

VICTORIA



MINUTES  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
COUNCIL

SESSION

1892-3

CLERK  
OF THE  
PARLIAMENTS



VICTORIA.



MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

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SESSION 1892-3.

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

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



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- B 1. Transmitting a Copy of Correspondence between the Premier and the Governor relative to the privilege of the private entrée at Government House being extended to Members of Parliament. (Not printed. *See Minutes of the Proceedings, page 14.*)
2. Notifying the appointment of the Honorable William Shiels, M.P., Treasurer, and the Honorable Allan McLean, M.P., Chief Secretary, as representatives of the Colony of Victoria in the Federal Council of Australasia, in place of the Honorable James Munro and the Honorable William Shiels, who had, on their vacation of office as Ministers of the Crown, ceased to hold office as representatives. (Not printed. *See Minutes of the Proceedings, page 23.*)
3. Assent to Acts—Informing the Legislative Council that he had given the Royal assent to certain Acts. (Not printed. *See Minutes of the Proceedings, page 43.*)
4. Assent to Act—Informing the Legislative Council that he had given the Royal assent to a certain Act. (Not printed. *See Minutes of the Proceedings, page 47.*)
5. Transmitting a copy of a Despatch received from the Right Honorable the Secretary of State for the Colonies relative to the expression of condolence passed by the Council with Her Majesty and Her Majesty's family in the death of H.R.H the Duke of Clarence. (Not printed. *See Minutes of the Proceedings, page 53.*)
6. Transmitting a copy of a Despatch from the Right Honorable the Secretary of State for the Colonies enclosing a copy of Her Majesty's Instructions to the Governor and Commander-in-Chief of this Colony, dated 9th July, 1892, in lieu of those of 21st February, 1879 ... .. 245\*
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18. Reservation of Bill for Royal Assent—Informing the Legislative Council that he had reserved a certain Bill for the signification of Her Majesty's pleasure thereon. (Not printed. *See Minutes of the Proceedings*, page 151.)
19. Assent to Acts—Informing the Legislative Council that he had given the Royal assent to certain Acts. (Not printed. *See Minutes of the Proceedings*, page 159.)
20. Assent to Acts—Informing the Legislative Council that he had given the Royal assent to certain Acts. (Not printed. *See Minutes of the Proceedings*, page 171.)
21. Notifying the resignation of the Honorable A. McLean as representative of the Colony of Victoria in the Federal Council of Australasia, and the appointment of the Honorable J. Gavan Duffy, M.P. (Not printed. *See Minutes of the Proceedings*, page 171.)
22. Assent to Acts—Informing the Legislative Council that he had given the Royal assent to certain Acts. (Not printed. *See Minutes of the Proceedings*, page 173.)
23. Notifying the resignation of the Honorable W. Shiels as representative of the Colony of Victoria in the Federal Council of Australasia, and the appointment of the Honorable Sir F. T. Sargood, K.C.M.G., M.L.C. (Not printed. *See Minutes of the Proceedings*, page 173.)
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26. Assent to Acts—Informing the Legislative Council that he had given the Royal assent to certain Acts. (Not printed. *See Minutes of the Proceedings*, page 191.)

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- C 1. Patents Office—Income and Expenditure—Return to an Order of the Legislative Council, dated 11th October, 1892, for a Return showing—
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  3. Report of the Colonial Defence Committee upon the "Scheme of Defence for the Colony," drawn up by Major-General Tulloch, C.B.
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Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
<b>MELBOURNE PROVINCE :</b>				
The Honorables—				
Cornelius Job Ham ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Sir Benjamin Benjamin ... ..	...	11 Sept. 1890	1896	Retired by rotation, and re-elected; resigned 9 Sept., 1892.
succeeded by—				
Robert Reid ... ..	28 Sept. 1892 7 Feb. 1893	...	1896	Elected in place of Hon. Sir B. Benjamin, resigned.
George Selth Coppin ... ..	30 Aug. 1889	...	1895	Seat vacated by being appointed Minister of Defence; re-elected.
James Service ... ..	31 Aug. 1888	...	1894	Elected under Act No. 995. Retired by rotation, and re-elected.
<b>NORTH YARRA PROVINCE :</b>				
The Honorables—				
William Henry Roberts ... ..	...	9 Sept. 1886	1892	Elected in place of Hon. G. Meares, C.M.G., who retired by rotation.
succeeded by—				
Nathaniel Levi ... ..	...	8 Sept. 1892	1898	Elected in place of Hon. W. H. Roberts, who retired by rotation.
William Pitt ... ..	...	1 Aug. 1891	1896	Elected in place of Hon. J. G. Beaney, deceased.
Frederick Sheppard Grimwade ...	7 Nov. 1891	...	1894	Elected in place of Hon. G. Le Fevre, deceased.
<b>SOUTH YARRA PROVINCE :</b>				
The Honorables—				
Simon Fraser ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Sir Frederick Thomas Sargood	29 Aug. 1890 18 Nov. 1890	...	1896	Retired by rotation, and re-elected. Seat vacated by being appointed Minister of Defence; re-elected.
John Mark Davies ... ..	18 Nov. 1890	12 Sept. 1889	1895	Elected under Act No. 995. Seat vacated by being appointed Minister of Justice; re-elected.
Sir James MacBain ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected; deceased 4 Nov., 1892.
succeeded by—				
Matthew Lang ... ..	26 Nov. 1892	...	1894	Elected in place of Hon. Sir James MacBain, deceased.
(Vacant)	...	...	...	Hon. M. Lang died 2 March, 1893.
<b>SOUTHERN PROVINCE :</b>				
The Honorables—				
Donald Melville ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Thomas Brunton ... ..	...	11 Sept. 1890	1896	Elected in place of Hon. C. H. James, who retired by rotation.
Sir William John Clarke, Bart. ...	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.
<b>SOUTH-EASTERN PROVINCE :</b>				
The Honorables—				
James Buchanan ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
James Balfour ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Frank Stanley Dobson ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected; appointed Chairman of Committees, 17th May, 1892.
<b>NELSON PROVINCE :</b>				
The Honorables—				
Thomas Dowling ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Samuel Williamson ... ..	...	25 Sept. 1891	1896	Elected in place of Hon. J. P. MacPherson, deceased.
William Henry Seville Osmand ...	...	13 Sept. 1888	1894	Elected in place of Hon. Jas. Williamson, who retired by rotation.
<b>WESTERN PROVINCE :</b>				
The Honorables—				
Nathan Thornley ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Agar Wynne ... ..	29 Aug. 1890 7 Feb. 1893	...	1896	Retired by rotation, and re-elected. Seat vacated by being appointed Postmaster-General; re-elected.
Samuel Winter Cooke ... ..	31 Aug. 1888	...	1894	Elected in place of Hon. W. Ross, who retired by rotation.
<b>WELLINGTON PROVINCE :</b>				
The Honorables—				
Henry Gore ... ..	...	9 Sept. 1886	1892	Elected in place of Hon. G. F. Belcher, who retired by rotation.
succeeded by—				
Emanuel Steinfeld ... ..	...	8 Sept. 1892	1898	Elected in place of Hon. H. Gore, who retired by rotation.
Henry Cuthbert ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Edward Morey ... ..	30 Aug. 1889	...	1895	Elected under Act No. 995.
David Ham ... ..	31 Aug. 1888	...	1894	Retired by rotation, and re-elected.

## MEMBERS OF THE LEGISLATIVE COUNCIL—continued.

Provinces and Members.	Elected at—		Dates of Retirement.	Remarks.
	Nomination.	Polling.		
<b>SOUTH-WESTERN PROVINCE :</b>				
The Honorables—				
Donald Smith Wallace ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Joseph Henry Connor ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Sidney Austin ... ..	31 Aug. 1888	...	1894	Elected in place of Hon. W. Robertson, who retired by rotation.
<b>NORTH-EASTERN PROVINCE :</b>				
The Honorables—				
Frederick Brown ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
John Alston Wallace ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
James Stewart Butters ... ..	14 Aug. 1889	...	1894	Unseated on petition, and re-elected; resigned 13th April, 1892.
Arthur Otto Sachse ... ..	...	23 May 1892	1894	Elected in place of Hon. J. S. Butters, resigned.
<b>GIPPSLAND PROVINCE :</b>				
The Honorables—				
William Pearson... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
William McCulloch ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
Charles Sargeant ... ..	...	12 Sept. 1889	1895	Elected under Act No. 995.
George Davis ... ..	{ 8 April 1892	13 Sept. 1888 } ...	1894	{ Elected in place of Hon. J. G. Dougharty, who retired by rotation. Seat vacated by being appointed Minister of Defence; re-elected.
<b>NORTH CENTRAL PROVINCE :</b>				
The Honorables—				
William Edward Stanbridge ... ..	...	9 Sept. 1886	1892	Retired by rotation, and re-elected.
William Henry Embling ... ..	27 Aug. 1892	...	1898	Elected in place of Hon. W. E. Stanbridge, who retired by rotation.
Nicholas FitzGerald ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
William Austin Zeal ... ..	{ 31 Aug. 1888 } 11 May 1892	...	1894	{ Retired by rotation, and re-elected. Seat vacated by being appointed Postmaster-General; re-elected. Elected President, 10th November, 1892.
<b>NORTHERN PROVINCE :</b>				
The Honorables—				
Joseph Henry Abbott ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
William Irving Winter-Irving ... ..	29 Aug. 1890	...	1896	Retired by rotation, and re-elected.
George Simmie ... ..	...	12 Sept. 1889	1895	Elected under Act No. 995.
Joseph Sternberg ... ..	24 April 1891	...	1894	Elected in place of Hon. F. Illingworth, resigned.
<b>NORTH-WESTERN PROVINCE :</b>				
The Honorables—				
David Coutts ... ..	27 Aug. 1892	...	1898	Retired by rotation, and re-elected.
Duncan Elphinstone McBryde ... ..	...	19 Dec. 1891	1896	Elected in place of Hon. G. Young, deceased.
Joseph Major Pratt ... ..	...	12 Sept. 1889	1895	Elected under Act No. 995.
James Bell ... ..	{ 31 Aug. 1888 } 28 Sept. 1889	...	1894	{ Retired by rotation, and re-elected. Seat vacated by being appointed Minister of Defence; re-elected.

GEORGE H. JENKINS,  
Clerk of the Parliaments.

Legislative Council,  
Melbourne, 3rd March, 1893.

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I N D E X .

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## LEGISLATIVE COUNCIL OF VICTORIA.

FIRST SESSION.

## FIFTEENTH PARLIAMENT.

## I N D E X.

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(2) To facilitate reference to any Paper ordered to be printed, the Cypher (as A 1) at the bottom of the title-page of each Paper is shown in this Index.

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PROCEEDINGS ON BILLS.

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# BILLS INTRODUCED IN THE LEGISLATIVE COUNCIL

## AND PROCEEDINGS THEREON

DURING SESSION 1892-3.

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ABSENTEE INCOME TAX BILL.  
ADMINISTRATION AND PROBATE LAW AMENDMENT BILL.  
AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL.  
AGRICULTURAL GRANTS BILL.  
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BEER DUTY BILL.  
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# PROCEEDINGS ON BILLS.

SESSION 1892-3.

**ABSENTEE INCOME TAX BILL.**—Bill intituled “*An Act for imposing an Absentee Income Tax.*” —(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 11th January, 1893, p. 169.

Order for second reading discharged and Bill withdrawn, 2nd March, p. 207.

**ADMINISTRATION AND PROBATE LAW AMENDMENT BILL.**—Bill intituled “*An Act to amend the law relating to Administration and Probate.*” —(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 14th September, 1892, p. 79.

Read a second time and committed; considered in Committee, 20th September, p. 82.

Further considered in Committee and reported with an amendment (*clause 11 omitted*), 27th September, p. 88.

Recommitted for consideration of proposed new clause (*being original clause 11*); reconsidered in Committee and reported with a new clause inserted; report, by leave, considered and adopted; Bill read the third time and passed (*as brought from the Legislative Assembly*), 27th September, p. 88. (*Assented to 3rd October. Act No. 1261.*)

**AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL.**—Bill to amend the *Agricultural Colleges Act 1890.*—(*Hon. J. H. Connor.*)—Initiated and read a first time, 14th June, 1892, p. 32.

Motion—That this Bill be now read a second time—on division, negatived, 23rd November, p. 134.

**AGRICULTURAL GRANTS BILL.**—Bill intituled “*An Act relating to certain Agricultural and other Grants.*”—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 12th October, 1892, pp. 100-1.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 18th October, p. 105. (*Assented to 24th October. Act No. 1266.*)

**APPROPRIATION BILL.**—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 eight hundred and ninety-three and to appropriate the Supplies granted in this Session of Parliament.*”—(*Hon. A. Wynne.*)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 187.

Motion—That this Bill be now read a second time—debate adjourned, 23rd February, p. 189; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 28th February, p. 195. (*Assented to 3rd March. Act No. 1295.*)

**ARCHITECTS BILL.**—Bill for regulating the Profession of Architects—(*Hon. W. A. Zeal.*)—Initiated and read a first time, 19th July, 1892, p. 36.

Motion for second reading negatived, 13th September, p. 76.

**BANKING COMPANIES' SHARES SALE AND PURCHASE BILL.**—Bill to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies. —(*Hon. Lieut.-Col. Sir F. T. Sargood.*)—Initiated and read a first time, 17th January, 1893, p. 172.

Read a second time and committed; considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 14th February, p. 179.

Message from the Legislative Assembly notifying their agreement to the Bill with amendments; Assembly's amendments considered and agreed to, 22nd February, p. 184. (*Assented to 27th February. Act No. 1291.*)

**BARRISTERS AND SOLICITORS ADMISSION BILL.**—Bill intituled “*An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria.*”—(*Hon. N. Fitz Gerald.*)—Brought from the Legislative Assembly and read a first time, 29th November 1892, p. 141.

Read a second time and committed; considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 30th November, p. 145.

Message from the Legislative Assembly notifying their agreement to the amendment of the Legislative Council, 1st December, p. 148. (*Assented to 5th December. Act No. 1275.*)

**BEER DUTY BILL.**—Bill intituled “*An Act to impose a duty upon Beer.*”—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 31st August, 1892, p. 61.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 31st August, pp. 62-3. (*Assented to 1st September. Act No. 1257.*)

**BIRTHS DEATHS AND MARRIAGES REGISTRATION BILL.**—Bill intituled “*An Act relating to the transfer of certain powers and duties from the Registrar-General to the Government Statist.*” —(*Hon. A. Wynne.*)—Brought from the Legislative Assembly and read a first time, 28th February, 1893, p. 193.

BIRTHS DEATHS AND MARRIAGES REGISTRATION BILL—*continued.*

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st March, p. 203. (*Assented to 3rd March. Act No. 1303.*)

CAPE PATTERSON AND KILCUNDA JUNCTION RAILWAY ACT FURTHER AMENDMENT BILL.—Bill intituled "*An Act to amend and continue an Act intituled 'An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.'*"—(*Hon. J. Service.*)—Brought from the Legislative Assembly. Motion, by leave—That all the Standing Orders relating to Private Bills be suspended in relation to the Bill to amend and continue an Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes, and that all fees be remitted with regard to such Bill—agreed to and Bill read a first time; read a second time and committed; considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 7th December, 1892, p. 153.

Message from the Legislative Assembly notifying their disagreement with the amendment of the Legislative Council; amendment considered; Legislative Council do not insist on their amendment, 13th December, p. 156. (*Assented to 19th December. Act No. 1279.*)

CARRIERS AND INNKEEPERS ACT 1890 AMENDMENT BILL.—Bill intituled "*An Act to amend the 'Carriers and Innkeepers Act 1890.'*"—(*Hon. J. H. Abbott.*)—Brought from the Legislative Assembly and read a first time, 28th February, 1893, p. 193.

Motion for second reading negatived, 1st March, p. 198.

COAL MINES RAILWAY CONSTRUCTION ACT 1891 AMENDMENT BILL.—Bill intituled "*An Act to amend the 'Coal Mines Railway Construction Act 1891.'*"—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 26th July, 1892, p. 38.

Read a second time and committed; considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 26th July, p. 39.

Message from the Legislative Assembly notifying their agreement to the amendment of the Legislative Council, 2nd August, p. 44. (*Assented to 4th August. Act No. 1255.*)

COAL MINES RAILWAY CONSTRUCTION ACT 1891 FURTHER AMENDMENT BILL.—Bill intituled "*An Act to further amend the 'Coal Mines Railway Construction Act 1891.'*"—(*Hon. A. Wynne.*)—Brought from the Legislative Assembly and read a first time, 22nd February, 1893, p. 183.

Motion—That this Bill be now read a second time—on division, agreed to; Bill read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 23rd February, p. 188. (*Assented to 27th February. Act No. 1294.*)

COMPANIES ACT 1890 AMENDMENT BILL.—Bill to amend the "*Companies Act 1890.*"—(*Hon. A. Wynne.*)—Initiated and read a first time, 31st May, 1892, p. 24.

Petitions presented and referred to the Committee on the Bill, 6th September, p. 66; 14th September, p. 77.

Read a second time and committed; considered in Committee, 12th July, p. 34.

Further considered in Committee, 19th July, p. 36; 28th July, p. 41; 3rd August, p. 45; 10th August, p. 49; 31st August, p. 62; 7th September, p. 70; 21st September, p. 83.

Motion, by leave—That it be an instruction to the Committee on the Companies Act 1890 Amendment Bill to divide the Bill into two Bills—agreed to, 21st September, p. 84.

Further considered in Committee and reported with amendments, 21st September, p. 84.

Recommitted for reconsideration of proposed new clauses and the First Schedule; reconsidered in Committee and re-reported as having been divided into two Bills pursuant to the power given by the Council, and with further amendments, 21st September, p. 84.

Motion proposed—That the Bill be now recommitted to a Committee of the whole for the reconsideration of clauses 1, 30, 31, 32, 43, 46, 52, 61, 85, and the First Schedule, and to consider a proposed new clause—but not made, 28th September, p. 90.

Order for consideration of report discharged and Bill recommitted for the reconsideration of clauses 1, 30, 31, 32, 43, 46, 52, 61, 85, and the First Schedule; reconsidered in Committee and re-reported with further amendments; report, by leave, considered and adopted; Bill read the third time and passed, 23rd November, p. 135. Bill not returned from the Legislative Assembly.

COMPANIES ACT 1890 AMENDMENT BILL (No. 2).—Bill to amend the *Companies Act 1890.*—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)—Initiated and read a first time, 13th September, 1892, p. 72.

Order for second reading discharged and Bill withdrawn, 28th September, p. 90.

COMPANIES ACT 1890 AMENDMENT BILL (No. 3).—Bill to amend the *Companies Act 1890* (divided from the *Companies Act 1890 Amendment Bill*, pursuant to instruction. Considered in Committee and reported with amendments, 21st September, 1892, p. 84.

Report considered and adopted; Bill read the third time and passed, 28th September, p. 89.

Message from the Legislative Assembly notifying their agreement to the Bill, 30th November, p. 143. (*Assented to 1st December. Act No. 1269.*)

CONSOLIDATED REVENUE BILL (No. 1).—Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Forty-eight thousand and sixty-four pounds to the service of the Year One thousand eight hundred and ninety-one and ninety-two, and the sum of One million five hundred and ninety-nine thousand three hundred and sixty-six pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*"—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time; read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 28th July, 1892, p. 42. (*Assented to 29th July. Act No. 1253.*)

**CONSOLIDATED REVENUE BILL (No. 2).**—Bill intituled “*An Act to apply out of the Consolidated Revenue the Sum of Nine hundred and fifty-six thousand nine hundred and thirty pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”—(Hon. W. A. Zeal.)—Brought from the Legislative Assembly and read a first time; read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 12th October, 1892, p. 100. (Assented to 13th October. Act No. 1265.)

**CONSOLIDATED REVENUE BILL (No. 3).**—Bill intituled “*An Act to apply out of the Consolidated Revenue the Sum of Four hundred and seventy-three thousand four hundred and seventy-four pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”—(Hon. G. Davis.)—Brought from the Legislative Assembly and read a first time, 20th December, 1892, pp. 160-1.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 20th December, p. 161. (Assented to 23rd December. Act No. 1282.)

**CONSOLIDATED REVENUE BILL (No. 4).**—Bill intituled “*An Act to apply out of the Consolidated Revenue the Sum of Eight hundred and sixty-two thousand eight hundred and seventy pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”—(Hon. J. H. Abbott.)—Brought from the Legislative Assembly and read a first time; read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 24th January, 1893, pp. 174-5. (Assented to 25th January. Act No. 1286.)

**CUSTOMS AND EXCISE DUTIES BILL.**—Bill intituled “*An Act for granting to Her Majesty certain Duties of Customs and Excise.*”—(Hon. F. Brown.)—Brought from the Legislative Assembly and read a first time, 10th January, 1893, p. 168.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 11th January, p. 170. (Assented to 19th January. Act No. 1285.)

**DANDENONG LANDS SALE BILL.**—Bill intituled “*An Act to authorize the President Councillors and Ratepayers of the Shire of Dandenong to sell certain Crown lands reserved for market and other purposes in the Township of Dandenong.*”—(Hon. J. Buchanan.)—Brought from the Legislative Assembly and read a first time, 18th October, 1892, p. 104.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 26th October, p. 111. (Assented to 21st November. Act No. 1267.)

**DEBENTURES REDEMPTION AND LOAN BILL.**—Bill intituled “*An Act to authorize the Raising of Money for the Redemption or Payment of certain Debentures and for other purposes.*”—(Hon. R. Reid.)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 189.

**DEBENTURES REDEMPTION AND LOAN BILL—**  
*continued.*

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 28th February, p. 196. (Assented to 3rd March. Act No. 1296.)

**DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL.**—Bill to further amend the *Defences and Discipline Act 1890.*—(Hon. G. Davis.)—Initiated and read a first time, 26th July, 1892, p. 37.

Read a second time and committed; considered in Committee and reported with amendments, 23rd August, p. 54.

Report considered and adopted; Bill read the third time and passed, 30th August, p. 59. Bill not returned from the Legislative Assembly.

**ELECTRICITY LIGHTING REGULATION BILL.**—Bill to facilitate and regulate the supply of Electricity for Lighting and for other purposes.—(Hon. W. A. Zeal.)—Initiated and read a first time, 26th July, 1892, p. 38.

Motion—That this Bill be now read a second time—debate adjourned, 18th October, p. 104; debate resumed; Bill read a second time and committed; motion—That the Bill be committed to a Select Committee—agreed to, 25th October, p. 110. Bill lapsed.

**FEDERAL COUNCIL REFERRING BILL.**—Bill intituled “*An Act to refer certain matters to the Federal Council of Australasia for the exercise of legislative authority thereon.*”—(Hon. G. Davis.)—Brought from the Legislative Assembly and read a first time; read a second time and committed; considered in Committee and reported without amendment, 22nd December, 1892, p. 166.

Report considered and adopted; Bill read the third time and passed, 10th January, 1893, p. 168. (Assented to 19th January. Act No. 1284.)

**JURIES ACT 1890 AMENDMENT BILL.**—Bill intituled “*An Act to relieve Justices of the Peace from the liability of serving on Juries.*”—(Hon. W. I. Winter-Irving.)—Brought from the Legislative Assembly and read a first time, 20th September, 1892, pp. 81-2.

Motion for second reading negatived, 16th November, p. 128.

**KEW MUNICIPAL LOAN BILL.**—Bill intituled “*An Act to authorize the Borough of Kew to construct certain permanent works and undertakings in lieu of certain other permanent works and undertakings.*”—(Hon. Lieut.-Col. Sir F. T. Sargood.)—Brought from the Legislative Assembly and read a first time, 28th February, 1893, p. 194.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st February, p. 197. (Assented to 3rd March. Act No. 1297.)

**LICENSING ACT 1890 AMENDMENT BILL.**—Bill to amend the *Licensing Act 1890.*—(Hon. T. Brunton.)—Initiated and read a first time, 31st May, 1892, p. 24.

Motion—That this Bill be now read a second time—on division, agreed to; Bill read a second time and committed; considered in Committee, 14th September, p. 78.

LICENSING ACT 1890 AMENDMENT BILL—*continued.*

Further considered in Committee, 28th September, p. 90; 12th October, p. 100; 26th October, p. 112.

Reported with amendments, 26th October, p. 112.

Order for consideration of report discharged and Bill recommitted for reconsideration; reconsidered in Committee and re-reported with further amendments; report, by leave, considered and adopted; Bill read the third time and passed, 16th November, p. 128.—Bill not returned from the Legislative Assembly.

**LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL.**—Bill to amend the Law relating to Life Assurance Companies.—(*Hon. W. A. Zeal for Hon. S. Fraser.*)—Initiated and read a first time, 14th June, 1892, p. 32.

Order for second reading discharged and Bill withdrawn, 14th December, p. 157.

**LIVERY AND AGISTMENT BILL.**—Bill intituled "*An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes.*"—(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 120.

Read a second time and committed; considered in Committee, 23rd November, p. 135.

Further considered in Committee and reported with amendments, 30th November, p. 144.

Report considered and adopted; Bill read the third time and passed, 7th December, p. 152.

Message from the Legislative Assembly notifying that they have agreed to some of the amendments of the Legislative Council and have disagreed with one of the said amendments; amendment considered; Legislative Council insist on their amendment, 13th December, pp. 155-6.

Message from the Legislative Assembly notifying that they do not insist on disagreeing with the amendment insisted on by the Legislative Council, 20th December, p. 159. (*Assented to 23rd December. Act No. 1280.*)

**LOAN REDEMPTION BILL.**—Bill intituled "*An Act to provide for the conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London, or to issue Stock for their Redemption.*"—(*Hon. G. Davis.*)—Brought from the Legislative Assembly and read a first time, 11th January, 1893, pp. 169-70.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 14th February, p. 179. (*Assented to 17th February. Act No. 1287.*)

**MALLEE LANDS BILL.**—Bill intituled "*An Act relating to Mallee Lands.*"—(*Hon. G. Davis.*)—Brought from the Legislative Assembly and read a first time, 13th December, 1892, p. 156.

Motion—That this Bill be now read a second time—debate adjourned, 20th December, p. 161; debate resumed; Bill read a second time and committed; considered in Committee, 21st December, p. 164.

Further considered in Committee, 10th January, 1893, p. 168; 14th February, p. 179; 21st February, p. 182.

Reported with amendments, 21st February, p. 182.

Order for consideration of report discharged, and Bill recommitted for reconsideration of clauses 1, 36, and new clause B; reconsidered in Committee and re-reported with a further amendment; report, by leave, considered and adopted; Bill read the third time and passed, 22nd February, p. 184.

Message from the Legislative Assembly notifying their disagreement with the amendments of the Legislative Council, 28th February, p. 195.

MALLEE LANDS BILL—*continued.*

Amendments considered; Legislative Council insist on their amendments, 1st March, pp. 203-5.

Message from the Legislative Assembly notifying that they insist on disagreeing with the amendments of the Legislative Council, 2nd March, p. 206.

Order for consideration of Message from the Legislative Assembly discharged and Bill withdrawn, 2nd March, p. 207.

**MARRIAGE ACT 1890 AMENDMENT BILL.**—Bill to amend the "*Marriage Act 1890.*"—(*Hon. F. Brown.*)—Initiated and read a first time, 18th October, 1892, p. 105.

Order for second reading discharged and Bill withdrawn, 7th December, p. 153.

**MEDICAL ACT 1890 AMENDMENT BILL.**—Bill to amend the "*Medical Act 1890.*"—(*Hon. Dr. W. H. Embling.*)—Initiated and read a first time, 14th February, 1893, p. 178.

Motion—That this Bill be now read a second time—by leave, withdrawn, and Bill withdrawn, 22nd February, p. 184.

**MEDICAL PRACTITIONERS BILL.**—Bill relating to Medical Practitioners.—(*Hon. W. A. Zeal.*)—Initiated and read a first time, 12th May, 1892, p. 14.

Read a second time and committed; considered in Committee, 12th July, p. 34.

Further considered in Committee, 19th July, p. 36; 28th July, p. 42; 2nd August, p. 44; 9th August, p. 48; 16th August, p. 52; 23rd August, p. 54; 6th September, p. 67.

Reported with amendments, 6th September, p. 67. Recommitted for re-consideration of clauses 32, 40, and 51; re-considered in Committee, 6th September, p. 67. Bill lapsed.

**MELBOURNE CITY COUNCIL BORROWING POWERS BILL.**—Bill intituled "*An Act to remove doubts as to the effect of Section three hundred and six of the 'Local Government Act 1890' in its application to the City of Melbourne.*"—(*Hon. F. Brown.*)

—Brought from the Legislative Assembly and read a first time, 30th November, 1892, p. 144.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 30th November, pp. 144-5. (*Assented to 5th December. Act No. 1272.*)

**MELBOURNE TRAMWAYS TRUST AMENDMENT BILL.**

—Bill intituled "*An Act to amend various Acts of Parliament relating to the Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder.*"—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)—Brought from the Legislative Assembly.

Motion—That a Message be transmitted to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee to which this Bill was referred—agreed to, 18th October, 1892, p. 104.

Message from the Legislative Assembly transmitting copies of the Report, &c.; receipt produced showing that the sum of £20 had been paid into the hands of the Treasurer of the colony, and Bill read a first time, 19th October, p. 107.

Bill read a second time and committed; considered in Committee, 26th October, p. 112.

Further considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 16th November, p. 128.

MELBOURNE TRAMWAYS TRUST AMENDMENT BILL  
—continued.

Message from the Legislative Assembly, notifying their agreement to the amendments of the Legislative Council, 23rd November, p. 134.

Message from the Legislative Assembly transmitting a communication from the Clerk of the Parliaments calling attention to a clerical error in the Bill, which error had been corrected by the Legislative Assembly; amendment considered and agreed to, 7th December, p. 152. (*Assented to 19th December. Act No. 1278.*)

MINERS' RIGHT TITLES BILL.—Bill intituled "*An Act to deal with Miners' Right Titles.*"—(*Hon. H. Gore.*)—Brought from the Legislative Assembly and read a first time, 26th July, 1892, p. 38.

Motion—That this Bill be now read a second time—debate adjourned, 14th September, p. 79; debate resumed; Bill read a second time and committed; considered in Committee and reported with an amendment, and with an amended title, viz., "*An Act to amend the 'Mines Act 1890'*"; report, by leave, considered and adopted; Bill read the third time and passed, 21st September, p. 84.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 28th September, p. 90. (*Assented to 3rd October. Act No. 1263.*)

MINES ACT 1890 AMENDMENT BILL.—Bill to amend the *Mines Act 1890.*—(*Hon. J. H. Abbott.*)—Initiated and read a first time, 3rd August, 1892, p. 45.

Read a second time and committed; considered in Committee, 14th September, p. 79.

Further considered in Committee, 21st September, p. 84; 16th November, p. 127; 23rd November, p. 134.

Reported with amendments, 23rd November, p. 134.

Report considered and adopted; Bill read the third time and passed, 30th November, p. 144. Bill not returned from the Legislative Assembly.

MINES ACTS AMENDMENT BILL.—Bill intituled "*An Act to amend the 'Mines Act Amendment Act 1890' and the 'Mines Act 1891.'*"—(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 121.

Read a second time and committed; considered in Committee and reported with amendments, 30th November, p. 145.

Order for consideration of report discharged and Bill recommitted for the reconsideration of clause 1; reconsidered in Committee and reported with a further amendment, 7th December, p. 152.

Report considered and adopted; Bill read the third time and passed, 14th December, p. 157.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 20th December, p. 160. (*Assented to 23rd December. Act No. 1281.*)

MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL.—Bill intituled "*An Act providing for the Reduction for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three of the Salaries and Reimbursements payable to Responsible Ministers Members of the Legislative Assembly and certain*

MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL—continued.

*Public Officers.*"—(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 23rd November, 1892, p. 134.

Read a second time, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council, and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council, and passed, 1st December, pp. 147-8. (*Reserved for the signification of Her Majesty's pleasure thereon, 7th December, see p. 151.*)

MUNICIPAL OVERDRAFTS INDEMNITY BILL.—Bill intituled "*An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the 'Local Government Act 1890,' and for other purposes.*"—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 4th October, 1892, pp. 91-2.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 11th October, p. 96. (*Assented to 13th October. Act No. 1264.*)

MUNICIPAL RATING BILL.—Bill intituled "*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates.*"—(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 26th July, 1892, p. 38.

Read a second time and committed; considered in Committee, 16th August, p. 52.

Further considered in Committee, 23rd August, p. 54; 30th August, pp. 59 and 60; 6th September, p. 66.

Reported with amendments; report, by leave, considered and adopted, 6th September, p. 66.

Read the third time and passed, 13th September, p. 72.

Message from the Legislative Assembly notifying their disagreement with the amendments of the Legislative Council, 28th September, p. 90.

Amendments considered and insisted on, 4th October, pp. 92-3.

Message from the Legislative Assembly notifying that they insist on disagreeing with the amendments of the Legislative Council, 15th November, p. 126.

Amendments considered; the Legislative Council do not now insist on their amendments, 16th November, p. 128. (*Assented to 21st November. Act No. 1268.*)

MUNICIPAL SUBSIDY REDUCTION BILL.—Bill intituled "*An Act to reduce the Municipal Subsidy for the Year One thousand eight hundred and ninety-three.*"—(*Hon. A. Wynne.*)—Brought from the Legislative Assembly and read a first time, 21st February, 1893, pp. 181-2.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 21st February, p. 182. (*Assented to 27th February. Act No. 1289.*)

**NOXIOUS INSECTS AND FUNGI BILL.**—Bill relating to certain noxious insects and fungi—(Hon. G. Davis.)—Initiated and read a first time, 16th August, 1892, p. 51.

Petition presented and referred to the Committee on the Bill, 29th November, p. 139.

Order for second reading discharged and Bill withdrawn, 7th December, p. 153.

**OAKLEIGH SHIRE LANDS BILL.**—Bill intituled "An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain Lands at Oakleigh."—(Hon. J. Buchanan.) Brought from the Legislative Assembly and read a first time, 23rd August, 1892, p. 54.

Read a second time and committed; considered in Committee, 31st August, p. 62.

Further considered in Committee and reported with an amendment, 7th September, p. 70.

Report considered and adopted; Bill read the third time and passed, 14th September, p. 78.

Message from the Legislative Assembly notifying their disagreement with the amendment of the Legislative Council, 20th September, p. 82.

Amendment considered and not insisted on, 28th September, p. 89. (Assented to 3rd October. Act No. 1262.)

**POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL.**—Bill to further amend the "Police Offences Act 1890."—(Hon. F. Brown.)—Initiated and read a first time, 30th November, 1892, p. 145.

Petitions presented and referred to the Committee on the Bill, 13th December, p. 155; 14th December, p. 157; 20th December, p. 159.

Motion for second reading negatived, 20th December, p. 160.

**POST OFFICE ACT 1890 AMENDMENT BILL.**—Bill intituled "An Act to alter the rate of certain Postage."—(Hon. W. A. Zeal.)—Brought from the Legislative Assembly and read a first time, 6th September, 1892, pp. 66-7.

Order of the Council, appointing Tuesday next as the day for the second reading of this Bill, rescinded, and second reading made an order of the day for to-morrow, 6th September, p. 67.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 7th September, p. 69. (Assented to 8th September. Act No. 1258.)

**PUBLIC HEALTH LAW AMENDMENT BILL.**—Bill to consolidate and amend the Law relating to Public Health.—(Hon. F. Brown.)—Initiated and read a first time, 26th July, 1892, p. 38.

Order for second reading discharged and Bill withdrawn, 7th December, p. 153.

**PUBLIC SERVICE ACT 1890 AMENDMENT BILL.**—Bill intituled "An Act to amend the provisions of the 'Public Service Act 1890' relating to State-school Teachers."—(Hon. R. Reid.)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 189.

Read a second time and committed; considered in Committee, 28th February, p. 196.

Further considered in Committee and reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 1st March, p. 198.

Message from the Legislative Assembly notifying their agreement to the amendment of the Legislative Council, 1st March, p. 199. (Assented to 3rd March. Act No. 1302.)

**PUBLIC SERVICE SALARIES RETRENCHMENT BILL.**—Bill intituled "An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three."—(Hon. F. Brown.)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 120.

Read a second time and committed; considered in Committee, 29th November, p. 141.

Further considered in Committee, 30th November, p. 145; 1st December, p. 147.

Reported with an amendment; report, by leave, considered and adopted; Bill read the third time and passed, 1st December, p. 147.

Message from the Legislative Assembly notifying their agreement to the amendment of the Legislative Council, 6th December, p. 150. (Assented to 7th December. Act No. 1276.)

**RAILWAY CONSTRUCTION (ALLANSFORD TO NIRRANDA) BILL.**—Bill intituled "An Act to authorize the construction by the State of a Line of Railway from Allansford to Nirranda."—(Hon. R. Reid.)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 187.

Motion—That this Bill be now read a second time—on division, negatived, 28th February, pp. 191-2.

**RAILWAY CONSTRUCTION (BEULAH TO HOPETOUN) BILL.**—Bill intituled "An Act to ratify an agreement entered into with regard to the construction of a Line of Railway from Beulah to Hopetoun."—(Hon. W. A. Zeal.)—Brought from the Legislative Assembly and read a first time, 13th September, 1892, p. 76.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 20th September, p. 81. (Assented to 26th September. Act No. 1260.)

**RAILWAY CONSTRUCTION (HEIDELBERG TO ELTHAM) BILL.**—Bill intituled "An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham."—(Hon. R. Reid.)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 188.

Motion—That this Bill be now read a second time—on division, agreed to; Bill read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 28th February, pp. 192-3.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 1st March, p. 198. (Assented to 3rd March. Act No. 1299.)

**RAILWAY CONSTRUCTION (NATHALIA TO PICOLA) BILL.**—Bill intituled "An Act to authorize the construction by the State of a Line of Railway from Nathalia to Picola."—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time, 22nd February, 1893, p. 183.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 22nd February, p. 185. (Assented to 27th February. Act No. 1293.)

## RAILWAY CONSTRUCTION (NATIMUK TO GOROKE)

BILL.—Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Natimuk to Goroke.*"—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time, 22nd February, 1893, p. 183.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 22nd February, p. 184. (Assented to 27th February. Act No. 1292.)

## RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE)

BILL.—Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Traralgon to Gormandale.*"—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time, 22nd February, 1893, p. 185.

Motion—That this Bill be now read a second time—debate adjourned, 23rd February, p. 189; debate resumed; question—That this Bill be now read a second time—on division, negatived, 28th February, p. 195.

## RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD)

BILL.—Bill intituled "*An Act to authorize the construction of State Lines of Railway from Warracknabeal and Donald.*"—(Hon. G. Davis.)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 121.

Read a second time and committed; considered in Committee and reported without amendment, 24th November, p. 137.

Report considered and adopted; Bill read the third time and passed, 30th November, p. 145. (Assented to 5th December. Act No. 1273.)

## RAILWAY LANDS ACQUISITION BILL.

BILL.—Bill intituled "*An Act to make better provision for the Acquisition of Lands required for the construction of Lines of Railway and for other purposes.*"—(Hon. F. Brown.)—Brought from the Legislative Assembly and read a first time, 30th November, 1892, pp. 143-4.

Read a second time and committed; considered in Committee, 7th December, p. 153.

Further considered in Committee, 13th December, p. 155; 14th December, p. 158.

Reported with amendments, 14th December, p. 158.

Order for consideration of report discharged, and Bill recommitted for reconsideration; reconsidered in Committee and re-reported without further amendment; report considered and adopted; Bill read the third time and passed, 20th December, p. 160.

Message from the Legislative Assembly notifying that they have agreed to some of the amendments of the Legislative Council, and have disagreed with others, 21st December, p. 164.

Amendments disagreed with by the Legislative Assembly considered; the Legislative Council insist on their amendments, 22nd December, p. 165.

Message from the Legislative Assembly notifying that they do not insist on disagreeing with the amendments insisted on by the Legislative Council, 11th January, 1893, p. 170.

Message from the Legislative Assembly transmitting Message from His Excellency the

## RAILWAY LANDS ACQUISITION BILL—continued.

Administrator of the Government, recommending certain amendments in the Bill to which the Legislative Assembly had agreed; His Excellency's amendments agreed to, 14th February, pp. 179-80. (Assented to 17th February. Act No. 1288.)

## RAILWAY LOAN APPLICATION BILL.

BILL.—Bill intituled "*An Act to apply out of 'The Victorian Stock Act 1891 Account' or temporarily out of 'The Public Account' certain Sums of Money for Railway Works and other purposes.*"—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time, 28th February, 1893, p. 193.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st March, p. 198. (Assented to 2nd March. Act No. 1300.)

## REGISTRATION OF FIRMS BILL.

BILL.—Bill intituled "*An Act to provide for the Registration of Firms.*"—(Hon. F. Brown.)—Brought from the Legislative Assembly and read a first time, 19th July, 1892, p. 35.

Read a second time and committed; considered in Committee, 26th July, p. 38.

Further considered in Committee and reported with amendments, 2nd August, p. 44.

Recommitted for reconsideration of clause 6; reconsidered in Committee and re-reported with further amendments, 2nd August, p. 44.

Order for consideration of report discharged and Bill recommitted for reconsideration of clause 15; reconsidered in Committee and re-reported with a further amendment; report, by leave, considered and adopted; Bill read the third time and passed, 9th August, pp. 47-8.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 31st August, p. 61. (Assented to 1st September. Act No. 1256.)

## ROYAL INSURANCE COMPANY'S BILL.

BILL.—Bill intituled "*An Act to define and extend the objects of The Royal Insurance Company (registered in Victoria under 'The Life Assurance Companies Act 1873') and to provide for the transfer to that company of the business of The Queen Insurance Company (a company also registered in Victoria under the said Act).*"—(Hon. Lieut.-Col. Sir F. T. Sargood.)—Brought from the Legislative Assembly. Motion—That a Message be transmitted to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee to which this Bill was referred—agreed to, 30th August, 1892, p. 60.

Message from the Legislative Assembly transmitting copies of the Report, &c.; receipt produced showing that the sum of £20 had been paid into the hands of the Treasurer of the colony, and Bill read a first time, 30th August, p. 60.

