Speaker.

SELECT COMMITTEES

APPOINTED DURING SESSION 1904.

1.—PUBLIC ACCOUNTS.

(Appointed 30th June, 1904.)

Mr. Anstey,
Mr. Beazley,
Mr. Bowser,
Mr. Boyd,

Mr. McCutcheon,
Sir Alexander Peacock,
Mr. Watt.

2.—ELECTIONS AND QUALIFICATIONS.

(Appointed by Speaker's Warrant, 5th July, 1904.)

Mr. Boyd,
Mr. Bromley,
Mr. Elmslie,
Mr. Fairbairn,

Mr. Levien,
Mr. Mackinnon,
Mr. Watt.

3.—LIBRARY (JOINT).

(Appointed 5th July, 1904.)

Mr. Speaker,
Mr. Beazley,
Mr. Fairbairn,

Mr. McBride,
Mr. Morrissey.

4.—STANDING ORDERS.

(Appointed 5th July, 1904.)

Mr. Speaker,
Mr. Beazley,
Mr. Bent,
Mr. J. Cameron,
Mr. Gaunson,
Sir Samuel Gillott,

Mr. Irvine,
Mr. Levien,
Mr. Mackey,
Mr. Mackinnon,
Sir Alexander Peacock,
Mr. Prendergast.

5.—PARLIAMENT BUILDINGS (JOINT).

(Appointed 5th July, 1904.)

Mr. Speaker,
Mr. E. H. Cameron,
Mr. Elmslie,

Mr. Graham,
Mr. McGregor.

6.—PRINTING.

(Appointed 5th July, 1904.)

Mr. Speaker,
Mr. Bowser,
Mr. Bromley,
Mr. Downward,
Mr. Harris,
Mr. Holden,

Mr. Keast,
Mr. Langdon,
Mr. McCutcheon,
Mr. McGregor,
Mr. Prendergast.

7.—REFRESHMENT ROOMS (JOINT).

(Appointed 5th July, 1904.)

Mr. G. H. Bennett,
Mr. Forrest,
Mr. McBride,Mr. Thomson,
Mr. Wilkins.

8.—PARLIAMENTARY STANDING COMMITTEE ON RAILWAYS (JOINT).

(Appointed 24th August, 1904.)

Mr. Bailes,
Mr. Graham,Mr. McBride,
Mr. Warde.

9.—RAILWAY LOCOMOTIVES.

(Appointed 4th October, 1904.)

Mr. Beazley,
Mr. Fairbairn,
Mr. Holden,Mr. Keast,
Mr. Langdon.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 1.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 14TH JULY, 1904.

WEDNESDAY, 13TH JULY, 1904.

No. 1.—*Tied Houses Abolition Bill.*—Clause 2.

Any covenant or agreement binding the holder of a licence under the *Licensing Act* 1890 or any Act amending the same for the sale of intoxicating liquors to purchase such intoxicating liquors or any part thereof from any specified person or persons or trading company or body corporate only entered into after the passing of this Act shall be deemed to be an unreasonable covenant or agreement in restraint of trade and shall be void.—(*Mr. Bailes.*)

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

Committee divided.

Ayes, 51.

Mr. Anstey,	Mr. Langdon,
Mr. Argyle,	Mr. Lawson,
Mr. Beard,	Mr. Lemmon,
Mr. Beazley,	Mr. Livingston,
Mr. H. S. Bennett,	Mr. Mackey,
Mr. Bent,	Mr. Mackinnon,
Mr. A. A. Billson,	Mr. McGrath,
Mr. J. W. Billson,	Mr. McGregor,
Mr. Bowser,	Mr. McLeod,
Mr. Boyd,	Mr. Morrissey,
Mr. E. Cameron,	Mr. Oman,
Mr. E. H. Cameron,	Mr. Outtrim,
Mr. J. Cameron,	Sir Alexander Peacock,
Mr. Carlisle,	Mr. Prendergast,
Mr. Colechin,	Mr. Robertson,
Mr. Downward,	Mr. Sangster,
Mr. Duffus,	Mr. Smith,
Mr. Elmslie,	Mr. Solly,
Mr. Forrest,	Mr. Toutcher,
Sir Samuel Gillott,	Mr. Warde,
Mr. Graham,	Mr. Watt,
Mr. Gray,	Mr. Wilkins.
Mr. Hannah,	
Mr. Harris,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Keogh,	Mr. Bailes,
Mr. Kirkwood,	Mr. McBride.

Noes, 5.

Mr. Bromley,	<i>Tellers.</i>
Mr. Hunt,	Mr. Cullen,
Mr. McKenzie.	Mr. Gaunson.

And so it was resolved in the affirmative.

No. 2.—Clause 3.

Upon any application for the grant of a certificate to obtain a licence for the sale of intoxicating liquors the Licensing Court shall require the applicant to satisfy the Court that he is not under such covenant or agreement as aforesaid entered into since the commencement of this Act, and also if he was not in possession at the commencement of this Act that he is possessed of a tenancy of the premises for which such application is made for at least the period to which the licence relates, and unless so satisfied the Court shall not grant such certificate.—(*Mr. Bailes.*)

Question—That clause 3 stand part of the Bill—put.

Committee divided.

Ayes, 45.

Mr. Anstey,	Mr. Langdon,
Mr. Argyle,	Mr. Lawson,
Mr. Beard,	Mr. Lemmon,
Mr. Beazley,	Mr. Livingston,
Mr. H. S. Bennett,	Mr. Mackinnon,
Mr. A. A. Billson,	Mr. McGrath,
Mr. J. W. Billson,	Mr. McGregor,
Mr. Bowser,	Mr. McLeod,
Mr. Boyd,	Mr. Oman,
Mr. E. Cameron,	Mr. Outtrim,
Mr. J. Cameron,	Sir Alexander Peacock,
Mr. Carlisle,	Mr. Prendergast,
Mr. Colechin,	Mr. Sangster,
Mr. Duffus,	Mr. Smith,
Mr. Elmslie,	Mr. Solly,
Mr. Forrest,	Mr. Toutcher,
Sir Samuel Gillott,	Mr. Warde,
Mr. Graham,	Mr. Watt,
Mr. Gray,	Mr. Wilkins.
Mr. Hannah,	
Mr. Harris,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Keogh,	Mr. Bailes.
Mr. Kirkwood,	Mr. McBride.

Noes, 6.

Mr. Bent,	<i>Tellers.</i>
Mr. Bromley,	
Mr. Gaunson,	Mr. Cullen,
Mr. Levien.	Mr. Hunt.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 2.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 21ST JULY, 1904.

THURSDAY, 21ST JULY, 1904.

No. 1.—*Surplus Revenue Bill*.—Schedule.—New item 66.

Connexion between the Collingwood and the Whittlesea railway lines ... £8,000

Question—That this item be added to the Schedule—put.
Committee divided.

—(Mr. Bent.)

Ayes, 46.

Noes, 3.

Mr. Anstey,	Mr. Langdon,
Mr. Argyle,	Mr. Lawson,
Mr. Beard,	Mr. Lemmon,
Mr. Beazley,	Mr. Levien,
Mr. H. S. Bennett,	Mr. Mackey,
Mr. Bent,	Mr. Mackinnon,
Mr. A. A. Billson	Mr. McCutcheon,
Mr. Bowser,	Mr. McGrath,
Mr. E. Cameron,	Mr. McKenzie,
Mr. E. H. Cameron,	Mr. McLeod,
Mr. J. Cameron,	Mr. Morrissey,
Mr. Carlisle,	Mr. Murray,
Mr. Colechin,	Mr. Prendergast,
Mr. Cullen,	Mr. Robertson,
Mr. Duffus,	Mr. Sangster,
Mr. Fairbairn,	Mr. Smith,
Mr. Forrest,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Thomson,
Mr. Graham,	Mr. Toucher,
Mr. Gray,	Mr. Watt.
Mr. Harris,	
Mr. Hutchinson,	
Mr. Keogh,	
Mr. Kirkwood,	

Mr. Hannah.

*Tellers.*Mr. J. W. Billson,
Mr. Bromley.*Tellers.*Mr. Boyd,
Mr. Wilkins.

And so it was resolved in the affirmative.

No. 2.—Item 6 as amended.

Towards Walhalla railway £30,000
—(Mr. Bent.)

Question—That item 6, as amended, stand part of the Schedule—put.
Committee divided.

Ayes, 27.

Mr. Argyle,	Mr. Langdon,
Mr. Bent,	Mr. Levien,
Mr. Bowser,	Mr. Mackey,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McKenzie,
Mr. Cullen,	Mr. McLeod,
Mr. Duffus,	Mr. Murray,
Mr. Fairbairn,	Mr. Robertson,
Mr. Forrest,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Wilkins.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Harris,	
Mr. Keogh,	Mr. Boyd,
Mr. Kirkwood,	Mr. Carlisle.

Noes, 17.

Mr. Beard,	Mr. Morrissey,
Mr. Beazley,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. A. A. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Toutcher.
Mr. Colechin,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Lemmon,	
Mr. Mackinnon,	Mr. J. W. Billson,
Mr. McGrath,	Mr. Lawson.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 3.

DIVISION IN COMMITTEE OF THE WHOLE.

WEEK ENDING 28TH JULY, 1904.

TUESDAY 26TH JULY, 1904.

No. 1.—*Surplus Revenue Bill* (on re-recommittal).—Schedule.—New item 7A.

Improvements Elwood Swamp and Point Ormond ("proceeds" from the sale of the land so improved to the amount expended under this item to be placed to a special fund to be hereafter dealt with as Parliament may direct)... .. £15,000

—(*Mr. Bent.*)

Amendment proposed—That before the word "proceeds," in line 1, the words "such land to be leased only and the" be inserted.—(*Mr. Prendergast.*)

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

Committee divided.

Ayes, 23.

Mr. Beard,	Mr. Oman,
Mr. Beazley,	Mr. Outtrim,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Sangster,
Mr. J. W. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Warde,
Mr. Elmslie,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	
Mr. Mackinnon,	
Mr. McGrath,	
Mr. McGregor,	

Tellers.

Mr. Anstey,
Mr. T'oucher.

Noes, 37.

Mr. Argyle,	Mr. Keast,
Mr. G. H. Bennett,	Mr. Kirkwood,
Mr. Bent,	Mr. Langdon,
Mr. Boyd,	Mr. Lawson,
Mr. E. Cameron,	Mr. Levien,
Mr. E. H. Cameron,	Mr. Mackey,
Mr. J. Cameron,	Mr. McBride,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Duffus,	Mr. McLeod,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Sir Alexander Peacock,
Mr. Gaunson,	Mr. Robertson,
Sir Samuel Gillott,	Mr. Swinburne,
Mr. Graham,	Mr. Watt.
Mr. Gray,	
Mr. Harris,	
Mr. Holden,	
Mr. Hunt,	
Mr. Hutchinson,	

Tellers.

Mr. Bailes,
Mr. Thomson.