Read a second time and committed; considered in Committee, 7th September, p. 70.

Further considered in Committee and reported without amendment; Standing Orders suspended and report considered and adopted; Bill read the third time and passed, 14th September, p. 79. (Assented to 26th September. Act No. 1259.)

**SALE OF LIQUORS (INTERCOLONIAL EXHIBITION) BILL.**—Bill intituled “*An Act to authorize the Sale of Liquors at the Intercolonial Wine Fruit Grain and General Products Exhibition 1893.*” —(Hon. J. M. Davies.)—Brought from the Legislative Assembly and read a first time, 23rd February, 1893, p. 188.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st March, pp. 197-8. (Assented to 3rd March. Act No. 1298.)

**SHIP LOAD LINES BILL.**—Bill intituled “*An Act relating to the Marking of Load Lines on Ships.*” —(Hon. G. Davis.)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 121.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 30th November, p. 146. (Reserved for the signification of Her Majesty's pleasure thereon, 5th December, see p. 150.)

**STAMP DUTIES BILL.**—Bill intituled “*An Act to amend the ‘Stamps Act 1890.’*” —(Hon. W. A. Zeal.)—Brought from the Legislative Assembly and read a first time, 28th September, 1892, p. 89.

Read a second time and committed; considered in Committee, 4th October, p. 91.

Further considered in Committee and reported with amendments, 11th October, p. 96.

Order for consideration of report discharged and Bill recommitted for reconsideration; reconsidered in Committee, and re-reported with a further amendment, 12th October, p. 99.

Report considered and adopted; Bill read the third time and passed, 18th October, p. 104.

Message from the Legislative Assembly notifying their disagreement with the amendments of the Legislative Council for the following reason, viz.:—Because the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of *The Constitution Act*, which prohibits the Council from altering Bills “for imposing any duty rate tax rent return or impost;” and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient; motion—That the Message be now taken into consideration; amendment proposed—That all the words after the word “That” be omitted, with a view to insert in place thereof the following words:—“the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report.” Question—That the words proposed to be omitted stand part of the question—put and negatived. Question—That the words proposed to be inserted in place of the words omitted be so inserted—put and resolved in the affirmative. Question—That the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report—put and resolved in the affirmative. Motion—That, by leave of the Council, the said Committee consist of fifteen Members—agreed to. Motion—That the Honorables S. Austin, S. W. Cooke, D. Coutts, H. Cuthbert, J. M. Davies, Dr. Dobson, N. FitzGerald, F. S. Grimwade, D. Mel-

**STAMP DUTIES BILL—continued.**

ville, C. Sargeant, J. Service, N. Thornley, S. Williamson, W. I. Winter-Irving, and the Mover (Hon. Lieut.-Col. Sir F. T. Sargood) be the Members of the said Committee, and that the Committee have power to send for persons, papers, and records, and have leave to meet on days on which the Council does not sit—agreed to, 25th October, p. 110.

Report of the Select Committee brought up, 10th November, p. 118.

Report considered, and, on division, adopted, 15th November, pp. 122-4.

Motion—That the Council insist on their amendments—agreed to. Motion—That the Stamp Duties Bill be returned to the Legislative Assembly with the following Message, viz.:—

The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act to amend the ‘Stamps Act 1890,’*” and acquaint the Legislative Assembly that the Legislative Council insist on their amendments made in the said Bill, for the following reasons:—

1. The Legislative Council acknowledge the courtesy of the Legislative Assembly in informing the Council that their amendments had been disagreed with “because” (in the opinion of the Assembly) “the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of *The Constitution Act*, which prohibits the Council from altering Bills ‘for imposing any duty, rate, tax, rent, return, or impost,’ and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient.”

2. The Legislative Council inform the Legislative Assembly that the Council are duly alive to the restriction placed on them by the 56th section of *The Constitution Act*, and have never claimed the right to alter any Bill the sole object of which was “for imposing any duty or tax.”

3. The Legislative Council, however, point out to the Legislative Assembly that it cannot be maintained that this restriction can, without doing violence to the letter and spirit of the Constitution Act, be imposed on the Legislative Council in any case where a Bill contains clauses other than, and in addition to, those “for imposing a duty or tax.”

4. The Legislative Council, in setting forth their views on this subject, feel that they cannot do better than quote paragraphs 11 and 12 from the Report of the Select Committee appointed by the Council, in the Session of 1879, to which was referred the Stamp Duties Bill:—

“We think that the Council cannot alter any Bill of which the sole object is the imposition of taxation. But, if any Bill which purports to be a Bill for imposing taxes contains any matter in excess of the grant, that matter to the extent at least of that excess is in excess of the privilege. To that extent, therefore, (if not further, a point which it is unnecessary now to discuss) the Bill is not within the protection of the section, and may, as we conceive, be amended in the ordinary way. Unprivileged matter cannot become privileged by simply calling it so, and, if unprivileged, matter be mixed with privileged matter, the several characters of the two matters remain unchanged. If, therefore, the Assembly desires that any tax Bill should be unalterable by the Council, it must take care to keep such Bill within the limits of that protection which *The Constitution Act* allows to it.”

“The case of a Bill which incidentally imposes taxes, that is, of a Bill which imposes taxes, as distinguished from a Bill for imposing taxes, is not within the words of the 56th section. It has, however, been the practice of the Council to treat the money clauses of such a Bill in the same manner as if they formed a Bill of which the sole object was the imposition of taxation.”

5. The Legislative Council are of opinion that they may amend or reject such clauses of any Bill of a mixed character as do not “impose any duty or tax,” and further that they may deal with the clauses in such a Bill, which “impose a duty or tax,” as if each clause were a separate Bill, and may reject but may not amend such clauses.

STAMP DUTIES BILL—*continued.*

6. The present Stamp Duties Bill, in addition to the clauses that relate to the imposition of duties, contains clauses inflicting penalties—also a clause providing means for the recovery in a court of law upon promissory notes, the stamps of which have been improperly cancelled—also a clause declaring who shall cancel a stamp—also a clause providing for the appointment of a Deputy Collector—and also a clause defining the powers of the Collector, providing for the summoning of witnesses, and imposing a penalty for refusing to attend.

7. As bearing directly upon the duties and relations of the two Houses of Parliament under the 56th section, and as showing that the Assembly have not always put forth the claims which are now preferred, the Council would refer to the Report of the Select Committee upon the Bill intitled "*An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties,*" which Report was ordered by the Legislative Assembly to be printed 18th June, 1867—

- (a) This Bill contained, in addition to the clauses for "imposing the Duties," and the usual Schedule of Duties, several machinery clauses.
- (b) The Council having made amendments in the Bill, a conference took place between Committees appointed by both Houses.
- (c) The Committee of the Legislative Assembly, consisting of Mr. McCulloch, Mr. Verdon, Mr. Higinbotham, Mr. J. T. Smith, Mr. Riddell, Mr. G. V. Smith, and Mr. Francis, reported to the Legislative Assembly as follows:—

"The absence from the Bill now before your Honorable House of the preamble of free gift, the distinguishing and the all but uniformly adopted mark of Bills of Supply and Tax Bills properly so called, and the insertion in it of provisions not usually found in Bills of that character rendered it impossible, in the opinion of your Committee, to regard this Bill as a Bill strictly of Supply."

"If it be viewed as a Bill operating as a charge upon the people, it is one which, in the opinion of your Committee, the Legislative Council might have altered in accordance with, and subject to the limitations of the rule acted upon by the House of Commons, namely, that 'the Lords may, without objection from the Commons, make amendments in those provisions which do not concern the charge, or the mode of levying it, or its duration or distribution, or the management or collection of it.'"

And the Committee also reported:—

"As your Honorable House have seen fit to depart from the usual practice in regard to this Bill by considering the resolutions on which it is founded in a Committee of the whole House, and by the adoption of the form of preamble prefixed to the ordinary Bills, your Committee felt themselves compelled to regard the Bill as resting on special grounds, and as one which could not, under the circumstances of the case, be viewed as a precedent on future occasions."

The Assembly thereupon withdrew the original Bill and sent up to the Council a new Bill with the same title, but giving effect to all the amendments of the Council with the exception of one, and the new Bill was at once passed by the Council.

8. It is important to note that the Stamp Duties Bill now under consideration is in every respect identical with the Duties of Customs Bill of 1867. Like it, the Bill is founded in a Committee of the whole House. Like it, the preamble is not a free-gift preamble, but is the form of preamble affixed to ordinary Bills (although the Council attach no importance to this). Like it, the Bill contains provisions other than clauses for imposing Duties and Taxes.

9. The Legislative Council are aware that in their Message returning the Bill of 1867 to the

STAMP DUTIES BILL—*continued.*

Legislative Assembly they recorded their opinion "that amendments in a Bill for granting duties are not in accordance with the practice of either the Lords or Commons or warranted by *The Constitution Act*. The Legislative Council conceive that their legitimate course would have been to lay aside the Bill on the ground that its contents are foreign to a Bill for granting duties."

But it must be borne in mind that at this period the Legislative Council acted upon the assumption that the two Houses here should be guided by the practice of the Imperial Parliament, and, further, that the opinion of Earl Grey, supported by Viscount Eversley, a former Speaker of the House of Commons, had not at this time been given, viz., "that the right of the Lords to omit a clause which they were unable to amend relating to a separate subject was equivalent to their right to reject a Bill which they could not amend without an infraction of the privileges of the Commons."

It is fair to infer that had this opinion (given by such high authorities) been known on May 22nd, 1867, the Legislative Council would have held, as the Council did in 1879 and as the Council now do, that they were acting strictly within their constitutional rights, and in accordance with Parliamentary practice in amending the Customs Duties Bill instead of laying it aside.

The Council, however, do not rest upon any assumed resemblance of either of our Houses to either the House of Lords or to the House of Commons. The powers, duties, and relations of our two Houses of Parliament are exclusively statutory, and are derived solely from *The Constitution Act* and the Acts amending the same.

10. Having thus dealt with the constitutional features of the case, the Legislative Council deem it advisable in the public interest to place upon record the reasons which actuated them in making amendments in this Bill, viz.:—

That whilst the Bill was under consideration by the Council it was conclusively proved to them that the compulsory use of impressed stamps for bills and promissory notes of small amount would inflict great trouble, expense, and loss of time upon the large body of small buyers and sellers, more particularly in the country districts. The Council therefore, whilst not interfering in the slightest degree with the tax, proposed that, so far as all bills or promissory notes under £250 in amount were concerned, section 6 of the *Stamps Act* 1890, which permits either impressed or adhesive stamps to be used, should remain in force.

That it became clearly evident during the debate on clauses 31 and 32 that their effect would be—

- (a) In many instances to cause the tax on insurance business to be charged twice on the same transaction.
- (b) To place the local insurance companies at an unfair disadvantage, seeing that while they would have to pay the tax upon insurances effected outside Victoria, such foreign offices as have not agencies here would be wholly exempt from the tax, and our local companies would consequently be unduly weighted in their competition with such foreign offices.
- (c) To compel many firms and commercial companies to remove the whole of their insurances from Victoria, and thus a large amount of business and the profit accruing therefrom would be entirely lost to this community, and that at a time when it can ill afford to have impediments cast in the way of any of its industries, or the volume of its commerce diminished.

11. The amendments in this Bill were made therefore not with any desire to re-open the controversy between the two Houses on constitutional questions, but purely on practical grounds in the public interest. The Legislative Council believed that the Legislative Assembly, when passing the clauses to which reference has been made, were not in possession of some of the foregoing facts, and the Council, therefore, rely with confidence upon the Assembly now taking such steps as in their wisdom they may deem necessary to secure the main objects of the Bill under consideration, without insisting upon those portions which will entail so much public inconvenience and heavy financial loss to the community—

agreed to, 15th November, pp. 124-6.

STAMP DUTIES BILL—*continued.*

Message from the Legislative Assembly insisting on disagreeing with the Council's amendments, and acquainting the Council that the Assembly are unanimously of opinion that the Council, in making the said amendments, have acted in contravention of the 56th section of *The Constitution Act*, 23rd November, p. 135.

Amendments considered; motion—That this House do not now insist on their amendments in the Stamp Duties Bill; amendment proposed—That the following words be added after the words "Stamp Duties Bill":—"but under protest, because this House is of opinion that this Bill is not such as this House is, by the 56th section of *The Constitution Act*, prevented from altering, inasmuch as the Bill, in addition to clauses imposing duties, contains other clauses providing for the infliction of penalties, the legal recovery upon promissory notes, the cancellation of stamps, the appointment of a deputy collector, the powers of the collector, and the summoning and punishment of witnesses;" further amendment proposed—That all the words after the first word "That" be omitted, with a view to insert in place thereof the words "the Stamp Duties Bill be laid aside,"—but, on division, not made. Question—That the following words be added after the words "Stamp Duties Bill"—"but under protest, because this House is of opinion that this Bill is not such as this House is, by the 56th section of *The Constitution Act*, prevented from altering, inasmuch as the Bill, in addition to clauses imposing duties, contains other clauses providing for the infliction of penalties, the legal recovery upon promissory notes, the cancellation of stamps, the appointment of a deputy collector, the powers of the collector, and the summoning and punishment of witnesses"—put and resolved in the affirmative. Main question, as amended—put and resolved in the affirmative, 29th November, pp. 140-1.

Message from the Legislative Assembly transmitting Message from His Excellency the Governor, recommending certain amendments in the Bill, to which the Legislative Assembly had agreed; His Excellency's amendments agreed to, 1st December, p. 148. (*Assented to 5th December. Act No. 1274.*)

STATE SCHOOL TEACHERS BILL.—Bill intituled "*An Act relating to State School Teachers.*"—(*Hon. F. Brown.*)—Brought from the Legislative Assembly and read a first time, 15th November, 1892, p. 120.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 24th November, p. 137. (*Assented to 5th December. Act No. 1270.*)

TOTALIZATOR BILL.—Bill intituled "*An Act to legalize the Totalizator.*"—(*Hon. S. W. Cooke.*)—Brought from the Legislative Assembly and read a first time, 6th September, 1892, p. 66. Petitions presented and referred to the Committee on the Bill, 7th September, 1892, p. 69; 20th September, p. 81; 21st September, p. 83; 11th October, p. 96; 12th October, p. 99; 18th October, p. 103.

Motion—That this Bill be now read a second time—debate adjourned, 19th October, p. 107; debate resumed; question—That this Bill be now read a second time—on division, negatived, 26th October, p. 112.

TOWER HILL NATIONAL PARK BILL.—Bill intituled "*An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit.*"—(*Hon. N. FitzGerald.*)—Brought from the Legislative Assembly and read a first time, 26th July, 1892, p. 39.

Read a second time and committed; considered in Committee, 21st September, p. 84.

Further considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 23rd November, p. 135.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 30th November, p. 143. (*Assented to 5th December. Act No. 1271.*)

TREASURY BONDS BILL.—Bill intituled "*An Act to authorize the issue of Treasury Bonds.*"—(*Hon. G. Davis.*)—Brought from the Legislative Assembly and read a first time, 21st December, 1892, p. 164.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 22nd December, pp. 165-6. (*Assented to 23rd December. Act No. 1283.*)

TRUSTEES LAW AMENDMENT BILL.—Bill to amend the Law relating to Trustees.—(*Hon. N. Thornley.*)—Initiated and read a first time, 13th December, 1892, p. 156.

Motion—That this Bill be now read a second time—debate adjourned, 14th December, p. 158; debate resumed; Bill read a second time and committed; considered in Committee, 21st December, p. 163.

Further considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 11th January, 1893, p. 170.

Message from the Legislative Assembly notifying their agreement to the Bill with an amendment; Assembly's amendment considered and agreed to, 21st February, p. 182. (*Assented to 27th February. Act No. 1290.*)

VICTORIAN STOCK ACT 1891 AMENDMENT BILL.—Bill intituled "*An Act to alter the date of the redemption of Stock to be issued pursuant to the 'Victorian Stock Act 1891,' and also to alter the dates for the payment of dividends thereon.*"—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 19th July, 1892, p. 35.

Motion—That this Bill be now read a second time—debate adjourned, 26th July, p. 39; debate resumed; Bill read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 28th July, p. 41. (*Assented to 29th July. Act No. 1254.*)

VILLAGE SETTLEMENTS BILL.—Bill intituled "*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts.*"—(*Hon. W. A. Zeal.*)—Brought from the Legislative Assembly and read a first time, 25th October, 1892, p. 109.

Motion—That this Bill be now read a second time—debate adjourned, 15th November, p. 126; debate resumed and further adjourned, 1st December, p. 148; debate resumed; Bill read a second time and committed; considered in Committee, 6th December, p. 150.

VILLAGE SETTLEMENTS BILL—*continued.*

Further considered in Committee, and reported with amendments, 7th December, p. 153.

Order for consideration of report discharged and Bill recommitted for reconsideration; reconsidered in Committee; 13th December, p. 156.

Further reconsidered in Committee and re-reported with further amendments, 14th December, p. 158.

Order of the Council, postponing the consideration of the report until 10th January, 1893, rescinded, with a view to the Bill being recommitted this day for reconsideration; Bill recommitted and reconsidered in Committee; re-reported with further amendments, 22nd December, p. 166.

Order for consideration of report discharged and Bill recommitted for reconsideration; reconsidered in Committee and re-reported with further amendments; report, by leave, considered and adopted; Bill read the third time and passed, 10th January, 1893, pp. 167-8.

Message from the Legislative Assembly notifying that they have agreed to some of the amendments of the Legislative Council, and have disagreed with others, 28th February, p. 194.

Amendments disagreed with considered; the Legislative Council do not insist on some and do insist on others of their amendments, 1st March, pp. 199-202.

Message from the Legislative Assembly insisting on disagreeing with the amendments of the Legislative Council; amendments considered; the Legislative Council still insist on their amendments, 1st March, p. 205.

Message from the Legislative Assembly still insisting on disagreeing with the amendments of the Legislative Council; amendments considered; the Legislative Council still insist on a part and do not now insist on another part of their amendments, 2nd March, p. 206.

Message from the Legislative Assembly still insisting on disagreeing with the part of the amendments still insisted on by the Legislative Council; motion for now taking the Message into consideration, negatived, 2nd March, p. 207.—Bill lapsed.

WATER SUPPLY LOANS APPLICATION BILL.—Bill intituled "*An Act to sanction the issue and application of certain Sums of Money as Loans for Water Supply and Irrigation Works in the Country Districts and for other purposes.*"—(Hon. A. Wynne.)—Brought from the Legislative Assembly and read a first time, 28th February, 1893, p. 194.

Read a second time and committed; considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 1st March, pp. 198-9. (*Assented to 3rd March. Act No. 1301.*)

WATERWORKS CONSTRUCTION ENCOURAGEMENT ACT 1886 FURTHER AMENDMENT BILL.—Bill intituled "*An Act to facilitate the carrying out certain of the provisions of 'The Waterworks Construction Encouragement Act 1886.'*"—(Hon. Lieut.-Col. Sir F. T. Sargood.)—Brought from the Legislative Assembly and read a first time, 1st March, 1893, p. 203.

Read a second time and committed; considered in Committee and reported with amendments; report, by leave, considered and adopted; Bill read the third time and passed, 1st March, p. 205.

Message from the Legislative Assembly notifying their agreement to the amendments of the Legislative Council, 1st March, p. 206. (*Assented to 3rd March. Act No. 1304.*)

WYNDHAM SHIRE LANDS BILL.—Bill intituled "*An Act to enable the President Councillors and Ratepayers of the Shire of Wyndham to sell and convey certain lands at Werribee and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire.*"—(Hon. Lieut.-Col. Sir F. T. Sargood.)—Brought from the Legislative Assembly and read a first time, 18th October, 1892, p. 104.

Petition presented and referred to the Committee on the Bill, 19th October, p. 107.

Read a second time and committed; considered in Committee, 16th November, p. 128.

Further considered in Committee and reported without amendment; report considered and adopted; Bill read the third time and passed, 7th December, p. 152. (*Assented to 19th December. Act No. 1277.*)



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MINUTES OF THE PROCEEDINGS, ETC.

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# VICTORIA.

No. 1.

## MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

WEDNESDAY, 11TH MAY, 1892.

The Council met pursuant to the Proclamation of His Excellency the Governor, bearing date the third day of May, 1892, which Proclamation was read by the Clerk, and is as follows:—

### FIXING THE TIME FOR HOLDING THE FIRST SESSION OF THE FIFTEENTH PARLIAMENT OF VICTORIA.

#### PROCLAMATION

By His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle, in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.

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

Given under my Hand and the Seal of the Colony, at Melbourne, this third day of May, in the year of our Lord One thousand eight hundred and ninety-two, and in the fifty-fifth year of Her Majesty's reign.

(L.S.)

HOPETOUN.

By His Excellency's Command,

WM. SHIELS.

GOD SAVE THE QUEEN!

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

The Members of the Legislative Assembly having presented themselves, the Senior Commissioner said:—

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

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

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

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

WHEREAS by Proclamation made the third day of May instant by His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, the said JOHN ADRIAN LOUIS, Earl of Hopetoun, did fix Wednesday the eleventh day of May instant as the time for the commencement and holding of the next Session of the Legislative Council and Legislative Assembly of Our said Colony, called "The Parliament of Victoria," for the despatch of business, at Twelve of the clock at noon, in the Parliament Houses, situate in the City of Melbourne: And forasmuch as for certain causes the said JOHN ADRIAN LOUIS, Earl of Hopetoun, 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 His Honor GEORGE HIGINBOTHAM, the Chief Justice of Our Supreme Court of Victoria, and His Honor HARTLEY WILLIAMS, a Justice of Our said Court, do give and grant by the tenor of these presents unto you the said GEORGE HIGINBOTHAM and HARTLEY WILLIAMS, or either of you, full power in Our name to begin and hold Our said Parliament, and to do everything which for and by Us, or the said JOHN ADRIAN LOUIS, Earl of Hopetoun, 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 GEORGE HIGINBOTHAM and HARTLEY WILLIAMS, or either of them, that they diligently attend in the premises and form aforesaid. In testimony whereof We have caused the Seal of Our said Colony to be hereunto affixed.

(L.S.) WITNESS Our right trusty and right well-beloved Cousin, JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c., at Melbourne, this fourth day of May, One thousand eight hundred and ninety-two, and in the fifty-fifth year of Our reign.

HOPETOUN.

By His Excellency's Command,

WM. SHIELS.

Entered on Record by me in the Register of Patents, Book 24,  
Page 66, this fourth day of May, One thousand eight  
hundred and ninety-two.

T. R. WILSON.

Then the Chief Justice said—

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

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

The Members of the Legislative Assembly withdrew.  
The Commissioners withdrew.

2. The President took the Chair, and read the Prayer.
3. ISSUE OF AND RETURN TO WRIT.—The President announced that during the recess he had issued a Writ for the election of a Member to serve for the Gippsland Province in the place of the Honorable G. Davis, who had accepted an office of profit under the Crown; and that by the return endorsed on the said Writ it appeared that George Davis, Esquire, had been duly elected in pursuance thereof.
4. SWEARING IN OF MEMBER.—The Honorable G. Davis being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, GEORGE DAVIS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Maffra and Essendon, and are known as 'Riversdale,' in the parish of Tinamba, in the municipality of Maffra, and a piece of land, allotment 64, Bagotville Estate, in the parish of Essendon.

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

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

"GEO. DAVIS."

- 5. **ISSUE OF WRIT.**—The President announced that during the recess he had issued a Writ for the election of a Member to serve for the North Central Province in the place of the Honorable W. A. Zeal, who had accepted an office of profit under the Crown.
- 6. **ISSUE OF WRIT.**—The President announced that during the recess he had received the following letter from the Private Secretary to His Excellency the Governor, forwarding the resignation of the Honorable James Stewart Butters as a Member of the Legislative Council :—

Government House,  
Melbourne, 14th April, 1892.

SIR,

I am directed by His Excellency the Governor to inform you that the Honorable James Butters has resigned his seat in the Legislative Council of Victoria, as will be seen from the enclosed letter.

13 April, 1892.

I have the honour to be,  
Sir,  
Your most obedient servant,

E. W. WALLINGTON,  
Private Secretary.

The Honorable  
The President of the Legislative Council,  
&c.,                      &c.,                      &c.

SIR,

Wangaratta, 13th April, 1892.

I have the honour to place in your hands my resignation as a Member of the Legislative Council of the Colony of Victoria.

I have the honour to be,  
Your most obedient servant,

JAS. S. BUTTERS.

To His Excellency the Governor.

And that he had accordingly issued a Writ for the Election of a Member to serve for the North-Eastern Province.

- 7. **DECLARATIONS OF MEMBERS.**—The Honorables the President, J. H. Abbott, J. H. Connor, D. Coutts, D. Ham, D. Melville, J. Sternberg, and W. I. Winter-Irving severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JAMES MACBAIN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand two hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Prahran, and are known as land containing seven acres two roods and five perches or thereabouts, part of Crown portion 27, in parish of Prahran, county of Bourke, with dwelling-house, out-houses, stable, &c., &c., erected thereon, in my own occupation.

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

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

“JAS. MACBAIN.”

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

“Firstly, part of Crown allotment five, section thirty-one C, Barkly-place, city and parish of Sandhurst, county of Bendigo.

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

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

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

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

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

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

in the municipal district of Echuca are rated in the rate-book of such district upon a yearly value of Seventy-four pounds; and that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of such district upon a yearly value of Two hundred and fifteen pounds.

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

"JOSEPH HENRY ABBOTT."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH HENRY CONNOR, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Colac, shire of Colac, county of Grenville, and are known as allotments 57A and B, parish of Cundare, viz.:—

			A.	R.	P.
Allotment	57A,	area	...	79	0 32
"	57B,	"	...	79	0 32
"	75A,	"	...	80	0 0
"	57A B,	"	...	80	0 0
				318	1 24

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

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

"JOSEPH HENRY CONNOR."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DAVID COUTTS, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Korong and East Loddon, and are known as 'Salisbury Estate,' municipal district of Korong, and the 'Elmswood Estate,' also land known as Naughton's, municipal district of East Loddon.

"And I further declare that such of the said lands or tenements as are situate in the municipal district of Korong are rated in the rate-book of such district upon a yearly value of Five hundred pounds; and that such of the said lands or tenements as are situate in the municipal district of East Loddon are rated in the rate-book of such district upon a yearly value of Six hundred and thirty pounds.

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

"DAVID COUTTS."

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

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

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

"DAVID HAM."

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

"My residence, situated in Albion-street, West Brunswick, with thirty acres of land; two hundred and six acres of land within the shire of Pyalong; one hundred and forty acres of land within the shire of McIvor.

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

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

“D. MELVILLE.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH STERNBERG, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Echuca and of the city of Melbourne, and are known as—firstly, Crown allotments 91, 92, 93, and 133, parish of Kyabram, county of Rodney, in the municipal district of Echuca; secondly, Crown allotments 4 and 5, section 1A, township and parish of Rochester, county of Bendigo, in the municipal district of Echuca; thirdly, allotment 64, parish of Rochester West, county of Bendigo, in the municipal district of Echuca; fourthly, part of Crown allotment 12, section 14, Melbourne East, parish of North Melbourne, county of Bourke, particularly described in the certificate of title entered in the Register Book, vol. 1820, fol. 363905, and which land is situated in the municipal district of Melbourne.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Echuca, and are firstly above described, are rated in the rate-book of such district upon a yearly value of Sixty pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca, and are secondly above described, are rated in the rate-book of such district upon a yearly value of Forty pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca, and are thirdly above described, are rated in the rate-book of such district upon a yearly value of Ten pounds; and that such of the said lands or tenements as are situate in the municipal district of the city of Melbourne, and are fourthly above described, are rated in the rate-book of such district upon a yearly value of One hundred and twenty pounds.

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

“JOSEPH STERNBERG.”

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

“Noorilim, in the shire of Waranga.	
“Carpentait,                    ,”	Hampden,
“Tirrengower,                 ,”	Colac.
“Allotments,                   ,”	Tambo.
“Stanhope,                     ,”	Echuca and Waranga.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Waranga are rated in the rate-book of such district upon a yearly value of Six thousand three hundred and eighty-one pounds; and that such of the said lands or tenements as are situate in the municipal district of Hampden are rated in the rate-book of such district upon a yearly value of Four hundred and ninety-three pounds; and that such of the said lands or tenements as are situate in the municipal district of Colac are rated in the rate-book of such district upon a yearly value of Three hundred and sixty-three pounds nine shillings; and that such of the said lands or tenements as are situate in the municipal district of Tambo are rated in the rate-book of such district upon a yearly value of Six pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca and Waranga are rated in the rate-book of such district upon a yearly value of Three thousand one hundred and fifty-seven pounds.

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

“WM. I. WINTER-IRVING.”

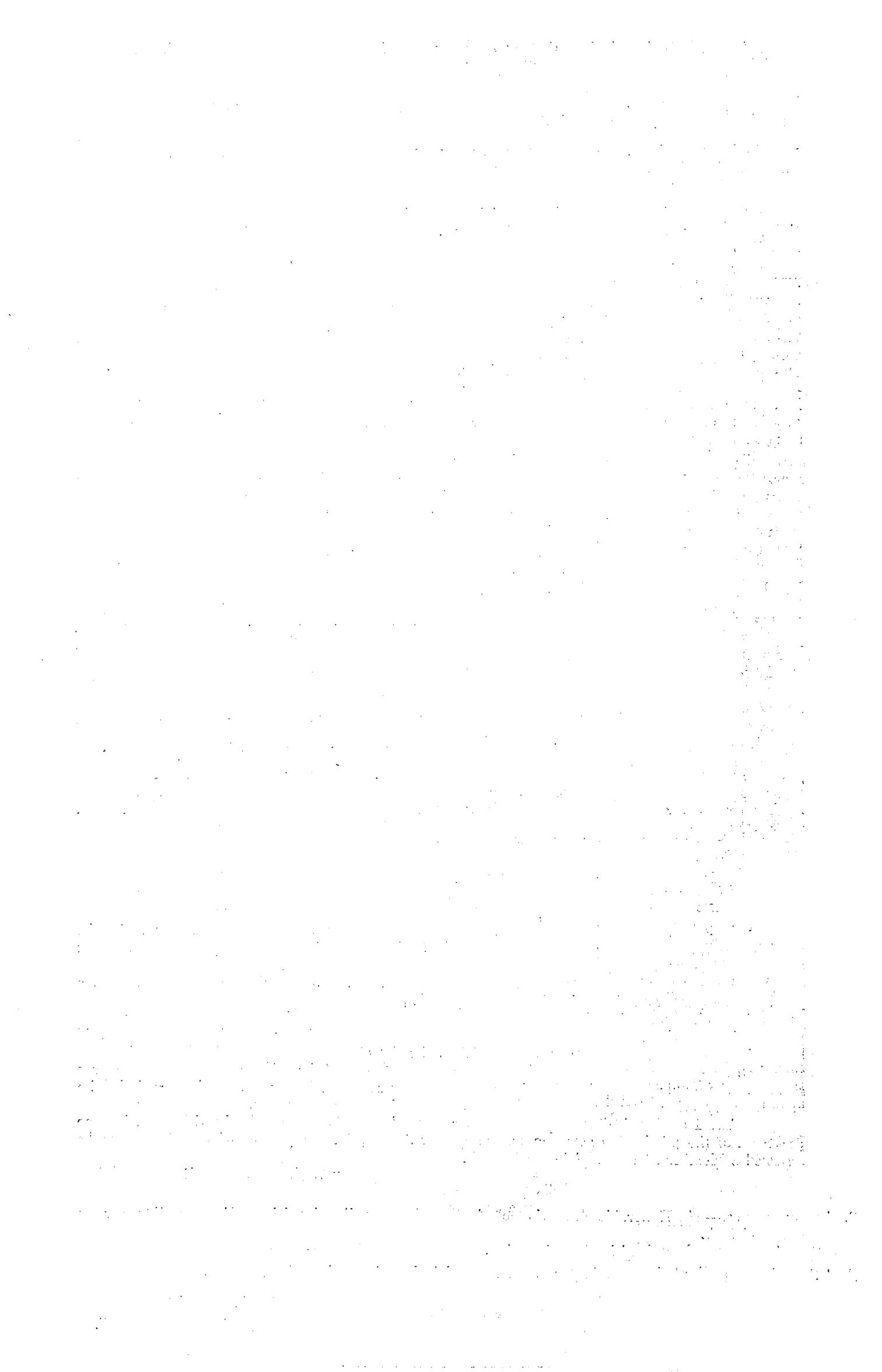
8. ADJOURNMENT.—The Honorable G. Davis moved, That the Council, at its rising, adjourn until to-morrow at two o'clock.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*



## VICTORIA.

No. 2.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 12<sup>TH</sup> MAY, 1892.

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

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

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

I avail myself of the earliest opportunity of obtaining your advice and assistance after the return of the Writs for the general election of the Members of the Legislative Assembly.

The death of His Royal Highness the Duke of Clarence and Avondale created a feeling of profound sorrow in the community. Occurring so shortly after his betrothal, the event was one of especial sadness to the Royal Family, and to the whole nation. On the receipt of the intelligence, cablegrams were despatched on behalf of the people of Victoria expressing their sincere condolence with Her Majesty the Queen and Their Royal Highnesses the Prince and Princess of Wales in their bereavement. Her Majesty has been pleased to signify the heartfelt thanks of the Royal Family for the general sympathy which has been shown by the people of Victoria. The Despatch in which this is conveyed will be laid before you.

The Parliamentary Standing Committee on Railways, appointed during the last Parliament, has sent in a Report, which will be laid before you immediately. Its recommendations will be embodied in a Bill laying down the conditions for future Railway Construction, and the evidence collected will be of the greatest value in dealing with that measure. Satisfactory progress has been made with the surveys of several of the lines recommended, and your attention will be directed to the important question of authorizing the construction of such lines as you may approve.

The depression in all branches of business, which had existed for a considerable period, culminated during the recess in throwing out of employment a large number of labouring men, thus occasioning much suffering. Confronted with this exigency, my Advisers took the responsibility, amongst other means, of relieving the distress, of commencing the construction of two lines of railway in the Wimmera District, in order to meet the emergency. These lines are being undertaken under conditions which will probably result in their cost being ultimately recouped to the State under the provisions of the Land Act passed last Session.

I am pleased to assure you that the completion of the forts and armaments of Hobson's Bay, with the presence of the Auxiliary Squadron in the waters of Australasia, has so strengthened the defences of the colony as to give the metropolis a reasonable immunity from attack.

Rapid progress is being made with the surveys necessary for the preparation of a comprehensive scheme for supplying water for stock and domestic use to the residents of the Mallee country, where agricultural settlement is now fast increasing.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

Your serious attention is invited to the state of the Finances, in the confident belief that you will provide measures to deal satisfactorily with the necessary questions of retrenchment and increased revenue.

The Estimates for 1892-3 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 was found necessary, in the public interest, to suspend the Victorian Railways Commissioners under the provisions of the *Railways Act* 1891. A full statement of the cause of such suspension will be laid before you.

A Bill to provide for the creation of village settlements by means of small holdings in agricultural districts will be submitted to you.

Your attention will also be invited to a Bill to amend the Water Act, the provisions of which, it is hoped, will remove the defects which have been found to hamper the operation of the existing law.

A Bill to amend the Companies Acts will be brought under your consideration, which will deal with financial institutions, and more especially with the recent tendency to carry on speculative business under the name of banking ; it will include provisions to protect, as far as possible, the interests of that large class of the community who make use of building societies and other kindred institutions as a means of saving and investment.

You will also be asked to establish a Bureau of Labour. This will be the means of enabling reliable information and statistics to be obtained in regard to the demand for, and supply of, labour in different localities, and it is confidently believed that the publication of authentic information of this nature will tend to prevent the suffering which arises from the collection in the metropolis of crowds of unemployed labourers.

An Amending Bill will be submitted for your consideration, for the purpose of giving effect to the principles of conciliation and arbitration in matters of dispute between employers and employes. It is anticipated that, with the assistance of all the bodies interested, a measure may be framed upon broad lines, to enable disputes to be settled at an early stage, and so to foster harmonious relations between labouring men and their employers.

Great benefits have accrued from the encouragement given to the Dairying Industry by means of bonuses on the exportation of produce; your approval will be asked to the continuance of these bonuses in a modified form.

The growing importance of the Viticultural and Horticultural Industries is recognised, and efforts will be made to extend their productiveness.

A measure has been prepared dealing with the important industry of Mining, in which further provision has been made for the safety of persons working in mines, and the subject of Coal Mining will also receive special attention.

The existing law relating to Mining Companies has been found to be defective in many points, and these have been dealt with in an Amending Bill.

The Report of the Royal Commission on Charities, which was laid before Parliament at the close of last Session, has received consideration, and a Bill to carry out its principal recommendations will, if possible, be submitted to you.

Several other measures of importance will be submitted for your consideration. Amongst these will be Bills relating to Insect Pests ; a Metropolitan General Cemetery ; the Marine Board ; a Committee of Public Accounts ; the Post Office ; Electric Lighting ; Medical Practitioners ; Architects ; Trade Apprentices ; Education Endowment ; the Public Service ; Marriage ; Opium ; and the Registration of Firms.

The reaction following a period of over-trading and unwise speculation appears to have reached its limit ; the great producing industries of the colony—wool, grain, live stock, gold, vines, and manufactures—remain unimpaired ; and I trust that the measures to be submitted to you will result in the restoration of the colony's normal prosperity, and that your deliberations, by the blessing of Divine Providence, will advance the well-being and happiness of the people of Victoria.

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

The Legislative Assembly then withdrew.

3. The President took the Chair, and read the Prayer.
4. RETURN TO WRIT.—The President announced that he had received a return to the Writ he had issued for the election of a Member to serve for the North Central Province in the place of the Honorable W. A. Zeal, who had accepted an office of profit under the Crown, by which it appeared that William Austin Zeal had been duly elected in pursuance thereof.
5. SWEARING IN OF MEMBER.—The Honorable W. A. Zeal, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

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

“Parts of Crown portions 14, 17, 18, and 29, parish of Prahran (at Toorak) ; and parts of Crown allotment 3, section I, and Crown allotment 4, section I, city of South Melbourne, all in the county of Bourke.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Seven hundred and sixty-six pounds ; and that such of the said lands or tenements as are situate in the municipal district of South Melbourne are rated in the rate-book of such district upon a yearly value of Three hundred and ninety-one pounds.

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

“W. A. ZEAL.”

6. DECLARATIONS OF MEMBERS.—The Honorables S. Austin, J. Bell, Sir B. Benjamin, T. Brunton, S. W. Cooke, J. M. Davies, Dr. Dobson, T. Dowling, N. FitzGerald, S. Fraser, H. Gore, F. S. Grimwade, C. J. Ham, D. E. McBryde, E. Morey, W. Pearson, J. M. Pratt, C. Sargeant, Lieut.-Col. Sir F. T. Sargood, N. Thornley, S. Williamson, and A. Wynne severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

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

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

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

“SIDNEY AUSTIN.”

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

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

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

“JAMES BELL.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SIR BENJAMIN BENJAMIN, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the city of Melbourne, and are known as ‘Salisbury Buildings,’ corner of Queen and Bourke streets, Lonsdale Ward, in the city of Melbourne, and as to which I am the owner of one undivided fourth part or share, the said land being part of Crown section thirteen, city and parish of Melbourne, county of Bourke, particularly described in certificate of title entered in the Register Book, volume 1346, folio 269105.

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

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

“B. BENJAMIN.”

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

“Roxburgh, Ascot Vale,

“Bloomfield-road,

“St. Leonard’s-road,

“Roxburgh-street.

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

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

“THOMAS BRUNTON.”

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

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

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

"SAMUEL WINTER COOKE."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOHN MARK DAVIES, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and forty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Lilydale, and are known as Crown allotments fifty-six, fifty-seven, and fifty-eight, parish of Wandin Yallock, county of Evelyn, containing six hundred and twenty-five acres and twenty perches or thereabouts.

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

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

"JNO. M. DAVIES."

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

"No. 52 Darling-street.

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

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

"F. STANLEY DOBSON."

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

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

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

"THOMAS DOWLING."

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

"Dwelling-house, 'Moirs,' Alma-road, St. Kilda, county of Bourke.

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

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

“N. FITZ GERALD.”

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

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

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

“SIMON FRASER.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, HENRY GORE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and forty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Creswick Shire, and city of Ballarat; and are known as land, &c., parish Spring Hill, county Talbot, and land, &c., Wendouree, city Ballarat.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Creswick Shire are rated in the rate-book of such district upon a yearly value of Eighty pounds, and that such of the said lands or tenements as are situate in the municipal district of city Ballarat are rated in the rate-book of such district upon a yearly value of Sixty pounds.

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

“HENRY GORE.”

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

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

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

“F. S. GRIMWADE.”

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

“No. 60 and 62 Drummond-street, being No. 1949 and 1950 in the rate-book of city of Melbourne for Smith ward.

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

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

“C. JOB HAM.”

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DUNCAN ELPHINSTONE MCBRYDE, of 'Bevana,' Church-street, Brighton, grazier, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and thirty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Brighton, and are known as 'Bevana,' Church-street, Middle Brighton, and more particularly described as all that piece of land, being part of Dendy's special survey, in the parish of Moorabbin, county of Bourke, and being the whole of the land comprised in the certificate of title entered in the Register Book, vol. 957, fol. 191318, and part of the land comprised in the certificate of title, entered in the Register Book, vol. 1891, fol. 378145, commencing at a point on the northern side of Church-street, distant 341 feet 3 inches north-westerly from the point of junction of that side of that street with the northern side of Dendy-street, and bearing further north-westerly along Church-street 132 feet 7 inches; thence north-easterly 330 feet; thence south-easterly in a line parallel with Church-street 66 feet; thence again north-easterly 120 feet; thence again south-easterly in a line parallel with Church-street 66 feet or thereabouts; and thence south-westerly along the south-eastern boundary-line of the land comprised in the last-mentioned certificate of title 450 feet to the commencing point.

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

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

"D. E. MCBRYDE."

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

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

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

"E. MOREY."

"In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM PEARSON, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand nine hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Rosedale, and are known as 'Kilmany Park,' near Sale, containing fourteen thousand seven hundred and forty-one acres, more or less, of freehold land.

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

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

"WM. PEARSON."

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

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

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

"JOSEPH M. PRATT."

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

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

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

"CHAS. SARGEANT."

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

"Forty-six acres of land, with dwelling-house thereon.

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

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

"F. T. SARGOOD."

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

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

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

"N. THORNLEY."

"In compliance with the provisions of the Act 54 Victoria No. 1075, I, SAMUEL WILLIAMSON, of Allan Vale, Great Western, county of Borung, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Stawell, and are known as Allanvale Estate, and consisting of 6,009 acres or thereabouts, in the parishes of Concongella and Bulgana, counties of Borung and Ripon, in the colony of Victoria.

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

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

"SAML. WILLIAMSON."

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

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

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

“AGAR WYNNE.”

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

HOPETOUN,

*Governor.*

*Message No. 1.*

The Governor begs to transmit to the Legislative Council a copy of a Correspondence which has passed between the Premier, Mr. Shiels, and the Governor relative to the privilege of the private entrée being extended to Members of both Houses of Parliament.

Government House,  
Melbourne, 9th May, 1892.

*Memorandum for the Honorable the Treasurer.*

The Governor begs to invite the attention of the Honorable the Treasurer to the following subject :—

There has been for some time past, the Governor understands, a growing feeling amongst Members of both Houses of Parliament that they ought, when attending Levées or other social gatherings at Government House, to enjoy the privilege of the official entrée which is already extended to a large number of prominent public servants.

The Governor is of opinion that this claim on the part of Members of Parliament is a just and reasonable one, and should Mr. Shiels approve of such a proposal the Governor is prepared to give effect to this alteration.

(Sd.) HOPETOUN.

Government House,  
Melbourne, 20th April, 1892.

*Memorandum for His Excellency the Governor.*

Mr. Shiels presents his duty to Your Excellency and acknowledges the receipt of the Memorandum of the 20th instant notifying that Your Excellency is prepared to extend to Members of Parliament the privilege of entrée when attending Levées or social gatherings at Government House.

Mr. Shiels begs to express his entire concurrence in Your Excellency's proposed action in this matter.

(Sgd.) WM. SHIELS.

Premier's Department,  
Melbourne, 26th April, 1892.

8. MEDICAL PRACTITIONERS BILL.—The Honorable W. A. Zeal moved, That he have leave to bring in a Bill relating to Medical Practitioners.

Question—put and resolved in the affirmative.

Ordered—That the Honorable W. A. Zeal and the Honorable G. Davis do prepare and bring in the Bill.

The Honorable W. A. Zeal then brought up a Bill intituled, “*A Bill relating to Medical Practitioners,*” and moved, That it be now read a first time.

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

9. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—

The Death of H.R.H. the Duke of Clarence and Avondale.—Despatch from the Secretary of State for the Colonies, dated 11th March, 1892.

British New Guinea.—Annual Report by Her Majesty's Administrator of the Government, from 1st July, 1890, to 30th June, 1891; with appendices and maps.

Report of the Yarra Floods Board.

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 :—

Water Act 1890—

Bacchus Marsh Irrigation and Water Supply Trust.—Rating Regulation No. 3.

Bairnsdale Irrigation and Water Supply Trust.—Loan of £20,000.

Mansfield Waterworks Trust.—Application for Additional Loan of £1,000.—Detailed Statement and Report.

Torrumberry North Irrigation and Water Supply Trust.—Water Right renewed.

Wandella Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Wandella Irrigation and Water Supply Trust.—Application for a Further Loan of £16,875.—Detailed Statement.

Mines Act 1890—

Regulation for Registration of Agreements as to Mining on Private Land.

Alteration of Regulations.

Mines Acts—Alteration of Regulations.

Defence Department.—Financial and Store Regulations.

Public Service Act 1890.—Alterations of Regulations.

Bank Liabilities and Assets.—Summary of Sworn Returns for the Quarter ended 31st December, 1891.

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

The Honorable D. E. McBryde moved, That a Committee be appointed to prepare an Address to His Excellency the Governor in reply to His Excellency's Opening Speech.

Question—put and resolved in the affirmative.

The Honorable D. E. McBryde moved, That the Committee consist of the Honorables J. H. Abbott, D. Coutts, J. M. Davies, S. Fraser, D. Melville, J. M. Pratt, W. H. Roberts, S. Williamson, A. Wynne, and the Mover.

Question—put and resolved in the affirmative.

The Committee retired to prepare the Address.

The Honorable D. E. McBryde presented the Address which had been adopted by the Committee, and the same was read by the Clerk, and is as follows :—

*To His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.*

MAY IT PLEASE YOUR EXCELLENCY—

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

We take the first opportunity to request that Your Excellency will be pleased to convey to the Queen our heartfelt sympathy with Her Majesty and Her Majesty's family in the death of His Royal Highness the Duke of Clarence and Avondale, and our earnest assurance that we share deeply in the nation's sorrow at that sad event.

The Honorable W. A. Zeal moved, That the Address be taken into consideration on Tuesday next.

Question—put and resolved in the affirmative.

11. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next, at half-past four o'clock.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 1.

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TUESDAY, 17<sup>TH</sup> MAY, 1892.

NOTICES OF MOTION :—

1. The Hon. W. A. ZEAL : To move, That the Honorables the President, J. Bell, S. W. Cooke, J. M. Davies, Dr. Dobson, N. FitzGerald, Lieut.-Col. Sir F. T. Sargood, J. Service, A. Wynne, and the Mover be appointed a Select Committee on the Standing Orders of the House ; three to be the quorum.
2. The Hon. W. A. ZEAL : To move, That the Honorables the President, J. Balfour, F. Brown, D. Melville, and S. Fraser be Members of the Joint Committee of both Houses to manage the Library.
3. The Hon. W. A. ZEAL : To move, That the Honorables the President, G. Davis, C. J. Ham, J. M. Pratt, and N. Thornley be Members of the Joint Committee of both Houses to manage and superintend the Parliament Buildings.
4. The Hon. W. A. ZEAL : To move, That the Honorables J. H. Abbott, J. Buchanan, D. E. McBryde, J. A. Wallace, and W. I. Winter-Irving be Members of the Joint Committee of both Houses to manage the Refreshment Rooms.
5. The Hon. W. A. ZEAL : To move, That the Honorables the President, S. Austin, J. H. Connor, G. S. Coppin, D. Coutts, H. Gore, D. Ham, E. Morey, C. Sargeant, and J. Sternberg be appointed a Printing Committee ; five to be the quorum.
6. The Hon. W. A. ZEAL : To move, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for despatch of business during the present Session, and that half-past Four o'clock be the hour of meeting on each day ; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business ; and that on Wednesday in each week Private Members' business shall take precedence of Government business.
7. The Hon. G. DAVIS : To move, That the Honorable Dr. Dobson be elected Chairman of Committees of the Council.
8. The Hon. J. BELL : To move, That leave of absence be granted to the Honorable H. Cuthbert for the remainder of the Session.
9. The Hon. F. S. GRIMWADE : To move, That leave of absence be granted to the Honorable W. Pitt for the remainder of the Session.
10. The Hon. J. STERNBERG : To move, That leave of absence be granted to the Honorable G. Simmie for the remainder of the Session.
11. The Hon. D. MELVILLE : To move, That leave of absence be granted to the Honorable Sir W. J. Clarke, Bart., for the remainder of the Session.

ORDERS OF THE DAY :—

1. MEDICAL PRACTITIONERS BILL—To be read a second time.
2. ADDRESS IN REPLY TO HIS EXCELLENCY THE GOVERNOR'S SPEECH—Consideration of Report of Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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PARLIAMENTARY PAPERS ISSUED 12<sup>TH</sup> MAY, 1892.

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

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



## VICTORIA.

No. 3.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 17TH MAY, 1892.

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

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

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

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

“JAMES BUCHANAN.”

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

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

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

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

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

“JOHN A. WALLACE.”

5. PAPERS.—The Honorable W. A. Zeal presented, pursuant to Act of Parliament—  
Railways Act 1891.—A Full Statement of the cause of the Suspension of Messrs. R. Speight, R. Ford, and W. H. Greene, the Victorian Railways Commissioners, pursuant to the provisions of section 41 of the *Railways Act* 1891.

Ordered to lie on the Table and to be printed.

The Honorable W. A. Zeal presented, by command of His Excellency the Governor—

Statistical Register of the Colony of Victoria for the Year 1890—

Part VIII.—Production.

Part IX.—Social Condition.

Statistical Register of the Colony of Victoria for the Year 1891.—Part I.—Blue Book.

The Honorable G. Davis presented, by command of His Excellency the Governor—

Post Office Savings Bank.—Statement of Accounts of the Post Office Savings Bank in Victoria for the Year ended 31st December, 1891.

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

Census of Victoria, 1891—

Part I.—Inhabitants and Houses.

Part II.—Birthplaces of the People.

Part III.—Religions of the People.

Part IV.—Ages of the People.

Education Act 1890—Regulations—

Alteration of Regulations Nos. 1, 10, and 11.—Order in Council.

Alteration of Regulations Nos. 3 and 19.—Order in Council.

Railways Standing Committee Act 1890.—Regulation fixing Travelling Allowances of Officers of the Parliamentary Standing Committee on Railways.

The Parliamentary Standing Committee on Railways.—Second General Report; together with the Proceedings of the Committee and of Sectional Committees.

Regulations for the Victorian Naval Forces.—Alterations and Additions.

Regulations for the Victorian Military Forces.—Alterations and Additions.

Water Act 1890—

Benjeroop and Murrabit Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Dookie Irrigation and Water Supply Trust—

Constituted.

Scheme or Plan of Works.

Loan of £650.

Harcourt Irrigation and Water Supply Trust.—Amendment of Scheme or Plan of Works.

Koondrook Irrigation and Water Supply Trust.—Constitution Amended.

Marquis Hill Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Myall Irrigation and Water Supply Trust.—Constitution Amended.

North Boort Irrigation and Water Supply Trust.—Regulation.

Swan Hill Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Twelve Mile Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Werribee Irrigation and Water Supply Trust.—Right to the Waters of the Werribee River Amended.

Western Wimmera Irrigation and Water Supply Trust.—Alteration of Date of Election of Commissioners.

Yatchaw Irrigation and Water Supply Trust.—Alteration of Date of Election of Commissioners.

6. STANDING ORDERS COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables the President, J. Bell, S. W. Cooke, J. M. Davies, Dr. Dobson, N. FitzGerald, Lieut.-Col. Sir F. T. Sargood, J. Service, A. Wynne, and the Mover be appointed a Select Committee on the Standing Orders of the House; three to be the quorum.

Question—put and resolved in the affirmative.

7. LIBRARY COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables the President, J. Balfour, F. Brown, S. Fraser, and D. Melville be Members of the Joint Committee of both Houses to manage the Library.

Question—put and resolved in the affirmative.

8. PARLIAMENT BUILDINGS COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables the President, G. Davis, C. J. Ham, J. M. Pratt, and N. Thornley be Members of the Joint Committee of both Houses to manage and superintend the Parliament Buildings.

Question—put and resolved in the affirmative.

9. REFRESHMENT ROOMS COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables J. H. Abbott, J. Buchanan, D. E. McBryde, J. A. Wallace, and W. I. Winter-Irving be Members of the Joint Committee of both Houses to manage the Refreshment Rooms.

Question—put and resolved in the affirmative.

10. PRINTING COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables the President, S. Austin, J. H. Connor, G. S. Coppin, D. Coutts, H. Gore, D. Ham, E. Morey, C. Sargeant, and J. Sternberg be appointed a Printing Committee; five to be the quorum.

Question—put and resolved in the affirmative.

11. **DAYS OF BUSINESS.**—The Honorable W. A. Zeal moved, That Tuesday, Wednesday, and Thursday in each week be the days on which the Council shall meet for despatch of business during the present Session, and that half-past Four o'clock be the hour of meeting on each day; that on Tuesday and Thursday in each week the transaction of Government business shall take precedence of all other business; and that on Wednesday in each week Private Members' business shall take precedence of Government business.  
Question—put and resolved in the affirmative.
12. **CHAIRMAN OF COMMITTEES.**—The Honorable G. Davis moved, That the Honorable Dr. Dobson be elected Chairman of Committees of the Council.  
Question—put and resolved in the affirmative.  
Whereupon the Honorable Dr. Dobson was congratulated by the Honorable the President and other Members on his again securing the confidence of Honorable Members, and returned his thanks for his re-election to the office of Chairman of Committees.
13. **LEAVE OF ABSENCE.**—The Honorable J. Bell moved, That leave of absence be granted to the Honorable H. Cuthbert for the remainder of the Session.  
Question—put and resolved in the affirmative.
14. **LEAVE OF ABSENCE.**—The Honorable F. S. Grimwade moved, That leave of absence be granted to the Honorable W. Pitt for the remainder of the Session.  
Question—put and resolved in the affirmative.
15. **LEAVE OF ABSENCE.**—The Honorable J. Sternberg moved, That leave of absence be granted to the Honorable G. Simmie for the remainder of the Session.  
Question—put and resolved in the affirmative.
16. **LEAVE OF ABSENCE.**—The Honorable D. Melville moved, That leave of absence be granted to the Honorable Sir W. J. Clarke, Bart., for the remainder of the Session.  
Question—put and resolved in the affirmative.
17. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the following Order of the Day be postponed until Tuesday, 31st May instant:—  
*Medical Practitioners' Bill.—To be read a second time.*
18. **ADDRESS IN REPLY TO HIS EXCELLENCY THE GOVERNOR'S SPEECH.**—The Order of the Day for the consideration of the Report of the Committee appointed to prepare an Address to His Excellency the Governor in reply to his opening Speech having been read—the Honorable D. E. McBryde moved, That the Council agree with the Committee in the said Address.  
Debate ensued.  
Question—put and resolved in the affirmative.  
The Honorable D. E. McBryde moved, That the Address be presented to His Excellency the Governor by the President and such Members of the Council as may wish to accompany him.  
Question—put and resolved in the affirmative.
19. **ADJOURNMENT.**—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday, 31st May instant.  
Question—put and resolved in the affirmative.

And then the Council, at fifty-three minutes past nine o'clock, adjourned until Tuesday, 31st May instant.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 2.

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TUESDAY, 31<sup>ST</sup> MAY, 1892.

### *Government Business.*

#### ORDER OF THE DAY:—

1. MEDICAL PRACTITIONERS BILL—To be read a second time.

### *General Business.*

#### NOTICES OF MOTION:—

1. The Hon. S. FRASER: To move, That he have leave to bring in a Bill to amend the law relating to Life Assurance Companies.
2. The Hon. T. BRUNTON: To move, That he have leave to bring in a Bill to amend the *Licensing Act* 1890.
3. The Hon. A. WYNNE: To move, That he have leave to bring in a Bill to amend the *Companies Act* 1890.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED 17<sup>TH</sup> MAY, 1892.

Notices of Motion and Orders of the Day. No. 2.

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

Notices of Motion and Orders of the Day. No. 2.

Railways Act 1891.—A full Statement of the cause of the Suspension of Messrs. R. Speight, R. Ford, and W. H. Greene, &c. No. 80.



## VICTORIA.

No. 4.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 31ST MAY, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURN TO WRIT.—The President announced that he had received a Return to the Writ he had issued for the Election of a Member to serve for the North-Eastern Province in the place of the Honorable James Stewart Butters, resigned, by which it appeared that Arthur Otto Sachse, of South Yarra, civil engineer, had been duly elected in pursuance thereof.

5. NEW MEMBER.—The Honorable Arthur Otto Sachse, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ARTHUR OTTO SACHSE, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Prahran, Moorabbin, and Coburg, and are known as ‘Marmadilla’ (house property), South Yarra; land at Sandringham and Coburg.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Prahran are rated in the rate-book of such district upon a yearly value of Ninety-four pounds; and that such of the said lands or tenements as are situate in the municipal district of Moorabbin are rated in the rate-book of such district upon a yearly value of Ten pounds, and that such of the said lands or tenements as are situate in the municipal district of Coburg are rated in the rate-book of such district upon a yearly value of Four hundred and fifty-eight pounds.

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

“A. O. SACHSE.”

6. DECLARATIONS OF MEMBERS.—The Honorables J. Balfour, F. Brown, W. H. S. Osmand, and D. S. Wallace severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

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

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

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

“ JAMES BALFOUR.”

“ In compliance with the provisions of the Act 54 Victoria, No. 1075, I, FREDERICK BROWN, of Beechworth, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and nine pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Beechworth, and are known as ‘ Shrublands ’—Allotments 2, 3, and 4 of section F, with dwelling-house and out-offices, occupied by me; also allotment 8 of section P<sup>1</sup>, 17 of section 4, and part of allotment 3 of section D, all in the town and parish of Beechworth.

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

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

“ FREDK. BROWN.”

“ In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM HENRY SEVILLE OSMAND, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of the shire of Stawell, and are known as the Concongella Estate in the parishes of Stawell and Concongella, and ‘ The Sycamores,’ in the parishes of Stawell and Watta Wella.

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

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

“ W. H. S. OSMAND.”

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

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

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

“ D. S. WALLACE.”

7. PETITION.—The Honorable D. Melville presented a Petition from Richard Speight, Richard Ford, and William Henry Greene, Victorian Railways Commissioners, praying that the Council would be pleased to direct an inquiry to be made into the charges that had been made against them, and that they be permitted to be present at and to take part in such inquiry, and that such relief may be granted to them as to the Council may seem just.

Petition read, and ordered to lie on the Table.

8. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—The President reported that he had that day waited upon His Excellency the Governor, and had presented to him the Address of the Legislative Council, agreed to on the 17th May instant, and that His Excellency had been pleased to make the following reply :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL—

I thank you in the name and on behalf of Her Majesty for the expression of loyalty to our Most Gracious Sovereign the Queen contained in the Address which you have just presented to me, and I confidently hope that your legislative deliberations may be conducive to the welfare and happiness of all classes of the community.

I will take an early opportunity of conveying to the Queen your expression of heartfelt sympathy with Her Majesty and Her Majesty's Family in the sad loss they have sustained in the death of His Royal Highness the Duke of Clarence and Avondale.

HOPETOUN

Government Offices,  
Melbourne, 31st May, 1892.

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

HOPETOUN,

Governor.

Message No. 2.

In accordance with section 5 of *The (Victorian) Federal Council Act 1885*, the Governor notifies to the Legislative Council that under the provisions of section 3 (second paragraph) of the said Act—

The Honorable James Munro and  
The Honorable William Shiels

ceased to hold office as Representatives of the Colony of Victoria in the Federal Council of Australasia on vacating office as Ministers of the Crown on the 16th February, 1892, and that, on the 15th March, 1892, the Governor, with the advice of the Executive Council, was pleased to appoint

The Honorable William Shiels, M.P., Treasurer, and  
The Honorable Allan McLean, M.P., Chief Secretary, President of the Board of  
Land and Works, and Commissioner of Crown Lands and Survey,

to be Representatives of the Colony of Victoria in the Federal Council of Australasia.

Government Offices,  
Melbourne, 24th May, 1892.

10. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—

A General Summary of the Import, Export, Transshipment, and Shipping Returns, with an Abstract of Customs Revenue, for the Year 1891; also Abstract Comparative Table, Years 1887–91, and copy of the Victorian Tariff, &c., &c.

Royal Commission on Charitable Institutions.—Synopsis, Minutes of Evidence, and Appendix.  
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 March, 1892.

Marine Board of Victoria.—Statement of Pilotage Receipts and Disbursements for the Year ended 31st December, 1891, together with the Audit Commissioners' Certificate thereon.

Fire Brigades Act 1890.—Regulations made by the Governor in Council during the period from 1st December, 1891, to 30th April, 1892.

Report of the Metropolitan Fire Brigades Board for the period ended 31st December, 1891, together with Statement of Receipts and Expenditure.

Victorian Mining Accident Relief Fund.—Statement of Accounts rendered by the Trustees to the Fund.

Water Act 1890—

East Boort Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Emu Valley Irrigation and Water Supply Trust.—Application for a Further Loan of £1,800.—Detailed Statement.

Omeo Waterworks Trust.—Application for Additional Loan of £1,000.—Detailed Statement and Report.

Rodney Irrigation and Water Supply Trust.—Alteration of Divisions for Rating purposes.

Western Wimmera Irrigation and Water Supply Trust.—Fixing Minimum Rate.

Western Wimmera Irrigation and Water Supply Trust.—Amendment of Order in Council fixing the Amounts of the Rates over the several Divisions of the Trust.

Customs and Excise Duties Act 1890—

Minor Articles used in Manufacture—

Apparel and Slops—Bags, &c.

Harrow Teeth.

Apparel and Slops—Trimmings.

Boots and Shoes—Shanking.

Alteration of Regulations—Clause 2.

Alteration of Regulations—Cigars and Cigarettes.

Customs Act 1890—

Drawback Regulations Amended—Earthenware and Glassware.

Drawback Regulations Amended—

Plate of Gold.

Fireworks.

Wattles Act 1890, Section 2.—Copy of Order in Council authorizing Issue of Leases under Section 10.

Agricultural Education—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education from 1st January, 1891, to 30th June, 1891.

Marine Act 1890—

Additional Regulation—Examination of Masters.

Life-saving Appliances.

11. ADJOURNMENT.—The Honorable A. Wynne having stated his desire to move, That the House do now adjourn, the following Members, viz., the Honorables J. Bell, S. W. Cooke, C. J. Ham, F. S. Grimwade, N. FitzGerald, and W. I. Winter-Irving, rose in their places and required the motion to be proposed.

The Honorable A. Wynne having stated that he proposed to speak on the subject of the mode of procedure to be adopted by this House relative to the suspension of Messrs. R. Speight, R. Ford, and W. H. Greene, then moved, That the House do now adjourn.

Debate ensued.

Question—put and negatived.

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

*Medical Practitioners Bill—To be read a second time.*

13. LICENSING ACT 1890 AMENDMENT BILL.—The Honorable T. Brunton moved, That he have leave to bring in a Bill to amend the *Licensing Act 1890*.

Question—put and resolved in the affirmative.

Ordered—That the Honorable T. Brunton do prepare and bring in the Bill.

The Honorable T. Brunton then brought up a Bill intituled “*A Bill to amend the ‘Licensing Act 1890,’*” and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday, 8th June next.

14. COMPANIES ACT 1890 AMENDMENT BILL.—The Honorable A. Wynne moved, That he have leave to bring in a Bill to amend the *Companies Act 1890*.

Question—put and resolved in the affirmative.

Ordered—That the Honorable A. Wynne and the Honorable J. Sternberg do prepare and bring in the Bill.

The Honorable A. Wynne then brought up a Bill intituled “*A Bill to amend the ‘Companies Act 1890,’*” and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday, 8th June next.

15. ADJOURNMENT.—The Honorable W. A. Zeal moved, That the Council, at its rising, adjourn until Tuesday next.

Debate ensued.

Motion, by leave, withdrawn.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 3.

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WEDNESDAY, 1ST JUNE, 1892.

*Question.*

1. The Hon. Lieut.-Col. SIR F. T. SARGOOD : To ask the Honorable the Postmaster-General when it is his intention to submit for the consideration of this House the Petition which has been presented to His Excellency praying for the removal of the Railways Commissioners.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. D. MELVILLE : To move, That the Petition of Messrs. Speight, Ford, and Greene, presented to this House on the 31st May last, be now taken into consideration.
2. The Hon. J. H. CONNOR : To move, That he have leave to bring in a Bill to amend the *Agricultural Colleges Act 1890*.
3. The Hon. S. FRASER : To move, That he have leave to bring in a Bill to amend the law relating to Life Assurance Companies.

*Government Business.*

ORDER OF THE DAY :—

1. MEDICAL PRACTITIONERS BILL—To be read a second time.
- 

WEDNESDAY, 8TH JUNE.

*General Business.*

ORDERS OF THE DAY :—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# PARLIAMENTARY PAPERS ISSUED SINCE 26TH MAY, 1892.

Minutes of the Proceedings of the Legislative Council. No. 1.  
 Notices of Motion and Orders of the Day. No. 3.

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

Miners' Right Titles Bill—[22]

The Federal Council of Australasia.—Message. B.—No. 2.

Census of Victoria, 1891.—Part I.—Inhabitants and Houses. No. 2.

Water Act 1890.—Benjeroop and Murrabit Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 6.

Agricultural Education.—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education from 1st January to 30th June, 1891. No. 19.

Regulations for the Victorian Military Forces.—Alterations and Additions. No. 20.

Regulations for the Victorian Naval Forces.—Alterations and Additions. No. 21.

Mines Act 1890—

Regulation for Registration of Agreements as to Mining on Private Land. No. 36.

Alteration of Regulations. No. 37.

Water Act 1890.—Dookie Irrigation and Water Supply Trust—  
 Constituted. No. 38.

Scheme or Plan of Works. No. 39.

Loan of £650. No. 40.

A General Summary of the Import, Export, Transshipment, and Shipping Returns, &c. No. 41.

Education Act 1890.—Alteration of Regulations.—Orders in Council. Nos. 42 and 43.

Mines Acts.—Alteration of Regulations. No. 46.

Wandella Irrigation and Water Supply Trust.—Application for a Further Loan of £16,875. No. 47.

Water Act 1890—

Wandella Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 49.

Bacchus Marsh Irrigation and Water Supply Trust. Rating Regulation No. 3. No. 51.

Public Service Act 1890.—Alterations of Regulations. No. 56.

Post Office Savings Bank.—Statement of Accounts. No. 57.

Defence Department.—Financial and Store Regulations. No. 59.

## VICTORIA.

No. 5.

## MINUTES OF THE PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

WEDNESDAY, 1ST JUNE, 1892.

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

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM HENRY ROBERTS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment ; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as 467 and 469 Chancery-lane, Melbourne.

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

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

“WM. H. ROBERTS.”

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

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

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

“JAMES SERVICE.”

5. PETITION OF MESSRS. SPEIGHT, FORD, AND GREENE.—The Honorable D. Melville moved, That the Petition of Messrs. Speight, Ford, and Greene, presented to this House on the 31st May last, be now taken into consideration.

Debate ensued.

Question—put.

Council divided.

Ayes, 26.

The Hon. J. H. Abbott  
 S. Austin  
 J. Balfour  
 J. Bell  
 Sir B. Benjamin  
 F. Brown  
 T. Brunton  
 J. Buchanan  
 J. H. Connor  
 S. W. Cooke  
 D. Coutts  
 J. M. Davies  
 F. S. Dobson, LL.D.  
 T. Dowling  
 N. FitzGerald  
 D. E. McBryde  
 D. Melville  
 W. Pearson  
 W. H. Roberts  
 A. O. Sachse  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 J. A. Wallace  
 S. Williamson  
 W. I. Winter-Irving  
 F. S. Grimwade (*Teller*).

Noes, 2.

The Hon. W. A. Zeal  
 G. Davis (*Teller*).

And so it was resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That in the opinion of this Council the prayer of the Petition of Messrs. Richard Speight, Richard Ford, and William Henry Greene for an inquiry into the charges that have been made against them should be granted, and this Council recommends that such inquiry should be remitted to a Joint Committee of the Legislative Council and the Legislative Assembly.

Debate ensued.

Question—put.

Council divided.

Ayes, 28.

The Hon. J. H. Abbott  
 S. Austin  
 J. Balfour  
 J. Bell  
 Sir B. Benjamin  
 F. Brown  
 T. Brunton  
 J. Buchanan  
 J. H. Connor  
 S. W. Cooke  
 D. Coutts  
 J. M. Davies  
 F. S. Dobson, LL.D.  
 T. Dowling  
 N. FitzGerald  
 F. S. Grimwade  
 D. Melville  
 W. H. S. Osmand  
 W. Pearson  
 J. M. Pratt  
 W. H. Roberts  
 A. O. Sachse  
 C. Sargeant  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 S. Williamson  
 W. I. Winter-Irving  
 D. E. McBryde (*Teller*).

Noes, 2.

The Hon. G. Davis  
 W. A. Zeal (*Teller*).

And so it was resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the foregoing resolution be transmitted to the Legislative Assembly with a Message desiring their concurrence therein, and requesting the Legislative Assembly to adopt a similar resolution, whereupon the Legislative Council will proceed to the appointment of certain of their Members to represent the Legislative Council on such Joint Committee.

Question—put and resolved in the affirmative.

6. ADJOURNMENT.—The Honorable W. A. Zeal moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 4.

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TUESDAY, 7<sup>TH</sup> JUNE, 1892.

*Question.*

1. The Hon. Lieut.-Col. SIR F. T. SARGOOD : To ask the Honorable the Postmaster-General when it is his intention to submit for the consideration of this House the Petition which has been presented to His Excellency praying for the removal of the Railways Commissioners.

*Government Business.*

ORDER OF THE DAY :—

1. MEDICAL PRACTITIONERS BILL—To be read a second time.
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WEDNESDAY, 8<sup>TH</sup> JUNE.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. J. H. CONNOR : To move, That he have leave to bring in a Bill to amend the *Agricultural Colleges Act 1890*.
2. The Hon. S. FRASER : To move, That he have leave to bring in a Bill to amend the law relating to Life Assurance Companies.

ORDERS OF THE DAY :—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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PARLIAMENTARY PAPERS ISSUED 1<sup>ST</sup> JUNE, 1892.

Notices of Motion and Orders of the Day. No. 4.  
Victorian Railways Commissioners.—Petition. E 1.

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Votes and Proceedings of the Legislative Assembly. Nos. 5, 6, and 7.  
Notices of Motion and Orders of the Day. No. 7.  
The Death of H.R.H. the Duke of Clarence and Avondale.—Despatch from the Secretary of State for the Colonies. No. 53.



VICTORIA.

No. 6.

MINUTES OF THE PROCEEDINGS

OF THE

LEGISLATIVE COUNCIL.

TUESDAY, 7TH JUNE, 1892.

- 1. The Council met in accordance with adjournment.
- 2. The President took the Chair.
- 3. The President read the Prayer.
- 4. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they have passed the following resolution, in reply to the Message, dated 1st June, received from the Legislative Council, viz. :—

“That this House, purposing to allow the Railways Commissioners to be heard at the Bar of this House, does not concur in the request of the Legislative Council for the appointment of a Joint Committee.”

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 2nd June, 1892.

- 5. PAPERS.—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk :—

Water Act 1890—

The Dimboola Shire Council and the Western Wimmera Irrigation and Water Supply Trust.—Guarantee by the former Body of the Sum of £160 per annum in respect of the Construction of certain Works.

East Boort Irrigation and Water Supply Trust.—Loan of £4,500.

Emu Valley Irrigation and Water Supply Trust.—Alteration of Date of Election of Two Commissioners for 1892.

Euroa Waterworks Trust.—Application for Additional Loan of £279.—Detailed Statement and Report.

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

*Medical Practitioners Bill—To be read a second time.*

- 7. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

1. The first part of the report deals with the general situation of the country and the progress of the reform process.

2. The second part of the report deals with the economic situation.

3. The third part of the report deals with the social situation and the progress of the reform process.

4. The fourth part of the report deals with the political situation.

5. The fifth part of the report deals with the international situation.

6. The sixth part of the report deals with the progress of the reform process in the area of the legal system.

7. The seventh part of the report deals with the progress of the reform process in the area of the judicial system.

8. The eighth part of the report deals with the progress of the reform process in the area of the legal profession.

9. The ninth part of the report deals with the progress of the reform process in the area of the legal education.

10. The tenth part of the report deals with the progress of the reform process in the area of the legal research.

11. The eleventh part of the report deals with the progress of the reform process in the area of the legal practice.

12. The twelfth part of the report deals with the progress of the reform process in the area of the legal aid.

13. The thirteenth part of the report deals with the progress of the reform process in the area of the legal reform.

14. The fourteenth part of the report deals with the progress of the reform process in the area of the legal system.

15. The fifteenth part of the report deals with the progress of the reform process in the area of the legal profession.

16. The sixteenth part of the report deals with the progress of the reform process in the area of the legal education.

17. The seventeenth part of the report deals with the progress of the reform process in the area of the legal research.

18. The eighteenth part of the report deals with the progress of the reform process in the area of the legal practice.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 5.

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TUESDAY, 14<sup>TH</sup> JUNE, 1892.

### *Question.*

1. The Hon. S. W. COOKE : To ask the Honorable the Postmaster-General—

1. Are all the employés in the Railway Department whose duties require correct vision examined to test their visual acuteness and colour vision.
2. When is such examination (if any) made.
3. Are there periodical re-examinations ; and, if so, at what intervals of time.
4. Is there a re-examination after recovery from disease or injury by which defect of vision may have been caused.
5. Is there a higher standard of vision (and more particularly as regards colour vision) for engine-drivers, firemen, signalmen, and pointsmen than for porters, guards, &c.

### *Government Business.*

#### NOTICE OF MOTION :—

1. The Hon. W. A. ZEAL : To move, That the question of the revision of the Standing Orders be referred to the Standing Orders Committee for consideration and report.

#### ORDER OF THE DAY :—

1. MEDICAL PRACTITIONERS BILL—To be read a second time.

### *General Business.*

#### NOTICES OF MOTION :—

1. The Hon. J. H. CONNOR : To move, That he have leave to bring in a Bill to amend the *Agricultural Colleges Act 1890*.
2. The Hon. S. FRASER : To move, That he have leave to bring in a Bill to amend the law relating to Life Assurance Companies.

#### ORDERS OF THE DAY :—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED SINCE 2ND JUNE, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 4 and 5.  
 Notices of Motion and Orders of the Day. No. 5.  
 Companies Act Amendment Bill—[23]

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Votes and Proceedings of the Legislative Assembly. Nos. 8 and 9.  
 Notices of Motion and Orders of the Day. No. 9.  
 Public Library (Sundays Poll) Bill—[25]

### Water Act 1890—

Swan Hill Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 5.  
 North Boort Irrigation and Water Supply Trust.—Regulation. No. 7.  
 Marquis Hill Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 9.  
 Koondrook Irrigation and Water Supply Trust.—Constitution amended. No. 17.  
 Harcourt Irrigation and Water Supply Trust.—Amendment of Scheme or Plan of Works. No. 18.  
 Western Wimmera Irrigation and Water Supply Trust.—Alteration of Date of Election of Commissioners. No. 23.  
 Yatchaw Irrigation and Water Supply Trust.—Alteration of Date of Election of Commissioners. No. 24.  
 Werribee Irrigation and Water Supply Trust.—Right to the waters of the Werribee River amended. No. 25.  
 Myall Irrigation and Water Supply Trust.—Constitution amended. No. 26.  
 Twelve Mile Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 31.

Victorian Mining Accident Relief Fund.—Statement of Accounts rendered by the Trustees to the Fund. No. 35.

Mansfield Waterworks Trust.—Application for Additional Loan of £1,000. No. 45.  
 Emu Valley Irrigation and Water Supply Trust.—Application for a Further Loan of £1,800. No. 48.  
 Report of the Metropolitan Fire Brigades Board for the period ended 31st December, 1891, &c. No. 62.  
 Omeo Waterworks Trust.—Application for Additional Loan of £1,000. No. 63.

### Water Act 1890—

Rodney Irrigation and Water Supply Trust.—Alteration of Divisions for Rating Purposes. No. 64.  
 Western Wimmera Irrigation and Water Supply Trust—  
 Fixing Minimum Rate. No. 65.  
 Amendment of Order in Council fixing the amounts of the Rates over the several Divisions of the Trust. No. 66.

### Customs Act 1890—

Drawback Regulations Amended. Nos. 68, 69, and 72.

### Customs and Excise Duties Act 1890—

Minor Articles used in Manufacture. Nos. 70, 71, 73, and 74.  
 Alteration of Regulations. Nos. 75 and 76.

Eurca Waterworks Trust.—Application for Additional Loan of £279. No. 81.

### Water Act 1890—

East Boort Irrigation and Water Supply Trust—  
 Rating Regulation for 1892. No. 82.  
 Loan of £4,500. No. 84.  
 Emu Valley Irrigation and Water Supply Trust.—Alteration of Date of Election of Two Commissioners for 1892. No. 85.  
 The Dimboola Shire Council and the Western Wimmera Irrigation and Water Supply Trust.—  
 Guarantee by the former body, &c. No. 86.

## VICTORIA.

No. 7.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 14<sup>TH</sup> JUNE, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President laid upon the Table the following Warrant appointing the Committee of Elections and Qualifications:—

VICTORIA.

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

The Honorable Sidney Austin,  
The Honorable Samuel Winter Cooke,  
The Honorable John Mark Davies,  
The Honorable Nicholas FitzGerald,  
The Honorable Lieut.-Col. Sir Frederick Thomas Sargood,  
The Honorable James Service,

and

The Honorable William Austin Zeal  
to be Members of a Committee to be called "The Committee of Elections and Qualifications."

Given under my hand this fourteenth day of June, One thousand eight hundred and ninety-two.

JAS. MACBAIN,  
President of the Legislative Council.

5. STANDING ORDERS COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Standing Orders Committee have leave to sit on days on which the Council does not meet.  
Question—put and resolved in the affirmative.
6. REVISION OF STANDING ORDERS.—The Honorable W. A. Zeal moved, That the question of the revision of the Standing Orders be referred to the Standing Orders Committee for consideration and report.  
Question—put and resolved in the affirmative.
7. CONSOLIDATION OF THE STATUTES.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That in view of the recent consolidation of the Victorian Statutes, and of the importance of devising a plan by which such consolidation shall be systematically continued, the Standing Orders Committee be instructed to report as to the desirability of this House requesting the Legislative Assembly to concur in passing a Joint Standing Order authorizing a suitable plan.  
Question—put and resolved in the affirmative.
8. DISTINGUISHED VISITOR.—The Honorable W. A. Zeal moved, by leave, That a chair be provided on the floor of the Chamber for the Honorable William Moore, President of the Legislative Council of Tasmania.  
Question—put and resolved in the affirmative.
9. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Tuesday, 12th July next:—

*Medical Practitioners Bill—To be read a second time.*

10. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL.—The Honorable J. H. Connor moved, That he have leave to bring in a Bill to amend the *Agricultural Colleges Act 1890*.

Question—put and resolved in the affirmative.

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

The Honorable J. H. Connor then brought up a Bill intituled “*A Bill to amend the ‘Agricultural Colleges Act 1890,’*” and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday, 12th July next.

11. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL.—The Honorable W. A. Zeal, for the Honorable S. Fraser, moved, That he have leave to bring in a Bill to amend the Law relating to Life Assurance Companies.

Question—put and resolved in the affirmative.

Ordered—That the Honorable W. A. Zeal and the Honorable S. Fraser do prepare and bring in the Bill.

The Honorable W. A. Zeal then brought up a Bill intituled “*A Bill to amend the Law relating to Life Assurance Companies,*” and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday, 12th July next.

12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 12th July next:—

*Licensing Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Second reading.*

13. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday, 12th July next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

And then the Council, at forty minutes past five o'clock, adjourned until Tuesday, 12th July next.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 6.

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TUESDAY, 12<sup>TH</sup> JULY, 1892.

### *Government Business.*

#### ORDER OF THE DAY:—

1. MEDICAL PRACTITIONERS BILL—Second reading.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. D. MELVILLE: To move, That there be laid on the Table of this House a Return for every year from 1884 to 1891, both years inclusive, showing:—
  1. The revenue and expenditure of such lines of the Victorian Railways as were opened to traffic prior to 1884.
  2. The revenue and expenditure of such lines as have been opened for traffic since 1883.
  3. The amount of interest on the cost of lines not opened for traffic which is included in each year's expenditure.

#### ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
4. COMPANIES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED SINCE 7<sup>TH</sup> JUNE, 1892.

Minutes of the Proceedings of the Legislative Council. No. 6.  
Notices of Motion and Orders of the Day. No. 6.  
Medical Practitioners Bill—[16].  
Factories and Shops.—Report of the Chief Inspector for 1891. No. 54.  
Royal Commission on Charitable Institutions.—Minutes of Evidence, &c. No. 60.



## VICTORIA.

No. 8.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 12<sup>TH</sup> JULY, 1892.

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

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, GEORGE SELTH COPPIN, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of city of Richmond and shire of Flinders and Kangerong, and are known as ‘Pine Grove,’ Lennox-street, Richmond, and ‘The Anchorage,’ Sorrento.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Richmond are rated in the rate-book of such district upon a yearly value of Two hundred and fifty pounds, and that such of the said lands or tenements as are situate in the municipal district of the shire of Flinders and Kangerong are rated in the rate-book of such district upon a yearly value of One hundred and seven pounds.

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

“GEO. COPPIN.”

5. **THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.**—The President’s Warrant appointing “The Committee of Elections and Qualifications” was again laid upon the Table by the President.
6. **PETITION.**—The Honorable C. Sargeant presented a Petition from the Council of the Shire of Poowong and Jeetho, under the common seal of the said corporation, praying that all lands alienated from the Crown upon the condition of the holder receiving the fee-simple on the completion of his rents and carrying out improvements may be dealt with the same as lands held in fee simple at the date of the coming into operation of the Mines Amendment Act, and that, pending legislation to give effect to the prayer of the Petitioners, all mining leases may be withheld.  
Petition read, and ordered to lie on the Table.
7. **PAPERS.**—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Report of Proceedings taken under the provisions of the *Land Act* 1890 and the *Wattles Act* 1890 during the Year ending 31st December, 1891.  
Penal Establishments and Gaols.—Report of the Inspector-General for the Year 1891.  
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 :—

Report of the Country Fire Brigades’ Board for the period ended 31st December, 1891; together with a Statement of Receipts and Expenditure for that period.

Regulations under Land Acts.

Post Office Savings Bank.—Regulations and Instructions for the Guidance of Postmasters and other Officers authorized to transact Post Office Savings Bank Business.

Water Act 1890.—Wandella Irrigation and Water Supply Trust.—Further Loan of £16,875.