And so it passed in the negative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 4.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 11TH AUGUST, 1904.

WEDNESDAY, 10TH AUGUST, 1904.

No. 1.—*Mines Acts further Amendment Bill.*—Clause 13.

(1) During the pendency of any application under the Mines Acts * * * *

(3) The pendency of any application for the renewal of a lease or licence shall begin with the receipt of such application by the Minister and shall continue until the Governor in "Council" grants or refuses the same or declares the same abandoned.

—(Mr. McLeod.)

Amendment proposed—That the words "by notice in the *Government Gazette*" be inserted after the word "Council," in line 3.—(Mr. Lawson.)

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

Ayes, 25.

- | | |
|--------------------|------------------|
| Mr. Anstey, | Mr. McGrath, |
| Mr. Bailes, | Mr. McGregor, |
| Mr. Beard, | Mr. Oman, |
| Mr. Beazley, | Mr. Outtrim, |
| Mr. H. S. Bennett, | Mr. Prendergast, |
| Mr. A. A. Billson, | Mr. Sangster, |
| Mr. J. W. Billson, | Mr. Smith, |
| Mr. Bromley, | Mr. Toutcher, |
| Mr. Colechin, | Mr. Wilkins. |
| Mr. Gaunson, | |
| Mr. Hannah, | <i>Tellers.</i> |
| Mr. Lawson, | Mr. Elmslie, |
| Mr. Lemmon, | Mr. Warde. |
| Mr. Mackinnon, | |

Noes, 32.

- | | |
|---------------------|------------------------|
| Mr. Argyle, | Mr. Kirkwood, |
| Mr. Bent, | Mr. Langdon, |
| Mr. Bowser, | Mr. Livingston, |
| Mr. E. H. Cameron, | Mr. Mackey, |
| Mr. J. Cameron, | Mr. McBride, |
| Mr. Carlisle, | Mr. McCutcheon, |
| Mr. Cullen, | Mr. McKenzie, |
| Mr. Downward, | Mr. McLeod, |
| Mr. Duffus, | Mr. Morrissey, |
| Mr. Fairbairn, | Mr. Murray, |
| Mr. Forrest, | Sir Alexander Peacock, |
| Sir Samuel Gillott, | Mr. Robertson, |
| Mr. Graham, | Mr. Swinburne. |
| Mr. Gray, | |
| Mr. Harris, | <i>Tellers.</i> |
| Mr. Hutchinson, | Mr. Thomson, |
| Mr. Keogh, | Mr. Watt. |

And so it passed in the negative.

No. 2.—Clause 15.

(1) Every lessee of a gold mining lease or mineral lease shall * * *

(2) If such statutory declaration is not furnished as aforesaid or if when furnished it does not contain the particulars required to be shown therein, the lessee or person making default shall be guilty of an offence against this Act, and on conviction before a Court of Petty Sessions shall be liable to a penalty not exceeding "Twenty" pounds.

(3) If within three months after such conviction such statutory declaration is not furnished or if when furnished does not contain the particulars required to be shown therein, "it shall be lawful for" the Minister with the consent of the Governor in Council at any time thereafter to declare the lease to be void and forfeited.

—(Mr. McLeod.)

Amendment proposed—That the word "Twenty," in sub-section (2), line 5, be omitted, with a view to insert in place thereof the word "Ten."—(Mr. Bailes.)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 14.

Mr. Anstey,	Mr. Outtrim,
Mr. Beard,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. Colechin,	Mr. Smith.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Lemmon,	Mr. J. W. Billson,
Mr. McGrath,	Mr. Warde.

Noes, 39.

Mr. Bailes,	Mr. Langdon,
Mr. Bent,	Mr. Lawson,
Mr. A. A. Billson,	Mr. Levien,
Mr. Bowser,	Mr. Livingston,
Mr. Boyd,	Mr. Mackinnon,
Mr. E. Cameron,	Mr. McCutcheon,
Mr. E. H. Cameron,	Mr. McGregor,
Mr. J. Cameron,	Mr. McKenzie,
Mr. Carlisle,	Mr. McLeod,
Mr. Cullen,	Mr. Morrissey,
Mr. Downward,	Mr. Murray,
Mr. Duffus,	Mr. Oman,
Mr. Fairbairn,	Sir Alexander Peacock,
Mr. Forrest,	Mr. Robertson,
Mr. Gaunson,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Toutcher.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Harris,	
Mr. Keogh,	Mr. McBride,
Mr. Kirkwood,	Mr. Thomson.

And so it passed in the negative.

No. 3.—Further amendment proposed—That the words "it shall be lawful for," in sub-section (3), lines 7 and 8, be omitted.—(Mr. Anstey.)

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

Ayes, 38.

Mr. Bailes,	Mr. Kirkwood,
Mr. Bent,	Mr. Langdon,
Mr. A. A. Billson,	Mr. Lawson,
Mr. Bowser,	Mr. Levien,
Mr. Boyd,	Mr. Livingston,
Mr. E. Cameron,	Mr. Mackey,
Mr. E. H. Cameron,	Mr. McCutcheon.
Mr. J. Cameron,	Mr. McKenzie,
Mr. Carlisle,	Mr. McLeod,
Mr. Cullen,	Mr. Morrissey,
Mr. Downward,	Mr. Murray,
Mr. Duffus,	Mr. Oman,
Mr. Fairbairn,	Sir Alexander Peacock,
Mr. Forrest,	Mr. Robertson,
Mr. Gaunson,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Thomson.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. McBride,
Mr. Keogh,	Mr. Watt.

Noes, 16.

Mr. Anstey,	Mr. Outtrim,
Mr. Beard,	Mr. Prendergast,
Mr. Beazley,	Mr. Sangster,
Mr. H. S. Bennett,	Mr. Smith,
Mr. Colechin,	Mr. Toutcher.
Mr. Hannah,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. McGrath,	Mr. J. W. Billson,
Mr. McGregor,	Mr. Elmslie.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 5.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 19TH AUGUST, 1904.

TUESDAY, 16TH AUGUST, 1904.

No. 1.—*Mines Acts further Amendment Bill.*—Clause 14, sub-section (2) as amended.

(2) In the case of a gold mining lease the working of which will * * * * owing to the depth or difficulty of sinking or the probabilities of having a heavy flow of water to contend with or other sufficient cause be in the opinion of the Minister attended by a heavy expense and delay before the lessee will be in a position to employ the number of men required by the covenants of the lease, it shall be lawful for the Minister to require the lessee in lieu of employing a certain specified number of men as aforesaid to expend in wages and the purchase erection and maintenance of mining machinery and other mining requisites, or otherwise in carrying on the actual mining operations on the land demised or in connexion therewith during each half-year for a period to be stated in such lease such a sum of money to be mentioned in the lease as the Minister in his discretion shall determine for each acre of land demised and granted. The sum of money to be so determined may be * * * a varying amount for each half-year during such period.—(Mr. McLeod.)

Question—That sub-section (2), as amended, stand part of the clause—put.
Committee divided.

Ayes, 34.

Noes, 21.

- | | |
|---------------------|------------------------|
| Mr. Bent, | Mr. Langdon, |
| Mr. A. A. Billson, | Mr. Livingston, |
| Mr. E. Cameron, | Mr. Mackey, |
| Mr. E. H. Cameron, | Mr. Mackinnon, |
| Mr. J. Cameron, | Mr. McBride, |
| Mr. Carlisle, | Mr. McCutcheon, |
| Mr. Cullen, | Mr. McLeod, |
| Mr. Downward, | Mr. Morrissey, |
| Mr. Fairbairn, | Mr. Murray, |
| Mr. Gaunson, | Sir Alexander Peacock, |
| Sir Samuel Gillott, | Mr. Robertson, |
| Mr. Graham, | Mr. Swinburne, |
| Mr. Harris, | Mr. Thomson, |
| Mr. Holden, | Mr. Watt. |
| Mr. Hunt, | |
| Mr. Hutchinson, | <i>Tellers.</i> |
| Mr. Keogh, | Mr. Bailes, |
| Mr. Kirkwood, | Mr. Boyd. |

- | | |
|--------------------|--------------------|
| Mr. Anstey, | Mr. Outtrim, |
| Mr. Beard, | Mr. Prendergast, |
| Mr. Beazley, | Mr. Sangster, |
| Mr. H. S. Bennett, | Mr. Smith, |
| Mr. Bromley, | Mr. Solly, |
| Mr. Colechin, | Mr. Toutcher, |
| Mr. Elmslie, | Mr. Warde. |
| Mr. Hannah, | |
| Mr. Lawson, | <i>Tellers.</i> |
| Mr. Lemmon, | Mr. G. H. Bennett, |
| Mr. McGrath, | Mr. J. W. Billson. |
| Mr. McGregor, | |

And so it was resolved in the affirmative.]

No. 2.—Sub-section (4).

(4) If it is proved to the satisfaction of the Minister that on account of unexpected or unforeseen difficulties in working the land demised by reason of want of water or on account of too much water or for want of machinery, or (when a company is the lessee) from exhaustion of the capital of the company or the necessity for the reconstruction of the "company" or on account of any other cause, whatever, which the Minister deems sufficient the lessee has been or is unable to employ the number of men required by the "covenant" in that behalf the Minister may by order in writing if he thinks fit from time to time waive and dispense with compliance with such covenant for any period not exceeding six months.—(Mr. McLeod.)

Amendment proposed—That the words "or during the period of shaft sinking" be inserted after the second word "company," in line 4.—(Mr. Bailes.)

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

Committee divided.

Ayes, 18.

Mr. Anstey,	Mr. McGrath,
Mr. Bailes,	Mr. Outtrim,
Mr. Beard,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. Bromley,	Mr. Smith,
Mr. Colechin,	Mr. Solly.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Kirkwood,	Mr. J. W. Billson,
Mr. Lemmon,	Mr. McGregor.

Noes, 27.

Mr. Bent,	Mr. Mackey,
Mr. A. A. Billson,	Mr. Mackinnon,
Mr. E. Cameron,	Mr. McCutcheon,
Mr. E. H. Cameron,	Mr. McLeod,
Mr. J. Cameron,	Mr. Morrissey,
Mr. Cullen,	Mr. Murray,
Mr. Gaunson,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Harris,	Mr. Swinburne,
Mr. Holden,	Mr. Thomson.
Mr. Hunt,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Keogh,	
Mr. Langdon,	Mr. Lawson,
Mr. Livingston,	Mr. McBride.

And so it passed in the negative.

No. 3.—Further amendment proposed—That the words "and that tributers equal in number to the deficiency of employes required by the covenant could not be secured" be inserted after the word "covenant," in line 6.—(Mr. Anstey.)

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

Committee divided.

Ayes, 21.

Mr. Anstey,	Mr. Mackinnon,
Mr. Bailes,	Mr. McGrath,
Mr. Beard,	Mr. Outtrim,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Sangster,
Mr. Bromley,	Mr. Smith,
Mr. Colechin,	Mr. Solly.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Kirkwood,	Mr. J. W. Billson,
Mr. Lawson,	Mr. McGregor.
Mr. Lemmon,	

Noes, 22.