8. **MEDICAL PRACTITIONERS BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable W. A. Zeal moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into a Committee of the whole.  
 The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
9. **VICTORIAN RAILWAYS.—REVENUE, EXPENDITURE, AND INTEREST.**—The Honorable D. Melville moved, That there be laid on the Table of this House a Return for every year from 1884 to 1891, both years inclusive, showing :—
1. The revenue and expenditure of such lines of the Victorian Railways as were opened to traffic prior to 1884.
  2. The revenue and expenditure of such lines as have been opened for traffic since 1883.
  3. The amount of interest on the cost of lines not opened for traffic which is included in each year's expenditure.
- Debate ensued.  
 Question—put and resolved in the affirmative.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Wednesday, 27th July instant :—
- Agricultural Colleges Act 1890 Amendment Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Licensing Act 1890 Amendment Bill—Second reading.*
11. **COMPANIES ACT 1890 AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable A. Wynne moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole Council.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into a Committee of the whole.  
 The President resumed the Chair; and the Honorable J. Balfour reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
12. **ADJOURNMENT.**—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
 Question—put and resolved in the affirmative.  
 The Honorable W. A. Zeal moved, That the Council do now adjourn.  
 Question—put and resolved in the affirmative.
- And then the Council, at thirty minutes past nine o'clock, adjourned until Tuesday next.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 7.

TUESDAY, 19<sup>TH</sup> JULY, 1892.

### *Questions.*

1. The Hon. J. SERVICE: To ask the Honorable the Postmaster General—

(1.) Whether the Government is in any way committed to the policy in relation to the New Hebrides and New Caledonia indicated in a telegram from London which appeared in the *Age* of 8th July instant, as follows:—

“Mr. Dibbs, the Premier of New South Wales, has left England on a brief visit to Paris, when it is understood that he will urge upon the French Government the demands of Australia for the stoppage of convict transportation to the French Pacific Colonies.

“It is rumoured that Mr. Dibbs will suggest to the French Foreign Minister, M. Ribot, that it would be better for France to exchange the Colony of New Caledonia for the New Hebrides Islands, over which France and England exercise a dual control.”

(2.) Whether the Government has any reason to believe, from correspondence or otherwise, that any of the other Australasian Colonies approve of such policy.

2. The Hon. T. DOWLING: To ask the Honorable the Postmaster-General if the Government will bring in a Bill to amend the *Fences Act* 1890, making it compulsory for adjoining proprietors, when demanded, to pay half cost of vermin-proof fencing.

3. The Hon. J. SERVICE: To ask the Honorable the Postmaster-General whether the Government have given their support or countenance to the proposal for the laying of a Pacific cable from America to Australia, by way of New Caledonia; and, if so, to what extent have they committed this Colony thereto.

4. The Hon. J. SERVICE: To ask the Honorable the Postmaster-General whether the Government have authorized the Honorable G. R. Dibbs, Premier of New South Wales, to represent this colony in any respect during his visit to the mother country; and, if so, in what matter or matters.

### *Government Business.*

#### NOTICES OF MOTION:—

1. The Hon. W. A. ZEAL: To move, That he have leave to bring in a Bill for regulating the Profession of Architects.

2. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill to further amend the *Defences and Discipline Act* 1890.

3. The Hon. F. BROWN: To move, That he have leave to bring in a Bill to consolidate and amend the law relating to Public Health.

4. The Hon. W. A. ZEAL: To move, That he have leave to bring in a Bill to facilitate and regulate the supply of electricity for lighting and for other purposes.

5. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

#### ORDER OF THE DAY:—

1. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.

*General Business.*

## NOTICE OF MOTION :—

1. The Hon. J. H. ABBOTT: To move, That he have leave to bring in a Bill to amend the *Mines Act* 1890.

## ORDER OF THE DAY :—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

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WEDNESDAY, 27<sup>TH</sup> JULY.

*General Business.*

## ORDERS OF THE DAY :—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LICENSING ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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MEETING OF SELECT COMMITTEE.

*Tuesday, 19<sup>th</sup> July.*

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

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PARLIAMENTARY PAPERS ISSUED 12<sup>TH</sup> JULY, 1892.

Notices of Motion and Orders of the Day. No. 7.

Notices of Motion and Orders of the Day. No. 10.

Tower Hill National Park Bill—[42] (Re-issue).

Regulations under Land Acts. No. 91.

Customs and Excise Duties.—Resolutions proposed in Committee of the whole House by the Hon. the Treasurer.

VICTORIA.

No. 9.

MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

TUESDAY, 19TH JULY, 1892.

- 1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The President's Warrant appointing "The Committee of Elections and Qualifications" was again laid upon the Table by the President.
5. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

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

Legislative Assembly, Melbourne, 19th July, 1892.

THOS. BENT, Speaker.

- 6. REGISTRATION OF FIRMS BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "An Act to provide for the Registration of Firms," be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

- 7. ADJOURNMENT.—The Honorable D. Melville having stated his desire to move, That the House do now adjourn, the following Members, viz., the Honorables S. Austin, T. Brunton, J. H. Connor, H. Gore, J. A. Wallace, and A. Wynne, rose in their places and required the motion to be proposed. The Honorable D. Melville having stated that he proposed to speak on the subject of a statement in the Argus newspaper of this day, with reference to the proposed line of railway to Pascoe Vale, then moved, That the House do now adjourn.

Debate ensued.

Question—put and negatived.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "An Act to alter the date of the redemption of Stock to be issued pursuant to the 'Victorian Stock Act 1891,' and also to alter the dates for the payment of dividends thereon," with which they desire the concurrence of the Legislative Council.

Legislative Assembly, Melbourne, 19th July, 1892.

THOS. BENT, Speaker.

- 9. VICTORIAN STOCK ACT 1891 AMENDMENT BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled "An Act to alter the date of the redemption of Stock to be issued pursuant to the 'Victorian Stock Act 1891,' and also to alter the dates for the payment of dividends thereon," be now read a first time.

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

10. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
- Reports of the Inspectors of Explosives to the Honorable the Commissioner for Trade and Customs on the working of the Explosives Act during the Year 1891.  
Melbourne Harbor Trust.—The Accounts of the Melbourne Harbor Trust for the Year ended 31st December, 1891.  
Water Act 1890.—Wandella Irrigation and Water Supply Trust.—Loan of £10,000.  
Report of the Registrar of Friendly Societies for the Year ended 31st December, 1891.  
Education Act 1890.—Regulations.—Order in Council.—Temporary Unclassified Schools.  
Wattles Act 1890, Section 10.—Issue of Lease.—Copy of Order in Council authorizing Issue of Lease.
11. ARCHITECTS BILL.—The Honorable W. A. Zeal moved, That he have leave to bring in a Bill for regulating the Profession of Architects.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable W. A. Zeal do prepare and bring in the Bill.  
The Honorable W. A. Zeal then brought up a Bill intituled “*A Bill for regulating the Profession of Architects*,” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
12. MEDICAL PRACTITIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
13. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
14. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 8.

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TUESDAY, 26<sup>TH</sup> JULY, 1892.

*Government Business.*

NOTICES OF MOTION :—

1. The Hon. G. DAVIS : To move, That he have leave to bring in a Bill to further amend the *Defences and Discipline Act* 1890.
2. The Hon. F. BROWN : To move, That he have leave to bring in a Bill to consolidate and amend the law relating to Public Health.
3. The Hon. W. A. ZEAL : To move, That he have leave to bring in a Bill to facilitate and regulate the supply of electricity for lighting and for other purposes.
4. The Hon. G. DAVIS : To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

ORDERS OF THE DAY :—

1. REGISTRATION OF FIRMS BILL—Second reading.
2. VICTORIAN STOCK ACT 1891 AMENDMENT BILL—Second reading.
3. ARCHITECTS BILL—Second reading.
4. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.

*General Business.*

ORDER OF THE DAY :—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
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WEDNESDAY, 27<sup>TH</sup> JULY.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. J. H. ABBOTT : To move, That he have leave to bring in a Bill to amend the *Mines Act* 1890.

ORDERS OF THE DAY :—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LICENSING ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Wednesday, 27th July.*

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

## PARLIAMENTARY PAPERS ISSUED SINCE 14TH JULY, 1892.

Minutes of the Proceedings of the Legislative Council. No. 8.  
 Notices of Motion and Orders of the Day. No. 8.  
 Registration of Firms Bill—[17] (To Members of Council only).  
 Victorian Stock Amendment Bill—[18] (To Members of Council only).  
 Medical Practitioners Bill.—New clause by the Hon. Lieut.-Col. Sir F. T. Sargood. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 11, 12, and 13.  
 Notices of Motion and Orders of the Day. No. 13.  
 Division in Committee of the Whole. No. 2.  
 Agricultural Settlements Bill—[9]  
 Legal Profession Practice Bill—[52]  
 Penal Establishments and Gaols.—Report of the Inspector-General for the year 1891. No. 8.  
 Report of the Country Fire Brigades Board for the period ended 31st December, 1891; together with a Statement of Receipts and Expenditure for that period. No. 83.  
 Melbourne Harbor Trust.—The Accounts of the Melbourne Harbor Trust for the year ended 31st December, 1891. No. 87.  
 Report of Proceedings taken under the provisions of the Land Act 1890 and the Wattles Act 1890 during the year ending 31st December, 1891. No. 88.  
 Reports of the Inspectors of Explosives to the Hon. the Commissioner for Trade and Customs on the working of the Explosives Act during the year 1891. No. 93.

## VICTORIA.

No. 10.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 26TH JULY, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Australasian Statistics for the Year 1890; with a Report by the Government Statist of Victoria.  
Statistical Register of the Colony of Victoria for the Year 1891—  
Part II.—Population.  
Part III.—Finance, &c.

The Honorable W. A. Zeal presented—

Beulah to Hopetoun Railway.—Articles of Agreement made the twenty-first day of July, 1892, between Edward Harewood Lascelles, of Geelong, and the Board of Land and Works, for the construction of a line of railway from Beulah to Hopetoun; together with plan of railway.

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:—

Alteration of Regulations relating to Juvenile Offenders.

Alteration of Regulations under the Neglected Children's Act 1890.

Water Act 1890—

Koondrook Irrigation and Water Supply Trust.—Loan of £404.

Leaghur and Meering Irrigation and Water Supply Trust.—Regulation.

Rodney Irrigation and Water Supply Trust.—Regulation No. 5.

Western Wimmera Irrigation and Water Supply Trust.—Regulation No. 9.

The Wimmera Shire Council and the Western Wimmera Irrigation and Water Supply Trust.—Application of Municipal Funds of the former body towards Payment of Interest owing by the Trust.

Report of the Chief Inspector of Factories, Work-rooms, and Shops for the Year ended 31st December, 1891.

Census of Victoria, 1891—

Part V.—Conjugal Condition of the People.

Part VI.—Education of the People.

Part VII.—Sickness and Infirmity.

Wattles Act 1890.—Section 3.—Issue of Leases.—Copy of Order in Council authorizing the Issue of Leases.

5. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL.—The Honorable G. Davis moved, That he have leave to bring in a Bill to further amend the *Defences and Discipline Act 1890*.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable G. Davis do prepare and bring in the Bill.  
The Honorable G. Davis then brought up a Bill intituled “*A Bill to further amend the ‘Defences and Discipline Act 1890,’*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

6. PUBLIC HEALTH LAW AMENDMENT BILL.—The Honorable F. Brown moved, That he have leave to bring in a Bill to consolidate and amend the Law relating to Public Health.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable F. Brown do prepare and bring in the Bill.  
The Honorable F. Brown then brought up a Bill intituled “*A Bill to consolidate and amend the Law relating to Public Health,*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
7. ELECTRICITY LIGHTING REGULATION BILL.—The Honorable W. A. Zeal moved, That he have leave to bring in a Bill to facilitate and regulate the supply of Electricity for Lighting and for other purposes.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable W. A. Zeal do prepare and bring in the Bill.  
The Honorable W. A. Zeal then brought up a Bill intituled “*A Bill to facilitate and regulate the supply of Electricity for Lighting and for other purposes,*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
8. REGISTRATION OF FIRMS BILL.—The Order of the Day for the second reading of this Bill having been read—The Honorable F. Brown moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable F. Brown moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
9. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to amend the ‘Coal Mines Railway Construction Act 1891,’*” with which they desire the concurrence of the Legislative Council.  
Legislative Assembly,  
Melbourne, 26th July, 1892.  
THOS. BENT,  
Speaker.
10. COAL MINES RAILWAY CONSTRUCTION ACT 1891 AMENDMENT BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to amend the ‘Coal Mines Railway Construction Act 1891,’*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
11. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to deal with Miner’s Right Titles,*” with which they desire the concurrence of the Legislative Council.  
Legislative Assembly,  
Melbourne, 26th July, 1892.  
THOS. BENT,  
Speaker.
12. MINER’S RIGHT TITLES BILL.—The Honorable H. Gore moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to deal with Miner’s Right Titles,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
13. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates,*” with which they desire the concurrence of the Legislative Council.  
Legislative Assembly,  
Melbourne, 26th July, 1892.  
THOS. BENT,  
Speaker.
14. MUNICIPAL RATING BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled “*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 26th July, 1892.

THOS. BENT,  
Speaker.

16. TOWER HILL NATIONAL PARK BILL.—The Honorable N. FitzGerald moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit,*" be now read a first time.

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

17. COAL MINES RAILWAY CONSTRUCTION ACT 1891 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—The Honorable W. A. Zeal moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

Question—put and resolved in the affirmative.

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

"*An Act to amend the 'Coal Mines Railway Construction Act 1891.'*"

Question—put and resolved in the affirmative.

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

18. VICTORIAN STOCK ACT 1891 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—The Honorable W. A. Zeal moved, That this Bill be now read a second time.

Debate ensued.

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

Debate continued.

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

Ordered—That the debate be adjourned until Thursday next.

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

*Architects Bill—Second reading.*

*Medical Practitioners Bill—To be further considered in Committee.*

*Companies Act 1890 Amendment Bill—To be further considered in Committee.*

20. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Thursday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 9.

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THURSDAY, 28<sup>TH</sup> JULY, 1892.

*Question.*

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General whether, in view of the danger to life and property caused by uncertificated engineers being employed in charge of steam engines and boilers, the Government will forthwith introduce in this House "the Boiler Inspection Bill."

*Government Business.*

ORDERS OF THE DAY :—

1. VICTORIAN STOCK ACT 1891 AMENDMENT BILL—Second reading—Resumption of debate.
2. ARCHITECTS BILL—Second reading.
3. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. J. H. ABBOTT: To move, That he have leave to bring in a Bill to amend the *Mines Act* 1890.

ORDERS OF THE DAY :—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
  3. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  4. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
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TUESDAY, 2<sup>ND</sup> AUGUST.

*Government Business.*

NOTICE OF MOTION :—

1. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

ORDERS OF THE DAY :—

1. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
2. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
3. REGISTRATION OF FIRMS BILL—To be further considered in Committee.
4. MUNICIPAL RATING BILL—Second reading.
5. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

*General Business.*

ORDERS OF THE DAY :—

1. MINER'S RIGHT TITLES BILL—Second reading.
2. TOWER HILL NATIONAL PARK BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 21<sup>ST</sup> JULY, 1892.

Minutes of the Proceedings of the Legislative Council. No. 9.  
 Notices of Motion and Orders of the Day. No. 9.  
 Miners' Right Titles Bill—[22] (To Members of Council only.)  
 Local Government Bill—[27] (To Members of Council only.)  
 Tower Hill National Park Bill—[42] (To Members of Council only.)  
 Coal Mines Railway Amendment Bill—[45] (To Members of Council only.)  
 Medical Practitioners Bill.—Amendment by the Hon. Lieut.-Col. Sir F. T. Sargood. (To Members of Council only.)

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Votes and Proceedings of the Legislative Assembly. No. 16.  
 Notices of Motion and Orders of the Day. No. 16.  
 Division in Committee of the Whole. No. 3.  
 Beulah to Hopetoun Railway.—Return to an Order. C.—No. 2.  
 Totalizator Legalization Bill—[48]  
 Statistical Register of the Colony of Victoria for the year 1891—  
   Part II.—Population. No. 28.  
   Part III.—Finance, &c. No. 29.  
 Water Act 1890—  
   Wandella Irrigation and Water Supply Trust.—Further Loan of £16,875. No. 90.  
   Koondrook Irrigation and Water Supply Trust.—Loan of £404. No. 94.  
   Leaghur and Meering Irrigation and Water Supply Trust.—Regulation. No. 95.  
   The Wimmera Shire Council and the Western Wimmera Irrigation and Water Supply Trust.—Application of Municipal Funds of the former body towards Payment of Interest owing by the Trust. No. 96.  
   Rodney Irrigation and Water Supply Trust.—Regulation No. 5. No. 97.  
 Education Act 1890.—Regulations. Order in Council. Alteration of Regulations. No. 98.  
 Regulations and Instructions for the Guidance of Postmasters and other Officers authorized to transact Post Office Savings Bank Business. No. 101.

## VICTORIA.

No. 11.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 28<sup>TH</sup> JULY, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Report upon the Affairs of the Post Office and Telegraph Department for the Year 1891.  
Ordered to lie on the Table.
5. VICTORIAN STOCK ACT 1891 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.  
The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable W. A. Zeal, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.  
The Honorable W. A. Zeal moved, That the following be the title of the Bill:—  
“An Act to alter the date of the redemption of Stock to be issued pursuant to the ‘Victorian Stock Act 1891,’ and also to alter the dates for the payment of dividends thereon.”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until after the Order of the Day for the further consideration in Committee of the *Companies Act 1890 Amendment Bill*.  
*Architects Bill—Second reading.*  
*Medical Practitioners Bill—To be further considered in Committee.*
7. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.

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

*Architects Bill—Second reading.*

9. MEDICAL PRACTITIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of Forty-eight thousand and sixty-four pounds to the service of the Year One thousand eight hundred and ninety-one and ninety-two, and the sum of One million five hundred and ninety-nine thousand three hundred and sixty-six pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly

Melbourne, 28th July, 1892.

11. CONSOLIDATED REVENUE BILL (No. 1).—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to apply out of the Consolidated Revenue the sum of Forty-eight thousand and sixty-four pounds to the service of the Year One thousand eight hundred and ninety-one and ninety-two, and the sum of One million five hundred and ninety-nine thousand three hundred and sixty-six pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*” be now read a first time.

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

The Honorable W. A. Zeal moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

“*An Act to apply out of the Consolidated Revenue the sum of Forty-eight thousand and sixty-four pounds to the service of the Year One thousand eight hundred and ninety-one and ninety-two, and the sum of One million five hundred and ninety-nine thousand three hundred and sixty-six pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”

Question—put and resolved in the affirmative.

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

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

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Licensing Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 10.

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TUESDAY, 2ND AUGUST, 1892.

*Question.*

1. The Hon. G. COPPIN: To call the attention of the Honorable the Postmaster-General to the dismissal of the charges brought against the Captain and the Doctor of the R.M.S. *Oroya* for a breach of the Quarantine Act of South Australia, in consequence of the illegal appointment of the Acting Health Officer, and as this unlawful practice has existed for a number of years, notwithstanding the frequent protests of the Victorian Central Board of Health, and as it is a source of great danger to the colonies, to ask if the Government will endeavour to bring about a change without any unnecessary loss of time.

*Government Business.*

NOTICE OF MOTION:—

1. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

ORDERS OF THE DAY:—

1. REGISTRATION OF FIRMS BILL—To be further considered in Committee.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
3. MUNICIPAL RATING BILL—Second reading.
4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
5. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
6. ARCHITECTS BILL—Second reading.
7. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. J. H. ABBOTT: To move, That he have leave to bring in a Bill to amend the *Mines Act* 1890.

ORDERS OF THE DAY:—

1. MINERS' RIGHT TITLES BILL—Second reading.
2. TOWER HILL NATIONAL PARK BILL—Second reading.
3. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
4. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
5. LICENSING ACT 1890 AMENDMENT BILL—Second reading.

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WEDNESDAY, 3RD AUGUST.

*General Business.*

ORDER OF THE DAY:—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 28<sup>TH</sup> JULY, 1892.

Minutes of the Proceedings of the Legislative Council. No. 10.

Notices of Motion and Orders of the Day. No. 10.

Companies Act Amendment Bill.—Amendments by the Hon. A. Wynne. (To Members of Council only.)

Medical Practitioners Bill.—New Clause and Schedule to be proposed by the Hon. D. Melville. (To Members of Council only.)

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Notices of Motion and Orders of the Day. No. 18.

Customs Duties.—Resolution proposed in Committee. (To Members only.)

Beer Duty.—Resolution proposed in Committee. (To Members only.)

Absentee Income Tax.—Resolution proposed in Committee. (To Members only.)

## VICTORIA.

No. 12.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 2ND AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Alteration in Foreign Postage Rates.—Order in Council.

The Honorable W. A. Zeal presented—

Victorian Railways.—Revenue, Expenditure, and Interest.—Part Return to an Order of the  
Legislative Council, dated 12th July last, for a Return for every year from 1884 to 1891,  
both years inclusive, showing—

1. The revenue and expenditure of such lines of the Victorian Railways as were  
opened to traffic prior to 1884.
2. The revenue and expenditure of such lines as have been opened for traffic since  
1883.
3. The amount of interest on the cost of lines not opened for traffic which is  
included in each year's expenditure.

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:—

Water Act 1890.—Western Wimmera Irrigation and Water Supply Trust.—Regulation No. 12.  
Wattles Act 1890.—Issues of Leases under section 3.—Copy of Order in Council authorizing  
the Issue of the said Leases.

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

HOPETOUN,

Governor.

Message No. 3.

The Governor informs the Legislative Council that he has, on this day, at the 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 apply out of the Consolidated Revenue the sum of Forty-eight thousand and sixty-  
four pounds to the service of the Year One thousand eight hundred and ninety-one and ninety-  
two, and the sum of One million five hundred and ninety-nine thousand three hundred and  
sixty-six pounds to the service of the Year One thousand eight hundred and ninety-two and  
ninety-three.”

“An Act to alter the date of the redemption of Stock to be issued pursuant to the ‘Victorian Stock  
Act 1891,’ and also to alter the dates for the payment of dividends thereon.”

Government House,  
Melbourne, 29th July, 1892.

6. PARLIAMENTARY PRINTING.—The Honorable the President presented a Report from the Clerk of the  
Parliaments to the Honorable the Premier on the question of the printing of the Parliamentary  
Papers.

Ordered to lie on the Table.

The Honorable W. A. Zeal moved, That the Report of the Clerk of the Parliaments on the question  
of the Parliamentary Printing be referred to the Printing Committee for consideration and report.  
Debate ensued.

Question—put and resolved in the affirmative.

7. **REGISTRATION OF FIRMS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same with amendments.

The Honorable F. Brown moved, That this Bill be recommitted to a Committee of the whole Council for the re-consideration of clause 6.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into a Committee of the whole.

The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had re-considered clause 6 and agreed to the same with further amendments.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the ‘Coal Mines Railway Construction Act 1891,’*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 2nd August, 1892.

THOS. BENT,  
Speaker.

9. **MEDICAL PRACTITIONERS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

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

*Municipal Rating Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Architects Bill—Second reading.*

*Defences and Discipline Act 1890 further Amendment Bill—Second reading.*

*Miners’ Right Titles Bill—Second reading.*

*Tower Hill National Park Bill—Second reading.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Licensing Act 1890 Amendment Bill—Second reading.*

11. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday, 17th August instant :—

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

## *Notices of Motion and Orders of the Day.*

No. 11.

WEDNESDAY, 3RD AUGUST, 1892.

### *Questions.*

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General—
  1. Has the Public Service Board given a certificate for the payment to Mr. P. Cohen (an officer in the Mines Department) of the sum of £77 included in the Supplementary Estimates.
  2. Did the Public Service Board recommend under section 47 of the *Public Service Act* 1890 the appointment of another officer to fill the position of Accountant.
  3. Was the officer recommended by the Public Service Board senior in the service to Mr. Cohen, and had his previous duties qualified him, in the opinion of the Board, for the position of Accountant in the Mines Department.
  4. Why was not the recommendation of the Board carried out.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General—
  1. Does section 4 of the *Education Act* 1890 provide that "No money voted for the purposes of this Act shall be paid in or towards the support of any school except for the purposes hereinafter expressly provided."
  2. Does the same Act in subsequent sections provide that school age shall mean "not less than six nor more than thirteen years."
  3. Have the Law Officers of the Crown given a written opinion that the money voted cannot be expended in the tuition of children under six years of age (the minimum age declared in the *Education Act*).
  4. Is not the recently issued Order in Council fixing the minimum age of children attending a State school at four and a half years in conflict with both the *Education Act* and the opinion given by the Law Officers.
3. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General—
  1. Under what Act of Parliament has the agreement between E. H. Lascelles and the Board of Lands and Works been entered into.
  2. Have the Articles of Agreement between E. H. Lascelles and the Board of Land and Works dated 21st July, 1892, been duly executed.
  3. Is it provided under Clause 1 of said Agreement "That the Promoter will, after a copy of this Agreement has lain upon the Table of both Houses of Parliament for fourteen days, and if no vote of either House has during that period been carried withholding its consent to this Agreement, forthwith acquire the necessary land and commence to construct a line of railway from the township of Beulah aforesaid to the said township of Hopetoun."
  4. In the event of no such vote being carried on or before 9th August (the Agreement having been laid upon the Table of this House on 26th July), will the said E. H. Lascelles be legally entitled to proceed to "forthwith acquire land and commence to construct the line of railway."
  5. Is not Clause 1 of this Agreement at variance with the statement made by the Honorable the Postmaster-General on 26th July, as reported in *Hansard*, to the effect "that no action would be taken until an Act of Parliament authorizing the carrying out of this Agreement would be sought to be passed in the usual way."

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. J. H. ABBOTT: To move, That he have leave to bring in a Bill to amend the *Mines Act* 1890.

#### ORDERS OF THE DAY:—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. MINERS' RIGHT TITLES BILL—Second reading.
3. TOWER HILL NATIONAL PARK BILL—Second reading.
4. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
5. LICENSING ACT 1890 AMENDMENT BILL—Second reading.

*Government Business.*

## ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—Second reading.
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
4. ARCHITECTS BILL—Second reading.
5. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

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**TUESDAY, 9TH AUGUST.**
*Government Business.*

## ORDERS OF THE DAY:—

1. REGISTRATION OF FIRMS BILL—Consideration of Report.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.

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**TUESDAY, 16TH AUGUST.**
*Government Business.*

## NOTICE OF MOTION:—

1. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

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**WEDNESDAY, 17TH AUGUST.**
*General Business.*

## ORDER OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

**PARLIAMENTARY PAPERS ISSUED SINCE 28TH JULY, 1892.**

Minutes of the Proceedings of the Legislative Council. No. 11.  
 Notices of Motion and Orders of the Day. No. 11.  
 Weekly Report of Divisions in Committee of the whole Council. Nos. 1 and 2.  
 Defences and Discipline Bill—[19]  
 Companies Act 1890 Amendment Bill—  
     Amendments to be proposed by the Hon. A. Wynne. (To Members of Council only.)  
     Suggestions by the Members of the Melbourne Chamber of Commerce. (To Members of Council only.)  
     Suggestions by Institute of Accountants. (To Members of Council only.)  
 Medical Practitioners Bill.—Clause in lieu of Clause 40. (To Members of Council only.)

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Votes and Proceedings of the Legislative Assembly. Nos. 17, 18, 19, and 20.  
 Notices of Motion and Orders of the Day. No. 19.  
 Moolap Land Sale Bill—[26]  
 Public Service Salaries Retrenchment Bill—[43]  
 Ministers' and Officers' Salaries Bill—[51]  
 Coal Mines Railway Construction Act 1891 Amendment Bill.—Amendment of the Legislative Council.  
 (To Members only.)  
 Supplementary Estimates, 1891-2. B.—No. 7.  
 Estimates of the Revenue and Expenditure for the year ending 30th June, 1893. B.—No. 8.

## VICTORIA.

No. 13.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 3RD AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MINES ACT 1890 AMENDMENT BILL.—The Honorable J. H. Abbott moved, That he have leave to bring in a Bill to amend the *Mines Act 1890*.  
Question—put and resolved in the affirmative.  
Ordered—That the Honorable J. H. Abbott do prepare and bring in the Bill.  
The Honorable J. H. Abbott then brought up a Bill intituled “*A Bill to amend the ‘Mines Act 1890,’*” and moved, That it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday next.
5. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next:—  
*Miners’ Right Titles Bill—Second reading.*  
*Tower Hill National Park Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Licensing Act 1890 Amendment Bill—Second reading.*  
*Municipal Rating Bill—Second reading.*  
*Public Health Law Amendment Bill—Second reading.*  
*Electricity Lighting Regulation Bill—Second reading.*  
*Architects Bill—Second reading.*  
*Defences and Discipline Act 1890 further Amendment Bill—Second reading.*
7. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

And then the Council, at fifty minutes past nine o’clock, adjourned until Tuesday next.

GEORGE H. JENKINS,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 12.

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TUESDAY, 9TH AUGUST, 1892.

*Question.*

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD : To ask the Honorable the Postmaster-General—
  1. Does section 4 of the *Education Act 1890* provide that "No money voted for the purposes of this Act shall be paid in or towards the support of any school except for the purposes herein-after expressly provided."
  2. Does the same Act in subsequent sections provide that school age shall mean "not less than six nor more than thirteen years."
  3. Have the Law Officers of the Crown given a written opinion that the money voted cannot be expended in the tuition of children under six years of age (the minimum age declared in the *Education Act*).
  4. Is not the recently issued Order in Council fixing the minimum age of children attending a State school at four and a half years in conflict with both the *Education Act* and the opinion given by the Law Officers.

*Government Business.*

ORDERS OF THE DAY:—

1. REGISTRATION OF FIRMS BILL—Consideration of Report.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
3. MUNICIPAL RATING BILL—Second reading.
4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
5. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
6. ARCHITECTS BILL—Second reading.
7. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

*General Business.*

ORDERS OF THE DAY:—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  2. MINERS' RIGHT TITLES BILL—Second reading.
  3. TOWER HILL NATIONAL PARK BILL—Second reading.
  4. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  5. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
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WEDNESDAY, 10TH AUGUST.

*General Business.*

ORDER OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—Second reading.

TUESDAY, 16TH AUGUST.

*Government Business.*

NOTICE OF MOTION :—

1. The Hon. G. DAVIS : To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

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WEDNESDAY, 17TH AUGUST.

*General Business.*

ORDER OF THE DAY :—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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PARLIAMENTARY PAPERS ISSUED 3RD AUGUST, 1892.

Minutes of the Proceedings of the Legislative Council. No. 12.  
 Notices of Motion and Orders of the Day. No. 12.  
 Mines Bill—[49]  
 Printing Parliamentary Papers.—Report by the Clerk of the Parliaments.

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Notices of Motion and Orders of the Day. No. 20.  
 Non-compulsory Vaccination Bill—[59]  
 Rules for the Management of Technical Schools. (To Members only.)  
 Water Act 1890.—Western Wimmera Irrigation and Water Supply Trust.—Regulation No. 12. No. 67.  
 Alteration in Foreign Postage Rates.—Order in Council. No. 107.

## VICTORIA.

No. 14.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 9TH AUGUST, 1892.

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

HOPETOUN,

*Governor.**Message No. 4.*

The Governor informs the Legislative Council that he has, on this day, at the 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 amend the ‘Coal Mines Railway Construction Act 1891.’”*

Government House,

Melbourne, 4th August, 1892.

5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Water Act 1890.—The Swan Hill Irrigation and Water Supply Trust.—Application for a Further Loan of £1,550.—Detailed Statement.
  - Department for Neglected Children and Reformatory Schools.—Report of the Secretary for the Year 1891.
6. ERROR IN DIVISION LIST.—The President informed the Council that in a division that took place in Committee on Wednesday last, the Teller for the “Noes” had recorded the name of the Honorable G. Davis instead of that of the Honorable J. M. Davies; whereupon the President directed the Clerk to correct the Division List accordingly.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable F. Brown, the following Order of the Day was read and discharged:—
  - Registration of Firms Bill—Consideration of Report.*
8. REGISTRATION OF FIRMS BILL.—The Honorable F. Brown moved, That this Bill be recommitted to a Committee of the whole Council for the re-consideration of clause 15.
  - Question—put and resolved in the affirmative.
  - And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into a Committee of the whole.
  - The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had reconsidered clause 15, and agreed to the same with a further amendment.
  - The Honorable F. Brown moved, by leave, That the Report from the Committee of the whole Council be taken into consideration this day.
  - Question—put and resolved in the affirmative.
  - On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable F. Brown, read a third time and passed.

The Honorable F. Brown moved, That the following be the title of the Bill:—

*“An Act to provide for the Registration of Firms.”*

Question—put and resolved in the affirmative.

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

9. MEDICAL PRACTITIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

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

*Municipal Rating Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Architects Bill—Second reading.*

*Defences and Discipline Act 1890 further Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—To be further considered in Committee.*

*Miners' Right Titles Bill—Second reading.*

*Tower Hill National Park Bill—Second reading.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Licensing Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

LEGISLATIVE COUNCIL

## *Notices of Motion and Orders of the Day.*

No. 13.

WEDNESDAY, 10TH AUGUST, 1892.

### *General Business.*

#### ORDERS OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading.
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. LICENSING ACT 1890 AMENDMENT BILL—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—Second reading.
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
4. ARCHITECTS BILL—Second reading.
5. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

TUESDAY, 16TH AUGUST.

### *Government Business.*

#### NOTICE OF MOTION:—

1. The Hon. G. DAVIS: To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

#### ORDER OF THE DAY:—

1. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. F. S. GRIMWADE: To move, That in the opinion of this House the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company.

WEDNESDAY, 17TH AUGUST.

### *General Business.*

#### ORDER OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Wednesday, 10th August.*

PRINTING—at half-past three o'clock.

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## PARLIAMENTARY PAPERS ISSUED SINCE 4TH AUGUST, 1892.

Notices of Motion and Orders of the Day. No. 13.

Weekly Report of Divisions in Committee of the whole Council. No. 3.

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Votes and Proceedings of the Legislative Assembly. Nos. 22 and 23.

Notices of Motion and Orders of the Day. No. 22.

Melbourne Tramways Trust Amendment Bill—[14]

Report upon the affairs of the Post Office and Telegraph Department for the year 1891. No. 10.

## VICTORIA.

No. 15.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 10<sup>TH</sup> AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The following Paper, pursuant to the directions 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, 1892.
5. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday the 24th August instant :—  
*Mines Act 1890 Amendment Bill—Second reading.*
6. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair ; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—  
*Miners' Right Titles Bill—Second reading.*  
*Tower Hill National Park Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Licensing Act 1890 Amendment Bill—Second reading.*  
*Municipal Rating Bill—Second reading.*  
*Public Health Law Amendment Bill—Second reading.*  
*Electricity Lighting Regulation Bill—Second reading.*  
*Architects Bill—Second reading.*  
*Defences and Discipline Act 1890 further Amendment Bill—Second reading.*
8. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 14.

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TUESDAY, 16TH AUGUST, 1892.

*Government Business.*

NOTICE OF MOTION :—

1. The Hon. G. DAVIS : To move, That he have leave to bring in a Bill relating to certain noxious insects and fungi.

ORDERS OF THE DAY :—

1. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
2. MUNICIPAL RATING BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. ARCHITECTS BILL—Second reading.
6. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Second reading.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. F. S. GRIMWADE : To move, That in the opinion of this House the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company.

ORDERS OF THE DAY :—

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  2. MINERS' RIGHT TITLES BILL—Second reading.
  3. TOWER HILL NATIONAL PARK BILL—Second reading.
  4. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  5. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
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WEDNESDAY, 17TH AUGUST.

*General Business.*

ORDER OF THE DAY :—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
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WEDNESDAY, 24TH AUGUST.

*General Business.*

ORDER OF THE DAY :—

1. MINES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 10<sup>TH</sup> AUGUST, 1892.

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

Medical Practitioners Bill.—Clause 40 as amended. (To Members of Council only.)

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Notices of Motion and Orders of the Day. No. 23.

Totalizator Bill.—New clause by Mr. Campbell. (To Members only.)

## VICTORIA.

No. 16.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 16TH AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **SUBSTITUTED DECLARATION OF MEMBER.**—The Honorable C. Sargeant delivered to the Clerk the following Declaration, viz.:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, CHARLES SARGEANT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and seven pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Warragul and Woorayl, and are known as to the said municipal district of Warragul as part of allotment one hundred and two, parish of Drouin East, county of Buln Buln, containing seventy-five acres thirty-one perches; and as to the said municipal district of Woorayl, allotments thirty-four, thirty-five, and thirty-six, on plan of subdivision No. 1374, and being part of Crown allotment thirty-eight, parish of Mirboo, county of Buln Buln.

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

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

“CHARLES SARGEANT.”

5. **PAPERS.**—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Alteration of Regulations relating to Juvenile Offenders (addition to Regulation 54).
  - Education Act 1890—Regulations—Order in Council—
  - Alteration of Regulations II. and XX.
  - Alteration of Regulation XII.
6. **NOXIOUS INSECTS AND FUNGI BILL.**—The Honorable G. Davis moved, That he have leave to bring in a Bill relating to certain noxious Insects and Fungi.
  - Question—put and resolved in the affirmative.
  - Ordered—That the Honorable G. Davis do prepare and bring in the Bill.
  - The Honorable G. Davis then brought up a Bill intituled “*A Bill relating to certain noxious Insects and Fungi*,” and moved, That it be now read a first time.
  - Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday the 30th of August instant.
7. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until after the Order of the Day for the second reading of the Municipal Rating Bill:—
  - Medical Practitioners Bill—To be further considered in Committee.*

8. MUNICIPAL RATING BILL.—The Order of the Day for the second reading of this Bill having been read—  
The Honorable W. A. Zeal moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole Council.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
9. MEDICAL PRACTITIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.  
The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
10. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—  
*Public Health Law Amendment Bill—Second reading.*  
*Electricity Lighting Regulation Bill—Second reading.*  
*Architects Bill—Second reading.*  
*Defences and Discipline Act 1890 further Amendment Bill—Second reading.*  
*Companies Act 1890 Amendment Bill—To be further considered in Committee.*  
*Miners' Right Titles Bill—Second reading.*  
*Tower Hill National Park Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Licensing Act 1890 Amendment Bill—Second reading.*
11. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.  
And then the Council, at ten o'clock, adjourned until Tuesday next.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## Notices of Motion and Orders of the Day.

No. 15.

TUESDAY, 23RD AUGUST, 1892.

### Questions.

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General—
1. Did the Honorable J. M. Davies when Minister of Justice give, on 23rd October, 1891, the following written opinion:—"I think Section 4 of Act 1086 limited the application of money voted generally to the purpose of that Act, but I do not think it is illegal to allow children outside the school age to attend State schools (see Sec. 22 of Act 1086).—(Sgd.) J. M. DAVIES, 23/10/91."
  2. Is not school age defined by the Education Act as being "not less than six nor more than thirteen years."
  3. Did not the Report of the Education Department for 1890 show that 26,154 children under the legal school age were attending State schools.
  4. Have not school buildings been enlarged or new ones erected in consequence of the attendance of such children being permitted.
  5. If tuition was not given to children under the legal age, would not the average attendance in many schools be lowered, and the classification and staff of such schools be reduced.
  6. Does not Section 4 of the Education Act provide that—"No money voted for the purposes of this Act shall be paid in or towards the support of any school except for the purposes hereinafter provided."
  7. Does not the attendance in the schools of the 26,154 children under six years of age increase the total amount the Department would otherwise have to pay for salaries, buildings, &c.
  8. If such increased payment is caused by the attendance of children under the legal school age, is not such payment contrary to the express wording of Section 4 of the Education Act and also contrary to the written opinion of the late Minister of Justice.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To call the attention of the Honorable the Minister of Defence to a statement in the *Argus* that, as a set-off to the reduction in the amount of the pay of the Naval Brigade, the hours of drill have been reduced by Commander Dennis from 150 hours (as provided by the Naval Regulations) to 120 hours per annum; and to ask—
1. Have clauses 13, 14, and 15 of the Regulations dated 8th October, 1888, which fix the drills at 150 hours per annum, been altered; if so, when.
  2. Has the Council of Defence been consulted in reference to the reduction in the hours of drill, and did it approve of same.
  3. Has the Naval Commandant recommended such reduction.
  4. How many hours per annum are occupied by the members of the brigade in going to and from the ships for drill.
  5. As the time of drill on the ships counts from the time the men embark in the boats until their return to shore, how many hours per annum are left for actual drill on the ships.
  6. Is the Naval Commandant of opinion that this is sufficient to maintain the Naval Brigade in a thorough state of efficiency for manning and fighting the ships.
  7. Will not granting this special reduction in the hours of drill to the Naval Brigade act very unfairly and be very discouraging to the whole of the Militia, who have loyally, and in a spirit of true discipline, accepted the lower rate of pay without seeking for any reduction in the hours of drill, which amount in their case to 163 hours per annum, but which, of their own free will, many members of the Militia largely exceed.

### Government Business.

#### ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—To be further considered in Committee.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. ARCHITECTS BILL—Second reading.
6. DEFENCES AND DISCIPLINE ACT 1890. FURTHER AMENDMENT BILL—Second reading.

(240 copies.)

*General Business.*

**NOTICE OF MOTION:—**

1. The Hon. F. S. GRIMWADE: To move, That in the opinion of this House the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company.

**ORDERS OF THE DAY:—**

1. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. MINERS' RIGHT TITLES BILL—Second reading.
3. TOWER HILL NATIONAL PARK BILL—Second reading.
4. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
5. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
6. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

WEDNESDAY, 24TH AUGUST.

*General Business.*

**ORDER OF THE DAY:—**

1. MINES ACT 1890 AMENDMENT BILL—Second reading.

TUESDAY, 30TH AUGUST.

*Government Business.*

**ORDER OF THE DAY:—**

1. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 11TH AUGUST, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 14 and 15.

Notices of Motion and Orders of the Day. No. 15.

Companies Act 1890 Amendment Bill—

Proposed new clause prepared at request of Committee by the Hon. A. Wynne. (To Members of Council only.)

New clause proposed by the Hon. J. M. Davies. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 24, 25, and 26.

Notices of Motion and Orders of the Day. No. 25.

Barristers and Solicitors' Admission Bill.—New clause to be proposed in Committee by Sir H. J. Wrixon. (To Members only.)