Mr. Bent,	Mr. Langdon,
Mr. E. Cameron,	Mr. Mackey,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McLeod,
Mr. Cullen,	Mr. Murray,
Mr. Gaunson,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Harris,	Mr. Swinburne.
Mr. Holden,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. McBride,
Mr. Keogh,	Mr. Thomson.

And so it passed in the negative.

THURSDAY, 18TH AUGUST, 1904.

No. 4.—*Mines Acts further Amendment Bill*.—Clause 14.

Amendment proposed—That the following new sub-section be added to the clause:—

(5) If the lessee of any mining lease working under the labour covenant is unable through exhaustion of capital to employ the number of men required by the covenant he must engage that such mine be worked by tributers not fewer in number than the deficiency of employes required by the labour covenant. And the foregoing sub-sections of this section shall apply to all mining areas held under consolidated miners' rights.—(Mr. Anstey.)

Question—That new sub-section (5) be added to the clause—put.
Committee divided.

Ayes, 20.		Noes, 28.	
Mr. Anstey,	Mr. Outtrim,	Mr. Argyle,	Mr. Kirkwood,
Mr. Beard,	Mr. Prendergast,	Mr. Bent,	Mr. Lawson,
Mr. H. S. Bennett,	Mr. Sangster,	Mr. Bowser,	Mr. Livingston,
Mr. A. A. Billson,	Mr. Smith,	Mr. E. H. Cameron,	Mr. Mackey,
Mr. Bromley,	Mr. Solly,	Mr. J. Cameron,	Mr. McBride,
Mr. Colechin,	Mr. Toutcher,	Mr. Cullen,	Mr. McCutcheon,
Mr. Elmslie,	Mr. Warde.	Mr. Fairbairn,	Mr. McLeod,
Mr. Hannah,		Mr. Forrest,	Mr. Murray,
Mr. Lemmon,	<i>Tellers.</i>	Mr. Gaunson,	Sir Alexander Peacock,
Mr. McGrath,	Mr. Bailes,	Sir Samuel Gillott,	Mr. Robertson,
Mr. McGregor,	Mr. J. W. Billson.	Mr. Graham,	Mr. Swinburne.
		Mr. Harris,	
		Mr. Hunt,	<i>Tellers.</i>
		Mr. Hutchinson,	Mr. Carlisle,
		Mr. Keogh,	Mr. Thomson.

And so it passed in the negative.

No. 5.—Clause 17.

For section thirty-two of the *Mines Act* 1897 there shall be substituted the following section, namely:—

* * * * *

(3) On such inquiry the warden shall hear and examine the parties and their witnesses on oath and shall reduce their evidence to writing and shall forward the same together with a report and recommendation thereon to the Minister, and if the warden is of opinion that there has been a breach of the labour covenant or of the covenant with regard to the expenditure of money, as the case may be, "and that the applicant and the persons (if any) associated with him will be able to provide the labour and capital necessary for the efficient working of the land comprised in the demised area or such portion thereof as the applicant may desire to obtain," he may recommend that the lease be declared void as to the whole of the demised area or of such portion thereof as aforesaid as the case may be.

* * * * *

—(Mr. McLeod.)

Amendment proposed—That the words "and that the applicant and the persons (if any) associated with him will be able to provide the labour and capital necessary for the efficient working of the land comprised in the demised area or such portion thereof as the applicant may desire to obtain," in lines 7 to 9 inclusive, be omitted.—(Mr. McGrath.)

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

Ayes, 32.		Noes, 20.	
Mr. Argyle,	Mr. Kirkwood,	Mr. Beard,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Lawson,	Mr. Beazley,	Mr. Sangster,
Mr. Bowser,	Mr. Livingston,	Mr. G. H. Bennett,	Mr. Smith,
Mr. Boyd,	Mr. Mackey,	Mr. H. S. Bennett,	Mr. Solly,
Mr. E. Cameron,	Mr. McCutcheon,	Mr. Bromley,	Mr. Toutcher,
Mr. E. H. Cameron,	Mr. McKenzie,	Mr. Colechin,	Mr. Warde,
Mr. J. Cameron,	Mr. McLeod,	Mr. Lemmon,	Mr. Wilkins.
Mr. Carlisle,	Mr. Murray,	Mr. Mackinnon,	
Mr. Cullen,	Sir Alexander Peacock,	Mr. McGrath,	<i>Tellers.</i>
Mr. Duffus,	Mr. Robertson,	Mr. McGregor,	Mr. J. W. Billson,
Mr. Fairbairn,	Mr. Swinburne,	Mr. Outtrim,	Mr. Elmslie.
Mr. Forrest,	Mr. Thomson,		
Mr. Gaunson,	Mr. Watt.		
Mr. Graham,			
Mr. Hunt,	<i>Tellers.</i>		
Mr. Hutchinson,	Mr. Bailes,		
Mr. Keogh,	Mr. McBride.		

And so it was resolved in the affirmative.

No. 6.—Clause 19.

In section thirty-four of the *Mines Act* 1897, after the words "labour covenant," there shall be inserted the words—"or the covenant with regard to the expenditure of money, as the case may 'be,'" and at the end of the section there shall be added the following words, namely:—
"Provided that if in the opinion of the Minister the matter may be adequately dealt with by the Minister he may in lieu of submitting the matter for the determination of the Governor in Council determine it himself and may order the lessee to pay such penalty as the Minister may in his discretion think fit, and in the event of such penalty not being paid the Governor in Council may declare such lease void."—(Mr. McLeod.)

Amendment proposed—That all the words after the word "be," in line 3, to end of clause be omitted.—(Mr. Bailes.)

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

Committee divided:

Ayes, 30.		Noes, 22.	
Mr. Argyle,	Mr. Keogh,	Mr. Beard,	Mr. McGregor,
Mr. Bent,	Mr. Kirkwood,	Mr. Beazley,	Mr. Outtrim,
Mr. Bowser,	Mr. Livingston,	Mr. G. H. Bennett,	Mr. Prendergast,
Mr. E. Cameron,	Mr. Mackey,	Mr. H. S. Bennett,	Mr. Sangster,
Mr. E. H. Cameron,	Mr. McCutcheon,	Mr. A. A. Billson,	Mr. Smith,
Mr. J. Cameron,	Mr. McKenzie,	Mr. J. W. Billson,	Mr. Solly,
Mr. Carlisle,	Mr. McLeod,	Mr. Bromley,	Mr. Toutcher,
Mr. Cullen,	Mr. Murray,	Mr. Colechin,	Mr. Wilkins.
Mr. Duffus,	Sir Alexander Peacock,	Mr. Elmslie,	
Mr. Fairbairn,	Mr. Robertson,	Mr. Lemmon,	<i>Tellers.</i>
Mr. Forrest,	Mr. Swinburne,	Mr. Mackinnon,	Mr. Bailes,
Mr. Gaunson,	Mr. Thomson,	Mr. McGrath,	Mr. Lawson.
Mr. Graham,			
Mr. Harris,	<i>Tellers.</i>		
Mr. Hunt,	Mr. Boyd,		
Mr. Hutchinson,	Mr. McBride.		

And so it was resolved in the affirmative.

No. 7.—Clause 41.

For section one hundred and thirty-five of the *Mines Act 1897* there shall be substituted the following section, namely:—

135. The following general rules shall so far as may be reasonably practicable be observed in every mine:—

(1) An adequate amount of ventilation that is to say not less than seventy cubic feet of air each minute for each man and boy (except in the case of coal mines when the amount shall not be less than one hundred cubic feet each minute for each man and boy) and one hundred and fifty cubic feet each minute for each horse employed underground in a mine, excepting in cases where noxious gases exist to a dangerous degree when the quantity of air required shall be increased to such amount not exceeding five hundred cubic feet respectively as may be ordered in each case by the "Minister," shall be constantly produced in every mine to such an extent that the shafts winzes levels underground stables and working places in such mine and the travelling roads to and from such working places shall be in a fit state for working and passing therein, and the shafts winzes levels air pipes and working places shall be of sufficient size to allow seventy cubic feet, and in the case of coal mines one hundred cubic feet of air each minute to pass for each man employed therein. *

* * *—(Mr. McLeod.)

Amendment proposed—That the word "Minister," in line 10, be omitted, with a view to insert in place thereof the words "inspector of mines."—(Mr. Bailes.)

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

Committee divided:

Ayes, 28.		Noes, 24.	
Mr. Argyle,	Mr. Keogh,	Mr. Beard,	Mr. McGrath,
Mr. Bent,	Mr. Livingston,	Mr. Beazley,	Mr. McGregor,
Mr. Bowser,	Mr. Mackey,	Mr. G. H. Bennett,	Mr. Outtrim,
Mr. E. Cameron,	Mr. McBride,	Mr. H. S. Bennett,	Mr. Prendergast,
Mr. E. H. Cameron,	Mr. McKenzie,	Mr. A. A. Billson,	Mr. Sangster,
Mr. J. Cameron,	Mr. McLeod,	Mr. J. W. Billson,	Mr. Smith,
Mr. Carlisle,	Mr. Murray,	Mr. Bromley,	Mr. Solly,
Mr. Cullen,	Sir Alexander Peacock,	Mr. Colechin,	Mr. Toutcher,
Mr. Duffus,	Mr. Robertson,	Mr. Elmslie,	Mr. Wilkins.
Mr. Forrest,	Mr. Swinburne,	Mr. Hannah,	
Mr. Gaunson,	Mr. Thomson,	Mr. Kirkwood,	<i>Tellers.</i>
Mr. Graham,		Mr. Lemmon,	Mr. Bailes,
Mr. Harris,	<i>Tellers.</i>	Mr. Mackinnon,	Mr. Lawson.
Mr. Hunt,	Mr. Boyd,		
Mr. Hutchinson,	Mr. Watt.		

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 6.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 24TH AUGUST, 1904.

TUESDAY, 23RD AUGUST, 1904.

No. 1.—*Mines Acts further Amendment Bill.*—Clause 46.

For section one hundred and forty-three of the *Mines Act* 1897 there shall be substituted the following section, namely:—

143. (1) Any person who is not the holder of a certificate of competency as an engine-driver under the *Mines Act* 1897 or the holder of a certificate of competency or of service as an engine-driver under the Principal Act or who is wholly or partially deaf or whose sight is defective or who is subject to fits giddiness or any other infirmity likely to interfere with the efficient discharge of his duties, and who takes charge of machinery in which "steam" is used as motive power, and every person who employs any such person as aforesaid shall be guilty of an offence against this Division of this Part of this Act. Sinking pumps boring machines or puddling engines when fixed on an elevated puddling brace and worked by means of steam power shall not be deemed to be machinery within the meaning of this section.