Department for Neglected Children and Reformatory Schools.—Report of the Secretary for the year 1891. No. 105.

Education Act 1890.—Alteration of Regulations.—Order in Council. No. 114.

## VICTORIA.

No. 17.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 23RD AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **ISSUE OF WRITS.**—The President announced that he had, since the adjournment of the Council, issued Writs for the election of Members to serve for the undermentioned Provinces in the places of Members who retire by rotation, viz.:—

Melbourne, in the place of the Honorable Cornelius Job Ham.  
 North Yarra, in the place of the Honorable William Henry Roberts.  
 South Yarra, in the place of the Honorable Simon Fraser.  
 Southern, in the place of the Honorable Donald Melville.  
 South-Eastern, in the place of the Honorable James Buchanan.  
 Nelson, in the place of the Honorable Thomas Dowling.  
 Western, in the place of the Honorable Nathan Thornley.  
 Wellington, in the place of the Honorable Henry Gore.  
 South-Western, in the place of the Honorable Donald Smith Wallace.  
 North-Eastern, in the place of the Honorable Frederick Brown.  
 Gippsland, in the place of the Honorable William Pearson.  
 North Central, in the place of the Honorable William Edward Stanbridge.  
 Northern, in the place of the Honorable Joseph Henry Abbott.  
 North-Western, in the place of the Honorable David Coutts.

5. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable W. A. Zeal, and the same was read:—

HOPETOUN,

*Governor.**Message No. 5.*

The Governor begs to transmit to the Legislative Council a copy of a Despatch received from the Right Honorable the Secretary of State for the Colonies relative to the expression of condolence passed by the Council with Her Majesty and Her Majesty's family in the death of His Royal Highness the Duke of Clarence.

Government House,  
Melbourne, 20th August, 1892.

[VICTORIA.—No. 56.]

MY LORD,

Downing-street, 12th July, 1892.

I have received and laid before the Queen your Despatch of the 31st May, enclosing copies of the Addresses of Condolence on the occasion of the death of the Duke of Clarence and Avondale passed by the Legislative Council and Legislative Assembly of Victoria.

I am commanded to request that you will convey to both Houses an expression of Her Majesty's grateful appreciation of these evidences of sympathy with Her and the Royal family in their bereavement.

I have, &c.,  
(Signed)

KNUTSFORD.

Governor, The Right Honorable the Earl of Hopetoun, G.C.M.G.,  
&c., &c., &c.

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

Marine Act 1890—Fees for Exemption Certificates.

Report of the Trustees of the Public Library, Museums, and National Gallery of Victoria for 1891, with a Statement of Income and Expenditure for the financial Year 1890–91.

Water Act 1890—

Yatchaw Irrigation and Water Supply Trust.—Rating Regulation for 1892.

Bacchus Marsh Irrigation and Water Supply Trust.—Division of Trust District for Rating Purposes.

Education Act 1890.—Regulations.—Order in Council.—Alteration of Regulation XV.

7. STANDING ORDERS COMMITTEE.—The Honorable W. A. Zeal brought up the First Report from this Committee.

Ordered to lie on the Table, to be printed, and taken into consideration on Tuesday, the 6th September next.

8. LEAVE OF ABSENCE.—The Honorable W. I. Winter-Irving, moved, by leave, That leave of absence be granted to the Honorable William McCulloch for the remainder of the Session.

Question—put and resolved in the affirmative.

9. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until after the consideration of the Order of the Day for the second reading of the Defences and Discipline Act 1890 further Amendment Bill :—

*Municipal Rating Bill—To be further considered in Committee.*

*Medical Practitioners Bill—To be further considered in Committee.*

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Architects Bill—Second reading.*

10. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—The Honorable G. Davis moved, That this Bill be now read a second time.

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

The Honorable G. Davis moved, That this Bill be now committed to a Committee of the whole Council.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable G. Davis, the President left the Chair, and the Council resolved itself into a Committee of the whole.

The President resumed the Chair; and the Honorable Dr. Dobson 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.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain lands at Oakleigh,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 23rd August, 1892.

THOS. BENT,  
Speaker.

12. OAKLEIGH SHIRE LANDS BILL.—The Honorable J. Buchanan moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain lands at Oakleigh,*" be now read a first time.

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

13. MUNICIPAL RATING BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

14. MEDICAL PRACTITIONERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Council having been read—The President left the Chair, and the Council resolved itself into a Committee of the whole.

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

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

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Architects Bill—Second reading.*

*Companies Act 1890 Amendment Bill—To be further considered in Committee.*

*Miners' Right Titles Bill—Second reading.*

*Tower Hill National Park Bill—Second reading.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Licensing Act 1890 Amendment Bill—Second reading.*

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

16. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council*



## *Notices of Motion and Orders of the Day.*

No. 16.

TUESDAY, 30<sup>TH</sup> AUGUST, 1892.

### *Questions.*

1. The Hon. D. MELVILLE: To ask the Honorable the Postmaster-General if he will cause copies of correspondence between the Medical Board of Victoria and College of Physicians, England, relating to Dr. J. W. Springthorpe, to be laid on the Table of the Council.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Postmaster-General—
  1. Did the Honorable J. M. Davies when Minister of Justice give, on 23rd October, 1891, the following written opinion:—"I think Section 4 of Act 1086 limited the application of money voted generally to the purpose of that Act, but I do not think it is illegal to allow children outside the school age to attend State schools (see Sec. 22 of Act 1086).—(Sgd.) J. M. DAVIES, 23/10/91."
  2. Is not school age defined by the Education Act as being "not less than six nor more than thirteen years."
  3. Did not the Report of the Education Department for 1890 show that 26,154 children under the legal school age were attending State schools.
  4. Have not school buildings been enlarged or new ones erected in consequence of the attendance of such children being permitted.
  5. If tuition was not given to children under the legal age, would not the average attendance in many schools be lowered, and the classification and staff of such schools be reduced.
  6. Does not Section 4 of the Education Act provide that—"No money voted for the purposes of this Act shall be paid in or towards the support of any school except for the purposes hereinafter provided."
  7. Does not the attendance in the schools of the 26,154 children under six years of age increase the total amount the Department would otherwise have to pay for salaries, buildings, &c.
  8. If such increased payment is caused by the attendance of children under the legal school age, is not such payment contrary to the express wording of Section 4 of the Education Act and also contrary to the written opinion of the late Minister of Justice.
3. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To call the attention of the Honorable the Minister of Defence to a statement in the *Argus* that, as a set-off to the reduction in the amount of the pay of the Naval Brigade, the hours of drill have been reduced by Commander Dennis from 150 hours (as provided by the Naval Regulations) to 120 hours per annum; and to ask—
  1. Have clauses 13, 14, and 15 of the Regulations dated 8th October, 1888, which fix the drills at 150 hours per annum, been altered; if so, when.
  2. Has the Council of Defence been consulted in reference to the reduction in the hours of drill, and did it approve of same.
  3. Has the Naval Commandant recommended such reduction.
  4. How many hours per annum are occupied by the members of the brigade in going to and from the ships for drill.
  5. As the time of drill on the ships counts from the time the men embark in the boats until their return to shore, how many hours per annum are left for actual drill on the ships.
  6. Is the Naval Commandant of opinion that this is sufficient to maintain the Naval Brigade in a thorough state of efficiency for manning and fighting the ships.
  7. Will not granting this special reduction in the hours of drill to the Naval Brigade act very unfairly and be very discouraging to the whole of the Militia, who have loyally, and in a spirit of true discipline, accepted the lower rate of pay without seeking for any reduction in the hours of drill, which amount in their case to 163 hours per annum, but which, of their own free will, many members of the Militia largely exceed.

*Government Business.*

## ORDERS OF THE DAY:—

1. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL—Consideration of Report.
2. MUNICIPAL RATING BILL—To be further considered in Committee.
3. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
5. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
6. ARCHITECTS BILL—Second reading.
7. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

*General Business.*

## NOTICE OF MOTION:—

1. The Hon. F. S. GRIMWADE: To move, That in the opinion of this House the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company.

## ORDERS OF THE DAY:—

1. OAKLEIGH SHIRE LANDS BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading.
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
7. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
8. MINES ACT 1890 AMENDMENT BILL—Second reading.

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TUESDAY, 6TH SEPTEMBER.

## ORDER OF THE DAY:—

1. STANDING ORDERS—Consideration of Report of Select Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 18TH AUGUST, 1892.

Minutes of the Proceedings of the Legislative Council. No. 16.

Notices of Motion and Orders of the Day. No. 16.

Oakleigh Shire Offices Bill—[30] (To Members of Council only.)

Municipal Rating Bill—

New clause proposed by the Hon. Lt.-Col. Sir F. T. Sargood. (To Members of Council only.)

Amendment, in italics, on new clause proposed by the Hon. Lt.-Col. Sir F. T. Sargood, proposed by the Hon. W. H. Roberts. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 27, 28, and 29.

Notices of Motion and Orders of the Day. No. 28.

Melbourne Tramways Trust Amendment Bill.—Petition of the City Corporation. (To Members of Assembly only.)

Report from the Select Committee of the Legislative Assembly upon the Royal Insurance Company's Bill; together with the Proceedings of the Committee and Minutes of Evidence.

Metropolitan General Cemetery Bill—[12]

Beer Duty Bill—[56]

Customs and Excise Duties.—Amendments to be proposed in Committee of the whole House by Mr. L. L. Smith and Mr. Bennett. (To Members only.)

## VICTORIA.

No. 18.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 30TH AUGUST, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURNS TO WRITS.—The President announced that he had received returns to Writs he had issued for the Election of Members to serve for the undermentioned Provinces in the places of Members retiring by rotation, by which it appeared that the following Members had been returned for the several Electoral Provinces set opposite their respective names, viz.:—
  - Joseph Henry Abbott, for Northern Province.
  - Frederick Brown, for North-Eastern Province.
  - James Buchanan, for South-Eastern Province.
  - David Coutts, for North-Western Province.
  - Thomas Dowling, for Nelson Province.
  - Simon Fraser, for South Yarra Province.
  - Cornelius Job Ham, for Melbourne Province.
  - Nathan Thornley, for Western Province.
5. SWEARING IN OF MEMBERS.—The Honorables Joseph Henry Abbott, Frederick Brown, James Buchanan, Thomas Dowling, Simon Fraser, and Nathan Thornley being severally introduced took and subscribed the oath required by law, and severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—
  - “In compliance with the provisions of the Act 54 Victoria, No. 1075, I, JOSEPH HENRY ABBOTT, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Four hundred and fourteen pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal districts of Sandhurst, Echuca, and Strathfieldsaye, and are known as—
    - “Firstly, part of Crown allotment five, section thirty-one C, Barkly-place, city and parish of Sandhurst, county of Bendigo.
    - “Secondly, Crown allotment six and six A of section sixty-eight C, Olinda and Gladstone streets, city and parish of Sandhurst, county of Bendigo.
    - “Thirdly, part of Crown allotment three, section six, town of Echuca, parish of Echuca North, county of Rodney, particularly described in certificate of title entered in the Register Book, vol. 1786, fol. 357001.
    - “Fourthly, Crown allotments one, two, and three, section nineteen, parish of Mandurang, county of Bendigo.
    - “Fifthly, part of allotment thirteen, section one, and part of Crown allotment six of section three, parish of Mandurang, county of Bendigo, particularly described in certificate of title entered in the Register Book, vol. 1353, fol. 270462.
    - “Sixthly, part of Crown allotment seventeen, section one, parish of Mandurang, county of Bendigo, particularly described in certificate of title entered in the Register Book, vol. 1140, fol. 227959.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Sandhurst are rated in the rate-book of such district upon a yearly value of One hundred and twenty-five pounds; and that such of the said lands or tenements as are situate in the municipal district of Echuca are rated in the rate-book of such district upon a yearly value of Seventy-four pounds; and that such of the said lands or tenements as are situate in the municipal district of Strathfieldsaye are rated in the rate-book of such district upon a yearly value of Two hundred and fifteen pounds.

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

“JOSEPH HENRY ABBOTT.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, FREDERICK BROWN, of Beechworth, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and nine pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Beechworth, and are known as ‘Shrublands’—Allotments 2, 3, and 4 of section F, with dwelling-house and out-offices, occupied by me; also allotment 8 of section P<sup>1</sup>, 17 of section 4, and part of allotment 3 of section D, all in the town and parish of Beechworth.

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

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

“FREDK. BROWN.”

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

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

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

“JAMES BUCHANAN.”

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

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

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

“THOMAS DOWLING.”

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

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

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

“SIMON FRASER.”

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

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

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

"N. THORNLEY."

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

HOPETOUN,

Governor.

Message No. 6.

The Governor transmits to the Legislative Council a copy of a Despatch from the Right Honorable the Secretary of State for the Colonies, dated 13th July, 1892, enclosing a copy of Her Majesty's Instructions under the Royal Sign Manual and Signet to the Governor and Commander-in-Chief of this Colony, dated 9th July, 1892.

The present Royal Instructions are issued in lieu of those of the 21st of February, 1879, which are now revoked.

Government Offices,

Melbourne, 25th August, 1892.

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

7. PETITION.—The Honorable J. A. Wallace presented a Petition from certain persons praying that a Royal Commission may be appointed to inquire into the present State patronized and legalized system of medicine, with a view to abolish State patronage to any one system of medicine and to place each system of proven medical virtue upon an equal footing of legalized privilege and recognition. Petition read and ordered to lie on the Table.

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

Water Act 1890—

Bright Waterworks Trust.—Application for Additional Loan of £400.—Detailed Statement and Report.

Lancefield Waterworks Trust.—Application for Additional Loan of £400.—Detailed Statement and Report.

Defences and Discipline Act 1890.—Victorian Military Forces.—Regulations.

Hospitals for the Insane.—Report of the Inspector of Lunatic Asylums for the Year ended 31st December, 1891.

9. DEFENCES AND DISCIPLINE ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the consideration of the Report having been read—On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill:—

"An Act to further amend the 'Defences and Discipline Act 1890.'"

Question—put and resolved in the affirmative.

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

10. MUNICIPAL RATING BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.

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

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

11. RETURN TO WRIT.—The President announced that he had received a return to the Writ he had issued for the election of a Member to serve for the Southern Province in the place of the Honorable Donald Melville, who had retired by rotation, by which it appeared that Donald Melville had been duly elected in pursuance thereof.

12. SWEARING IN OF MEMBER.—The Honorable Donald Melville, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—

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

"My residence, situated in Albion-street, West Brunswick, with thirty acres of land; two hundred and six acres of land within the shire of Pyalong; one hundred and forty acres of land within the shire of McIvor.

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

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

"D. MELVILLE."

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to define and extend the objects of The Royal Insurance Company (registered in Victoria under 'The Life Assurance Companies Act 1873')* and to provide for the transfer to that company of the business of *The Queen Insurance Company (a company also registered in Victoria under the said Act)*," with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 30th August, 1892.

14. ROYAL INSURANCE COMPANY'S BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That a Message be transmitted to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee to which this Bill was referred.

Question—put and resolved in the affirmative.

15. MUNICIPAL RATING BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.

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

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Evidence of the Select Committee of the Legislative Assembly on the Bill intituled "*An Act to define and extend the objects of The Royal Insurance Company (registered in Victoria under 'The Life Assurance Companies Act 1873')* and to provide for the transfer to that company of the business of *The Queen Insurance Company (a company also registered in Victoria under the said Act)*," in accordance with the request of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 30th August, 1892.

17. ROYAL INSURANCE COMPANY'S BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood having produced a receipt that the sum of £20 had been paid into the hands of the Treasurer of the colony, moved, That the Bill intituled "*An Act to define and extend the objects of The Royal Insurance Company (registered in Victoria under 'The Life Assurance Companies Act 1873')* and to provide for the transfer to that company of the business of *The Queen Insurance Company (a company also registered in Victoria under the said Act)*," be now read a first time.

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

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

*Medical Practitioners Bill*—To be further considered in Committee.

*Public Health Law Amendment Bill*—Second reading.

*Electricity Lighting Regulation Bill*—Second reading.

*Architects Bill*—Second reading.

*Noxious Insects and Fungi Bill*—Second reading.

*Oakleigh Shire Lands Bill*—Second reading.

*Companies Act 1890 Amendment Bill*—To be further considered in Committee.

*Miners' Right Titles Bill*—Second reading.

*Tower Hill National Park Bill*—Second reading.

*Life Assurance Companies Law Amendment Bill*—Second reading.

*Licensing Act 1890 Amendment Bill*—Second reading.

*Agricultural Colleges Act 1890 Amendment Bill*—Second reading.

*Mines Act 1890 Amendment Bill*—Second reading.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 17.

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WEDNESDAY, 31ST AUGUST, 1892.

### *Questions.*

1. The Hon. D. MELVILLE: To ask the Honorable the Postmaster-General if he will cause copies of correspondence between the Medical Board of Victoria and College of Physicians, England, relating to Dr. J. W. Springthorpe, to be laid on the Table of the Council.
2. The Hon. J. H. CONNOR: To ask the Honorable the Postmaster-General if precautions are being taken to prevent the introduction of the Cholera Plague into this colony.

### *General Business.*

#### NOTICE OF MOTION :—

1. The Hon. F. S. GRIMWADE: To move, That in the opinion of this House the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company.

#### ORDERS OF THE DAY :—

1. OAKLEIGH SHIRE LANDS BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading.
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
7. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
8. MINES ACT 1890 AMENDMENT BILL—Second reading.
9. ROYAL INSURANCE COMPANY'S BILL—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. MUNICIPAL RATING BILL—To be further considered in Committee.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. ARCHITECTS BILL—Second reading.
6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

TUESDAY, 6TH SEPTEMBER.

*Question.*

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To call the attention of the Honorable the Minister of Defence to a statement in the *Argus* that, as a set-off to the reduction in the amount of the pay of the Naval Brigade, the hours of drill have been reduced by Commander Dennis from 150 hours (as provided by the Naval Regulations) to 120 hours per annum; and to ask—
1. Have clauses 13, 14, and 15 of the Regulations dated 8th October, 1888, which fix the drills at 150 hours per annum, been altered; if so, when.
  2. Has the Council of Defence been consulted in reference to the reduction in the hours of drill, and did it approve of same.
  3. Has the Naval Commandant recommended such reduction.
  4. How many hours per annum are occupied by the members of the brigade in going to and from the ships for drill.
  5. As the time of drill on the ships counts from the time the men embark in the boats until their return to shore, how many hours per annum are left for actual drill on the ships.
  6. Is the Naval Commandant of opinion that this is sufficient to maintain the Naval Brigade in a thorough state of efficiency for manning and fighting the ships.
  7. Will not granting this special reduction in the hours of drill to the Naval Brigade act very unfairly and be very discouraging to the whole of the Militia, who have loyally, and in a spirit of true discipline, accepted the lower rate of pay without seeking for any reduction in the hours of drill, which amount in their case to 163 hours per annum, but which, of their own free will, many members of the Militia largely exceed.

*Government Business.*

## ORDER OF THE DAY:—

1. STANDING ORDERS—Consideration of Report of Select Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED SINCE 24TH AUGUST, 1892.

Minutes of the Proceedings of the Legislative Council. No. 17.

Notices of Motion and Orders of the Day. No. 17.

Defences and Discipline Bill—[19] (To Members of Council only).

Architects Bill.—Amendments to be proposed by the Hon. J. Service. (To Members of Council only.)

Municipal Rating Bill—

New clause to be proposed by the Hon. J. Service. (To Members of Council only.)

New clause proposed by the Hon. J. H. Connor. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 30 and 31.

Notices of Motion and Orders of the Day. No. 30.

Divisions in Committee of the Whole. No. 4.

Metropolitan General Cemetery Bill.—Message. B.—No. 12.

Royal Instructions to the Governor. B.—No. 13.

Beulah and Hopetoun Railway Bill—[54]

Post Office Act 1890 Amendment Bill—[67]

Barristers and Solicitors Admission Bill.—Amendments to be proposed in Committee by Mr. Isaacs. (To Members only.)

Marine Act 1890.—Amended Regulations for the Payment of Fees for Exemption Certificates. No. 116.

Water Act 1890—

Yatchaw Irrigation and Water Supply Trust.—Rating Regulation for 1892. No. 117.

Bacchus Marsh Irrigation and Water Supply Trust.—Division of Trust District for Rating Purposes. No. 121.

Education Act 1890.—Alteration of Regulations.—Order in Council. No. 118.

VICTORIA.

No. 19.

MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

WEDNESDAY, 31ST AUGUST, 1892.

- 1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "An Act to impose a Duty upon Beer," with which they desire the concurrence of the Legislative Council.

Legislative Assembly, Melbourne, 31st August, 1892.

THOS. BENT, Speaker.

- 5. BEER DUTY BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled "An Act to impose a Duty upon Beer," be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "An Act to provide for the Registration of Firms," and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly, Melbourne, 31st August, 1892.

THOS. BENT, Speaker.

- 7. AGENT-GENERAL.—The Honorable F. S. Grimwade moved, That, in the opinion of this House, the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company. Debate ensued. The Honorable G. Davis moved, That the debate be now adjourned. Debate continued. Question—That the debate be now adjourned—put and negatived. Question—That, in the opinion of this House, the Government, in making the appointment of an Agent-General for the colony of Victoria after this date, should stipulate that the gentleman appointed shall devote all his time to the duties of the Agent-General's office, and shall not accept a position, whether of profit or otherwise, as a director or governor or manager of any banking, financial, or trading company—put and resolved in the affirmative.

8. **OAKLEIGH SHIRE LANDS BILL.**—The Order of the Day for the second reading of this Bill having been read—The Honorable J. Buchanan moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable J. Buchanan moved, That this Bill be now committed to a Committee of the whole.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable J. Buchanan, the President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
9. **SWEARING IN OF MEMBER.**—The Honorable Cornelius Job Ham, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth :—  
 “In compliance with the provisions of the Act 54 Victoria, No. 1075, I, CORNELIUS JOB HAM, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and forty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as—  
 “No. 60 and 62 Drummond-street, being No. 1949 and 1950 in the rate-book of city of Melbourne for Smith ward.  
 “And I further declare that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of such district upon a yearly value of Two hundred and forty pounds, and that such of the said lands or tenements as are situate in the municipal district of Melbourne are rated in the rate-book of such district upon a yearly value of Two hundred and forty pounds.  
 “And I further declare that I have not collusively or colorably obtained a title to or become possessed of the said lands or tenements, or any part thereof, for the purpose of enabling me to be returned a Member of the Legislative Council.  
 “C. J. HAM.”
10. **COMPANIES ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable S. W. Cooke reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Wednesday next :—  
*Miners' Right Titles Bill—Second reading.*  
*Tower Hill National Park Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Mines Act 1890 Amendment Bill—Second reading.*  
*Royal Insurance Company's Bill—Second reading.*
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Wednesday the 14th September next :—  
*Licensing Act 1890 Amendment Bill—Second reading.*  
*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*
13. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—  
*Municipal Rating Bill—To be further considered in Committee.*  
*Medical Practitioners Bill—To be further considered in Committee.*  
*Public Health Law Amendment Bill—Second reading.*  
*Electricity Lighting Regulation Bill—Second reading.*  
*Architects Bill—Second reading.*  
*Noxious Insects and Fungi Bill—Second reading.*
14. **BEER DUTY BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable W. A. Zeal moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

*“An Act to impose a Duty upon Beer.”*

Question—put and resolved in the affirmative.

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

15. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 18.

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TUESDAY, 6TH SEPTEMBER, 1892.

*Question.*

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD : To call the attention of the Honorable the Minister of Defence to a statement in the *Argus* that, as a set-off to the reduction in the amount of the pay of the Naval Brigade, the hours of drill have been reduced by Commander Dennis from 150 hours (as provided by the Naval Regulations) to 120 hours per annum ; and to ask—
  1. Have clauses 13, 14, and 15 of the Regulations dated 8th October, 1888, which fix the drills at 150 hours per annum, been altered; if so, when.
  2. Has the Council of Defence been consulted in reference to the reduction in the hours of drill, and did it approve of same.
  3. Has the Naval Commandant recommended such reduction.
  4. How many hours per annum are occupied by the members of the brigade in going to and from the ships for drill.
  5. As the time of drill on the ships counts from the time the men embark in the boats until their return to shore, how many hours per annum are left for actual drill on the ships.
  6. Is the Naval Commandant of opinion that this is sufficient to maintain the Naval Brigade in a thorough state of efficiency for manning and fighting the ships.
  7. Will not granting this special reduction in the hours of drill to the Naval Brigade act very unfairly and be very discouraging to the whole of the Militia, who have loyally, and in a spirit of true discipline, accepted the lower rate of pay without seeking for any reduction in the hours of drill, which amount in their case to 163 hours per annum, but which, of their own free will, many members of the Militia largely exceed.

*Government Business.*

ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—To be further considered in Committee.
2. MEDICAL PRACTITIONERS BILL—To be further considered in Committee.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. ARCHITECTS BILL—Second reading.
6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
7. STANDING ORDERS—Consideration of Report of Select Committee.

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WEDNESDAY, 7TH SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. OAKLEIGH SHIRE LANDS BILL—To be further considered in Committee.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading.
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. MINES ACT 1890 AMENDMENT BILL—Second reading.
7. ROYAL INSURANCE COMPANY'S BILL—Second reading.

## WEDNESDAY, 14TH SEPTEMBER.

*General Business.*

## ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council*

## PARLIAMENTARY PAPERS ISSUED 31ST AUGUST, 1892.

Notices of Motion and Orders of the Day. No. 18.  
The Royal Insurance Company Bill—[6] (To Members of Council only).  
Municipal Rating Bill.—Amendment to be proposed by the Hon. Agar Wynne. (To Members of Council only.)

Notices of Motion and Orders of the Day. No. 31.  
Agricultural Grants Bill.—Message. B.—No. 14.  
Defences and Discipline Bill—[19] (To Members only).  
Municipal Subsidy Bill—[64]  
Report of the Trustees of the Public Library, Museums, and National Gallery of Victoria for 1891, &c.  
No. 89.  
Bright Waterworks Trust.—Application for Additional Loan of £400.—Detailed Statement and Report.  
No. 119.  
Lancefield Waterworks Trust.—Application for Additional Loan of £400.—Detailed Statement and Report.  
No. 120.

## VICTORIA.

No. 20.

## MINUTES OF THE PROCEEDINGS

OF THE

## LEGISLATIVE COUNCIL.

TUESDAY, 6TH SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RETURNS TO WRITS.—The President announced that he had received returns to Writs he had issued for the Election of Members to serve for the undermentioned Provinces in the places of Members retiring by rotation, by which it appeared that the following Members had been returned for the several Electoral Provinces set opposite their respective names, viz.:—

William Henry Embling, for North Central Province.

William Pearson, for Gippsland Province.

Donald Smith Wallace, for South-Western Province.

5. SWEARING IN OF MEMBERS.—The Honorables William Henry Embling, William Pearson, and Donald Smith Wallace, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

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

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

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

“W. H. EMBLING.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, WILLIAM PEARSON, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two thousand nine hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Rosedale, and are known as ‘Kilmany Park,’ near Sale, containing fourteen thousand seven hundred and forty-one acres, more or less, of freehold land.

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

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

“WM. PEARSON.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DONALD SMITH WALLACE, do declare and testify that I am legally or equitably seized of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of shire of Ballan, and are known as ‘Ballark Homestead,’ with about one thousand acres of land adjoining.

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

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

“D. S. WALLACE.”

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

HOPETOUN,

Governor.

Message No. 7.

The Governor informs the Legislative Council that he has, on this day, at the 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 provide for the Registration of Firms.”

“An Act to impose a Duty upon Beer.”

Government House,  
Melbourne, 1st September, 1892.

7. PETITION.—The Honorable F. S. Grimwade presented a Petition from certain members of the Society of Accountants and Auditors, England, praying that the proviso to clause 14 of the Companies Act 1890 Amendment Bill now before the Council be reinstated therein, so as to agree with the clause as originally introduced.  
Ordered to lie on the Table, and to be referred to the Committee of the whole on the Companies Act 1890 Amendment Bill.

8. MUNICIPAL RATING BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same with amendments.  
The Honorable W. A. Zeal moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
Question—put and resolved in the affirmative.  
On the motion of the Honorable W. A. Zeal, the Council adopted the Report from the Committee of the whole on this Bill.  
Ordered—That the Bill be read a third time on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “An Act to legalize the Totalizator,” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 6th September, 1892.

THOS. BENT,  
Speaker.

10. TOTALIZATOR BILL.—The Honorable S. W. Cooke moved, That the Bill transmitted by the foregoing Message, intituled “An Act to legalize the Totalizator,” be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday, 21st September instant.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “An Act to alter the Rate of certain Postage,” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 6th September, 1892.

THOS. BENT,  
Speaker.

12. **POST OFFICE ACT 1890 AMENDMENT BILL.**—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to alter the Rate of certain Postage,*” be now read a first time.

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

13. **MEDICAL PRACTITIONERS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.

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

The Honorable W. A. Zeal moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of clauses 32, 40, and 51.

Question—put and resolved in the affirmative.

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

The President resumed the Chair.

14. **ORDER OF THE COUNCIL RESCINDED.**—The Honorable W. A. Zeal moved, That the Order of the Council appointing Tuesday next as the day for the second reading of the Post Office Act 1890 Amendment Bill be rescinded, and that the second reading of such Bill be made an Order of the Day for to-morrow.

Question—put and resolved in the affirmative.

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Architects Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

*Standing Orders—Consideration of Report of Select Committee.*

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 19.

WEDNESDAY, 7<sup>TH</sup> SEPTEMBER, 1892.

### *Questions.*

1. The Hon. J. H. ABBOTT: To ask the Honorable the Postmaster-General whether, in view of the general dissatisfaction throughout the country with the Fire Brigades Act, the Government intend to bring in an amending Act this Session.
2. The Hon. J. H. ABBOTT: To ask the Honorable the Postmaster-General if the Government, knowing that the necessity for more strict and thorough coronial inquiries has been so frequently demonstrated in the country of late, will consider the desirability of reverting to the former practice of appointing gentlemen to perform these highly important and onerous duties who have the necessary qualifications and time for their adequate discharge, and so relieve honorary justices of a very difficult and unpleasant duty continually imposed on them at present through the absence of the gentlemen holding the dual positions of Police Magistrate and Coroner.
3. The Hon. J. SERVICE: To call the attention of the Government to the recent accident in connexion with the steam-ship *Edina*, and the action of the Marine Board thereon; and to ask the Honorable the Postmaster-General whether the attention of the Honorable the Commissioner of Trade and Customs has been directed thereto.

### *General Business.*

#### ORDERS OF THE DAY:—

1. OAKLEIGH SHIRE LANDS BILL—To be further considered in Committee.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading.
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. MINES ACT 1890 AMENDMENT BILL—Second reading.
7. ROYAL INSURANCE COMPANY'S BILL—Second reading.

### *Government Business.*

#### ORDER OF THE DAY:—

1. POST OFFICE ACT 1890 AMENDMENT BILL—Second reading.

TUESDAY, 13<sup>TH</sup> SEPTEMBER.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—Third reading.
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
4. ARCHITECTS BILL—Second reading.
5. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
6. STANDING ORDERS—Consideration of Report of Select Committee.

WEDNESDAY, 14TH SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

WEDNESDAY, 21ST SEPTEMBER.

*General Business.*

ORDER OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

## MEETING OF SELECT COMMITTEE.

*Tuesday, 13th September.*

STANDING ORDERS—at three o'clock.

### PARLIAMENTARY PAPERS ISSUED SINCE 1ST SEPTEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 18 and 19.  
 Notices of Motion and Orders of the Day. No. 19.  
 Totalizator Legalization Bill—[48] (To Members of Council only).  
 Post Office Act 1890 Amendment Bill—[67] (To Members of Council only).  
 Municipal Rating Bill.—Amendments proposed by the Hon. Lt.-Col. Sir F. T. Sargood. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 32, 33, and 34.  
 Notices of Motion and Orders of the Day. No. 33.  
 Divisions in Committee of the Whole. No. 5.  
 Tariff Proposals, 1892.—Petition of the Melbourne Chamber of Commerce. E.—No. 2.  
 Administration and Probate Bill—[20]  
 Stamps Bill—[65]  
 Absentee Income Tax.—Resolutions. (To Members only.)  
 Hospitals for the Insane.—Report of the Inspector of Lunatic Asylums for the year ended 31st December, 1891. No. 115.  
 Defences and Discipline Act 1890.—Victorian Military Forces.—Regulations. No. 123.

## VICTORIA.

No. 21.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 7TH SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1891.—Part IV.—Interchange.  
Postal and Telegraph Conference, 1892.—Report of Proceedings of the Conference held in  
Victoria, August, 1892.—Minutes of Proceedings, Report of Permanent Heads of Depart-  
ments, Papers laid before Conference, and Reports of the Debates.  
Severally ordered to lie on the Table.  
The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table  
by the Clerk :—  
Water Act 1890.—Elmore Waterworks Trust.—Application for Additional Loan of £500.—  
Detailed Statement and Report.
5. MEMORIAL.—The Honorable D. Ham presented a Memorial from Francis Neale, Samuel T. Withington,  
and W. Williams, being members of the committee appointed by the Conference of the Wesleyan  
Church of Victoria for guarding its civil and religious liberties, praying that the Council would  
reject the Totalizator Bill.  
Ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders  
of the Day :—  
*Oakleigh Shire Lands Bill—To be further considered in Committee,*  
*Companies Act 1890 Amendment Bill—To be further considered in Committee,*  
*Miners' Right Titles Bill—Second reading,*  
*Tower Hill National Park Bill—Second reading,*  
*Life Assurance Companies Law Amendment Bill—Second reading,*  
*Mines Act 1890 Amendment Bill—Second reading,*  
*Royal Insurance Company's Bill—Second reading,*  
be postponed until after the consideration of the following Order of the Day :—  
*Post Office Act 1890 Amendment Bill—Second reading.*
7. POST OFFICE ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill  
having been read, the Honorable W. A. Zeal moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the  
Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee  
had gone through the Bill, and agreed to the same without amendment, the Council ordered the  
Report to be taken into consideration this day.  
On the motion of the Honorable W. A. Zeal, the Council adopted the Report from the Committee of  
the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of  
this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A.  
Zeal, read a third time and passed.  
The Honorable W. A. Zeal moved, That the following be the title of the Bill :—  
“An Act to alter the Rate of certain Postage.”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the  
Legislative Council have agreed to the Bill without amendment.

8. **OAKLEIGH SHIRE LANDS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and had agreed to the same with an amendment.  
Ordered—That the Bill as amended be printed and taken into consideration on Wednesday next.
9. **COMPANIES ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Wednesday, 21st September instant, again resolve itself into the said Committee.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Wednesday next:—  
*Miners' Right Titles Bill—Second reading.*  
*Tower Hill National Park Bill—Second reading.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*  
*Mines Act 1890 Amendment Bill—Second reading.*
11. **ROYAL INSURANCE COMPANY'S BILL.**—The Order of the Day for the second reading of this Bill having been read—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
12. **ADJOURNMENT.**—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 20.

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TUESDAY, 13<sup>TH</sup> SEPTEMBER, 1892.

*Question.*

1. The Hon. J. SERVICE : To call the attention of the Government to the recent accident in connexion with the steam-ship *Edina*, and the action of the Marine Board thereon; and to ask the Honorable the Postmaster-General whether the attention of the Honorable the Commissioner of Trade and Customs has been directed thereto.

*Government Business.*

ORDERS OF THE DAY:—

1. MUNICIPAL RATING BILL—Third reading.
  2. ARCHITECTS BILL—Second reading.
  3. STANDING ORDERS—Consideration of Report of Select Committee.
  4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  5. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
  6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
  2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
  3. OAKLEIGH SHIRE LANDS BILL—Consideration of Report.
  4. MINERS' RIGHT TITLES BILL—Second reading.
  5. TOWER HILL NATIONAL PARK BILL—Second reading.
  6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  7. MINES ACT 1890 AMENDMENT BILL—Second reading.
  8. ROYAL INSURANCE COMPANY'S BILL—To be further considered in Committee.
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WEDNESDAY, 21<sup>ST</sup> SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Tuesday, 13th September.*

STANDING ORDERS—at three o'clock.

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## PARLIAMENTARY PAPERS ISSUED 7<sup>TH</sup> SEPTEMBER, 1892.

Notices of Motion and Orders of the Day. No. 20.

Standing Orders Committee.—First Report. D 1.

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Notices of Motion and Orders of the Day. No. 34.

Statistical Register of the Colony of Victoria for the year 1891.—Part IV.—Interchange. No. 30.

## VICTORIA.

No. 22.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 13TH SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. WRITS RETURNED.—The President announced that there had been returned to him the Writs he had issued for the Election of Members to serve for the undermentioned Provinces in the places of Members who had retired by rotation, and by the endorsements on such Writs it appeared that the following gentlemen had been elected Members for the several Electoral Provinces set opposite their respective names, viz.:—

Nathaniel Levi, for North Yarra Province.

Emanuel Steinfeld, for Wellington Province.

5. SWEARING IN OF MEMBERS.—Nathaniel Levi and Emanuel Steinfeld, being severally introduced, took and subscribed the oath required by law, and severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, NATHANIEL LEVI, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred and fifty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of city of Melbourne, and are known as Printing establishment, situated in Hosier-lane, off Flinders-street east.

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

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

“NATHANIEL LEVI.”

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, EMANUEL STEINFELD, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Two hundred and sixty pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Ballarat East, and are known as numbers 53 and 55 in Bridge-street, in the town of Ballarat East, with the appurtenances, being allotments fourteen and fifteen of section C, “Ballarat,” and allotments fourteen A and fifteen A of section C, “Ballarat East,” all in the parish of Ballarat, county of Grant.

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

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

“EMANUEL STEINFELD.”

6. RESIGNATION OF MEMBER.—The President announced that he had received the following letter from the Private Secretary to His Excellency the Governor :—

VICTORIA.

Government House,  
Melbourne, 12th September, 1892.

SIR,  
I am directed by His Excellency the Governor to inform you that the Honorable Sir Benjamin Benjamin has resigned his seat in the Legislative Council of Victoria, as will be seen from the enclosed letter.

9th September,  
1892.

I have the honor to be, Sir,  
Your most obedient servant,

E. W. WALLINGTON,  
Private Secretary.

The Honorable the President of the Legislative Council,  
&c., &c., &c.

98 Queen-street,  
Melbourne, September 9th, 1892.

His Excellency the Governor of the Colony of Victoria.

MAY IT PLEASE YOUR EXCELLENCY—

I beg to resign my seat in the Legislative Council, as Member for the Melbourne Province.

I have the honor to be,  
Your Excellency's obedient servant,

B. BENJAMIN.

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

HOPETOUN,

*Governor.*

*Message No. 8.*

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

“*An Act to alter the Rate of certain Postage.*”

Government House,  
Melbourne, 8th September, 1892.

8. PAPERS.—The Honorable W. A. Zeal 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.

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

Report of the Council of Defence.

Water Act 1890—

Swan Hill Irrigation and Water Supply Trust—

Loan of £750.

Additional Loan of £1,550.

Western Wimmera Irrigation and Water Supply Trust.—Minimum Rate Payable within the Wimmera Division of the Trust.

9. COMPANIES ACT 1890 AMENDMENT BILL (No. 2).—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That he have leave to bring in a Bill to amend the *Companies Act 1890*.

Question—put and resolved in the affirmative.

Ordered—That the Honorable A. Wynne and the Honorable Lieut.-Col. Sir F. T. Sargood do prepare and bring in the Bill.

The Honorable Lieut.-Col. Sir F. T. Sargood then brought up a Bill intituled “*A Bill to amend the ‘Companies Act 1890,’*” and moved, That it be now read a first time.

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

10. MUNICIPAL RATING BILL.—The Order of the Day for the third reading of this Bill having been read, and the President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

“*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates.*”

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day :—

*Architects Bill—Second reading,*

be postponed until after the consideration of the following Order of the Day :—

*Standing Orders—Consideration of Report of Select Committee.*

12. STANDING ORDERS.—The Order of the Day for the consideration of the Report of the Select Committee on Standing Orders having been read, the said Report was read and is as follows :—

THE SELECT COMMITTEE on Standing Orders have the honour to report that they have, in accordance with the resolution of the 14th June last, revised the Standing Orders of your Honorable House, as follow :—

That Standing Orders Nos. 26 and 27 be repealed, and the following adopted in lieu thereof :—

After such Commission has been read the Clerk shall read, with the returns indorsed thereon, any Writs delivered to him that have been issued during the prorogation either by the President, while in office, or by His Excellency the Governor, in pursuance of *The Constitution Act Amendment Act 1890*.

Members returned pursuant to such Writs will then be sworn as prescribed by *The Constitution Act Amendment Act 1890*.

That Standing Orders Nos. 30, 31, and 32 be repealed, and the following adopted in lieu thereof :—

If only one Member be proposed and seconded as President, he expresses in his place his sense of the honour proposed to be conferred upon him, and submits himself to the Council, and he is then taken out of his place by the Members who proposed and seconded him, and by them conducted to the Chair.

That the following Order, to follow Standing Order No. 53, be adopted :—

The custody of all records or other documents belonging to the Council shall be in the Clerk, who shall not permit any to be removed without leave of the Council, or during any adjournment or prorogation without leave of the President.

That Standing Order No. 54 be repealed, and the following adopted in lieu thereof :—

No Member, unless he be a Minister of the Crown, or some Member deputed by him, shall be allowed to move, "That the Council do now adjourn," unless, on his rising to make such motion, six other members shall rise in their places and require the motion to be proposed. The Member moving the adjournment shall state the subject that he proposes to speak to, and the debate shall be strictly confined to the subject so stated. And no Member having moved or seconded any such motion shall be entitled to move or second any similar motion during the same debate.

That Standing Order No. 67 be repealed, and the following adopted in lieu thereof :—

The ordinary business of each day consists of the giving of notice of Questions and Motions, the answering of Questions, the presentation of Petitions, and the discussion of Motions and of Orders of the Day.

That Standing Order No. 77 be repealed, and the following adopted in lieu thereof :—

Every Member in giving notice of a Question or Motion shall read it aloud and deliver at the Table a copy of such notice fairly written, signed by him or on his behalf, and stating the day proposed for asking such question or bringing on such motion.