(2) Where men are being raised or lowered by an air winch fixed "underground" a permit from an inspector of mines must first be obtained before any person not being the holder of a certificate of competency as an engine-driver can take charge and drive such air winch.—(*Mr. McLeod.*)

Amendment proposed—That after the word "steam," in sub-section (1), line 7, the words "or electricity" be inserted.—(*Mr. H. S. Bennett.*)

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

Ayes, 25.

Mr. Anstey,	Mr. Oman,
Mr. Beard,	Mr. Outtrim,
Mr. Beazley,	Mr. Prendergast,
Mr. H. S. Bennett,	Mr. Sangster,
Mr. A. A. Billson,	Mr. Smith,
Mr. J. W. Billson,	Mr. Solly,
Mr. Bromley,	Mr. Toutcher,
Mr. Colechin,	Mr. Warde,
Mr. Elmslie,	Mr. Wilkins.
Mr. Hannah,	
Mr. Kirkwood,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGrath,	Mr. Bailes,
Mr. McGregor,	Mr. Lawson.

Noes, 32.

Mr. Argyle,	Mr. Hunt,
Mr. Bent,	Mr. Hutchinson,
Mr. Bowser,	Mr. Keogh,
Mr. E. Cameron,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. McBride,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. McLeod,
Mr. Fairbairn,	Mr. Morrissey,
Mr. Forrest,	Mr. Murray,
Mr. Gaunson,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Swinburne.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Harris,	Mr. Thomson,
Mr. Holden,	Mr. Watt.

And so it passed in the negative.

No. 2.—

Further amendment proposed—That after the word “underground,” in sub-section (2), line 12, the words “no person not being the holder of a third class certificate of competency as an engine-driver can take charge of and drive such air winch” be inserted.—(*Mr. Smith.*)

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

Committee divided.

Ayes, 21.		Noes, 33.
Mr. Beard,	Mr. Prendergast,	Mr. Argyle,
Mr. Beazley,	Mr. Sangster,	Mr. Bent,
Mr. H. S. Bennett,	Mr. Smith,	Mr. A. A. Billson,
Mr. J. W. Billson,	Mr. Solly,	Mr. Bowser,
Mr. Colechin,	Mr. Toutcher,	Mr. E. Cameron,
Mr. Elmslie,	Mr. Warde,	Mr. E. H. Cameron,
Mr. Hannah,	Mr. Wilkins.	Mr. J. Cameron,
Mr. Kirkwood,		Mr. Carlisle,
Mr. Mackinnon,		Mr. Cullen,
Mr. McGrath,	<i>Tellers.</i>	Mr. Fairbairn,
Mr. McGregor,	Mr. Anstey,	Mr. Forrest,
Mr. Outtrim,	Mr. Bailes.	Mr. Gaunson,
		Sir Samuel Gillott,
		Mr. Graham,
		Mr. Gray,
		Mr. Harris,
		Mr. Holden,
		Mr. Hunt,
		Mr. Keogh,
		Mr. Langdon,
		Mr. Lawson,
		Mr. Livingston,
		Mr. Mackey,
		Mr. McKenzie,
		Mr. McLeod,
		Mr. Morrissey,
		Mr. Murray,
		Mr. Oman,
		Sir Alexander Peacock,
		Mr. Swinburne,
		Mr. Watt.
		<i>Tellers.</i>
		Mr. Hutchinson,
		Mr. Thomson.

And so it passed in the negative.

No. 3.—Clause 53.

(1) Where any dispute as to the ground held under tribute or as to the gold or minerals won from such “ground” occurs between the owner of a mine not held under miner’s right and any tributer or tributers of the whole or any part of such mine such dispute shall be determined by the warden without assessors on complaint of either party and the decision of such warden shall be final and conclusive and without appeal.

* * * * *

—(*Mr. McLeod.*)

Amendment proposed—That after the word “ground,” in line 2, the words “or as to the amount or continuity of work performed by tributers” be inserted.—(*Mr. Anstey.*)

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

Committee divided.

Ayes, 18.		Noes, 31.
Mr. Anstey,	Mr. Prendergast,	Mr. Bent,
Mr. Beard,	Mr. Sangster,	Mr. A. A. Billson,
Mr. Beazley,	Mr. Smith,	Mr. Bowser,
Mr. H. S. Bennett,	Mr. Solly,	Mr. E. H. Cameron,
Mr. J. W. Billson,	Mr. Toutcher,	Mr. J. Cameron,
Mr. Colechin,	Mr. Warde.	Mr. Carlisle,
Mr. Kirkwood,		Mr. Cullen,
Mr. McGrath,	<i>Tellers.</i>	Mr. Forrest,
Mr. McGregor,	Mr. Bailes,	Mr. Gaunson,
Mr. Outtrim,	Mr. Elmslie.	Sir Samuel Gillott,
		Mr. Graham,
		Mr. Gray,
		Mr. Harris,
		Mr. Holden,
		Mr. Hunt,
		Mr. Keogh,
		Mr. Langdon,
		Mr. Lawson,
		Mr. Livingston,
		Mr. Mackey,
		Mr. Mackinnon,
		Mr. McKenzie,
		Mr. McLeod,
		Mr. Morrissey,
		Mr. Murray,
		Mr. Oman,
		Sir Alexander Peacock,
		Mr. Swinburne,
		Mr. Watt.
		<i>Tellers.</i>
		Mr. Argyle,
		Mr. Hutchinson.

And so it passed in the negative.

WEDNESDAY, 24TH AUGUST, 1904.

No. 4.—*Mines Acts further Amendment Bill.*—Clause 23.

(1) Every mining board constituted under the provisions of the Mines Acts * * *

(3) On and after the first day of January One thousand nine hundred and five the mining board for each mining district shall consist “of” the Minister the Secretary for Mines and three persons appointed by the Governor in Council, of whom one shall be a Warden acting within any part of such district and one an Inspector of Mines acting within any part of such district. The chairman of each mining board shall be the Minister and in his absence the Secretary for Mines, and any two members thereof shall form a quorum.—(*Mr. McLeod.*)

Amendment proposed—That all words after the word “of,” in line 3, to end of clause be omitted, with a view to insert in place thereof the words “five members, viz., a warden and an inspector of mines acting within any part of such district, both of whom shall be appointed from time to time by the Governor in Council, a representative of the registered companies carrying on mining operations within such district to be nominated as such representative by such companies for a period of three years in accordance with regulations to be approved by the Governor in Council, and two representatives to be elected for a period of three years by male persons of the full age of twenty-one years being the holders of miners’ rights in force at the date of such election, and for a period of at least three months immediately prior to such date and being natural born or naturalized subjects of the King and resident within such district.”—(*Mr. McLeod.*)

And the words proposed to be omitted having been omitted—

Question—That the words proposed to be inserted in place of the words omitted be so inserted—put. Committee divided.

Ayes, 25.		Noes, 27.	
Mr. Argyle,	Mr. Mackey,	Mr. Beard,	Mr. Morrissey,
Mr. Bent,	Mr. McBride,	Mr. Beazley,	Mr. Oman,
Mr. Bowser,	Mr. McCutcheon,	Mr. H. S. Bennett,	Mr. Outtrim,
Mr. E. Cameron,	Mr. McKenzie,	Mr. A. A. Billson,	Mr. Prendergast,
Mr. E. H. Cameron,	Mr. McLeod,	Mr. J. W. Billson,	Mr. Sangster,
Mr. J. Cameron,	Mr. Murray,	Mr. Colechin,	Mr. Smith,
Mr. Carlisle,	Sir Alexander Peacock,	Mr. Elmslie,	Mr. Solly,
Mr. Downward,	Mr. Robertson,	Mr. Harris,	Mr. Toutcher,
Mr. Fairbairn,	Mr. Watt.	Mr. Hunt,	Mr. Warde,
Sir Samuel Gillott,		Mr. Keogh,	Mr. Wilkins.
Mr. Graham,		Mr. Lemmon,	
Mr. Gray,	<i>Tellers.</i>	Mr. Livingston,	<i>Tellers.</i>
Mr. Kirkwood,	Mr. Duffus,	Mr. Mackinnon,	
Mr. Langdon,	Mr. Hutchinson.	Mr. McGrath,	Mr. Anstey,
		Mr. McGregor,	Mr. Lawson.

And so it passed in the negative.

No. 5.—

Further amendment proposed—That the following words be inserted in place of the words omitted :—
“seven members, viz., an inspector of mines acting within any part of such district, who shall be appointed from time to time by the Governor in Council, two representatives of the registered companies carrying on mining operations within such district to be elected as such representatives by such companies for a period of three years in accordance with regulations to be approved by the Governor in Council, and two representatives to be elected for a period of three years by male persons of the full age of twenty-one years being the holders of miners’ rights in force at the date of such election, and for a period of at least three months immediately prior to such date and being natural born or naturalized subjects of the King and resident within such district, and two representatives of the Amalgamated Miners’ Association to be elected for the said period of three years.”
—(*Mr. McLeod.*)

Question—That the words proposed to be inserted in place of the words omitted be so inserted—put. Committee divided.

Ayes, 28.		Noes, 24.	
Mr. Bent,	Mr. Levien,	Mr. Beard,	Mr. Oman,
Mr. Bowser,	Mr. Livingston,	Mr. Beazley,	Mr. Outtrim,
Mr. E. Cameron,	Mr. Mackey,	Mr. G. H. Bennett,	Mr. Prendergast,
Mr. E. H. Cameron,	Mr. McBride,	Mr. H. S. Bennett,	Mr. Sangster,
Mr. J. Cameron,	Mr. McCutcheon,	Mr. A. A. Billson,	Mr. Smith,
Mr. Carlisle,	Mr. McKenzie,	Mr. Colechin,	Mr. Solly,
Mr. Duffus,	Mr. McLeod,	Mr. Elmslie,	Mr. Toutcher,
Mr. Fairbairn,	Mr. Murray,	Mr. Harris,	Mr. Warde,
Sir Samuel Gillott,	Sir Alexander Peacock,	Mr. Lemmon,	Mr. Wilkins.
Mr. Graham,	Mr. Robertson,	Mr. Mackinnon,	
Mr. Gray,	Mr. Watt.	Mr. McGrath,	<i>Tellers.</i>
Mr. Hunt,		Mr. McGregor,	Mr. Anstey,
Mr. Keogh,	<i>Tellers.</i>	Mr. Morrissey,	Mr. Lawson.
Mr. Kirkwood,	Mr. Argyle,		
Mr. Langdon,	Mr. Hutchinson.		

And so it was resolved in the affirmative.

No. 6.—New Clause D.

(1) In the event of any dispute with respect to wages or the hours or conditions of labour occurring between the owner or owners of any mine or mines and the miners employed by him or them therein such dispute may be inquired into and determined by a Board consisting of a chairman who shall be a warden appointed by the Minister and of six other persons three of whom shall be appointed or elected by such owner or owners and three of whom shall be elected by the miners employed in such mine who are party to such dispute.