That Standing Order No. 78 be repealed, and the following adopted in lieu thereof :—

A Member may not give for himself two notices of Question or of Motion consecutively if any other Member has any notice to submit.

That Standing Order No. 80 be repealed, and the following adopted in lieu thereof :—

No notice of Question or of Motion may be given for a day beyond fourteen days from the day of giving the same.

That Standing Order No. 82 be repealed, and the following adopted in lieu thereof :—

Any notice or part of a notice of Question or of Motion containing, in the opinion of the President, unbecoming expressions, or, in the case of a notice of question, debatable matter, may be omitted from the Notice-paper by order of the President.

That Standing Order No. 85 be repealed, and the following adopted in lieu thereof :—

All questions of Order or Privilege at any time arising shall suspend the consideration and decision of every other question, but an adjourned debate on such questions shall not be entitled to precedence unless so ordered.

That Standing Order No. 89 be repealed, and the following adopted in lieu thereof :—

Any motion not seconded may not be further debated, and no entry thereof shall be made in the Minutes of Proceedings.

That Standing Order No. 93 be repealed, and the following adopted in lieu thereof :—

A question for reading the Orders of the Day, and also the motion "That this question be now put," may be superseded by the adjournment of the Council upon motion to that effect being carried, or for the want of a quorum.

That the following Order, to follow Standing Order No. 118, be adopted :—

A Member moving or seconding the adjournment of the debate on any question shall, whether the adjournment be carried or not, be entitled to speak again on the main question, provided he has not discussed that question in moving or seconding the motion for adjournment.

That Standing Order No. 122 be repealed, and the following adopted in lieu thereof :—

A reply shall be allowed to a Member who has made a substantive motion to the Council, but not to any Member who has moved an Order of the Day, an amendment, or an instruction to a Committee, or the previous question.

A Member who seconds a motion or amendment before the Council without speaking to it, may address the Council on the subject of such motion or amendment at any subsequent period of the debate.

A Member while speaking to a question may move the adjournment of the debate.

That Standing Orders Nos. 125 and 126 be transposed.

That Standing Order No. 131 be repealed, and the following adopted in lieu thereof :—

When any Member objects to words used in debate, and desires them to be taken down, the President, if it appear to him to be the pleasure of the Council, shall direct the Clerk to take them down accordingly.

That Standing Order No. 132 be repealed, and the following adopted in lieu thereof :—

Every such objection shall be taken at the time when such words are used.

That Standing Orders Nos. 147 and 148 be transposed.

That the following Order, to follow Standing Order No. 152, be adopted :—

While the Council or a Committee of the whole Council is dividing, a Member can only speak to a point of order by permission of the President or Chairman.

That Standing Order No. 155 be repealed, and the following adopted in lieu thereof :—

A Member shall be appointed Chairman of Committees of the whole Council, and when so appointed he shall continue to act as Chairman during the continuance of the Parliament, unless the Council shall otherwise direct.

That Standing Order No. 160 be transposed to follow No. 157.

That Standing Order No. 159 be repealed, and the following adopted in lieu thereof :—

Every such objection shall be taken at the time when such words are used.

That Standing Orders Nos. 173 and 175 be transposed.

That Standing Order No. 181 be repealed, and the following adopted in lieu thereof :—

It shall not be compulsory on the President or Chairman of Committees to serve on any Select Committee.

That the following Order, to follow Standing Order No. 184, be adopted :—

Before the Council proceeds to ballot for a Committee the bells shall be rung as for a division.

That Standing Order No. 200 be repealed, and the following adopted in lieu thereof :—

All Select Committees may meet, if they so desire, on days on which the Council does not sit, unless the Council shall otherwise direct.

That Standing Order No. 202 be repealed, and the following adopted in lieu thereof :—

All Select Committees may, if they so desire, have power to report their opinions, observations, minutes of evidence, or proceedings from time to time unless the Council shall otherwise direct.

That the following Order, to follow Standing Order No. 205, be adopted :—

Upon the presentation of a report no discussion shall take place, unless by leave of the Council, but the report may be ordered to be printed with the documents accompanying it, and an order made for its being taken into consideration on a future day.

That Standing Order No. 214 be repealed, and the following adopted in lieu thereof :—

A witness not attending in obedience to an order of the Council, or of a Committee having power to summon witnesses, or in obedience to a Warrant of the President, may be censured or declared guilty of contempt.

That Standing Order No. 220 be repealed.

That Standing Order No. 241 be repealed, and the following adopted in lieu thereof :—

Every Petition shall be in the English language, and shall be respectful, decorous, and temperate in its language.

That Standing Order No. 249 be repealed.

That Standing Order No. 270 be repealed, and the following adopted in lieu thereof :—

A question shall be put "That each clause stand part of the Bill" or "That each clause, as amended, stand part of the Bill," or, "That certain clauses stand part of the Bill."

That the following Order, to follow Standing Order No. 270, be adopted :—

When the Chairman has called out the number of a clause, and the marginal note or the clause has been read, such clause shall be open for discussion and amendment, and when the debate has terminated the Chairman shall put the question—"That the clause [*or the clause as amended*] stand part of the Bill."

That Standing Order No. 272 be repealed, and the following adopted in lieu thereof :—

New clauses relevant to the subject-matter of the Bill, or pursuant to any instruction, shall be proposed after the clauses in the Bill have been considered and before the schedules, if any, are proposed, unless the Committee otherwise direct.

That the following Order, to follow Standing Order No. 276, be adopted :—

A Bill reported without amendment may be ordered to be read a third time at such time as may be appointed by the Council.

That Standing Order No. 278 be repealed.

That Standing Order No. 284 be repealed, and the following adopted in lieu thereof :—

Bills of an urgent nature may be passed with unusual expedition through their several stages.

That the following Order, to follow Standing Order No. 293, be adopted :—

Clerical or typographical errors may be corrected in any part of a Bill by the Clerk after such Bill has been read a third time and passed, and the Clerk shall forthwith inform the Council what errors he has corrected.

#### JOINT STANDING ORDERS.

That the Joint Standing Orders of the Legislative Council and the Legislative Assembly be repealed, and the following adopted in lieu thereof :—

1. All communications between the Legislative Council and the Legislative Assembly shall be by message.

2. Messages from one House to the other shall be communicated by the Usher or the Serjeant-at-Arms, as the case may be, unless the House transmitting the message shall otherwise direct.

3. Members carrying any message from either House to the other shall be announced at once, unless any Member shall be addressing the House, or unless the President or Speaker, as the case may be, shall be ascertaining the sense of the House upon any question, in which case the bearer of the message shall not be announced until the Member shall have concluded his speech, or until the sense of the House shall have been declared by the President or Speaker, as the case may be; and the bearer of the message shall be introduced by the Usher or the Serjeant-at-Arms, and shall deliver the message to the President or Speaker.

4. Messages carried by the Usher or the Serjeant-at-Arms shall be delivered to the Serjeant-at-Arms or the Usher, as the case may be.

5. Bills, Votes, and Resolutions of either House, to which the consent of the other House shall be desired, shall be communicated to such other House by message; and, in the first instance, without any reason being assigned for the passing of such Bills, Votes, or Resolutions.

6. Bills, Votes, and Resolutions of either House, to which the consent of the other House shall have been desired, shall if returned from such other House be sent by message; and, in the first instance, without any reason being assigned for passing, declining to assent to, or amending, as the case may be, such Bills, Votes, or Resolutions.

7. When either House shall not agree to any amendment made by the other House in any Bill, Vote, or other Resolution with which its concurrence shall have been desired, or when either House shall insist upon any amendment previously proposed by such House, and any communication shall be desired, then the communication shall be by message, and the House transmitting such message shall at the same time transmit reasons for not agreeing to the amendment proposed by the other House, or for insisting upon any amendment previously proposed by the House sending such message.

8. The number of Members of each House appointed to serve on any Joint Committee shall be equal, and the Chairman thereof shall have a vote, but not a casting vote.

9. At the commencement of each Session there shall be appointed by each House a Committee of five Members respectively to constitute a Joint Committee to manage the Library; another Committee of five Members of each House respectively to constitute a Joint Committee for the management of the Refreshment Rooms; another Committee of five Members of each House respectively to constitute a Joint Committee for the management and superintendence of the Parliament Buildings; and three Members shall form a quorum of each of the said Committees.

10. Every proposal for a Joint Committee not provided for in these Orders shall be by message, which message shall state the object of such Committee, and the number of Members to serve thereon, and the number of Members to form a quorum thereof; and the House whose concurrence shall be desired shall name the time and place of meeting.

11. Every Bill shall be printed fair immediately after it shall have been passed in the House in which it originated; and the Clerk of the House in which the Bill shall have passed shall certify the passing thereof on such fair print together with the day upon which the Bill did pass.

12. If any amendment shall be made by the House to which the Bill shall be sent, a copy of such amendment shall be attached to the Bill, and reference shall be made to the clause and line of the Bill where the words are to be inserted or omitted, as the case may be, and such amendment shall be certified by the Clerk of the House in which it shall have passed.

13. When a Bill shall have passed both Houses, it shall be printed by the Government Printer, who shall furnish three copies thereof on vellum to the Clerk of the Parliaments, who shall duly authenticate such copies.

14. The said three copies of all Bills, except the Appropriation Bill, shall be presented to the Governor for Her Majesty's assent by the Clerk of the Parliaments.

15. In case of amendments to Bills, made upon a Message from the Governor, pursuant to section 36 of the Constitution Act, after such Bills shall have passed both Houses, the Clerk of the Parliaments shall indorse the same on the original Bill and shall order three copies of the Bill on vellum as amended, and shall authenticate the same before they are presented for Her Majesty's assent.

16. When the Governor shall have assented in the name of Her Majesty to any Bill, one of the copies shall be deposited by the Clerk of the Parliaments with the Registrar of the Supreme Court, another shall be delivered to the Private Secretary of His Excellency the Governor, for transmission to Her Majesty's Principal Secretary of State for the Colonies, and the third shall be retained in the Record Office of the Parliament House.

17. The title of every Bill shall succinctly set forth the general object thereof.

18. Every Act of the Legislature, commencing No. 1, from the 1st January, 1857, shall be numbered in regular arithmetical series, in the order in which the same shall be assented to by the Governor.

19. Any Act which shall, as a Bill, have been passed by both Houses of Parliament, but reserved by the Governor for the signification of Her Majesty's pleasure, and shall afterwards receive the Royal Assent, shall be numbered with the number next in arithmetical progression to the number already given to the last Act assented to by the Governor.

20. The Clerk of the Parliaments shall be empowered to correct literal typographical errors in Bills that have passed both Houses.

21. Upon the discovery of any clerical error in any Bill which shall have passed both Houses and before the same be presented to the Governor for the Royal Assent, the Clerk of the Parliaments shall report the same to the House in which the Bill originated, which House may deal with the same as with other amendments.

22. In case of unavoidable absence or illness of the Clerk of the Parliaments, his duties shall be performed by the Clerk-Assistant of the Legislative Council.

The Honorable W. A. Zeal moved, That the Report of the Select Committee be adopted.  
Debate ensued.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That a copy of the Joint Standing Orders, as adopted by the Council, be forwarded to the Legislative Assembly, with a Message requesting that the Legislative Assembly would be pleased to repeal the Joint Standing Orders now in force and adopt in place thereof the Joint Standing Orders transmitted with such Message.

Question—put and resolved in the affirmative.

13. **SWEARING IN OF MEMBER.**—David Coutts, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DAVID COUTTS, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of over One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Korong and East Loddon, and are known as ‘Salisbury Estate,’ municipal district of Korong, and the ‘Elmswood Estate,’ also land known as Naughton's, municipal district of East Loddon.

“And I further declare that such of the said lands or tenements as are situate in the municipal district of Korong are rated in the rate-book of such district upon a yearly value of Five hundred pounds; and that such of the said lands or tenements as are situate in the municipal district of East Loddon are rated in the rate-book of such district upon a yearly value of Six hundred and thirty pounds.

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

“DAVID COUTTS.”

14. **ARCHITECTS BILL.**—The Order of the Day for the second reading of this Bill having been read—The Honorable W. A. Zeal moved, That this Bill be now read a second time.

Debate ensued.

Question—put and negatived.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to ratify an Agreement entered into with regard to the construction of a line of railway from Beulah to Hopetoun,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 13th September, 1892.

THOS. BENT,  
Speaker.

16. **RAILWAY CONSTRUCTION (BEULAH TO HOPETOUN) BILL.**—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to ratify an Agreement entered into with regard to the construction of a line of railway from Beulah to Hopetoun,*” be now read a first time.

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

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 21.

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WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1892.

*General Business.*

ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—Second reading.
  2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
  3. OAKLEIGH SHIRE LANDS BILL—Consideration of Report.
  4. MINERS' RIGHT TITLES BILL—Second reading.
  5. TOWER HILL NATIONAL PARK BILL—Second reading.
  6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  7. MINES ACT 1890 AMENDMENT BILL—Second reading.
  8. ROYAL INSURANCE COMPANY'S BILL—To be further considered in Committee.
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TUESDAY, 20<sup>TH</sup> SEPTEMBER.

*Question.*

1. The Hon. T. BRUNTON: To ask the Honorable the Postmaster-General if he will lay on the Table of this House the results of the late competitive examinations from those who were willing to act as Municipal Auditors.

*Government Business.*

ORDERS OF THE DAY:—

1. RAILWAY CONSTRUCTION (BEULAH TO HOPETOUN) BILL—Second reading.
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

*General Business.*

ORDER OF THE DAY:—

1. COMPANIES ACT 1890 AMENDMENT BILL (No. 2)—Second reading.
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WEDNESDAY, 21<sup>ST</sup> SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED SINCE 8TH SEPTEMBER, 1892.

Notices of Motion and Orders of the Day. No. 21.

Local Government Bill—[27] (To Members of Council only).

Oakleigh Shire Offices Bill—[30] (To Members of Council only).

Beulah and Hopetoun Railway Bill—[54] (To Members of Council only).

Companies Bill 1892.—New Clause to be proposed by the Hon. D. E. McBryde. (To Members of Council only.)

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Votes and Proceedings of the Legislative Assembly. Nos. 35, 36, and 37.

Notices of Motion and Orders of the Day. No. 36.

Elmore Waterworks Trust.—Application for Additional Loan of £500. No. 124.

## VICTORIA.

No. 23.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 14TH SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. LIBRARY COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Honorables F. Brown, S. Fraser, and D. Melville be appointed Members of the Joint Committee of both Houses to manage the Library.  
Question—put and resolved in the affirmative.
5. PARLIAMENT BUILDINGS COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Honorables C. J. Ham and N. Thornley be appointed Members of the Joint Committee of both Houses to manage and superintend the Parliament Buildings.  
Question—put and resolved in the affirmative.
6. REFRESHMENT ROOMS COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Honorables J. H. Abbott and J. Buchanan be appointed Members of the Joint Committee of both Houses to manage the Refreshment Rooms.  
Question—put and resolved in the affirmative.
7. PRINTING COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Honorables D. Coutts and F. S. Grimwade be appointed Members of the Printing Committee.  
Question—put and resolved in the affirmative.
8. PETITIONS.—The Honorable Lieut.-Col. Sir F. T. Sargood presented a Petition from certain members of the Incorporated Institute of Accountants, Victoria, praying that the Council would not permit the provisions contained in Clauses 14, 15, and 16 of the Companies Act 1890 Amendment Bill to become law.  
Ordered to lie on the Table, and to be referred to the Committee of the whole on the Companies Act 1890 Amendment Bill.  
The following Petitions, praying that the Council would not pass the Totalizator Bill and would devise means to prohibit betting and gambling throughout the colony, were presented as under :—  
By the Honorable J. M. Davies—  
From J. Meiklejohn, styling himself Moderator, on behalf of the Presbytery of Melbourne South, of the Presbyterian Church of Victoria.  
From Robt. Gillespie, J.P., styling himself Vice-President, and M. McGillivray and Arch. Thomson, styling themselves Honorary Secretaries of the Elders' Association of the Presbyterian Church of Victoria.

Petitions read and ordered to lie on the Table.

9. **STANDING ORDERS COMMITTEE.**—The Honorable W. A. Zeal brought up the Second Report from this Committee, which was read and is as follows :—

The Select Committee on Standing Orders have the honour to report to your Honorable House that in their opinion it is desirable for the Legislative Assembly to be invited to authorize their Standing Orders Committee to meet the Standing Orders Committee of the Legislative Council to consider the question of systematically continuing the recent Consolidation of the Victorian Statutes.

The Honorable W. A. Zeal moved, by leave, That the Report of the Select Committee be adopted.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly requesting that the Standing Orders Committee of the Legislative Assembly may be authorized to meet the Standing Orders Committee of the Legislative Council, to consider the question of systematically continuing the recent Consolidation of the Victorian Statutes.

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

Water Act 1890.—Cohuna Irrigation and Water Supply Trust.—Regulations Nos. 3 and 4.

11. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day :—

*Licensing Act 1890 Amendment Bill—Second reading,*  
*Agricultural Colleges Act 1890 Amendment Bill—Second reading,*

be postponed until after the consideration of the following Order of the Day :—

*Oakleigh Shire Lands Bill—Consideration of Report.*

12. **OAKLEIGH SHIRE LANDS BILL.**—The Order of the Day for the consideration of the Report having been read—On the motion of the Honorable J. Buchanan, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. Buchanan, read a third time and passed.

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

*“An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain lands at Oakleigh.”*

Question—put and resolved in the affirmative.

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

13. **LICENSING ACT 1890 AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable T. Brunton moved, That this Bill be now read a second time.

Debate ensued.

Question—put.  
Council divided.

Ayes, 16.

The Hon. J. H. Abbott  
J. Bell  
F. S. Dobson, LL.D.  
Dr. W. H. Embling  
N. FitzGerald  
N. Levi  
A. O. Sachse  
Lieut-Col. Sir F. T. Sargood  
J. Service  
J. Sternberg  
D. S. Wallace  
J. A. Wallace  
W. I. Winter-Irving  
W. A. Zeal.

*Tellers.*

T. Brunton  
D. E. McBryde.

Noes, 5.

The Hon. J. M. Davies  
D. Ham  
E. Steinfeld.

*Tellers.*

F. S. Grimwade  
D. Melville.

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

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

Question—put and resolved in the affirmative.

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

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

Resolved—That the Council will, on the 28th September instant, again resolve itself into the said Committee.

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

MR. PRESIDENT—

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

Legislative Assembly,  
Melbourne, 14th September, 1892.

THOS. BENT,  
Speaker.

15. ADMINISTRATION AND PROBATE LAW AMENDMENT BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the Law relating to Administration and Probate*," be now read a first time.

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

16. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 28th September instant :—

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

17. MINERS' RIGHT TITLES BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable D. Ham moved, That this Bill be now read a second time.

Debate ensued.

The Honorable W. A. Zeal 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.

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

*Tower Hill National Park Bill—Second reading.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

19. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. H. Abbott moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

20. ROYAL INSURANCE COMPANY'S BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—

*"An Act to define and extend the objects of The Royal Insurance Company (registered in Victoria under 'The Life Assurance Companies Act 1873') and to provide for the transfer to that company of the business of The Queen Insurance Company (a company also registered in Victoria under the said Act)."*

Question—put and resolved in the affirmative.

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

21. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 22.

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TUESDAY, 20<sup>TH</sup> SEPTEMBER, 1892.

### *Questions.*

1. The Hon. T. BRUNTON: To ask the Honorable the Postmaster-General if he will lay on the Table of the Council the results of the late competitive examinations from those who were willing to act as Municipal Auditors.
2. The Hon. D. MELVILLE: To ask the Honorable the Postmaster-General if he has any objection to lay on the Table of the Council the two deeds discovered by Mr. J. C. Stewart in the Railway Department—copies of the deed of the 28th March, 1860—the one where all the contractors' names appear except Mr. Merry's, the other a copy of the one in the possession of the Audit Commissioners minus Mr. Merry's signature.
3. The Hon. D. MELVILLE: To ask the Honorable the Postmaster-General if the deed alleged to have been executed on the 28th March, 1860, *re* the Geelong and Ballarat Railway, by Mr. William Robert Merry (said to be lost) has been found; if it has been found, will he have any objection to lay the same on the Table of the Council.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. RAILWAY CONSTRUCTION (BEULAH TO HOPETOUN) BILL—Second reading.
2. ADMINISTRATION AND PROBATE LAW AMENDMENT BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

### *General Business.*

#### ORDER OF THE DAY:—

1. COMPANIES ACT 1890 AMENDMENT BILL (No. 2)—Second reading.
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WEDNESDAY, 21<sup>ST</sup> SEPTEMBER.

### *General Business.*

#### ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
  2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  3. MINERS' RIGHT TITLES BILL—Second reading—*Resumption of debate.*
  4. TOWER HILL NATIONAL PARK BILL—Second reading.
  5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  6. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
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WEDNESDAY, 28<sup>TH</sup> SEPTEMBER.

### *General Business.*

#### ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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## MEETING OF SELECT COMMITTEE.

*Tuesday, 20th September.*

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

(240 copies.)

PARLIAMENTARY PAPERS ISSUED 14<sup>TH</sup> SEPTEMBER, 1892.

Notices of Motion and Orders of the Day. No. 22.

Administration and Probate Bill—[20] (To Members of Council only).

Companies Act Amendment Bill (No. 2)—[78]

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Notices of Motion and Orders of the Day. No. 37.

Municipal Rating Bill.—Amendments of the Legislative Council. (To Members only.)

Stamp Duties Bill.—Amendment to be proposed in Committee by Mr. G. J. Turner. (To Members only.)

Report of the Council of Defence. No. 112.

Report of the Council of Judges under section 33 of the Supreme Court Act 1890. No. 128.

## VICTORIA.

No. 24.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 20<sup>TH</sup> SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITION.—The Honorable Lieut.-Col. Sir F. T. Sargood presented a Petition from certain residents in Port Melbourne praying that the Council would reject the Totalizator Bill.  
Ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.
5. PAPER.—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk :—  
Water Act 1890.—Marquis Hill Irrigation and Water Supply Trust.—Application for a Further Loan of £2,262.—Detailed Statement.
6. RAILWAY CONSTRUCTION (BEULAH TO HOPETOUN) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. A. Zeal moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable W. A. Zeal moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable W. A. Zeal, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable W. A. Zeal, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.  
The Honorable W. A. Zeal moved, That the following be the title of the Bill :—  
*“ An Act to ratify an Agreement entered into with regard to the construction of a line of railway from Beulah to Hopetoun.”*  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to relieve Justices of the Peace from the liability of serving on Juries,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 20th September, 1892.

THOS. BENT,  
Speaker.

8. JURIES ACT 1890 AMENDMENT BILL.—The Honorable W. I. Winter-Irving moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to relieve Justices of the Peace from the liability of serving on Juries,*” be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on the 28th September instant.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain lands at Oakleigh,*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendment made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 20th September, 1892.

Ordered—That the foregoing Message be taken into consideration to-morrow.

10. ADMINISTRATION AND PROBATE LAW AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. A. Zeal moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

*Companies Act 1890 Amendment Bill (No. 2)—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 23.

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WEDNESDAY, 21ST SEPTEMBER, 1892.

### *General Business.*

#### ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. COMPANIES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. MINERS' RIGHT TITLES BILL—Second reading—*Resumption of debate.*
4. TOWER HILL NATIONAL PARK BILL—Second reading.
5. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
6. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
7. OAKLEIGH SHIRE LANDS BILL—Consideration of Message from Legislative Assembly.
8. COMPANIES ACT 1890 AMENDMENT BILL (No. 2)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. ADMINISTRATION AND PROBATE LAW AMENDMENT BILL—To be further considered in Committee.
  2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
  4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
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TUESDAY, 27TH SEPTEMBER.

### *Questions.*

1. The Hon. G. S. COPPIN: To ask the Honorable the Postmaster-General if there is any special reason why letters are detained such a length of time in the Dead Letter Office before being returned to the sender; if not, will he take necessary action for their return without unnecessary loss of time.
2. The Hon. J. SERVICE: To ask the Honorable the Postmaster-General if it be true, as stated by Dr. Gresswell in his recent report to the Board of Health, that there are still, in spite of the strong expression of feeling expressed from time to time in Parliament on the subject, hundreds of water taps so situated in regard to the gutters as to be filth traps, rendering the Yan Yean water dangerous to the health of the citizens.
3. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To call the attention of the Honorable the Minister of Defence to the statement which has appeared in the Report of the Council of Defence, that it is the intention of the Government to disband two of the battalions of Militia, and to ask—
  1. When were these two battalions raised.
  2. Was the raising of such battalions strongly advised by Major-General Tulloch and Major-General Edwards and fully approved of by the Colonial Defence Committee of the War Office.
  3. What is the authorized strength of the battalions.
  4. Did not Major-General Tulloch recommend, and the then Government and Parliament approve of, the raising of the two battalions, because it was found that the so-called reserve, which on paper appeared to be 1,681 strong, had practically no existence.
  5. How much public money has been expended directly and indirectly up to the present date, and how much more will be expended to 31st December, 1892, in connexion with such battalions.
  6. Will not this large amount be practically wasted if the two battalions are disbanded.
  7. Will not disbanding these two battalions deprive the colony of about 1,000 of its best-drilled and most highly-trained officers, non-commissioned officers, and men.
  8. Is it not a fact that it takes at least two years to train officers and non-commissioned officers.
  9. Will not the disbanding of these two battalions render it impossible to increase the Defence Force (in the event of hostilities threatening) in time for such increase to be of any practical use.
  10. Did not Major-General Tulloch submit a scheme of reduction which, while meeting the demands of the Government for economy, would have preserved for the defence of the colony the skeleton of an efficient Militia Force capable of being rapidly increased in strength in the event of the need arising.

11. Has not the Council of Defence, in its Annual Report to Parliament, signed by the Minister of Defence, under date 30th July, 1892, stated as follows:—"The Council regret that, in consequence of the present state of the finances of the colony, the Government has found it necessary to reduce the establishment of the Military Forces. Whilst adopting the necessary measures to effect the reductions, as they were anxious to act loyally to the Government and to assist in every way in carrying out whatever scheme might be considered best in the public interests, they desire to place on record their regret that the Government did not see its way to adopt the suggestions of Major-General Tulloch to maintain the skeletons of the battalions as explained in paragraph 6 of his Report, to which they invite particular attention."
12. Did they not also in the same Report call special attention to the opinion of the Colonial Defence Committee of the Imperial War Office as to the strength of the well-trained field force which should be maintained in the colony.
13. Does not the Report of Major-General Tulloch, under date 28th July, 1892, contain the following statements:—"The Colonial Defence Committee at the War Office has repeatedly pointed out that the colonies will be in the greatest danger at the outbreak of hostilities with a maritime power, or combination of powers, and that we should have always ready a small, highly-trained field force, capable of rapid expansion. Now, from a careful examination of the ground and situation generally, in company with the artillery and engineer officers, I arrived at the decided conclusion that we ought, in accordance with the War Office recommendations, to have at least 3,000 well-trained infantry, thoroughly equipped, together with guns and mounted rifles as a mobile field force. I wish to express my regret as professional adviser to the Minister for the defence of the colony, from a military point of view, that the Government, when making the reductions, were unable to adopt my suggestion that the skeletons of the battalions should be maintained, by which means the same amount of money could have been saved, while the battalions would have been left in a condition to be rapidly expanded in the event of hostilities threatening. Men can be drilled and ready for the ranks in a comparatively short time, but officers and non-commissioned officers take at least two years to learn their duties and have a proper confidence in themselves. The disbandment of two whole battalions, sweeping away officers and non-commissioned officers, and destroying totally all the organization which has taken two years' incessant work on the part of the officers and all concerned—who have so patriotically given every hour they could possibly spare from their business to their military duties—which has brought the battalions to their present state of perfection, has not only had a most disastrous effect on the morale of the force, but has also so reduced the effective strength of infantry absolutely necessary for the defence of the colony that I now consider it my duty to point out that, although I am ready, as a public servant of the colony, to do my best under any circumstance, I must, nevertheless, in justice to myself and those under my command, state distinctly that the force, as it will stand on the 1st January next, will be quite inadequate, and that I cannot now be held answerable for any disaster which may arise in the event of any serious attack being made on the colony."
14. Seeing that the proposal of Major-General Tulloch would have saved the same amount of money, what were the reasons that induced the Government to take the serious responsibility of ignoring the advice of its professional military expert and deciding upon a scheme in direct variance with not only the advice of that officer, but also of the published opinions of the Council of Defence, of Major-General Edwards, and of the Colonial Defence Committee of the Imperial War Office.

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### WEDNESDAY, 28TH SEPTEMBER.

#### *General Business.*

#### ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
3. JURIES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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### PARLIAMENTARY PAPERS ISSUED SINCE 15TH SEPTEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 22 and 23.  
 Notices of Motion and Orders of the Day. No. 23.  
 Weekly Report of Divisions in Committee of the whole Council. Nos. 4, 5, 6, and 7. (To Members only.)  
 Royal Instructions to the Governor. B 6. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 38, 39, and 40.  
 Notices of Motion and Orders of the Day. No. 39.  
 Divisions in Committee of the Whole. No. 6.  
 Customs and Excise Duties.—Amendments by Mr. Gordon, Captain Salmon, Mr. G. J. Turner, and Mr. Stuart. (To Members only.)

## VICTORIA.

No. 25.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 21st SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The Honorable J. Balfour presented a Petition from Alexander Yule, styling himself Moderator of General Assembly and Convener of the Public Questions Committee of the Presbyterian Church of Victoria, praying that the Council would refuse to pass the Totalizator Bill. Petition read, and ordered to be referred to the Committee of the whole on the Totalizator Bill. The following Petitions against the Totalizator Bill were presented as under :—
  - By the Honorable C. J. Ham—
    - From D. C. Rees and Henry Coombs, styling themselves respectively President of the Baptist Union of Victoria and Secretary of the Executive Committee of the Baptist Union of Victoria.
    - From Edw. Harris and S. Howard, styling themselves respectively President and Secretary, on behalf of the Baptist Ministers' Union of Victoria.
    - From the Vice-Presidents and Secretary of the Victorian Sunday School Union, on behalf of the said Union.
  - By the Honorable J. M. Davies—
    - From David Gordon and M. L. Hutchinson, styling themselves Joint Conveners, on behalf of the Committee on the State of Religion and Morals, of the Presbyterian Church of Victoria.
 Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.
5. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 5th October next :—
 

*Totalizator Bill—Second reading.*
6. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee. The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again. Resolved—That the Council will, this day, again resolve itself into the said Committee.
7. ABSENCE OF THE PRESIDENT.—The Clerk having announced that, owing to indisposition, the Honorable the President was unavoidably absent—the Honorable Dr. Dobson, on the motion of the Honorable W. A. Zeal, was chosen to fill, temporarily, the office and perform all the duties of the President during his absence. The Honorable Dr. Dobson took the Chair.

8. COMPANIES ACT 1890 AMENDMENT BILL.—The Honorable A. Wynne moved, by leave, That it be an instruction to the Committee on the Companies Act 1890 Amendment Bill to divide the Bill into two Bills.  
Question—put and resolved in the affirmative.
9. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had gone through the Bill and had agreed to the same with amendments.  
The Honorable A. Wynne moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of proposed new clauses and the First Schedule.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable A. Wynne, the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair, and the Honorable J. Bell reported that the Committee had, pursuant to the power given them by the Council, divided the Bill into two Bills, and had gone through one of the said Bills, and had agreed to the same with further amendments.  
Ordered—That the Bill, as amended, be printed, and taken into consideration on Wednesday next.
10. COMPANIES ACT 1890 AMENDMENT BILL (No. 3).—The Honorable J. Bell also reported that the Committee had gone through the other of the said Bills, and had agreed to the same with amendments.  
Ordered—That the Bill, as amended, be printed, and taken into consideration on Wednesday next.
11. MINERS' RIGHT TITLES 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.  
The Honorable D. Ham moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable D. Ham, the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had gone through the Bill, and agreed to the same with an amendment, and had amended the title thereof, which title is as follows:—  
“*An Act to amend the ‘Mines Act 1890.’*”  
The Honorable D. Ham moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
Question—put and resolved in the affirmative.  
On the motion of the Honorable D. Ham, the Council adopted the Report from the Committee of the whole on this Bill.  
The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable D. Ham, read a third time and passed.  
The Honorable D. Ham moved, That the following be the title of the Bill:—  
“*An Act to amend the ‘Mines Act 1890.’*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.
12. TOWER HILL NATIONAL PARK BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable A. Wynne, the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until Wednesday next:—  
*Life Assurance Companies Law Amendment Bill—Second reading.*
14. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.

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

*Oakleigh Shire Lands Bill—Consideration of Message from Legislative Assembly.*  
*Companies Act 1890 Amendment Bill (No. 2)—Second reading.*

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

*Administration and Probate Law Amendment Bill—To be further considered in Committee.*  
*Public Health Law Amendment Bill—Second reading.*  
*Electricity Lighting Regulation Bill—Second reading.*  
*Noxious Insects and Fungi Bill—Second reading.*

17. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
 Clerk of the Legislative Council.



## *Notices of Motion and Orders of the Day.*

No. 24.

TUESDAY, 27<sup>TH</sup> SEPTEMBER, 1892.

*Questions.*

1. The Hon. G. S. COPPIN: To ask the Honorable the Postmaster-General if there is any special reason why letters are detained such a length of time in the Dead Letter Office before being returned to the sender; if not, will he take necessary action for their return without unnecessary loss of time.
2. The Hon. J. SERVICE: To ask the Honorable the Postmaster-General if it be true, as stated by Dr. Gresswell in his recent report to the Board of Health, that there are still, in spite of the strong expression of feeling expressed from time to time in Parliament on the subject, hundreds of water taps so situated in regard to the gutters as to be filth traps, rendering the Yan Yean water dangerous to the health of the citizens.
3. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To call the attention of the Honorable the Minister of Defence to the statement which has appeared in the Report of the Council of Defence, that it is the intention of the Government to disband two of the battalions of Militia, and to ask—
  1. When were these two battalions raised.
  2. Was the raising of such battalions strongly advised by Major-General Tulloch and Major-General Edwards and fully approved of by the Colonial Defence Committee of the War Office.
  3. What is the authorized strength of the battalions.
  4. Did not Major-General Tulloch recommend, and the then Government and Parliament approve of, the raising of the two battalions, because it was found that the so-called reserve, which on paper appeared to be 1,681 strong, had practically no existence.
  5. How much public money has been expended directly and indirectly up to the present date, and how much more will be expended to 31st December, 1892, in connexion with such battalions.
  6. Will not this large amount be practically wasted if the two battalions are disbanded.
  7. Will not disbanding these two battalions deprive the colony of about 1,000 of its best-drilled and most highly-trained officers, non-commissioned officers, and men.
  8. Is it not a fact that it takes at least two years to train officers and non-commissioned officers.
  9. Will not the disbanding of these two battalions render it impossible to increase the Defence Force (in the event of hostilities threatening) in time for such increase to be of any practical use.
10. Did not Major-General Tulloch submit a scheme of reduction which, while meeting the demands of the Government for economy, would have preserved for the defence of the colony the skeleton of an efficient Militia Force capable of being rapidly increased in strength in the event of the need arising.
11. Has not the Council of Defence, in its Annual Report to Parliament, signed by the Minister of Defence, under date 30th July, 1892, stated as follows:—"The Council regret that, in consequence of the present state of the finances of the colony, the Government has found it necessary to reduce the establishment of the Military Forces. Whilst adopting the necessary measures to effect the reductions, as they were anxious to act loyally to the Government and to assist in every way in carrying out whatever scheme might be considered best in the public interests, they desire to place on record their regret that the Government did not see its way to adopt the suggestions of Major-General Tulloch to maintain the skeletons of the battalions as explained in paragraph 6 of his Report, to which they invite particular attention."
12. Did they not also in the same Report call special attention to the opinion of the Colonial Defence Committee of the Imperial War Office as to the strength of the well-trained field force which should be maintained in the colony.

13. Does not the Report of Major-General Tulloch, under date 28th July, 1892, contain the following statements:—"The Colonial Defence Committee at the War Office has repeatedly pointed out that the colonies will be in the greatest danger at the outbreak of hostilities with a maritime power, or combination of powers, and that we should have always ready a small, highly-trained field force, capable of rapid expansion. Now, from a careful examination of the ground and situation generally, in company with the artillery and engineer officers, I arrived at the decided conclusion that we ought, in accordance with the War Office recommendations, to have at least 3,000 well-trained infantry, thoroughly equipped, together with guns and mounted rifles as a mobile field force. I wish to express my regret as professional adviser to the Minister for the defence of the colony, from a military point of view, that the Government, when making the reductions, were unable to adopt my suggestion that the skeletons of the battalions should be maintained, by which means the same amount of money could have been saved, while the battalions would have been left in a condition to be rapidly expanded in the event of hostilities threatening. Men can be drilled and ready for the ranks in a comparatively short time, but officers and non-commissioned officers take at least two years to learn their duties and have a proper confidence in themselves. The disbandment of two whole battalions, sweeping away officers and non-commissioned officers, and destroying totally all the organization which has taken two years' incessant work on the part of the officers and all concerned—who have so patriotically given every hour they could possibly spare from their business to their military duties—which has brought the battalions to their present state of perfection, has not only had a most disastrous effect on the morale of the force, but has also so reduced the effective strength of infantry absolutely necessary for the defence of the colony that I now consider it my duty to point out that, although I am ready, as a public servant of the colony, to do my best under any circumstance, I must, nevertheless, in justice to myself and those under my command, state distinctly that the force, as it will stand on the 1st January next, will be quite inadequate, and that I cannot now be held answerable for any disaster which may arise in the event of any serious attack being made on the colony."

14. Seeing that the proposal of Major-General Tulloch would have saved the same amount of money, what were the reasons that induced the Government to take the serious responsibility of ignoring the advice of its professional military expert and deciding upon a scheme in direct variance with not only the advice of that officer, but also of the published opinions of the Council of Defence, of Major-General Edwards, and of the Colonial Defence Committee of the Imperial War Office.

4. The Hon. J. BALFOUR: To ask the Honorable the Postmaster-General whether the Acting Commissioners of Railways have had under their consideration the "Tablet" system; and whether they propose to introduce the system on the long lines of railway.

*Government Business.*

ORDERS OF THE DAY:—

1. ADMINISTRATION AND PROBATE LAW AMENDMENT BILL—To be further considered in Committee.
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

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WEDNESDAY, 28TH SEPTEMBER.

*General Business.*

ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
5. COMPANIES ACT 1890 AMENDMENT BILL (No. 3)—Consideration of Report.
6. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
7. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
8. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
9. OAKLEIGH SHIRE LANDS BILL—Consideration of Message from Legislative Assembly.
10. COMPANIES ACT 1890 AMENDMENT BILL (No. 2)—Second reading.

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WEDNESDAY, 5TH OCTOBER.

*General Business.*

ORDER OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Tuesday, 4th October.*

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

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## PARLIAMENTARY PAPERS ISSUED 21<sup>ST</sup> SEPTEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 24.

Notices of Motion and Orders of the Day. No. 24.

Juries Act 1890 Amendment Bill—[50] (To Members of Council only).

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Notices of Motion and Orders of the Day. No. 40.



VICTORIA.

No. 26.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 27TH SEPTEMBER, 1892.

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

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

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

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

“G. SIMMIE.”

- 5. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable W. A. Zeal, and the same was read :—

HOPETOUN,

Governor.

Message No. 9.

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

“An Act to define and extend the objects of *The Royal Insurance Company* (registered in Victoria under ‘*The Life Assurance Companies Act 1873*’) and to provide for the transfer to that company of the business of *The Queen Insurance Company* (a company also registered in Victoria under the said Act).”

“An Act to ratify an Agreement entered into with regard to the construction of a line of railway from *Beulah to Hopetoun*.”

Government Offices,  
Melbourne, 26th September, 1892.

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

Marine Act 1890.—Adjustment of Compasses.

Water Act 1890—

Yarrowonga Urban Waterworks Trust.—Application for Additional Loan of £300.—  
Detailed Statement and Report.

Myall Irrigation and Water Supply Trust.—Application for a Further Loan of £3,300.—  
Detailed Statement.

Victorian Railways—

Report of the Victorian Railways Commissioners for the Year ending 30th June, 1892.

Return of Special Goods Rates—Year ending 30th June, 1892.

Statements of Appointments and Removals of Employés—Year ending 30th June, 1892.

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

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

The Honorable W. A. Zeal moved, That this Bill be recommitted to a Committee of the whole for the consideration of a proposed new clause.

Question—put and resolved in the affirmative.

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

The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had inserted a new clause.

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

Question—put and resolved in the affirmative.

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

The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

*“An Act to amend the Law relating to Administration and Probate.”*

Question—put and resolved in the affirmative.

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

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 25.

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WEDNESDAY, 28<sup>TH</sup> SEPTEMBER, 1892.

*General Business.*

ORDERS OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
  3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
  4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
  5. COMPANIES ACT 1890 AMENDMENT BILL (No. 3)—Consideration of Report.
  6. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
  7. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  8. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  9. OAKLEIGH SHIRE LANDS BILL—Consideration of Message from Legislative Assembly.
  10. COMPANIES ACT 1890 AMENDMENT BILL (No. 2)—Second reading.
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TUESDAY, 4<sup>TH</sup> OCTOBER.

*Questions.*

1. The Hon. Dr. W. H. EMBLING: To ask the Honorable the Postmaster-General if he has any objection to lay on the Table of the Council all correspondence between the Honorable the Chief Secretary and the Medical Board in reference to the prosecution of unregistered practitioners.
2. The Hon. W. PEARSON: To ask the Honorable the Postmaster-General if he has any objection to lay on the Table of the Council—
  1. The Report of the Board that reported on the system of paying the engine-drivers on the Victorian Railways; and copies of the instructions for holding that Board.
  2. All the correspondence and papers *re* the proposed reduction of 12½ per cent. in the wages of the engine-men between the Acting Railways Commissioners and the Locomotive Superintendent which formed the subject of the recent dispute between those officers.

*Government Business.*

ORDERS OF THE DAY:—

1. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  2. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
  3. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
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WEDNESDAY, 5<sup>TH</sup> OCTOBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. A. O. SACHSE: To move, That a Return be laid upon the Table of the Council showing—
  1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
  2. The amounts received for provisional applications and complete applications respectively.
  3. The amounts received in fees for trade-marks, designs, and copyrights.

ORDER OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

Tuesday, 4th October.

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

## PARLIAMENTARY PAPERS ISSUED SINCE 22ND SEPTEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 25.  
 Notices of Motion and Orders of the Day. No. 25.  
 Companies Act Amendment Bill—[23] (To Members of Council only).  
 Companies Act Amendment Bill (No. 3)—[78] (To Members of Council only).  
 Licensing Amendment Bill.—New clauses to be proposed by the Hon. J. Service. (To Members of Council only.)  
 Mines Act 1890 Amendment Bill.—New clause to be proposed by the Hon. W. I. Winter-Irving. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 41, 42, and 43.  
 Notices of Motion and Orders of the Day. No. 42.  
 Divisions in Committee of the Whole. No. 7.  
 Stamps Bill—[65] (To Members only).  
 Mines Act 1891 Amendment Bill—[71]  
 Law of Libel Amendment Bill—[80]  
 Barristers and Solicitors' Admission Bill.—New clause to be proposed in Committee by Mr. Deakin. (To Members only.)  
 Stamps Bill—  
   Amendments to be proposed by Mr. G. Turner. (To Members only.)  
   Amendment to be proposed by Mr. McIntyre. (To Members only.)  
 Customs and Excise Duties.—Amendments by Mr. Bennett, Mr. T. Smith, and Mr. Stuart. (To Members only.)  
 Ministers' and Officers' Salaries Retrenchment Bill.—Amendments to be proposed in Committee by Mr. Maloney. (To Members only.)

## VICTORIA.

No. 27.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 28<sup>TH</sup> SEPTEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. PAPERS.—The Honorable W. A. Zeal presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1891.—Part V.—Vital Statistics, &c.  
Ordered to lie on the Table.  
The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table  
by the Clerk :—  
Water Act 1890.—Benjeroop and Murrabit Irrigation and Water Supply Trust.—Application  
for a Further Loan of £5,000.—Detailed Statement.
5. COMPANIES ACT 1890 AMENDMENT BILL (No. 3).—The Order of the Day for the consideration of  
the Report on this Bill having been read—On the motion of the Honorable Lieut.-Col. Sir F. T.  
Sargood, the Council adopted the Report from the Committee of the whole.  
The Acting President having reported that the Chairman of Committees had certified that the fair print  
of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable  
Lieut.-Col. Sir F. T. Sargood, read a third time and passed.  
The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—  
“ *An Act to amend the ‘ Companies Act 1890.’* ”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their  
concurrence therein.
6. OAKLEIGH SHIRE LANDS BILL.—The Order of the Day for the consideration of the amendment made  
by the Legislative Council and disagreed with by the Legislative Assembly having been read—  
The Honorable J. Buchanan moved, That the Council do not insist on their amendment.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the  
Legislative Council do not insist on their amendment disagreed with by the Legislative Assembly.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The Acting President announced the receipt of the  
following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to  
amend the ‘ Stamps Act 1890,’* ” with which they desire the concurrence of the Legislative Council.  
THOS. BENT,  
Speaker.  
Legislative Assembly,  
Melbourne, 28th September, 1892.
8. STAMP DUTIES BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing  
Message, intituled “ *An Act to amend the ‘ Stamps Act 1890,’* ” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a  
second time on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to deal with Miners' Right Titles,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 28th September, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates,*" and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 28th September, 1892.

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

11. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the following Order of the Day was read and discharged :—

*Companies Act 1890 Amendment Bill (No. 2)—Second reading.*

Ordered—That the said Bill be withdrawn.

12. LICENSING ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the Acting President left the Chair, and the Council resolved itself into Committee.

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

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

13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 12th October next :—

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

14. COMPANIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—the Honorable A. Wynne moved, That the Bill be now recommitted to a Committee of the whole for the reconsideration of clauses 1, 30, 31, 32, 43, 46, 52, 61, 85, and the First Schedule, and to consider a proposed new clause.

Debate ensued.

Question—put and negatived.

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

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

16. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## Notices of Motion and Orders of the Day.

No. 26.

TUESDAY, 4TH OCTOBER, 1892.

### Questions.

1. The Hon. Dr. W. H. EMBLING: To ask the Honorable the Postmaster-General if he has any objection to lay on the Table of the Council all correspondence between the Honorable the Chief Secretary and the Medical Board in reference to the prosecution of unregistered practitioners.
2. The Hon. W. PEARSON: To ask the Honorable the Postmaster-General if he has any objection to lay on the Table of the Council—
  1. The Report of the Board that reported on the system of paying the engine-drivers on the Victorian Railways; and copies of the instructions for holding that Board.
  2. All the correspondence and papers *re* the proposed reduction of  $12\frac{1}{2}$  per cent. in the wages of the engine-men between the Acting Railways Commissioners and the Locomotive Superintendent which formed the subject of the recent dispute between those officers.

### Government Business.

#### ORDERS OF THE DAY:—

1. STAMP DUTIES BILL—Second reading.
2. MUNICIPAL RATING BILL—Consideration of Message from Legislative Assembly.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

WEDNESDAY, 5TH OCTOBER.

### Question.

1. The Hon. Dr. W. H. EMBLING: To ask the Honorable the Postmaster-General—
  1. What practical results have followed the passing of the *Councils of Conciliation Act 1891*.
  2. Does the Government intend to take any further action in this matter.

### General Business.

#### NOTICE OF MOTION:—

1. The Hon. A. O. SACHSE: To move, That a Return be laid upon the Table of the Council showing—
  1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
  2. The amounts received for provisional applications and complete applications respectively.
  3. The amounts received in fees for trade-marks, designs, and copyrights.

#### ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
5. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
7. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

WEDNESDAY, 12TH OCTOBER.

### General Business.

#### ORDER OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# MEETING OF SELECT COMMITTEE.

*Tuesday, 4th October.*

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

## PARLIAMENTARY PAPERS ISSUED 28<sup>TH</sup> SEPTEMBER, 1892.

Notices of Motion and Orders of the Day. No. 26.

Stamps Bill—[65] (To Members of Council only).

Licensing Act 1890 Amendment Bill.—New clauses to be proposed by the Hon. N. Levi. (To Members of Council only.)

Notices of Motion and Orders of the Day. No. 43.

Companies Act Amendment Bill—[78] (To Members only).

Tariff Proposals, 1892.—Resolutions with Amendments. (To Members of Assembly only.)

Yarrowonga Urban Waterworks Trust.—Application for Additional Loan of £300.—Detailed Statement and Report. No. 132.

## VICTORIA.

No. 28.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 4TH OCTOBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. WRIT RETURNED.—The Acting President announced that there had been returned to the President the Writ issued for the election of a Member to serve for the Melbourne Province in the place of Sir B. Benjamin, who had resigned, and by the indorsement on such Writ it appeared that Robert Reid had been elected in pursuance thereof.
5. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk:—
  - Defence Department.—Statement of Expenditure.—Special Appropriation, Act. No. 1083, section 56, and Appropriation Act No. 1247.—Financial Year 1891-2.
  - Education Act 1890.—Regulations.—X. Scholarships.
  - Water Act 1890—
    - Marquis Hill Irrigation and Water Supply Trust.—Further Loan.
    - The Western Wimmera Irrigation and Water Supply Trust.—Regulation No. 13.
    - Bacchus Marsh Irrigation and Water Supply Trust.—Rating Regulation for 1892.
    - Kerang East Irrigation and Water Supply Trust.—Rating Regulation for 1892.
    - Loddon River Waters Allotted to various Irrigation Water Supply Trusts.
6. STAMP DUTIES BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. A. Zeal moved, That this Bill be now read a second time.
 

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

Resolved—That the Council will, on Tuesday next, again resolve itself into the said Committee.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The Acting President announced the receipt of the following Message from the Legislative Assembly:—
 

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they have authorized the Standing Orders Committee of the Assembly to meet the Standing Orders Committee of the Council, as requested by the Legislative Council, to consider the question of systematically continuing the recent consolidation of the Victorian Statutes.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 4th October, 1892.
8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The Acting President announced the receipt of the following Message from the Legislative Assembly:—
 

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the 'Local Government Act 1890' and for other purposes,*" with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 4th October, 1892.

9. MUNICIPAL OVERDRAFTS INDEMNITY BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the ‘Local Government Act 1890’ and for other purposes,*” be now read a first time.

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

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

HOPETOUN,

Governor.

Message No. 10.

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

“*An Act to amend the Law relating to Administration and Probate.*”

“*An Act to authorize the President Councillors and Ratepayers of the Shire of Oakleigh to sell certain lands at Oakleigh.*”

“*An Act to amend the ‘Mines Act 1890.’*”

Government Offices,

Melbourne, 3rd October, 1892.

11. MUNICIPAL RATING BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council disagreed with by the Legislative Assembly having been read—the said amendments were read and are as follow:—

Amendments of the Legislative Council:—

(1) Clause 3 (p. 2), omit sub-section (d).

(2) Insert new Clause—

A. The notice named in section two hundred and forty-eight of the Principal Act of the valuation made of any rateable property shall be given or posted to the occupier and owner of such property, and shall set forth—

(a) A description of such property :

(b) The amount at which it is valued :

(c) The date before which an appeal against such valuation may be made to justices in a court of petty sessions or to a county court :

(d) The courts where notice of appeal to justices or to a county court is to be given ; and the officer of the council to whom notice of any such appeal is to be given.

(3) Insert new Clause—

B. After the word “thereof” where it occurs first in the proviso of section two hundred and forty-eight of Principal Act the following words shall be inserted:—“Except in the case of property situated in any of the municipal districts specified in the Schedule to this Act which does not and cannot produce a rental of at least Five per centum per annum upon the capital value thereof, in every such case the said property shall be computed as of the annual value of Three pounds per centum upon the fair capital value of the fee-simple thereof.”

(4) Insert the following Schedule:—

SCHEDULE.

Boroondara.

Brighton.

Brunswick.

Caulfield.

Coburg.

Collingwood.

Essendon.

Fitzroy.

Flemington and Kensington.

Footscray.

Hawthorn.

Heidelberg.

Kew.

Malvern.

Northcote.

North Melbourne.

Port Melbourne.

Prahran.

Preston.

Richmond.

South Melbourne.

St. Kilda.

Williamstown.

Disagreed  
with by the  
Legislative  
Assembly.

The Hon. W. A. Zeal moved, That the Council do not insist on amendment No. 1.

Debate ensued.

Question—put and negative.

The Hon. W. A. Zeal moved, That the Council do not insist on amendment No. 2.

Question—put and negative.

The Hon. W. A. Zeal moved, That the Council do not insist on amendment No. 3.

Debate ensued.

Question—put.

Council divided.

Ayes, 11.

The Hon. T. Brunton  
J. Buchanan  
T. Dowling  
D. Ham  
D. Melville  
E. Morey  
W. H. S. Osmand  
C. Sargeant  
W. A. Zeal.

*Tellers.*

G. Davis  
F. S. Grimwade.

Noes, 13.

The Hon. S. Austin  
J. M. Davies  
N. FitzGerald  
N. Levi  
J. M. Pratt  
A. O. Sachse  
J. Service  
N. Thornley  
J. A. Wallace  
W. I. Winter-Irvine  
A. Wynne.

*Tellers.*

C. J. Ham  
Lieut.-Col. Sir F. T. Sargood.

And so it passed in the negative.

The Hon. W. A. Zeal moved, That the Council do not insist on amendment No. 4.

Question—put and negatived.

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

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

13. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 27.

TUESDAY, 11<sup>TH</sup> OCTOBER, 1892.

### *Question.*

1. The Hon. Dr. W. H. EMBLING: To ask the Honorable the Postmaster-General—
  1. What practical results have followed the passing of the *Councils of Conciliation Act 1891*.
  2. Does the Government intend to take any further action in this matter.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. STAMP DUTIES BILL—To be further considered in Committee.
2. MUNICIPAL OVERDRAFTS INDEMNITY BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
5. NOXIOUS INSECTS AND FUNGI BILL—Second reading.

### *General Business.*

#### NOTICES OF MOTION:—

1. The Hon. A. O. SACHSE: To move, That a Return be laid upon the Table of the Council showing—
  1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
  2. The amounts received for provisional applications and complete applications respectively.
  3. The amounts received in fees for trade-marks, designs, and copyrights.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the following papers be printed and circulated:—
  1. The Report of Major-General Edwards upon the Defences of Victoria.
  2. Copy of the "Remarks on Major-General Edwards' Report by the Colonial Defence Committee."
  3. Report of the Colonial Defence Committee upon the "Scheme of Defence for the Colony," drawn up by Major-General Tulloch, C.B.
  4. Copy of the "Suggestions" submitted by Major-General Tulloch to the present Minister of Defence for the maintaining the "skeletons" of the Battalions, and at the same time saving the same amount of money as required by the Government, referred to in Major-General Tulloch's Report under date 28th July, 1892.
3. The Hon. E. STEINFELD: To move, That in the opinion of this House the Government should be requested to communicate with the other Australian Governments with the object of making a joint application to the Imperial Government on the following matter, viz.:—To open up negotiations with the Republic of France for the purchase of New Caledonia and any right or interest France may claim to the New Hebrides Islands.

#### ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
5. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
7. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

WEDNESDAY, 12TH OCTOBER.

*General Business.*

ORDER OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED SINCE 29TH SEPTEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 26 and 27.

Notices of Motion and Orders of the Day. No. 27.

Municipal Overdrafts Indemnity Bill—[63] (To Members of Council only).

Companies Act 1890 Amendment Bill.—New clause and amendment to be proposed by the Hon. E. Steinfeld. (To Members of Council only.)

Licensing Act 1890 Amendment Bill.—Amendments to be proposed by the Hon. Lt.-Col. Sir F. T. Sargood. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 44, 45, and 46.

Notices of Motion and Orders of the Day. No. 45.

Municipal Overdrafts Indemnity Bill—[63]

Bakers and Millers Act Amendment Bill—[68]

Customs and Excise Duties.—Amendments by Mr. Winter and Mr. Stuart. (To Members only.)

Report from the Select Committee of the Legislative Assembly upon the Melbourne Tramways Trust Amendment Bill, &amp;c. (To Members of Assembly only.)

Victorian Railways.—Report of the Victorian Railways Commissioners for the year ending 30th June, 1892. No. 99.

Statistical Register of the Colony of Victoria for the year 1891.—Part V.—Vital Statistics, &amp;c. No. 108.

Defence Department.—Statement of Expenditure. No. 138.

## VICTORIA.

No. 29.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 11TH OCTOBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. SWEARING IN OF THE HONORABLE R. REID.—The Acting President said:—I have to inform Honorable Members that on the occasion of our last meeting the Honorable Mr. Reid was sworn in, but some difficulty has occurred about the procedure that was then taken. Section 42 of *The Constitution Act Amendment Act 1890*, which provides for the filling of the Chair during the absence of the President by an Acting President, and empowers him to do all matters that the President is empowered to do, seemed to me to confer on myself, as holding the office of Acting President, the power of swearing in Honorable Members. The Clerk of the Parliaments, however, drew my attention to the form of the Commission given by the Governor to Sir James MacBain personally to swear in Honorable Members, and thereupon it appeared to me, looking into the matter, that I had no power whatever to act under that Commission.  
In consequence of that I communicated with the Governor, and a fresh Commission has been made out to the Acting President. This will be a dormant Commission, which will come into operation on any future occasion whenever the President may be absent from the House.  
Under this Commission I have the power to swear in the Honorable Mr. Reid, and will take the opportunity of doing so directly I see him present in the House. It will be necessary, I may point out, that the record in the Journals relating to the swearing in of the Honorable Mr. Reid on the 4th October instant, should be expunged.
5. COMMISSION TO ADMINISTER OATH TO MEMBERS.—The Acting President announced that he had received from His Excellency the Governor the following Commission:—

*By His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.*

*To the Honorable the Acting President of the Legislative Council of the Colony of Victoria.*

## GREETING:

Whereas by the Schedule to a Statute passed in the session of the Imperial Parliament holden in the eighteenth and nineteenth years of Her Majesty's reign, intituled "*An Act to enable Her Majesty to assent to a Bill, as amended, of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria*," it is enacted that no Member, either of the Legislative Council or of the Legislative Assembly, shall be permitted to sit or vote therein respectively until he shall have taken and subscribed before the Governor, or before some person authorized by the Governor in that behalf, the oath in the said Bill mentioned: Now therefore I, the Governor aforesaid, do by these presents command and authorize you from time to time, in the Parliament House, in the city of Melbourne, in the absence of the Honorable the President of the Legislative Council, to administer the said oath to such Members of the said Legislative Council as have not already taken and subscribed the same since their election to the said Legislative Council.

(L.S.)

Given under my hand and the Seal of the Colony at Melbourne, in the said Colony, this tenth day of October, in the year of our Lord One thousand eight hundred and ninety-two, and in the fifty-sixth year of Her Majesty's reign.

HOPETOUN.

By His Excellency's Command,

WM. SHIELS.

Entered on record by me in the Register of Patents, Book 24, page 76, this tenth day of October, One thousand eight hundred and ninety-two.

T. R. WILSON.

6. ENTRY IN JOURNALS EXPUNGED.—The Honorable W. A. Zeal moved, That the entry in the Journals of the Council of the 4th October instant, relating to the swearing in of the Honorable Robert Reid, be expunged from the said Journals.

Question—put and resolved in the affirmative.

7. SWEARING-IN OF MEMBER.—The Honorable Robert Reid took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ROBERT REID, merchant, Melbourne, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Berwick, and are known as Mount Pleasant Estate, 440 acres at Pakenham, in Beaconsfield riding of the shire of Berwick.

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

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

“ROBERT REID.”

8. PETITION.—The Honorable J. Bell presented a Petition from Richard Ditterich, styling himself minister, and Chas. Cornish and Geo. Sawyer, styling themselves circuit stewards, on behalf of the Quarterly Meeting of six Wesleyan Churches of St. Arnaud and district, against the passing of the Totalizator Bill.

Ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.

9. 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 1891–2.

Savings Banks.—Statements and Returns for the Year ended 30th June, 1892.

10. STAMP DUTIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—The Acting President left the Chair, and the Council resolved itself into Committee.

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

Ordered—That the Bill, as amended, be printed and taken into consideration to-morrow, and to have precedence of all other Orders of the Day.

11. MUNICIPAL OVERDRAFTS INDEMNITY BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. A. Zeal moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

“An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the ‘Local Government Act 1890’ and for other purposes.”

Question—put and resolved in the affirmative.

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

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

Public Health Law Amendment Bill—Second reading.

Electricity Lighting Regulation Bill—Second reading.

Noxious Insects and Fungi Bill—Second reading.

13. **PATENTS OFFICE—INCOME AND EXPENDITURE.**—The Honorable A. O. Sachse moved, That a Return be laid upon the Table of the Council showing—

1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
2. The amounts received for provisional applications and complete applications respectively.
3. The amounts received in fees for trade-marks, designs, and copyrights.

Question—put and resolved in the affirmative.

14. **DEFENCES OF VICTORIA.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following papers be printed and circulated :—

1. The Report of Major-General Edwards upon the Defences of Victoria.
2. Copy of the “Remarks on Major-General Edwards’ Report by the Colonial Defence Committee.”
3. Report of the Colonial Defence Committee upon the “Scheme of Defence for the Colony,” drawn up by Major-General Tulloch, C.B.
4. Copy of the “Suggestions” submitted by Major-General Tulloch to the present Minister of Defence for the maintaining the “skeletons” of the Battalions, and at the same time saving the same amount of money as required by the Government, referred to in Major-General Tulloch’s Report under date 28th July, 1892.

Debate ensued.

Question—put and resolved in the affirmative.

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

*Totalizator Bill—Second reading.*

*Licensing Act 1890 Amendment Bill—To be further considered in Committee.*

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 28.

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WEDNESDAY, 12TH OCTOBER, 1892.

*Question.*

1. The Hon. J. SERVICE: To call the attention of the Honorable the Postmaster-General to the alarming increase in the crime of burglary in Melbourne and suburbs; and to ask if the Government will give early consideration as to the most effective mode of dealing with this class of crime.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That there be laid upon the Table of this House copies of all correspondence which passed between the Acting Railways Commissioners and the Locomotive Superintendent, in September last, respecting a paragraph which appeared in the *Age* newspaper on the 12th ultimo, in which it was alleged that a recommendation had been made to the Acting Commissioners to reduce the wages of the engine-men by 12½ per cent., and that the Commissioners had the matter under consideration.

*Government Business.*

ORDER OF THE DAY:—

1. STAMP DUTIES BILL—Consideration of Report.

*General Business.*

ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. TOTALIZATOR BILL—Second reading.
3. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
4. JURIES ACT 1890 AMENDMENT BILL—Second reading.
5. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
6. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
7. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
8. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

*Government Business.*

ORDERS OF THE DAY:—

1. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  2. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
  3. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
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TUESDAY, 18TH OCTOBER.

*Question.*

1. The Hon. Dr. W. H. EMBLING: To call the attention of the Honorable the Postmaster-General to the scheme suggested by the joint committee of the Chamber of Commerce and the Trades Hall, last year, to provide for the establishment, by law, of a Court of Conciliation and Arbitration for the settlement of trade and labour disputes; and to ask if the Government will consider the question with a view to legislative action.

## WEDNESDAY, 19TH OCTOBER.

*General Business.*

## NOTICE OF MOTION:—

1. The Hon. E. STEINFELD: To move, That in the opinion of this House the Government should be requested to communicate with the other Australian Governments with the object of making a joint application to the Imperial Government on the following matter, viz.:—To open up negotiations with the Republic of France for the purchase of New Caledonia and any right or interest France may claim to the New Hebrides Islands.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 6TH OCTOBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 28.

Notices of Motion and Orders of the Day. No. 28.

Weekly Report of Divisions in Committee of the whole Council. Nos. 8 and 9. (To Members only.)

Electric Lighting Bill—[82]

Stamps Bill—[65] (To Members of Council only).

Votes and Proceedings of the Legislative Assembly. Nos. 47, 48, and 49.

Notices of Motion and Orders of the Day. No. 48.

Agricultural Grants Bill—[62]

Dandenong Lands Bill—[79]

Livery and Agistment Bill.—Amendments to be proposed by Mr. G. Turner. (To Members only.)

Customs and Excise Duties—

Amendment to be proposed by Mr. Baker. (To Members only.)

Amendment to be proposed by Mr. Best. (To Members only.)

## VICTORIA.

No. 30.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 12TH OCTOBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. PETITIONS.—The following Petitions, praying that the Council would reject the Totalizator Bill, were presented as under :—
  - By the Honorable T. Brunton—From S. Adamson and J. S. Holmes, styling themselves respectively Chairman and Circuit Steward, on behalf of the Quarterly Meeting of the Wesleyan Methodist Church of the Preston Circuit.
  - By the Honorable Lieut.-Col. Sir F. T. Sargood—From Robt. Gillespie, J.P., and Thomas Manly, styling themselves respectively President and Honorary Secretary of the Presbyterian Fellowship Union.
 Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.
5. PAPERS.—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk :—
  - Water Act 1890—
  - Western Wimmera Irrigation and Water Supply Trust.—Loan.
  - Tragowel Plains Irrigation and Water Supply Trust.—Application for a Further Loan of £13,350.—Detailed Statement.
6. VICTORIAN RAILWAYS—WAGES OF ENGINE-MEN.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That there be laid upon the Table of this House copies of all correspondence which passed between the Acting Railways Commissioners and the Locomotive Superintendent, in September last, respecting a paragraph which appeared in the *Age* newspaper on the 12th ultimo, in which it was alleged that a recommendation had been made to the Acting Commissioners to reduce the wages of the engine-men by 12½ per cent., and that the Commissioners had the matter under consideration. Question—put and resolved in the affirmative.
7. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable W. A. Zeal, the following Order of the Day was read and discharged :—
  - Stamp Duties Bill—Consideration of Report.*
8. STAMP DUTIES BILL.—The Honorable W. A. Zeal moved, That this Bill be recommitted to a Committee of the whole for reconsideration. Question—put and resolved in the affirmative. And, on the further motion of the Honorable W. A. Zeal, the Acting President left the Chair, and the Council resolved itself into Committee. The Acting President resumed the Chair; and the Honorable J. Bell reported that the Committee had gone through the Bill and agreed to the same with a further amendment. Ordered—That the Bill, as further amended, be printed, and taken into consideration on Tuesday next.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to apply out of the Consolidated Revenue the sum of Nine hundred and fifty-six thousand nine hundred and thirty pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 12th October, 1892.

10. CONSOLIDATED REVENUE BILL (No. 2).—The Honorable W. A. Zeal moved, that the Bill transmitted by the foregoing Message, intituled “*An Act to apply out of the Consolidated Revenue the sum of Nine hundred and fifty-six thousand nine hundred and thirty pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*” be now read a first time.

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

The Honorable W. A. Zeal moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

“*An Act to apply out of the Consolidated Revenue the sum of Nine hundred and fifty-six thousand nine hundred and thirty pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 26th October instant :—

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

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

*Totalizator Bill—Second reading.*

13. LICENSING ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the Acting President left the Chair, and the Council resolved itself into Committee.

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

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

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

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

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

*Public Health Law Amendment Bill—Second reading.*

*Electricity Lighting Regulation Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

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

MR. PRESIDENT—

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

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 12th October, 1892.

17. **AGRICULTURAL GRANTS BILL.**—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled "*An Act relating to certain Agricultural and other Grants,*" be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
18. **ADJOURNMENT.**—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
 Question—put and resolved in the affirmative.  
 The Honorable W. A. Zeal moved, That the Council do now adjourn.  
 Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 29.

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TUESDAY, 18<sup>TH</sup> OCTOBER, 1892.

*Question.*

1. The Hon. Dr. W. H. EMBLING: To call the attention of the Honorable the Postmaster-General to the scheme suggested by the joint committee of the Chamber of Commerce and the Trades Hall, last year, to provide for the establishment, by law, of a Court of Conciliation and Arbitration for the settlement of trade and labour disputes; and to ask if the Government will consider the question with a view to legislative action.

*Government Business.*

ORDERS OF THE DAY:—

1. STAMP DUTIES BILL—Consideration of Report.
  2. AGRICULTURAL GRANTS BILL—Second reading.
  3. ELECTRICITY LIGHTING REGULATION BILL—Second reading.
  4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  5. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
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WEDNESDAY, 19<sup>TH</sup> OCTOBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. E. STEINFELD: To move, That in the opinion of this House the Government should be requested to communicate with the other Australian Governments with the object of making a joint application to the Imperial Government on the following matter, viz.:—To open up negotiations with the Republic of France for the purchase of New Caledonia and any right or interest France may claim to the New Hebrides Islands.

ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
  2. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
  3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
  4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
  5. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
  6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
  7. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
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WEDNESDAY, 26<sup>TH</sup> OCTOBER.

*Question.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.

*General Business.*

ORDER OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 12<sup>TH</sup> OCTOBER, 1892.

Notices of Motion and Orders of the Day. No. 29.

Mines Bill.—Amendments to be proposed by the Hon. W. A. Zeal. (To Members of Council only.)

Agricultural Grants Bill—[62] (To Members of Council only).

Stamps Bill—[65] (To Members of Council only).

Licensing Amendment Bill.—New clause to be proposed by the Hon. N. FitzGerald. (To Members of Council only.)

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Notices of Motion and Orders of the Day. No. 49.

Constitution Statute.—Statement of Expenditure under Schedule D to Act 18 and 19 Vict., cap. 55, during the year 1891-2. No. 136.

## VICTORIA.

No. 31.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 18TH OCTOBER, 1892.

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

HOPEFOUN,

*Governor.**Message No. 11.*

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

“An Act to indemnify the Councillors of various Municipalities for Borrowing Moneys by Overdrafts on Bankers for the purposes of their Municipalities contrary to the provisions of the ‘Local Government Act 1890’ and for other purposes.”

“An Act to apply out of the Consolidated Revenue the sum of Nine hundred and fifty-six thousand nine hundred and thirty pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.”

Government Offices,  
Melbourne, 13th October, 1892.

5. PETITIONS.—The following Petitions against the passing of the Totalizator Bill were presented as under :—

By the Honorable F. Brown—From Edward King, styling himself Chairman, on behalf of the officers and stewards of the Wesleyan Church in the Beechworth Circuit, in quarterly meeting assembled.

By the Honorable A. O. Sachse—From Robert A. Taylor, on behalf of the members of the Wangaratta Wesleyan Quarterly Meeting.

Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Totalizator Bill.

6. PAPERS.—The Honorable W. A. Zeal presented—  
Patents Office.—Income and Expenditure.—Return to an Order of the Legislative Council, dated 11th October, for a Return showing—

1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
2. The amounts received for provisional applications and complete applications respectively.
3. The amounts received in fees for trade-marks, designs, and copyrights.

Ordered to lie on the Table and to be printed.

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

Beer Duty Act 1892.—Regulations.

Marine Act 1890.—Licensing Boats and Boatmen, &c.—Regulations for the Licensing of Boats and Boatmen and the Equipment of Boats Plying for Hire for the Carriage of Passengers.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the President Councillors and Ratepayers of the Shire of Dandenong to sell certain Crown lands reserved for market and other purposes in the Township of Dandenong,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 18th October, 1892.

THOS. BENT,  
Speaker.

8. DANDENONG LANDS SALE BILL.—The Honorable J. Buchanan moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the President Councillors and Ratepayers of the Shire of Dandenong to sell certain Crown lands reserved for market and other purposes in the Township of Dandenong,*" be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on the 26th October instant.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to enable the President Councillors and Ratepayers of the Shire of Wyndham to sell and convey certain lands at Werribee and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 18th October, 1892.

THOS. BENT,  
Speaker.

10. WYNDHAM SHIRE LANDS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to enable the President Councillors and Ratepayers of the Shire of Wyndham to sell and convey certain lands at Werribee and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire,*" be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on the 26th October instant.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 18th October, 1892.

THOS. BENT,  
Speaker.

12. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That a Message be transmitted to the Legislative Assembly requesting that they will be pleased to communicate to the Council copies of the Report and Proceedings of the Select Committee to which this Bill was referred.

Question—put and resolved in the affirmative.

13. STAMP DUTIES BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—on the motion of the Honorable W. A. Zeal, the Council adopted the Report from the Committee of the whole.

The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable W. A. Zeal, read a third time and passed.

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

"*An Act to amend the 'Stamps Act 1890.'*"

Question—put and resolved in the affirmative.

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

14. ELECTRICITY LIGHTING REGULATION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. A. Zeal moved, That this Bill be now read a second time.

The Honorable Lieut.-Col. Sir F. T. Sargood 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.

15. **AGRICULTURAL GRANTS BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable G. Davis moved, That this Bill be now committed to a Committee of the whole.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable G. Davis, the Acting President left the Chair, and the Council resolved itself into Committee.  
 The Acting President resumed the Chair; and the Honorable J. Bell having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
 On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole on this Bill.  
 The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.  
 The Honorable G. Davis moved, That the following be the title of the Bill:—  
*“An Act relating to certain Agricultural and other Grants.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next:—  
*Public Health Law Amendment Bill—Second reading.*  
*Noxious Insects and Fungi Bill—Second reading.*
17. **MARRIAGE ACT 1890 AMENDMENT BILL.**—The Honorable F. Brown moved, by leave, That he have leave to bring in a Bill to amend the *Marriage Act 1890*.  
 Question—put and resolved in the affirmative.  
 Ordered—That the Honorable F. Brown do prepare and bring in the Bill.  
 The Honorable F. Brown then brought up a Bill intituled “*A Bill to amend the ‘Marriage Act 1890,’*” and moved, That it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 30.

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WEDNESDAY, 19<sup>TH</sup> OCTOBER, 1892.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. E. STEINFELD: To move, That in the opinion of this House the Government should be requested to communicate with the other Australian Governments with the object of making a joint application to the Imperial Government on the following matter, viz.:—To open up negotiations with the Republic of France for the purchase of New Caledonia and any right or interest France may claim to the New Hebrides Islands.

ORDERS OF THE DAY:—

1. TOTALIZATOR BILL—Second reading.
2. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
3. JURIES ACT 1890 AMENDMENT BILL—Second reading.
4. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
5. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
6. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
7. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

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TUESDAY, 25<sup>TH</sup> OCTOBER.

*Government Business.*

ORDERS OF THE DAY:—

1. ELECTRICITY LIGHTING REGULATION BILL—Second reading—*Resumption of debate.*
2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
3. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
4. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

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WEDNESDAY, 26<sup>TH</sup> OCTOBER.

*Question.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.

*General Business.*

ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. DANDENONG LANDS SALE BILL—Second reading.
3. WYNDHAM SHIRE LANDS BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 13<sup>TH</sup> OCTOBER, 1892.

Notices of Motion and Orders of the Day. No. 30.

Wyndham Shire Hall Bill—[46] (To Members of Council only).

Dandenong Lands Bill—[79] (To Members of Council only).

Licensing Act 1890 Amendment Bill.—New clause to be proposed by the Hon. J. H. Connor. (To Members of Council only.)

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Votes and Proceedings of the Legislative Assembly. Nos. 50, 51, and 52.

Notices of Motion and Orders of the Day. No. 51.

Divisions in Committee of the Whole. No. 8.

Village Settlements Bill.—New clause to be proposed in Committee by Mr. Maloney. (To Members only.)

Sale of Bread Bill.—New clauses to be proposed in Committee by Mr. W. T. Carter. (To Members only.)

Customs and Excise Duties—

Amendment by Mr. Staughton. (To Members only.)

Amendment by Mr. Armytage. (To Members only.)

Amendments by Mr. White. (To Members only.)

Stamp Duties Bill.—Amendments of the Legislative Council. (To Members only.)

## VICTORIA.

No. 32.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 19TH OCTOBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. PETITION.—The Honorable T. Brunton presented a Petition from certain ratepayers of the Shire of Wyndham, praying that the Council would either reject the Wyndham Shire Lands Bill or insert a clause directing that a poll of the ratepayers should be taken on the question of the removal of the Shire Hall and Municipal Offices, or the disposal of all or any of the lands mentioned in the Schedule to the said Bill.  
Ordered to lie on the Table, and to be referred to the Committee of the whole on the Wyndham Shire Lands Bill.
5. NEW CALEDONIA AND THE NEW HEBRIDES.—The Honorable E. Steinfeld moved, That in the opinion of this House the Government should be requested to communicate with the other Australian Governments with the object of making a joint application to the Imperial Government on the following matter, viz.:—To open up negotiations with the Republic of France for the purchase of New Caledonia and any right or interest France may claim to the New Hebrides Islands.  
Debate ensued.  
Motion, by leave, withdrawn.
6. TOTALIZATOR BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable S. Austin moved, That this Bill be now read a second time.  
Debate ensued.  
The Honorable D. Melville 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.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The Acting President announced the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council copies of the Report and Proceedings of the Select Committee of the Legislative Assembly on the Bill intituled "*An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder*," in accordance with the request of the Legislative Council.

Legislative Assembly,  
Melbourne, 19th October, 1892.

THOS. BENT,  
Speaker.

8. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood having produced a receipt that the sum of £20 had been paid into the hands of the Treasurer of the colony, moved, That the Bill intituled "*An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Wednesday next.

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

*Licensing Act 1890 Amendment Bill—To be further considered in Committee.*

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

10. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable W. A. Zeal moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 31.

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TUESDAY, 25TH OCTOBER, 1892.

*Question.*

1. The Hon. J. SERVICE: To ask the Honorable the Postmaster-General—

1. If the provisions of the *Local Government Act 1890*, section 330, have been fully complied with by all the municipalities throughout the colony.
2. If there be any arrearists, will he lay on the Table a return showing the names of such, and the amount of arrears in each case.

*Government Business.*

ORDERS OF THE DAY:—

1. ELECTRICITY LIGHTING REGULATION BILL—Second reading—*Resumption of debate.*
  2. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
  3. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
  4. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.
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WEDNESDAY, 26TH OCTOBER.

*Question.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.

*General Business.*

ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. DANDENONG LANDS SALE BILL—Second reading.
3. WYNDHAM SHIRE LANDS BILL—Second reading.
4. TOTALIZATOR BILL—Second reading—*Resumption of debate.*
5. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—Second reading.
6. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
7. JURIES ACT 1890 AMENDMENT BILL—Second reading.
8. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
9. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
10. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
11. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 19<sup>TH</sup> OCTOBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 29 and 30.

Notices of Motion and Orders of the Day. No. 31.

Patents Office.—Income and Expenditure. C 1.

Melbourne Tramways Trust Amendment Bill—[14] (To Members of Council only).

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Notices of Motion and Orders of the Day. No. 52.

Village Settlements Bill.—Amendment to be proposed by Mr. McLean. (To Members only.)

## VICTORIA.

No. 33.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 25TH OCTOBER, 1892.

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

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

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

“Allotment 2 of sec. 14, parish of Cardigan, county of Grenville.

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

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

“HENRY CUTHBERT.”

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

Water Act 1890.—Benalla Waterworks Trust.—Application for Additional Loan of £6,000.—Detailed Statement and Report.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 25th October, 1892.

7. VILLAGE SETTLEMENTS BILL.—The Honorable W. A. Zeal moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*” be now read a first time.

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

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

HOPETOUN,

*Governor.*

*Message No. 12.*

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

*“An Act relating to certain Agricultural and other Grants.”*

Government Offices,  
Melbourne, 24th October, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the ‘Stamps Act 1890,’*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council for the following reason, viz.:—Because the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of *The Constitution Act*, which prohibits the Council from altering Bills “for imposing any duty rate tax rent return or impost;” and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient.

THOS. BENT,

Speaker.

Legislative Assembly,  
Melbourne, 25th October, 1892.

The Honorable W. A. Zeal moved, That the Message be now taken into consideration.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert in place thereof the following words:—“the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report.”

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

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

Question—That the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That, by leave of the Council, the said Committee consist of fifteen members.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Honorables S. Austin, S. W. Cooke, D. Coutts, H. Cuthbert, J. M. Davies, Dr. Dobson, N. Fitzgerald, F. S. Grimwade, D. Melville, C. Sargeant, J. Service, N. Thornley, S. Williamson, W. I. Winter-Irving, and the Mover be the members of the said Committee, and that the Committee have power to send for persons, papers, and records, and have leave to meet on days on which the Council does not sit.

Question—put and resolved in the affirmative.

10. ELECTRICITY LIGHTING 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.

The Honorable W. A. Zeal moved, That the Bill be committed.

Question—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill be committed to a Select Committee.

Debate ensued.

Question—put and resolved in the affirmative.

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

*Public Health Law Amendment Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 32.

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WEDNESDAY, 26TH OCTOBER, 1892.

*Question.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.

*General Business.*

ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. DANDENONG LANDS SALE BILL—Second reading.
3. WYNDHAM SHIRE LANDS BILL—Second reading.
4. TOTALIZATOR BILL—Second reading—*Resumption of debate.*
5. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—Second reading.
6. LICENSING ACT 1890 AMENDMENT BILL—To be further considered in Committee.
7. JURIES ACT 1890 AMENDMENT BILL—Second reading.
8. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
9. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
10. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
11. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

*Government Business.*

ORDER OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Second reading.
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TUESDAY, 1ST NOVEMBER.

*Government Business.*

ORDERS OF THE DAY:—

1. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
2. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
3. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Wednesday, 26th October.*

STAMP DUTIES BILL—at eleven o'clock.

## PARLIAMENTARY PAPERS ISSUED SINCE 20TH OCTOBER, 1892.

Notices of Motion and Orders of the Day. No. 32.

Weekly Report of Divisions in Committee of the whole Council. No. 10.

Agricultural Settlements Bill—[9] (To Members of Council only).

Noxious Insects and Fungi Bill—[75]

Licensing Act 1890 Amendment Bill.—New clause proposed by the Hon. J. A. Wallace. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 53, 54, and 55.

Notices of Motion and Orders of the Day. No. 54.

Divisions in Committee of the Whole. No. 9.

Customs and Excise Duties—

Amendments by Mr. T. Smith, Mr. W. T. Carter, and Mr. Wyllie. (To Members only.)

Amendments by Mr. Patterson, Mr. Dyer, and Mr. Craven. (To Members only.)

Amendments by Mr. Keys, Mr. Levien, and Mr. Stuart. (To Members only.)

Amendments by Mr. Webb and Mr. Bromley. (To Members only.)

Report from the Select Committee upon Alleged Roll Stuffing at Avoca, together with the Proceedings of the Committee and Minutes of Evidence. D.—No. 4.

## VICTORIA.

No. 34.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 26<sup>TH</sup> OCTOBER, 1892.

1. The Council met in accordance with adjournment.
2. The Acting President took the Chair.
3. The Acting President read the Prayer.
4. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 9th November next:—  
*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*
5. DANDENONG LANDS SALE BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. Buchanan moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable J. Buchanan moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable J. Buchanan, the Acting President left the Chair, and the Council resolved itself into Committee.  
The Acting President resumed the Chair; and the Honorable J. Bell having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable J. Buchanan, the Council adopted the Report from the Committee of the whole on this Bill.  
The Acting President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. Buchanan, read a third time and passed.  
The Honorable J. Buchanan moved, That the following be the title of the Bill:—  
“*An Act to authorize the President Councillors and Ratepayers of the Shire of Dandenong to sell certain Crown lands reserved for market and other purposes in the Township of Dandenong.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
6. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 9th November next:—  
*Wyndham Shire Lands Bill—Second reading.*

7. **TOTALIZATOR 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.

Council divided.

Ayes, 6.

The Hon. S. Austin  
F. Brown  
T. Brunton  
N. FitzGerald.

*Tellers.*

G. Davis  
A. Wynne.

Noes, 29.