(2) The Governor in Council may pursuant to the provisions of sections seventy-seven and seventy-eight of the Principal Act make regulations for the conduct of elections of members of such Boards.

(3) In the event of the owner or a majority of the owners or of a majority of the said miners being dissatisfied with the determination of such Board such owner or majority of owners or majority of miners may require such determination to be referred to the Court of Industrial Appeals constituted under the provisions of the *Factories and Shops Act 1903* and such determination shall be referred by the Minister accordingly.

(4) The provisions of the *Factories and Shops Act 1903* with regard to determinations of Special Boards referred by the Minister to the Court of Industrial Appeals shall as nearly as practicable apply to determinations referred by the Minister to the court under the provisions of this section.

(5) Any person who contravenes or who does not comply with any determination under the provisions of this section made by a Board or by the Court of Industrial Appeals shall be guilty of an offence and shall be liable to a penalty of the same amount and which may be enforced in the same manner as for an offence against the provisions of Division 1 of Part III. of the *Mines Act 1897*.

(6) No reference to the Court of Industrial Appeals of a determination of a Board constituted under the provisions of this section shall have the effect of suspending or delaying the operation of such determination.—(*Mr. Lawson.*)

Question—That new Clause D be added to the Bill—put.
Committee divided.

Ayes, 22.

Mr. Anstey,	Mr. Morrissey,
Mr. Beard,	Mr. Outtrim,
Mr. H. S. Bennett,	Sir Alexander Peacock,
Mr. A. A. Billson,	Mr. Prendergast,
Mr. J. W. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Harris,	Mr. Toutcher,
Mr. Lemmon,	Mr. Warde.
Mr. Mackinnon,	
Mr. McBride,	<i>Tellers.</i>
Mr. McGrath,	Mr. Elmslie,
Mr. McGregor,	Mr. Lawson.

Noes, 24.

Mr. Argyle,	Mr. Kirkwood,
Mr. Bent,	Mr. Levien,
Mr. Bowser,	Mr. Livingston,
Mr. E. Cameron,	Mr. Mackey,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McLeod,
Mr. Carlisle.	Mr. Murray,
Mr. Duffus,	Mr. Robertson,
Mr. Forrest,	Mr. Swinburne.
Sir Samuel Gillott,	
Mr. Graham,	<i>Tellers.</i>
Mr. Gray,	Mr. Hutchinson,
Mr. Keogh,	Mr. Watt.

And so it passed in the negative.

No. 7.—New Clause M.

In section sixty-four of the Principal Act, after the words "Her Majesty" there shall be inserted the following words:—"to occupy and use a site upon which to erect machinery forming purposes upon any Crown lands whether the same shall or shall not have been demised under the provisions of this or any other Act heretofore or hereafter to be in force relating to such leases as may be granted under this Part or shall or shall not be occupied by virtue of a miner's right or business licence, and."—(*Mr. Mackinnon.*)

Question—That new Clause M be now read a second time—put.
Committee divided.

Ayes, 40.

Mr. Anstey,	Mr. Levien,
Mr. Argyle,	Mr. Livingston,
Mr. Beard,	Mr. Mackey,
Mr. H. S. Bennett,	Mr. Mackinnon,
Mr. J. W. Billson,	Mr. McCutcheon,
Mr. Bowser,	Mr. McGrath,
Mr. Bromley,	Mr. McGregor,
Mr. E. Cameron,	Mr. McLeod,
Mr. E. H. Cameron,	Mr. Murray,
Mr. J. Cameron,	Mr. Outtrim,
Mr. Carlisle,	Sir Alexander Peacock,
Mr. Duffus,	Mr. Prendergast,
Mr. Elmslie,	Mr. Robertson,
Sir Samuel Gillott,	Mr. Smith,
Mr. Graham,	Mr. Solly,
Mr. Hannah,	Mr. Swinburne,
Mr. Harris,	Mr. Warde.
Mr. Hutchinson,	
Mr. Keogh,	<i>Tellers.</i>
Mr. Kirkwood,	Mr. Forrest,
Mr. Lemmon,	Mr. Lawson.

Noes, 2.

Tellers.
Mr. Gaunson,
Mr. McBride.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 7.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 8TH SEPTEMBER, 1904.

TUESDAY, 6TH SEPTEMBER, 1904.

No. 1.—*Closer Settlement Bill (No. 2)*.—Clause 4.

In this Act, unless the context otherwise requires—

* * * * *

(d) "Lease" means "a conditional purchase 'lease.'"

* * * * *

—(*Mr. Murray.*)Amendment proposed—That the words "a conditional purchase lease," in paragraph (d), line 2, be omitted, with a view to insert in place thereof the words "lease in perpetuity."—(*Mr. Prendergast.*)

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

Committee divided.

Ayes, 36.

Mr. Bent,	Mr. Kirkwood,
Mr. E. Cameron,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. Mackinnon,
Mr. Cullen,	Mr. McBride,
Mr. Downward,	Mr. McCutcheon,
Mr. Duffus,	Mr. McKenzie,
Mr. Fairbairn,	Mr. Morrissey,
Mr. Forrest,	Mr. Murray,
Sir Samuel Gillott,	Sir Alexander Peacock,
Mr. Graham,	Mr. Robertson,
Mr. Gray,	Mr. Swinburne,
Mr. Harris,	Mr. Thomson,
Mr. Holden,	Mr. Watt.
Mr. Hunt,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Keast,	Mr. Boyd,
Mr. Keogh,	Mr. Lawson.

Noes, 21.

Mr. Anstey,	Mr. Outtrim,
Mr. Beard,	Mr. Prendergast,
Mr. Beazley,	Mr. Sangster,
Mr. H. S. Bennett,	Mr. Solly,
Mr. Bromley,	Mr. Toutcher,
Mr. Colechin,	Mr. Warde,
Mr. Gaunson,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. McGrath,	Mr. Bailes,
Mr. McGregor,	Mr. J. W. Billson.
Mr. Oman,	

And so it was resolved in the affirmative.

No. 2.—

Further amendment proposed—That the words “ or lease in perpetuity ” be inserted after the second word “ lease,” in paragraph (d), line 2.—(*Mr. Toutcher.*)

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

Ayes, 23.

Mr. Beard,	Mr. Oman,
Mr. Beazley,	Mr. Outtrim,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. J. W. Billson,	Mr. Sangster,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Toutcher,
Mr. Gaunson,	Mr. Warde,
Mr. Hannah,	Mr. Watt.
Mr. Lawson,	
Mr. Lemmon,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGrath,	Mr. Anstey,
Mr. McGregor,	Mr. Bailes.

Noes, 30.

Mr. Bent,	Mr. Keogh,
Mr. Boyd,	Mr. Kirkwood,
Mr. E. Cameron,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Graham,	Mr. Swinburne,
Mr. Gray,	Mr. Thomson.
Mr. Harris,	
Mr. Holden,	<i>Tellers.</i>
Mr. Hunt,	Mr. Duffus,
Mr. Hutchinson,	Mr. McBride.

And so it passed in the negative.

No. 3.—

Further amendment proposed—That the words “ or a perpetual lease ” be inserted after the second word “ lease,” in paragraph (d), line 2.—(*Mr. J. W. Billson.*)

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

Ayes, 22.

Mr. Anstey,	Mr. Oman,
Mr. Bailes,	Mr. Outtrim,
Mr. Beard,	Mr. Prendergast,
Mr. Beazley,	Mr. Sangster,
Mr. H. S. Bennett,	Mr. Solly,
Mr. Bromley,	Mr. Toutcher,
Mr. Colechin,	Mr. Warde,
Mr. Hannah,	Mr. Watt.
Mr. Lemmon,	
Mr. Mackinnon,	<i>Tellers.</i>
Mr. McGrath,	Mr. J. W. Billson,
Mr. McGregor,	Mr. Lawson.

Noes, 30.

Mr. Bent,	Mr. Keogh,
Mr. Boyd,	Mr. Kirkwood,
Mr. E. Cameron,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Graham,	Mr. Swinburne,
Mr. Gray,	Mr. Thomson.
Mr. Harris,	
Mr. Holden,	<i>Tellers.</i>
Mr. Hunt,	Mr. Duffus,
Mr. Hutchinson,	Mr. McBride.

And so it passed in the negative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 8.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 15TH SEPTEMBER, 1904.

TUESDAY, 13TH SEPTEMBER, 1904.

No. 1.—*Foxes Destruction Bill*.—New Clause.

4. At the end of section four of the *Vermin Destruction Act* 1899 there shall be added the following sub-section:—

(3) The sum payable by the Governor in Council shall not exceed one-half of the difference between the amount paid by the council of the municipality by way of bonus or reward and the amount received by such council for the sale of skins in each year.

—(*Mr. Prendergast.*)

Question—That this clause be added to the Bill—put.
Committee divided.

Ayes, 30.

Mr. Anstey,	Mr. McGregor,
Mr. Argyle,	Mr. McLeod,
Mr. Beazley,	Mr. Murray,
Mr. H. S. Bennett,	Mr. Outtrim,
Mr. Bent,	Mr. Prendergast,
Mr. J. W. Billson,	Mr. Robertson,
Mr. Bromley,	Mr. Sangster,
Mr. E. Cameron,	Mr. Solly,
Mr. E. H. Cameron,	Mr. Swinburne,
Mr. Colechin,	Mr. Toutcher,
Mr. Elmslie,	Mr. Warde,
Sir Samuel Gillott,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. Mackinnon,	Mr. Bailes,
Mr. McGrath,	Mr. G. H. Bennett.

Noes, 28.

Mr. Beard,	Mr. Keogh,
Mr. A. A. Billson,	Mr. Kirkwood,
Mr. Bowser,	Mr. Livingston,
Mr. J. Cameron,	Mr. McCutcheon,
Mr. Carlisle,	Mr. McKenzie,
Mr. Downward,	Mr. Morrissey,
Mr. Duffus,	Mr. Oman,
Mr. Fairbairn,	Sir Alexander Peacock,
Mr. Forrest,	Mr. Smith,
Mr. Graham,	Mr. Thomson,
Mr. Harris,	Mr. Watt.
Mr. Holden,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Boyd,
Mr. Keast,	Mr. McBride.

And so it was resolved in the affirmative.

No. 2.—*Closer Settlement Bill* (No. 2).—Clause 22 as amended.

(1) If within such time as so notified, not being within eight weeks from the date of the offer, the owner does not accept such offer, then if the Board decides that it is desirable to acquire such land or any part thereof, and the owner states that he is willing to sell such land but not at the price offered, the amount of compensation may be referred by *mutual agreement* to the Compensation Court for determination.

(2) If the owner refuses to sell the land or if it appears to the Board that no agreement for sale can be arrived at, the Board shall report accordingly to the Minister.

"(3) On receiving such a report the Minister may thereupon submit a resolution to Parliament affirming that it is desirable to take such land compulsorily.

"(4) If both Houses of Parliament pass such a resolution, the Minister shall thereupon direct the Board to acquire the land compulsorily, and the Board shall acquire the same accordingly."

—(Mr. Murray.)

Further amendment proposed—That sub-sections (3) and (4) be omitted with a view to insert in place thereof the following new sub-section:—

"(3) On receiving such report the Minister may thereupon direct the Board to acquire the land compulsorily, and the Board shall acquire the same compulsorily."—(Mr. Prendergast.)

Question—That sub-sections (3) and (4) proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 32.

Mr. Argyle,	Mr. Keast,
Mr. Bent,	Mr. Keogh,
Mr. Bowser,	Mr. Kirkwood,
Mr. E. H. Cameron,	Mr. Levien,
Mr. J. Cameron,	Mr. Livingston,
Mr. Carlisle,	Mr. Mackey,
Mr. Cullen,	Mr. McCutcheon,
Mr. Downward,	Mr. McLeod,
Mr. Duffus,	Mr. Morrissey,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Mr. Robertson,
Sir Samuel Gillott,	Mr. Swinburne,
Mr. Graham,	Mr. Thomson.
Mr. Gray,	
Mr. Harris,	<i>Tellers.</i>
Mr. Hunt,	Mr. Boyd,
Mr. Hutchinson,	Mr. Watt.

And so it was resolved in the affirmative.

Noes, 27.

Mr. Beard,	Mr. Oman,
Mr. Beazley,	Mr. Outtrim,
Mr. G. H. Bennett,	Sir Alexander Peacock,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Sangster,
Mr. J. W. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. E. Cameron,	Mr. Toutcher,
Mr. Colechin,	Mr. Warde,
Mr. Elmslie,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. Mackinnon,	
Mr. McGrath,	Mr. Anstey,
Mr. McGregor,	Mr. Bailes.

WEDNESDAY, 14TH SEPTEMBER, 1904.

No. 3.—*Closer Settlement Bill (No. 2).*—Clause 22 as amended.

(1) If within such time as so notified, not being within eight weeks from the date of the offer, the owner does not accept such offer, then if the Board decides that it is desirable to acquire such land or any part thereof, and the owner states that he is willing to sell such land but not at the price offered, the amount of compensation may be referred by mutual agreement to the Compensation Court for determination.

(2) If the owner refuses to sell the land or if it appears to the Board that no agreement for sale can be arrived at, the Board shall report accordingly to the Minister.

(3) On receiving such a report the Minister may thereupon submit a resolution to Parliament affirming that it is desirable to take such land compulsorily.

(4) If both Houses of Parliament pass such a resolution, the Minister shall thereupon direct the Board to acquire the land compulsorily, and the Board shall acquire the same accordingly.

—(Mr. Murray.)

Question—That clause 22, as amended, stand part of the Bill—put.
Committee divided.

Ayes, 32.

Mr. Bent,	Mr. Keogh,
Mr. Bowser,	Mr. Kirkwood,
Mr. Boyd,	Mr. Levien,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. McBride,
Mr. Carlisle,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Duffus,	Mr. McLeod,
Mr. Fairbairn,	Mr. Morrissey,
Mr. Forrest,	Mr. Murray,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Graham,	Mr. Swinburne,
Mr. Gray,	Mr. Thomson.
Mr. Harris,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Argyle,
Mr. Keast,	Mr. Watt.

And so it was resolved in the affirmative.

Noes, 23.

Mr. Beazley,	Sir Alexander Peacock,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. A. A. Billson,	Mr. Sangster,
Mr. J. W. Billson,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Elmslie,	Mr. Toutcher,
Mr. Hannah,	Mr. Warde,
Mr. Lawson,	Mr. Wilkins.
Mr. Lemmon,	
Mr. McGrath,	<i>Tellers.</i>
Mr. McGregor,	
Mr. Oman,	Mr. Anstey
Mr. Outtrim,	Mr. Bailes.

No. 4.—Clause 23 as amended.

(1) The owner of an estate in possession the whole of which * * *

(4) In order to prevent any evasion or avoidance of the provisions of this section the area of the whole estate shall be computed as at the date of * * * the notification furnished to the owner by the Board as hereinbefore provided, and no subsequent disposition of the estate, or any part "thereof," shall operate to defeat the power of the Board to acquire or take the land. * * *

—(Mr. Murray.)

Further amendment proposed—That the words "or any disposition made within the past two years" be inserted after the word "thereof," in sub-section (4), line 5.—(Mr. Robertson.)

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

Ayes, 27.		Noes, 31.	
Mr. Anstey,	Mr. Outtrim,	Mr. Bent,	Mr. Kirkwood,
Mr. Beard,	Sir Alexander Peacock,	Mr. Bowser,	Mr. Levien,
Mr. Beazley,	Mr. Prendergast,	Mr. Boyd,	Mr. Livingston,
Mr. H. S. Bennett,	Mr. Robertson,	Mr. E. H. Cameron,	Mr. Mackey,
Mr. A. A. Billson,	Mr. Sangster,	Mr. J. Cameron,	Mr. McCutcheon,
Mr. Bromley,	Mr. Smith,	Mr. Carlisle,	Mr. McKenzie,
Mr. E. Cameron,	Mr. Solly,	Mr. Cullen,	Mr. McLeod,
Mr. Colechin,	Mr. Toutcher,	Mr. Duffus,	Mr. Morrissey,
Mr. Elmslie,	Mr. Warde,	Mr. Fairbairn,	Mr. Murray,
Mr. Hannah,	Mr. Wilkins.	Mr. Forrest,	Mr. Swinburne,
Mr. Lawson,		Sir Samuel Gillott,	Mr. Thomson,
Mr. Lemmon,	Tellers.	Mr. Graham,	Mr. Watt.
Mr. McGrath,		Mr. Gray,	
Mr. McGregor,	Mr. Bailes,	Mr. Harris,	Tellers.
Mr. Oman,	Mr. J. W. Billson.	Mr. Hunt,	
		Mr. Keast,	Mr. Argyle,
		Mr. Keogh,	Mr. Hutchinson.

And so it passed in the negative.

No. 5.—Clause 41.

(1) All land to be disposed of under this Act shall be subdivided by the Board into—
(a) farm allotments each of which shall consist of any area of land not exceeding "One" thousand and five hundred pounds in value, or * * *

—(Mr. Murray.)

Amendment proposed—That the word "One," in sub-section (1), paragraph (a), line 2, be omitted, with a view to insert in place thereof the word "Two."—(Mr. Thomson.)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 39.		Noes, 5.	
Mr. Argyle,	Mr. Lemmon,	Mr. McKenzie,	Tellers.
Mr. Beard,	Mr. Mackey,	Mr. Robertson,	Mr. Carlisle,
Mr. Beazley,	Mr. McCutcheon,	Mr. Thomson,	Mr. Duffus.
Mr. H. S. Bennett,	Mr. McGrath,		
Mr. J. W. Billson,	Mr. McGregor,		
Mr. Boyd,	Mr. McLeod,		
Mr. Bromley,	Mr. Morrissey,		
Mr. E. H. Cameron,	Mr. Murray,		
Mr. J. Cameron,	Mr. Oman,		
Mr. Colechin,	Mr. Outtrim,		
Mr. Cullen,	Mr. Prendergast,		
Mr. Forrest,	Mr. Sangster,		
Sir Samuel Gillott,	Mr. Smith,		
Mr. Graham,	Mr. Solly,		
Mr. Hannah,	Mr. Swinburne,		
Mr. Harris,	Mr. Warde.		
Mr. Hunt,			
Mr. Hutchinson,	Tellers.		
Mr. Keast,			
Mr. Keogh,	Mr. Bailes,		
Mr. Kirkwood,	Mr. Lawson.		

And so it was resolved in the affirmative.

THURSDAY, 15TH SEPTEMBER, 1904.

No. 6.—Closer Settlement Bill (No. 2).—Clause 41.

(b) workmen's homes allotments each of which shall consist of any area of land not exceeding One "hundred" pounds in value, or * * *

—(Mr. Murray.)

Further amendment proposed—That the words "and fifty" be inserted after the word "hundred," in sub-section (1), paragraph (b), line 2.—(Mr. Thomson.)

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

Ayes, 23.

Mr. Anstey,	Mr. McKenzie,
Mr. Beard,	Mr. Prendergast,
Mr. Beazley,	Mr. Robertson,
Mr. J. W. Billson,	Mr. Sangster,
Mr. Bromley,	Mr. Smith,
Mr. E. Cameron,	Mr. Solly,
Mr. Colechin,	Mr. Thomson,
Mr. Duffus,	Mr. Wilkins.
Mr. Hannah,	
Mr. Kirkwood,	
Mr. Lemmon,	
Mr. McBride,	
Mr. McGregor,	

Tellers.

Mr. Bailes,
Mr. Elmslie.

Noes, 27.

Mr. Bent,	Mr. Livingston,
Mr. A. A. Billson,	Mr. McCutcheon,
Mr. Boyd,	Mr. McLeod,
Mr. E. H. Cameron,	Mr. Morrissey,
Mr. J. Cameron,	Mr. Murray,
Mr. Carlisle,	Mr. Oman,
Mr. Cullen,	Sir Alexander Peacock,
Mr. Downward,	Mr. Swinburne,
Mr. Fairbairn,	Mr. Warde,
Mr. Forrest,	Mr. Watt.
Sir Samuel Gillott,	
Mr. Graham,	
Mr. Gray,	
Mr. Langdon,	
Mr. Levien,	

Tellers.

Mr. Hutchinson,
Mr. Toutcher.

And so it passed in the negative.

No. 7.—Clause 41.

* * * * *

(c) agricultural labourers' allotments each of which shall consist of any area of land not exceeding "Two" hundred pounds in value.

* * * * *

—(Mr. Murray.)

further amendment proposed—That the word "Two," in sub-section (1), paragraph (c), line 2, be omitted, with a view to insert in place thereof the word "Four."—(Mr. Thomson.)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 27.

Mr. Bent,	Mr. Mackinnon,
Mr. A. A. Billson,	Mr. McCutcheon,
Mr. E. H. Cameron,	Mr. McLeod,
Mr. J. Cameron,	Mr. Morrissey,
Mr. Carlisle,	Mr. Murray,
Mr. Cullen,	Mr. Oman,
Mr. Downward,	Sir Alexander Peacock,
Mr. Fairbairn,	Mr. Swinburne,
Mr. Forrest,	Mr. Toutcher,
Sir Samuel Gillott,	Mr. Watt.
Mr. Graham,	
Mr. Hutchinson,	
Mr. Kirkwood,	
Mr. Langdon,	
Mr. Livingston,	

Tellers.

Mr. Argyle,
Mr. Bailes.

And so it was resolved in the affirmative.

Noes, 21.

Mr. Beard,	Mr. Prendergast,
Mr. Beazley,	Mr. Robertson,
Mr. Bromley,	Mr. Sangster,
Mr. E. Cameron,	Mr. Smith,
Mr. Colechin,	Mr. Solly,
Mr. Duffus,	Mr. Thomson,
Mr. Hannah,	Mr. Wilkins.
Mr. Harris,	
Mr. Keast,	
Mr. Lemmon,	
Mr. McBride,	
Mr. McKenzie,	

Tellers.

Mr. Anstey,
Mr. J. W. Billson.

No. 8.—Clause 57 as amended.

If any land acquired by the Crown for closer settlement is proclaimed a township or is not taken up under conditional purchase lease within two years after having been first proclaimed as available under this Act the same may be sold by public auction under and pursuant to the provisions of * * * the Land Act 1901 relating to lands that may be sold by auction and the proceeds paid into Closer Settlement Fund.—(Mr. Murray.)

Question—That clause 57, as amended, stand part of the Bill—put.
Committee divided.

Ayes, 33.

Mr. Argyle,	Mr. Langdon,
Mr. Bent,	Mr. Levien,
Mr. E. Cameron,	Mr. Livingston,
Mr. E. H. Cameron,	Mr. Mackinnon,
Mr. J. Cameron,	Mr. McCutcheon,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. McLeod,
Mr. Duffus,	Mr. Morrissey,
Mr. Fairbairn,	Mr. Murray,
Mr. Forrest,	Mr. Oman,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Graham,	Mr. Swinburne,
Mr. Gray,	Mr. Thomson.
Mr. Harris,	
Mr. Hutchinson,	
Mr. Keast,	
Mr. Keogh,	
Mr. Kirkwood,	

Tellers.

Mr. Carlisle,
Mr. Watt.

And so it was resolved in the affirmative.

Noes, 15.

Mr. Beard,	Mr. Solly,
Mr. Beazley,	Mr. Toutcher,
Mr. Bromley,	Mr. Warde,
Mr. Colechin,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	
Mr. Prendergast,	
Mr. Sangster,	
Mr. Smith,	

Tellers.

Mr. Bailes,
Mr. J. W. Billson.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 9.

DIVISION IN COMMITTEE OF THE WHOLE.

WEEK ENDING 22ND SEPTEMBER, 1904.

TUESDAY, 20TH SEPTEMBER, 1904.

No. 1.—*Closer Settlement Bill* (No. 2).—New Clause EE (on recommitment).

Notwithstanding anything to the contrary in this Act the Board shall out of the land acquired for the purposes of closer settlement in each year set apart an area or areas of at least one-fifth, and not exceeding one-quarter, of the land so acquired in such year, and instead of disposing of such land upon conditional purchase leases shall dispose of the same in allotments upon perpetual leases.—(*Mr. Mackinnon.*)

Question—That new Clause EE be now read a second time—put.
Committee divided.

Ayes, 18.

Mr. Beard,	Mr. Outtrim,
Mr. Beazley,	Mr. Sangster,
Mr. H. S. Bennett,	Mr. Smith,
Mr. J. W. Billson,	Mr. Solly,
Mr. Colechin,	Mr. Watt,
Mr. Elmslie,	Mr. Wilkins.
Mr. Hannah,	
Mr. Lemmon,	<i>Tellers.</i>
Mr. Mackinnon,	Mr. Bailes,
Mr. McGregor,	Mr. Lawson.

Noes, 32.

Mr. Bent,	Mr. Keogh,
Mr. Bowser,	Mr. Kirkwood,
Mr. E. Cameron,	Mr. Langdon,
Mr. E. H. Cameron,	Mr. Livingston,
Mr. J. Cameron,	Mr. Mackey,
Mr. Carlisle,	Mr. McBride,
Mr. Cullen,	Mr. McCutcheon,
Mr. Duffus,	Mr. McLeod,
Mr. Forrest,	Mr. Murray,
Mr. Gaunson,	Sir Alexander Peacock,
Mr. Graham,	Mr. Robertson,
Mr. Gray,	Mr. Swinburne,
Mr. Harris,	Mr. Thomson.
Mr. Holden,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Argyle,
Mr. Keast,	Mr. Boyd.

And so it passed in the negative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 10.

DIVISION IN COMMITTEE OF THE WHOLE.

WEEK ENDING 13TH OCTOBER, 1904.

THURSDAY, 13TH OCTOBER, 1904.

No. 1.—*Coal and Firewood Sale Regulation Bill.*—New Clause A.

If any seller of coal or firewood is twice convicted of any breach of the provisions of this Act a member of the police force shall forthwith after the second conviction post and keep posted for the period of one month upon the building or part of a building or other place in which such seller carries on his business a printed notice that such seller has been twice convicted under this Act and stating shortly the nature of such breaches.—(*Mr. Warde.*)

Question—That new Clause A be now read a second time—put.
Committee divided.

Ayes, 18.

Mr. Anstey,	Mr. McBride,
Mr. Beard,	Mr. McGrath,
Mr. H. S. Bennett,	Mr. Prendergast,
Mr. Broml�y,	Mr. Sangster,
Mr. Colechin,	Mr. Smith,
Mr. Elmslie,	Mr. Solly.
Mr. Graham,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hannah,	Mr. J. W. Billson,
Mr. Lemmon,	Mr. Warde.

Noes, 29.

Mr. Argyle,	Mr. Livingston,
Mr. Bailes,	Mr. Mackey,
Mr. Bent,	Mr. Mackinnon,
Mr. A. A. Billson,	Mr. McCutcheon,
Mr. E. H. Cameron,	Mr. McKenzie,
Mr. J. Cameron,	Mr. McLeod,
Mr. Cullen,	Mr. Murray,
Mr. Fairbairn,	Mr. Swinburne,
Mr. Forrest,	Mr. Toutcher,
Mr. Gaunson,	Mr. Watt,
Sir Samuel Gillott,	Mr. Wilkins.
Mr. Harris,	
Mr. Irvine,	<i>Tellers.</i>
Mr. Kirkwood,	
Mr. Langdon,	Mr. Boyd,
Mr. Levien,	Mr. Duffus.

And so it passed in the negative

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 11.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 20TH OCTOBER, 1904.

WEDNESDAY, 19TH OCTOBER, 1904.

No. 1.—*Unclaimed Funds Bill.*—Clause 2 as amended.

In this Act unless the context otherwise requires—

“Company” means—

* * * * *

“Unclaimed moneys” means all principal and interest money and all dividends bonuses profits and sums of money whatsoever which either before or after or partly before and partly after the commencement of this Act have been or shall have been in the possession of any company for a period of six years or upwards and in respect whereof no claim has or shall have been made during such period by the owner against the company *but shall not include the dividends of any company the members of which have agreed to exclude the same from the operation of this “Act.”*

* * * * *

—(*Mr. Beazley.*)

Further amendment proposed—That the words “nor include unclaimed moneys the right of the owner to recover which has prior to the passing of this Act been barred by the Statute of Limitations except with the consent of the company” be added after the word “Act,” in line 9.—(*Mr. Watt.*)

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

Committee divided.

Ayes, 19.

Mr. Bent,	Mr. Levien,
Mr. J. Cameron,	Mr. Mackey,
Mr. Cullen,	Mr. McCutcheon,
Mr. Forrest,	Sir Alexander Peacock,
Mr. Gaunson,	Mr. Swinburne,
Mr. Gray,	Mr. Watt.
Mr. Harris,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Argyle,
Mr. Keogh,	Mr. Duffus.
Mr. Kirkwood,	

Noes, 20.

Mr. Beard,	Mr. Murray,
Mr. Beazley,	Mr. Oman,
Mr. G. H. Bennett,	Mr. Outtrim,
Mr. J. W. Billson,	Mr. Sangster,
Mr. Boyd,	Mr. Solly,
Mr. Bromley,	Mr. Warde,
Mr. Colechin,	Mr. Wilkins.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Lemmon,	Mr. Bailes,
Mr. McGregor,	Mr. Lawson.

And so it passed in the negative.

No. 2.—Clause 2 as amended.

In this Act unless the context otherwise requires—

“Company” means—

- (a) Every company which having for its object the acquisition of gain is registered or incorporated in Victoria under any Act relating to companies; and
- (b) Every company which having for its object the acquisition of gain and carrying on business in Victoria is registered or incorporated elsewhere than in Victoria; and includes
- (c) Every banking or life assurance company or association howsoever or wheresoever registered or incorporated carrying on business within Victoria; and also includes the liquidator of any company.

“Unclaimed moneys” means all principal and interest money and all dividends bonuses profits and sums of moneys whatsoever which either before or after or partly before and partly after the commencement of this Act have been or shall have been in the possession of any company for a period of six years or upwards and in respect whereof no claim has or shall have been made during such period by the owner against the company *but shall not include the dividends of any company the members of which have agreed to exclude the same from the operation of this Act.*

“Owner” means the person entitled to any unclaimed moneys and includes his executors administrators or assigns or his or their lawful attorney or agent in Victoria.

“Treasurer” means the Treasurer of Victoria.

“Public officer” means any person employed by the Government of Victoria.—(Mr. Beazley.)

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

Committee divided.

Ayes, 20.

Mr. Beard,	Mr. Murray,
Mr. Beazley,	Mr. Oman,
Mr. G. H. Bennett,	Mr. Outtrim,
Mr. J. W. Billson,	Mr. Sangster,
Mr. Boyd,	Mr. Solly,
Mr. Bromley,	Mr. Warde,
Mr. Colechin,	Mr. Wilkins.
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Lemmon,	Mr. Bailes,
Mr. McGregor,	Mr. Lawson.

Noes, 18.

Mr. Bent,	Mr. Kirkwood,
Mr. J. Cameron,	Mr. Levien,
Mr. Cullen,	Mr. Mackey,
Mr. Forrest,	Mr. McCutcheon,
Mr. Gaunson,	Mr. Swinburne,
Mr. Gray,	Mr. Watt.
Mr. Harris,	
Mr. Hunt,	<i>Tellers.</i>
Mr. Hutchinson,	Mr. Argyle,
Mr. Keogh,	Mr. Duffus.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 12.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 3RD NOVEMBER, 1904.

THURSDAY, 3RD NOVEMBER, 1904.

No. 1.—*Water Acts Consolidation and Amendment Bill.*—New clause AA (on recommitment).

Any municipal council may with the consent of the Governor in Council from time to time apply any portion of its municipal funds towards the payment of interest on and the creation of a sinking fund for the liquidation of any money borrowed and also towards maintenance and management within its municipal district of the works of any waterworks trust.—(Mr. Cullen.)

Question—That new clause AA be now read a second time—put.
Committee divided.

Ayes, 12.

Mr. Bowser,	Mr. Kirkwood,
Mr. Cullen,	Mr. McKenzie,
Mr. Downward,	Mr. Morrissey.
Mr. Fairbairn,	
Mr. Graham,	<i>Tellers.</i>
Mr. Gray,	Mr. Hutchinson,
Mr. Hunt,	Mr. Watt.

Noes, 41.

Mr. Anstey, ⁵	Mr. Mackinnon, ⁵
Mr. Beard,	Mr. McGrath,
Mr. Beazley,	Mr. McGregor,
Mr. G. H. Bennett,	Mr. McLeod,
Mr. H. S. Bennett,	Mr. Murray,
Mr. Bent,	Mr. Oman,
Mr. A. A. Billson,	Mr. Outtrim,
Mr. J. W. Billson,	Sir Alexander Peacock,
Mr. Bromley,	Mr. Prendergast,
Mr. E. H. Cameron,	Mr. Robertson,
Mr. J. Cameron,	Mr. Sangster,
Mr. Colechin,	Mr. Smith,
Mr. Duffus,	Mr. Solly,
Mr. Elmslie,	Mr. Swinburne,
Sir Samuel Gillott,	Mr. Thomson,
Mr. Hannah,	Mr. Toutcher,
Mr. Harris,	Mr. Warde.
Mr. Holden,	
Mr. Keogh,	<i>Tellers.</i>
Mr. Lawson,	Mr. Argyle,
Mr. Lemmon,	Mr. Bailes.
Mr. Mackey,	

And so it passed in the negative.

No. 2.—Clause 56A (on re-recommittal).

The Commission shall in each year make and levy upon the occupiers or owners of all lands within every irrigation and water supply district to which water rights have been apportioned as hereinbefore provided an irrigation charge for the supply of water for the irrigation of such lands; but no such charge shall be made and levied in respect of any of such lands until the works are so far complete as to render a supply of water available for the irrigation thereof.

Such charge may in the discretion of the Commission be made and levied equally in respect of all such lands within such district, or may be graduated in respect of the lands in the several classes but equal in respect of all lands in the same class as such lands are classified in the register for such district; but the charge in respect of the lands in the lowest class in any such district shall not be at a less rate than one-half of the charge in respect of the lands in the highest class in the same district.

Such charge shall in respect of the lands in the highest class in any district where the charge is so graduated, and in respect of all the lands in any district where it is so made and levied equally be equal in amount to one-fifth of the net annual value thereof according to the valuation made by the Commission for the purpose of making and levying a general rate under the provisions of this Act and in force at the time of making such charge; but for the purpose of determining the amount of such charge there shall in each case be first deducted from such net annual value the portion thereof assignable to buildings existing on such lands and the portion assignable to growing fruit trees vines or other like plants forming the stock of any orchard vineyard or other like plantation standing thereon.

Notwithstanding anything in this section contained the Commission may, in its discretion, for any period not exceeding seven years from and after the first making and levying of irrigation charges in respect of any land in an irrigation and water supply district make and levy such charges in such district so as to be less in amount than hereinbefore provided. In any such case such charges may for the first year be on a scale of not less than one-half of that hereinbefore provided, and thereafter be increased uniformly from year to year so that after the termination of such period they shall be of the full amount hereinbefore provided.—(*Mr. Swinburne.*)

Question—That clause 56A stand part of the Bill—put.
Committee divided.

Ayes, 45.

Mr. Anstey,	Mr. Keogh,
Mr. Beazley,	Mr. Kirkwood,
Mr. H. S. Bennett,	Mr. Langdon,
Mr. Bent,	Mr. Lawson,
Mr. J. W. Billson,	Mr. Lemmon,
Mr. Bowser,	Mr. Levien,
Mr. Boyd,	Mr. Livingston,
Mr. Bromley,	Mr. Mackey,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McGrath,
Mr. Carlisle,	Mr. McLeod,
Mr. Colechin,	Mr. Murray,
Mr. Cullen,	Mr. Outtrim,
Mr. Duffus,	Mr. Prendergast,
Mr. Elmslie,	Mr. Robertson,
Mr. Forrest,	Mr. Sangster,
Sir Samuel Gillott,	Mr. Smith,
Mr. Graham,	Mr. Swinburne,
Mr. Gray,	Mr. Warde.
Mr. Hannah,	
Mr. Harris,	<i>Tellers.</i>
Mr. Hunt,	
Mr. Hutchinson,	Mr. Argyle,
Mr. Irvine,	Mr. Bailes.

Noes, 9.

Mr. A. A. Billson,	Mr. Toutcher.
Mr. Mackinnon,	
Mr. McGregor,	<i>Tellers.</i>
Mr. Morrissey,	
Mr. Oman,	Mr. G. H. Bennett.
Sir Alexander Peacock,	Mr. Watt.

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 13.

DIVISION IN COMMITTEE OF THE WHOLE.

WEEK ENDING 10TH NOVEMBER, 1904.

THURSDAY, 10TH NOVEMBER, 1904.

No. 1.—*Income Tax Bill*.—Clause 2.

The rates of the duties of income tax which shall pursuant to the Income Tax Acts be charged levied collected and paid for the use of His Majesty in aid of the consolidated revenue for the year ending on the thirty-first day of December One thousand nine hundred and five are hereby declared to be as follows (that is to say):—

* * * * *

Provided that a person (not being a company) whose income from personal exertion and the produce of property during the year immediately preceding the year of assessment did not exceed "One hundred and fifty-six" pounds shall not be liable to tax.—(*Mr. Bent.*)
Amendment proposed—That the words "One hundred and fifty-six," in line 7, be omitted, with a view to insert in place thereof the words "Two hundred."—(*Mr. Mackinnon.*)

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

Ayes, 21.

Mr. Bent,	Mr. Langdon,
Mr. Carlisle,	Mr. Mackey,
Mr. Cullen,	Mr. McCutcheon,
Mr. Fairbairn,	Mr. McKenzie,
Mr. Forrest,	Mr. Murray,
Sir Samuel Gillott,	Mr. Robertson,
Mr. Graham,	Mr. Swinburne.
Mr. Gray,	
Mr. Hutchinson,	<i>Tellers.</i>
Mr. Irvine,	Mr. Argyle,
Mr. Keast,	Mr. Livingston.
Mr. Kirkwood,	

Noes, 17.

Mr. Anstey,	Mr. Sangster,
Mr. Beard,	Mr. Smith,
Mr. Beazley,	Mr. Solly,
Mr. G. H. Bennett,	Mr. Toutcher,
Mr. H. S. Bennett,	Mr. Warde.
Mr. A. A. Billson,	
Mr. Colechin,	<i>Tellers.</i>
Mr. Gaunson,	Mr. Bailes,
Mr. Mackinnon,	Mr. J. W. Billson.
Mr. Prendergast,	

And so it was resolved in the affirmative.

VICTORIA.

LEGISLATIVE ASSEMBLY.

SESSION 1904.

No. 14.

DIVISIONS IN COMMITTEE OF THE WHOLE.

WEEK ENDING 17TH NOVEMBER, 1904.

TUESDAY, 15TH NOVEMBER, 1904.

No. 1.—*Water Acts Consolidation and Amendment Bill.*—Clause 259 (on re-re-committal).

When any authority (other than the Ballarat Water Commissioners) is liable for the repayment of any loan granted before the commencement of this Act under the provisions of any Act relating to water supply, such authority shall at the end of each half-year after the thirtieth day of June next after the commencement of this Act until such loan is repaid pay to the Treasurer a sum equal to Four and one-half per cent. per annum on the balance of principal outstanding on such thirtieth day of June.

* * * * *

—(Mr. Swinburne.)

Amendment proposed—That the following words be added at the end of the first paragraph:—
“Every such half-yearly payment shall be applied by the Treasurer for interest at the rate of Four per cent. per annum on the balance of principal outstanding from time to time; and the difference between the amount of such half-yearly payment and the amount applied for interest shall be applied in reduction of principal.”—(Mr. Gray.)

Question—That the words proposed to be added be so added—put.
Committee divided.

Ayes, 19.

Mr. A. A. Billson,	Mr. McKenzie,
Mr. Bowser,	Mr. Morrissey,
Mr. Cullen,	Mr. Outtrim,
Mr. Gaunson,	Sir Alexander Peacock,
Mr. Gray,	Mr. Toutcher,
Mr. Holden,	Mr. Watt.
Mr. Hunt,	
Mr. Kirkwood,	
Mr. Livingston,	<i>Tellers.</i>
Mr. Mackinnon,	Mr. Boyd,
Mr. McBride,	Mr. Carlisle.

Noes, 33.

Mr. Beard,	Mr. McCutcheon,
Mr. Beazley,	Mr. McGregor,
Mr. H. S. Bennett,	Mr. McLeod,
Mr. Bent,	Mr. Murray,
Mr. J. W. Billson,	Mr. Prendergast,
Mr. E. H. Cameron,	Mr. Robertson,
Mr. J. Cameron,	Mr. Sangster,
Mr. Colechin,	Mr. Smith,
Mr. Duffus,	Mr. Solly,
Mr. Elmslie,	Mr. Swinburne,
Mr. Forrest,	Mr. Thomson,
Sir Samuel Gillott,	Mr. Warde,
Mr. Hannah,	Mr. Wilkins.
Mr. Harris,	
Mr. Keogh,	<i>Tellers.</i>
Mr. Lawson,	
Mr. Lemmon,	Mr. Argyle,
Mr. Levien,	Mr. Bailes.

And so it passed in the negative.

WEDNESDAY, 16TH NOVEMBER, 1904.

No. 2.—*Railways Laws further Amendment Bill (No. 2)*.—Clause 12.

The Commissioners "may" decline to carry wheat if contained in a bag having a greater capacity than a bag measuring forty-four inches long by twenty-six and a half inches wide.—*(Mr. Bent.)*

Amendment proposed—That the word "may," in line 1, be omitted, with a view to insert in place thereof the word "shall."—*(Mr. Sangster.)*

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 30.

Mr. Bent,	Mr. Mackey,
Mr. A. A. Billson,	Mr. Mackinnon,
Mr. Boyd,	Mr. McBride,
Mr. E. H. Cameron,	Mr. McCutcheon,
Mr. J. Cameron,	Mr. McLeod,
Mr. Carlisle,	Mr. Morrissey,
Mr. Duffus,	Mr. Murray,
Mr. Fairbairn,	Mr. Oman,
Mr. Forrest,	Sir Alexander Peacock,
Sir Samuel Gillott,	Mr. Swinburne,
Mr. Gray,	Mr. Thomson,
Mr. Harris,	Mr. Toutcher.
Mr. Hunt,	
Mr. Keogh,	<i>Tellers.</i>
Mr. Lawson,	Mr. Holden,
Mr. Livingston,	Mr. Watt.

Noes, 17.

Mr. Bailes,	Mr. Prendergast,
Mr. Beard,	Mr. Sangster,
Mr. H. S. Bennett,	Mr. Smith,
Mr. Bromley,	Mr. Solly,
Mr. Colechin,	Mr. Warde.
Mr. Downward,	
Mr. Elmslie,	
Mr. Hannah,	<i>Tellers.</i>
Mr. Lemmon,	Mr. G. H. Bennett,
Mr. Outtrim,	Mr. J. W. Billson.

And so it was resolved in the affirmative.