The Hon. J. H. Abbott  
J. Balfour  
J. Bell  
J. Buchanan  
J. H. Connor  
S. W. Cooke  
G. S. Coppin  
J. M. Davies  
T. Dowling  
C. J. Ham  
D. Ham  
N. Levi  
D. Melville  
E. Morey  
W. Pearson  
J. M. Pratt  
R. Reid  
A. O. Sachse  
C. Sargeant  
J. Service  
G. Simmie  
E. Steinfeld  
J. Sternberg  
N. Thornley  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving.

*Tellers.*

Lieut.-Col. Sir F. T. Sargood  
W. A. Zeal.

And so it passed in the negative.

8. **MELBOURNE TRAMWAYS TRUST AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Acting President left the Chair, and the Council resolved itself into Committee.

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

Resolved—That the Council will, on the 9th November next, again resolve itself into the said Committee.

9. **LICENSING ACT 1890 AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the Acting President left the Chair, and the Council resolved itself into Committee.

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

Ordered—That the Bill, as amended, be printed and taken into consideration on the 9th November next.

10. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until the 9th November next:—

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

11. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until the 16th November next:—

*Mines Act 1890 Amendment Bill—To be further considered in Committee.*

12. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until the 8th November next:—

*Village Settlements Bill—Second reading.*

13. ADJOURNMENT.—The Honorable W. A. Zeal moved, by leave, That the Council, at its rising, adjourn until the 8th November next.  
Question—put and resolved in the affirmative.  
The Honorable W. A. Zeal moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

And then the Council, at ten o'clock, adjourned until the 8th November next.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 33.

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TUESDAY, 8TH NOVEMBER, 1892.

### *Questions.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.
2. The Hon. N. LEVI: To ask the Honorable the Postmaster-General if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.
3. The Hon. E. STEINFELD: To ask the Honorable the Postmaster-General if, as the proposed Inter-colonial Customs Conference, which was to have been held in Brisbane on the 1st November, has been postponed, at the request of the South Australian Government, for three months, the Government of Victoria intends to take part in the Conference.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Second reading.
2. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

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WEDNESDAY, 9TH NOVEMBER.

### *General Business.*

#### ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. WYNDHAM SHIRE LANDS BILL—Second reading.
3. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—To be further considered in Committee.
4. LICENSING ACT 1890 AMENDMENT BILL—Consideration of Report.
5. JURIES ACT 1890 AMENDMENT BILL—Second reading.
6. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
7. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
8. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

WEDNESDAY, 16<sup>TH</sup> NOVEMBER.

*General Business.*

ORDER OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 26<sup>TH</sup> OCTOBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 33.

Notices of Motion and Orders of the Day. No. 33.

Notices of Motion and Orders of the Day. No. 55.

Barristers and Solicitors' Admission Bill.—New clauses to be proposed in Committee by Sir B. O'Loughlen.  
(To Members only.)

Committee of Supply.—On the Consideration of the Estimates.—Amendment by Mr. Vale. (To Members only.)

Customs and Excise Duties—

Amendment by Mr. Wyllie. (To Members only.)

Amendment by Mr. McColl. (To Members only.)

Amendment by Mr. Best. (To Members only.)

## VICTORIA.

No. 35.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 8TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.

2. The Clerk read the Prayer.

3. DEATH OF THE PRESIDENT.—The Clerk said:—

It is with the deepest regret that I have to announce that the Honorable the President of the Legislative Council, Sir James MacBain, K.C.M.G., died at "Scotsburn" on Friday morning, the 4th November instant.

At the last interview I had with the deceased gentleman at his residence, Toorak, Sir James MacBain asked me to give to honorable members the following message:—

"Inform honorable members how much I regret that severe illness prevents me from attending the Council and discharging my official duties. Though absent in the flesh, I am there in the spirit. To one and all I feel truly grateful for the courtesy and kindness that has been shown to me whilst I have been President. Give my kindest regards to all the officers of the House."

4. ADJOURNMENT.—The Honorable W. A. Zeal moved, That, as a mark of respect to the memory of their late President, the Council do now adjourn until Thursday next.

Question—put by the Clerk and resolved in the affirmative.

And then the Council, at forty minutes past four o'clock, adjourned until Thursday next.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 34.

THURSDAY, 10TH NOVEMBER, 1892.

### *Questions.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.
2. The Hon. N. LEVI: To ask the Honorable the Postmaster-General if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.
3. The Hon. E. STEINFELD: To ask the Honorable the Postmaster-General if, as the proposed Inter-colonial Customs Conference, which was to have been held in Brisbane on the 1st November, has been postponed, at the request of the South Australian Government, for three months, the Government of Victoria intends to take part in the Conference.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Second reading.
2. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDERS OF THE DAY:—

1. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
2. WYNDHAM SHIRE LANDS BILL—Second reading.
3. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—To be further considered in Committee.
4. LICENSING ACT 1890 AMENDMENT BILL—Consideration of Report.
5. JURIES ACT 1890 AMENDMENT BILL—Second reading.
6. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
7. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
8. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

WEDNESDAY, 16TH NOVEMBER.

### *General Business.*

#### ORDER OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED SINCE 3RD NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 34.

Notices of Motion and Orders of the Day. No. 34.

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Votes and Proceedings of the Legislative Assembly. Nos. 59 and 60.

Notices of Motion and Orders of the Day. No. 59.

Divisions in Committee of the Whole. No. 11.

Mines Act 1891 Amendment Bill.—Amendments to be proposed in Committee by Mr. G. Turner. (To Members only.)

Livery and Agistment Bill.—Amendments to be proposed after third reading by Mr. G. Turner. (To Members only.)

Sale of Bread Bill.—New clauses to be proposed in Committee by Mr. W. T. Carter. (To Members only.)

Public Service Board.—Report. No. 134.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 10TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. **ELECTION OF PRESIDENT.**—The Honorable G. Davis, addressing the Clerk, proposed to the Council for their President the Honorable William Austin Zeal; and moved, That the Honorable William Austin Zeal do take the Chair of the Council as President, which motion was seconded by the Honorable Lieut.-Col. Sir F. T. Sargood.

The Honorable William Austin Zeal, addressing the Clerk, expressed the high sense he had of the honour proposed to be conferred upon him, and submitted himself to the Council.

The Council then unanimously calling the Honorable William Austin Zeal to the Chair, he was taken out of his place by the Honorable G. Davis and the Honorable Lieut.-Col. Sir F. T. Sargood, and conducted to the Chair; and, standing on the dais, he returned his acknowledgments to the Council for the great honour that had been conferred upon him, and thereupon he took the Chair of the President.

Then the Honorable Nicholas FitzGerald and the Honorable Cornelius Job Ham congratulated the Honorable the President.

3. **RECEPTION OF THE PRESIDENT BY THE GOVERNOR.**—The Honorable G. Davis announced that His Excellency the Governor would receive the President at half-past Five o'clock, at Government House.

The President, accompanied by Honorable Members, then proceeded to Government House, and being returned—

The President reported that he had, accompanied by Honorable Members, presented himself to the Governor, who had been pleased to approve of the choice made by the Council, and had addressed him in the following terms:—

MR. PRESIDENT,

It is with great pleasure I approve of the choice made by the Legislative Council in your appointment to fill the high and responsible position of President of that Chamber, and I have every confidence that you will fulfil the duties appertaining thereto in a worthy and dignified manner.

HOPETOUN.

Government House,  
Melbourne, 10th November, 1892.

The President read the Prayer.

4. **THE LATE PRESIDENT.**—The Honorable G. Davis moved—

That this House desires to place on record its deep sense of the loss which it has sustained through the death of its late President, the Honorable Sir James MacBain.

The high character which distinguished him in all relations of life caused him to be regarded by all classes of the community with honour and affection.

His death is therefore most deeply deplored, by none more than the Legislative Council, over whose deliberations he presided for many years with dignity and advantage.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable G. Davis moved, That the President be requested to forward a copy of the foregoing resolution to the widow of the late Sir James MacBain.

Question—put and resolved in the affirmative.

5. PAPERS.—The Honorable G. Davis presented, by command of His Excellency the Governor—  
 Education.—Report of the Minister of Public Instruction for the year 1891–2.  
 Public Service Board.—Report.  
 Charitable Institutions.—Report of Inspector for the year ended 30th June, 1892.  
 Statistical Register of the Colony of Victoria for the year 1891.—Part VI.—Accumulation.

Severally ordered to lie on the Table.

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

Water Act 1890—

- The Benjeroop and Murrabit Irrigation and Water Supply Trust.—Additional Loan.  
 The Dimboola Shire Council and the Western Wimmera Irrigation and Water Supply Trust.—  
 Application of Municipal Funds.  
 Tragowel Plains Irrigation and Water Supply Trust District.—Rating Divisions and Rates.

6. STAMP DUTIES BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood brought up the Report of the Select Committee to which was referred the Message of the Legislative Assembly, relative to the amendments made by the Legislative Council in this Bill.

Ordered to lie on the Table, to be printed, and taken into consideration on Tuesday next.

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

- Village Settlements Bill—Second reading.*  
*Noxious Insects and Fungi Bill—Second reading.*  
*Public Health Law Amendment Bill—Second reading.*  
*Marriage Act 1890 Amendment Bill—Second reading.*  
*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*  
*Wyndham Shire Lands Bill—Second reading.*  
*Melbourne Tramways Trust Amendment Bill—To be further considered in Committee.*  
*Licensing Act 1890 Amendment Bill—Consideration of Report.*  
*Juries Act 1890 Amendment Bill—Second reading.*  
*Companies Act 1890 Amendment Bill—Consideration of Report.*  
*Tower Hill National Park Bill—To be further considered in Committee.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
 Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 35.

TUESDAY, 15TH NOVEMBER, 1892.

### *Questions.*

1. The Hon. D. MELVILLE: To call the attention of the Honorable the Postmaster-General to the action of the Metropolitan Board of Works in floating loans; and to ask whether the Government have retained any control over the expenditure of the said Board in the matter of salaries, and whether the Government do not regard the salaries of the officers of the Board as very extravagant. Do the Government approve of the great outlay for land at the Werribee; and can the ratepayers be protected from the action of the Board.
2. The Hon. N. LEVI: To ask the Honorable the Postmaster-General if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.
3. The Hon. E. STEINFELD: To ask the Honorable the Postmaster-General if, as the proposed Inter-colonial Customs Conference, which was to have been held in Brisbane on the 1st November, has been postponed, at the request of the South Australian Government, for three months, the Government of Victoria intends to take part in the Conference.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Second reading.
2. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
3. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
4. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDERS OF THE DAY:—

1. STAMP DUTIES BILL—Consideration of Report of Select Committee on Message from Legislative Assembly.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
3. WYNDHAM SHIRE LANDS BILL—Second reading.
4. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—To be further considered in Committee.
5. LICENSING ACT 1890 AMENDMENT BILL—Consideration of Report.
6. JURIES ACT 1890 AMENDMENT BILL—Second reading.
7. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
8. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
9. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

WEDNESDAY, 16TH NOVEMBER.

### *General Business.*

#### ORDER OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 10<sup>TH</sup> NOVEMBER, 1892.

Notices of Motion and Orders of the Day. No. 35.

Report of the Select Committee of the Legislative Council on the Message of the Legislative Assembly relative to the amendments made by the Legislative Council in the Stamp Duties Bill. D 2.

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Notices of Motion and Orders of the Day. No. 60.

Mallee Lands Bill—[66]

## VICTORIA.

No. 37.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 15TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. COMMISSION TO ADMINISTER OATH TO MEMBERS.—The President announced that he had received from His Excellency the Governor the following Commission:—

*By His Excellency the Right Honorable JOHN ADRIAN LOUIS, Earl of Hopetoun, Viscount Aithrie, and Baron Hope in the Peerage of Scotland; Baron Hopetoun of Hopetoun, and Baron Niddry of Niddry Castle in the Peerage of the United Kingdom; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over the Colony of Victoria and its Dependencies, &c., &c., &c.*

*To the Honorable William Austin Zeal, President of the Legislative Council of the Colony of Victoria.*

## GREETING:

Whereas by the Schedule to a Statute passed in the Session of the Imperial Parliament holden in the eighteenth and nineteenth years of Her Majesty's reign, intituled "*An Act to enable Her Majesty to assent to a Bill, as amended, of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria,*" it is enacted that no Member, either of the Legislative Council or of the Legislative Assembly, shall be permitted to sit or vote therein respectively until he shall have taken and subscribed before the Governor, or before some person authorized by the Governor in that behalf, the oath in the said Bill mentioned: Now therefore I, the Governor aforesaid, do by these presents command and authorize you from time to time, in the Parliament House, in the city of Melbourne, to administer the said oath to such Members of the said Legislative Council as have not already taken and subscribed the same since their election to the said Legislative Council.

Given under my hand and the Seal of the Colony at Melbourne, in the said Colony, this fourteenth day of November, in the year of our Lord One thousand eight hundred and ninety-two, and in the fifty-sixth year of Her Majesty's reign.

(L.S.)

HOPETOUN.

By His Excellency's Command,

WM. SHIELDS.

Entered on record by me in the Register of Patents, Book 24, page 78, this fourteenth day of November, One thousand eight hundred and ninety-two.

T. R. WILSON.

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

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

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

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

“WILLIAM PITT.”

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 15th November, 1892.

7. **LIVERY AND AGISTMENT BILL.**—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled “*An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to State School Teachers,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 15th November, 1892.

9. **STATE SCHOOL TEACHERS BILL.**—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled “*An Act relating to State School Teachers,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 15th November, 1892.

11. **PUBLIC SERVICE SALARIES RETRENCHMENT BILL.**—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled “*An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the Construction of State Lines of Railway from Warracknabeal and Donald,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 15th November, 1892.

THOS. BENT,  
Speaker.

13. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL.—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the Construction of State Lines of Railway from Warracknabeal and Donald,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act relating to the marking of Load Lines on Ships,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 15th November, 1892.

THOS. BENT,  
Speaker.

15. SHIP LOAD LINES BILL.—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled "*An Act relating to the marking of Load Lines on Ships,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the 'Mines Act Amendment Act 1890' and the 'Mines Act 1891,'*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 15th November, 1892.

THOS. BENT,  
Speaker.

17. MINES ACTS AMENDMENT BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the 'Mines Act Amendment Act 1890' and the 'Mines Act 1891,'*" be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on the 23rd instant.

18. PAPERS.—The Honorable G. Davis presented—

Victorian Railways.—Wages of Engine-men.—Return to an Order of the Legislative Council, dated 12th October last, for copies of all correspondence which passed between the Acting Railways Commissioners and the Locomotive Superintendent, in September last, respecting a paragraph which appeared in the *Age* newspaper on the 12th ultimo, in which it was alleged that a recommendation had been made to the Acting Commissioners to reduce the wages of the engine-men by  $12\frac{1}{2}$  per cent., and that the Commissioners had the matter under consideration.

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

Census of Victoria, 1891.—Part VIII.—Land and Live Stock.

Bank Liabilities and Assets.—Summary of Sworn Returns for the Quarter ended 30th September, 1892.

19. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day :—

*Village Settlements Bill*—Second reading,  
*Noxious Insects and Fungi Bill*—Second reading,  
*Public Health Law Amendment Bill*—Second reading,  
*Marriage Act 1890 Amendment Bill*—Second reading,

be postponed until after the consideration of the following Order of the Day :—

*Stamp Duties Bill*—Consideration of Report of Select Committee on Message from Legislative Assembly.

20. STAMP DUTIES BILL.—The Order of the Day for the consideration of the Report of the Select Committee to which the Message of the Legislative Assembly relative to the amendments made by the Legislative Council in this Bill had been referred—having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Report, as follows, be now adopted :—

### REPORT.

THE SELECT COMMITTEE appointed by your Honorable House to which was referred the “Message from the Legislative Assembly disagreeing with the amendments made in the Stamp Duties Bill by the Legislative Council” have the honour to submit the following Report :—

Your Committee have given careful consideration to the amendments made by the Legislative Council in the Stamp Duties Bill, in view of the objection made thereto by the Legislative Assembly on the ground that such amendments are in contravention of the 56th section of the Constitution Act, and we recommend that the Bill be returned to the Legislative Assembly with the following Message :—

1. The Legislative Council acknowledge the courtesy of the Legislative Assembly in informing the Council that their amendments had been disagreed with “because” (in the opinion of the Assembly) “the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of the Constitution Act, which prohibits the Council from altering Bills ‘for imposing any duty, rate, tax, rent, return, or impost,’ and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient.”

2. The Legislative Council inform the Legislative Assembly that the Council are duly alive to the restriction placed on them by the 56th section of the Constitution Act, and have never claimed the right to alter any Bill the sole object of which was “for imposing any duty or tax.”

3. The Legislative Council, however, point out to the Legislative Assembly that it cannot be maintained that this restriction can, without doing violence to the letter and spirit of the Constitution Act, be imposed on the Legislative Council in any case where a Bill contains clauses other than, and in addition to, those “for imposing a duty or tax.”

4. The Legislative Council in setting forth their views on this subject, feel that they cannot do better than quote paragraphs 11 and 12 from the Report of the Select Committee appointed by the Council, in the Session of 1879, to which was referred the Stamp Duties Bill :—

“We think that the Council cannot alter any Bill of which the sole object is the imposition of taxation. But, if any Bill which purports to be a Bill for imposing taxes contains any matter in excess of the grant, that matter to the extent at least of that excess is in excess of the privilege. To that extent therefore (if not further, a point which it is unnecessary now to discuss) the Bill is not within the protection of the section, and may, as we conceive, be amended in the ordinary way. Unprivileged matter cannot become privileged by simply calling it so, and, if unprivileged matter be mixed with privileged matter, the several characters of the two matters remain unchanged. If, therefore, the Assembly desires that any tax Bill should be unalterable by the Council, it must take care to keep such Bill within the limits of that protection which the Constitution Act allows to it.”

“The case of a Bill which incidentally imposes taxes, that is, of a Bill which imposes taxes as distinguished from a Bill for imposing taxes, is not within the words of the 56th section. It has, however, been the practice of the Council to treat the money clauses of such a Bill in the same manner as if they formed a Bill of which the sole object was the imposition of taxation.”

5. The Legislative Council are of opinion that they may amend or reject such clauses of any Bill of a mixed character as do not “impose any duty or tax,” and further that they may deal with the clauses in such a Bill, which “impose a duty or tax,” as if each clause were a separate Bill, and may reject but may not amend such clauses.

6. The present Stamp Duties Bill, in addition to the clauses that relate to the imposition of duties, contains clauses inflicting penalties—also a clause providing means for the recovery in a court of law upon promissory notes, the stamps of which have been improperly cancelled—also a clause declaring who shall cancel a stamp—also a clause providing for the appointment of a Deputy Collector—and also a clause defining the powers of the Collector, providing for the summoning of witnesses, and imposing a penalty for refusing to attend.

7. As bearing directly upon the duties and relations of the two Houses of Parliament under the 56th section, and as showing that the Assembly have not always put forth the claims which are now preferred, the Council would refer to the Report of the Select Committee upon the Bill intitled “*An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties,*” which Report was ordered by the Legislative Assembly to be printed 18th June, 1867—

(a) This Bill contained, in addition to the clauses for “imposing the Duties,” and the usual Schedule of Duties, several machinery clauses.

(b) The Council having made amendments in the Bill, a conference took place between Committees appointed by both Houses.

(c) The Committee of the Legislative Assembly, consisting of Mr. McCulloch, Mr. Verdon, Mr. Higinbotham, Mr. J. T. Smith, Mr. Riddell, Mr. G. V. Smith, and Mr. Francis, reported to the Legislative Assembly as follows :—

“The absence from the Bill now before your Honorable House of the preamble of free gift, the distinguishing and the all but uniformly adopted mark of Bills of Supply and Tax Bills properly so called, and the insertion in it of provisions not usually found in Bills of that character rendered it impossible, in the opinion of your Committee, to regard this Bill as a Bill strictly of Supply.”

“If it be viewed as a Bill operating as a charge upon the people, it is one which, in the opinion of your Committee, the Legislative Council might have altered in accordance with, and subject to the limitations of the rule acted upon by the House of Commons, namely, that ‘the Lords may, without objection from the Commons, make amendments in those provisions which do not concern the charge, or the mode of levying it, or its duration or distribution, or the management or collection of it.’”

And the Committee also reported :—

“As your Honorable House have seen fit to depart from the usual practice in regard to this Bill by considering the resolutions on which it is founded in a Committee of the whole House, and by the adoption of the form of preamble prefixed to the ordinary Bills, your Committee felt themselves compelled to regard the Bill as resting on special grounds, and as one which could not, under the circumstances of the case, be viewed as a precedent on future occasions.”

The Assembly thereupon withdrew the original Bill and sent up to the Council a new Bill with the same title, but giving effect to all the amendments of the Council with the exception of one, and the new Bill was at once passed by the Council.

8. It is important to note that the Stamp Duties Bill now under consideration is in every respect identical with the Duties of Customs Bill of 1867. Like it, the Bill is founded in a Committee of the whole House. Like it, the preamble is not a free-gift preamble, but is the form of preamble affixed to ordinary Bills (although the Council attach no importance to this). Like it, the Bill contains provisions other than clauses for imposing Duties and Taxes.

9. The Legislative Council are aware that in their Message returning the Bill of 1867 to the Legislative Assembly they recorded their opinion “that amendments in a Bill for granting duties are not in accordance with the practice of either the Lords or Commons or warranted by the Constitution Act. The Legislative Council conceive that their legitimate course would have been to lay aside the Bill on the ground that its contents are foreign to a Bill for granting duties.”

But it must be borne in mind that at this period the Legislative Council acted upon the assumption that the two Houses here should be guided by the practice of the Imperial Parliament, and, further, that the opinion of Earl Grey, supported by Viscount Eversley, a former Speaker of the House of Commons, had not at this time been given, viz., “that the right of the Lords to omit a clause which they were unable to amend relating to a separate subject was equivalent to their right to reject a Bill which they could not amend without an infraction of the privileges of the Commons.”

It is fair to infer that had this opinion (given by such high authorities) been known on May 22nd, 1867, the Legislative Council would have held, as the Council did in 1879 and as the Council now do, that they were acting strictly within their constitutional rights, and in accordance with Parliamentary practice in amending the Customs Duties Bill instead of laying it aside.

The Council, however, do not rest upon any assumed resemblance of either of our Houses to either the House of Lords or to the House of Commons. The powers, duties, and relations of our two Houses of Parliament are exclusively statutory, and are derived solely from the Constitution Act and the Acts amending the same.

10. Having thus dealt with the constitutional features of the case, the Legislative Council deem it advisable in the public interest to place upon record the reasons which actuated them in making amendments in this Bill, viz. :—

That whilst the Bill was under consideration by the Council it was conclusively proved to them that the compulsory use of impressed stamps for bills and promissory notes of small amount would inflict great trouble, expense, and loss of time upon the large body of small buyers and sellers, more particularly in the country districts. The Council therefore, whilst not interfering in the slightest degree with the tax, proposed that, so far as all bills or promissory notes under £250 in amount were concerned, section 6 of the *Stamps Act* 1890, which permits either impressed or adhesive stamps to be used, should remain in force.

That it became clearly evident during the debate on clauses 31 and 32 that their effect would be—

- (a) In many instances to cause the tax on insurance business to be charged twice on the same transaction.
- (b) To place the local insurance companies at an unfair disadvantage, seeing that while they would have to pay the tax upon insurances effected outside Victoria such foreign offices as have not agencies here would be wholly exempt from the tax, and our local companies would consequently be unduly weighted in their competition with such foreign offices.
- (c) To compel many firms and commercial companies to remove the whole of their insurances from Victoria, and thus a large amount of business and the profit accruing therefrom would be entirely lost to this community, and that at a time when it can ill afford to have impediments cast in the way of any of its industries, or the volume of its commerce diminished.

11. The amendments in this Bill were made therefore not with any desire to re-open the controversy between the two Houses on constitutional questions, but purely on practical grounds in the public interest. The Legislative Council believed that the Legislative Assembly, when passing the clauses to which reference has been made, were not in possession of some of the foregoing facts, and the Council, therefore, rely with confidence upon the Assembly now taking such steps as in their wisdom they may deem necessary to secure the main objects of the Bill under consideration, without insisting upon those portions which will entail so much public inconvenience and heavy financial loss to the community.

Debate ensued.  
Question—put.  
Council divided.

Ayes, 32.

The Hon. J. H. Abbott  
J. H. Connor  
S. W. Cooke  
G. S. Coppin  
D. Coutts  
H. Cuthbert  
J. M. Davies  
F. S. Dobson, LL.D.  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
N. Levi  
D. E. McBryde  
D. Melville  
W. Pearson  
W. Pitt  
J. M. Pratt  
R. Reid  
A. O. Sachse  
C. Sargeant  
J. Service  
E. Steinfeld  
N. Thornley  
D. S. Wallace  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving  
A. Wynne.

*Tellers.*

J. Bell

Lieut.-Col. Sir F. T. Sargood.

Noes, 8.

The Hon. F. Brown  
T. Brunton  
J. Buchanan  
D. Ham  
W. H. S. Osmand  
G. Simmie.

*Tellers.*

G. Davis

S. Fraser.

And so it was resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Council insist on their amendments in the Bill intituled "*An Act to amend the 'Stamps Act 1890.'*"

Question—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Stamp Duties Bill be returned to the Legislative Assembly with the following Message, viz.:—

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the 'Stamps Act 1890,'*" and acquaint the Legislative Assembly that the Legislative Council insist on their amendments made in the said Bill, for the following reasons:—

1. The Legislative Council acknowledge the courtesy of the Legislative Assembly in informing the Council that their amendments had been disagreed with "because" (in the opinion of the Assembly) "the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of the Constitution Act, which prohibits the Council from altering Bills 'for imposing any duty, rate, tax, rent, return, or impost,' and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient."

2. The Legislative Council inform the Legislative Assembly that the Council are duly alive to the restriction placed on them by the 56th section of the Constitution Act, and have never claimed the right to alter any Bill the sole object of which was "for imposing any duty or tax."

3. The Legislative Council, however, point out to the Legislative Assembly that it cannot be maintained that this restriction can, without doing violence to the letter and spirit of the Constitution Act, be imposed on the Legislative Council in any case where a Bill contains clauses other than, and in addition to, those "for imposing a duty or tax."

4. The Legislative Council, in setting forth their views on this subject, feel that they cannot do better than quote paragraphs 11 and 12 from the Report of the Select Committee appointed by the Council, in the Session of 1879, to which was referred the Stamp Duties Bill:—

"We think that the Council cannot alter any Bill of which the sole object is the imposition of taxation. But, if any Bill which purports to be a Bill for imposing taxes contains any matter in excess of the grant, that matter to the extent at least of that excess is in excess of the privilege. To that extent therefore (if not further, a point which it is unnecessary now to discuss) the Bill is not within the protection of the section, and may, as we conceive, be amended in the ordinary way. Unprivileged matter cannot become privileged by simply calling it so, and, if unprivileged matter be mixed with privileged matter, the several characters of the two matters remain unchanged. If, therefore, the Assembly desires that any tax Bill should be unalterable by the Council, it must take care to keep such Bill within the limits of that protection which the Constitution Act allows to it."

"The case of a Bill which incidentally imposes taxes, that is, of a Bill which imposes taxes as distinguished from a Bill for imposing taxes, is not within the words of the 56th section. It has, however, been the practice of the Council to treat the money clauses of such a Bill in the same manner as if they formed a Bill of which the sole object was the imposition of taxation."

5. The Legislative Council are of opinion that they may amend or reject such clauses of any Bill of a mixed character as do not "impose any duty or tax," and further that they may deal with the clauses in such a Bill, which "impose a duty or tax," as if each clause were a separate Bill, and may reject but may not amend such clauses.

6. The present Stamp Duties Bill, in addition to the clauses that relate to the imposition of duties, contains clauses inflicting penalties—also a clause providing means for the recovery in a court of law upon promissory notes, the stamps of which have been improperly cancelled—also a clause declaring who shall cancel a stamp—also a clause providing for the appointment of a Deputy Collector—and also a clause defining the powers of the Collector, providing for the summoning of witnesses, and imposing a penalty for refusing to attend.

7. As bearing directly upon the duties and relations of the two Houses of Parliament under the 56th section, and as showing that the Assembly have not always put forth the claims which are now preferred, the Council would refer to the Report of the Select Committee upon the Bill intitled "*An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties,*" which Report was ordered by the Legislative Assembly to be printed 18th June, 1867—

- (a) This Bill contained, in addition to the clauses for "imposing the Duties," and the usual Schedule of Duties, several machinery clauses.
- (b) The Council having made amendments in the Bill, a conference took place between Committees appointed by both Houses.
- (c) The Committee of the Legislative Assembly, consisting of Mr. McCulloch, Mr. Verdon, Mr. Higinbotham, Mr. J. T. Smith, Mr. Riddell, Mr. G. V. Smith, and Mr. Francis, reported to the Legislative Assembly as follows:—

"The absence from the Bill now before your Honorable House of the preamble of free gift, the distinguishing and the all but uniformly adopted mark of Bills of Supply and Tax Bills properly so called, and the insertion in it of provisions not usually found in Bills of that character rendered it impossible, in the opinion of your Committee, to regard this Bill as a Bill strictly of Supply."

"If it be viewed as a Bill operating as a charge upon the people, it is one which, in the opinion of your Committee, the Legislative Council might have altered in accordance with, and subject to the limitations of the rule acted upon by the House of Commons, namely, that 'the Lords may, without objection from the Commons, make amendments in those provisions which do not concern the charge, or the mode of levying it, or its duration or distribution, or the management or collection of it.'"

And the Committee also reported:—

"As your Honorable House have seen fit to depart from the usual practice in regard to this Bill by considering the resolutions on which it is founded in a Committee of the whole House, and by the adoption of the form of preamble prefixed to the ordinary Bills, your Committee felt themselves compelled to regard the Bill as resting on special grounds, and as one which could not, under the circumstances of the case, be viewed as a precedent on future occasions."

The Assembly thereupon withdrew the original Bill and sent up to the Council a new Bill with the same title, but giving effect to all the amendments of the Council with the exception of one, and the new Bill was at once passed by the Council.

8. It is important to note that the Stamp Duties Bill now under consideration is in every respect identical with the Duties of Customs Bill of 1867. Like it, the Bill is founded in a Committee of the whole House. Like it, the preamble is not a free-gift preamble, but is the form of preamble affixed to ordinary Bills (although the Council attach no importance to this). Like it, the Bill contains provisions other than clauses for imposing Duties and Taxes.

9. The Legislative Council are aware that in their Message returning the Bill of 1867 to the Legislative Assembly they recorded their opinion "that amendments in a Bill for granting duties are not in accordance with the practice of either the Lords or Commons or warranted by the Constitution Act. The Legislative Council conceive that their legitimate course would have been to lay aside the Bill on the ground that its contents are foreign to a Bill for granting duties."

But it must be borne in mind that at this period the Legislative Council acted upon the assumption that the two Houses here should be guided by the practice of the Imperial Parliament, and, further, that the opinion of Earl Grey, supported by Viscount Eversley, a former Speaker of the House of Commons, had not at this time been given, viz., "that the right of the Lords to omit a clause which they were unable to amend relating to a separate subject was equivalent to their right to reject a Bill which they could not amend without an infraction of the privileges of the Commons."

It is fair to infer that had this opinion (given by such high authorities) been known on May 22nd, 1867, the Legislative Council would have held, as the Council did in 1879 and as the Council now do, that they were acting strictly within their constitutional rights, and in accordance with Parliamentary practice in amending the Customs Duties Bill instead of laying it aside.

The Council, however, do not rest upon any assumed resemblance of either of our Houses to either the House of Lords or to the House of Commons. The powers, duties, and relations of our two Houses of Parliament are exclusively statutory, and are derived solely from the Constitution Act and the Acts amending the same.

10. Having thus dealt with the constitutional features of the case, the Legislative Council deem it advisable in the public interest to place upon record the reasons which actuated them in making amendments in this Bill, viz.:—

That whilst the Bill was under consideration by the Council it was conclusively proved to them that the compulsory use of impressed stamps for bills and promissory notes of small amount would inflict great trouble, expense, and loss of time upon the large body of small buyers and sellers,

more particularly in the country districts. The Council therefore, whilst not interfering in the slightest degree with the tax, proposed that, so far as all bills or promissory notes under £250 in amount were concerned, section 6 of the *Stamps Act 1890*, which permits either impressed or adhesive stamps to be used, should remain in force.

That it became clearly evident during the debate on clauses 31 and 32 that their effect would be—

- (a) In many instances to cause the tax on insurance business to be charged twice on the same transaction.
- (b) To place the local insurance companies at an unfair disadvantage, seeing that while they would have to pay the tax upon insurances effected outside Victoria, such foreign offices as have not agencies here would be wholly exempt from the tax, and our local companies would consequently be unduly weighted in their competition with such foreign offices.
- (c) To compel many firms and commercial companies to remove the whole of their insurances from Victoria, and thus a large amount of business and the profit accruing therefrom would be entirely lost to this community, and that at a time when it can ill afford to have impediments cast in the way of any of its industries, or the volume of its commerce diminished.

11. The amendments in this Bill were made therefore not with any desire to re-open the controversy between the two Houses on constitutional questions, but purely on practical grounds in the public interest. The Legislative Council believed that the Legislative Assembly, when passing the clauses to which reference has been made, were not in possession of some of the foregoing facts, and the Council, therefore, rely with confidence upon the Assembly now taking such steps as in their wisdom they may deem necessary to secure the main objects of the Bill under consideration, without insisting upon those portions which will entail so much public inconvenience and heavy financial loss to the community.

Question—put and resolved in the affirmative.

21. VILLAGE SETTLEMENTS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

The Honorable D. Melville moved, That the debate be now adjourned.

Debate continued.

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

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

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

MR. PRESIDENT,

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates,*" and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 15th November, 1892.

Ordered—That the foregoing Message be taken into consideration to-morrow.

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

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

*Wyndham Shire Lands Bill—Second reading.*

*Melbourne Tramways Trust Amendment Bill—To be further considered in Committee.*

*Licensing Act 1890 Amendment Bill—Consideration of Report.*

*Juries Act 1890 Amendment Bill—Second reading.*

*Companies Act 1890 Amendment Bill—Consideration of Report.*

*Tower Hill National Park Bill—To be further considered in Committee.*

*Life Assurance Companies Law Amendment Bill—Second reading.*

24. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 23rd instant :—

*Agricultural Colleges Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 36.

WEDNESDAY, 16TH NOVEMBER, 1892.

### *General Business.*

#### NOTICE OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDERS OF THE DAY :—

1. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. WYNDHAM SHIRE LANDS BILL—Second reading.
3. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL—To be further considered in Committee.
4. LICENSING ACT 1890 AMENDMENT BILL—Consideration of Report.
5. JURIES ACT 1890 AMENDMENT BILL—Second reading.
6. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
7. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
8. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. MUNICIPAL RATING BILL—Consideration of Message from Legislative Assembly.
2. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
3. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
4. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
5. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

TUESDAY, 22ND NOVEMBER.

### *Question.*

1. The Hon. N. LEVI: To ask the Honorable the Postmaster-General if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. STATE SCHOOL TEACHERS BILL—Second reading.
2. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—Second reading.
3. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Second reading.
4. SHIP LOAD LINES BILL—Second reading.

### *General Business.*

#### ORDER OF THE DAY :—

1. LIVERY AND AGISTMENT BILL—Second reading.

WEDNESDAY, 23<sup>RD</sup> NOVEMBER.*General Business.*

## ORDERS OF THE DAY:—

1. MINES ACTS AMENDMENT BILL—Second reading.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 10<sup>TH</sup> NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 35 and 36.  
 Notices of Motion and Orders of the Day. No. 36.  
 Marine Act Amendment Bill—[1] (To Members of Council only).  
 Public Service Salaries Retrenchment Bill—[43] (To Members of Council only).  
 Warracknabeal and Donald Railways Bill—[47] (To Members of Council only).  
 Livery-stable Keepers Bill—[69] (To Members of Council only).  
 Mines Act 1891 Amendment Bill—[71] (To Members of Council only).  
 State School Teachers Bill—[76] (To Members of Council only).  
 Agricultural Colleges Bill—[86]  
 Companies Act 1890 Amendment Bill.—New clause to be proposed by the Hon. J. Sternberg. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 61 and 62.  
 Notices of Motion and Orders of the Day. No. 61.  
 Divisions in Committee of the Whole. No. 12.  
 Statistical Register of the Colony of Victoria for the year 1891.—Part VI.—Accumulation. No. 109.  
 Education.—Report of the Minister of Public Instruction for the year 1891-2. No. 133.

## VICTORIA.

No. 38.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 16TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The following Petitions in favour of the Municipal Rating Bill, providing for the Five per cent. minimum as the basis of valuation, were presented as under :—
  - By the Honorable D. Melville—
    - From the Mayor and Councillors of the Town of Northcote, under the common seal of the said corporation.
    - From the President and Members of the Council of the Shire of Heidelberg, under the common seal of the said corporation.
    - From the President and Councillors of the Municipal Council of the Shire of Coburg, under the common seal of the said corporation.

Severally ordered to lie on the Table, and to be taken into consideration this day.
5. PAPER.—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk :—
  - Wattles Act 1890.—Issue of Leases.—Order in Council.
6. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.
 

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

Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day :—
  - Wyndham Shire Lands Bill—Second reading,*
  - Melbourne Tramways Trust Amendment Bill—To be further considered in Committee,*
  - Licensing Act 1890 Amendment Bill—Consideration of Report,*
  - Juries Act 1890 Amendment Bill—Second reading,*
  - Companies Act 1890 Amendment Bill—Consideration of Report,*
  - Tower Hill National Park Bill—To be further considered in Committee,*
  - Life Assurance Companies Law Amendment Bill—Second reading,*

be postponed until after the consideration of the following Order of the Day :—

  - Municipal Rating Bill—Consideration of Message from Legislative Assembly.*

8. MUNICIPAL RATING BILL.—The Order of the Day for the consideration of the amendments insisted on by the Legislative Council, with which the Legislative Assembly insist on disagreeing—having been read—the Honorable F. Brown moved, That the Council do not now insist on their amendments in this Bill disagreed with by the Legislative Assembly.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council do not now insist on their amendments in this Bill disagreed with by the Legislative Assembly.
9. WYNDHAM SHIRE LANDS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable T. Brunton moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 The Honorable T. Brunton moved, That this Bill be now committed to a Committee of the whole.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable T. Brunton, the President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That the Council will, on Wednesday next, again resolve itself into the said Committee.
10. MELBOURNE TRAMWAYS TRUST AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill, and agreed to the same with amendments.  
 The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
 Question—put and resolved in the affirmative.  
 On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.  
 The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—  
*“An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder.”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with amendments, and requesting their concurrence therein.
11. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable T. Brunton, the following Order of the Day was read and discharged:—  
*Licensing Act 1890 Amendment Bill—Consideration of Report.*
12. LICENSING ACT 1890 AMENDMENT BILL.—The Honorable T. Brunton moved, That this Bill be recommitted to a Committee of the whole for reconsideration.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of the Honorable T. Brunton, the President left the Chair, and the Council resolved itself into Committee.  
 The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill, and agreed to the same with further amendments.  
 The Honorable T. Brunton moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
 Question—put and resolved in the affirmative.  
 On the motion of the Honorable T. Brunton, the Council adopted the Report from the Committee of the whole on this Bill.  
 The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable T. Brunton, read a third time and passed.  
 The Honorable T. Brunton moved, That the following be the title of the Bill:—  
*“An Act to amend the ‘Licensing Act 1890.’”*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.
13. JURIES ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable W. I. Winter-Irving moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and negatived.

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

*Companies Act 1890 Amendment Bill—Consideration of Report.*  
*Tower Hill National Park Bill—To be further considered in Committee.*  
*Life Assurance Companies Law Amendment Bill—Second reading.*

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

*Village Settlements Bill—Second reading—Resumption of debate.*  
*Noxious Insects and Fungi Bill—Second reading.*  
*Public Health Law Amendment Bill—Second reading.*  
*Marriage Act 1890 Amendment Bill—Second reading.*

16. **ADJOURNMENT.**—The Honorable G. Davis moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable G. Davis moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 37.

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TUESDAY, 22ND NOVEMBER, 1892.

### *Questions.*

1. The Hon. N. LEVI: To ask the Honorable the Postmaster-General if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.
2. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence whether, having regard to the records of the Coroner's Court, Sydney, showing that the bodies of twenty-six infants have been found since January of this year, he will give this House any information as to what steps have been taken to put in operation the *Infant Life Protection Act 1890*.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. STATE SCHOOL TEACHERS BILL—Second reading.
2. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—Second reading.
3. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Second reading.
4. SHIP LOAD LINES BILL—Second reading.
5. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
7. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
8. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

### *General Business.*

#### ORDER OF THE DAY:—

1. LIVERY AND AGISTMENT BILL—Second reading.
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WEDNESDAY, 23RD NOVEMBER.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDERS OF THE DAY:—

1. MINES ACTS AMENDMENT BILL—Second reading.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
3. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
4. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.
5. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
6. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
7. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## PARLIAMENTARY PAPERS ISSUED 16TH NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 37.  
Notices of Motion and Orders of the Day. No. 37.

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Notices of Motion and Orders of the Day. No. 62.

Stamp Duties Bill.—Message from and amendments made by the Legislative Council. (To Members of Assembly only.)

Census of Victoria, 1891.—Part VIII.—Land and Live Stock. No. 34.

Bank Liabilities and Assets.—Summary of Sworn Returns for the quarter ended 30th September, 1892.  
No. 149.

VICTORIA.

No. 39.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 22<sup>ND</sup> NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. ADJOURNMENT.—The Honorable G. Davis moved, That the House do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 38.

WEDNESDAY, 23RD NOVEMBER, 1892.

### *Questions.*

1. The Hon. N. LEVI: To ask the Honorable the Minister of Defence if he will direct the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, in order to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to over Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.
2. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence whether, having regard to the records of the Coroner's Court, Sydney, showing that the bodies of twenty-six infants have been found since January of this year, he will give this House any information as to what steps have been taken to put in operation the *Infant Life Protection Act 1890*.

### *General Business.*

#### NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDERS OF THE DAY:—

1. MINES ACTS AMENDMENT BILL—Second reading.
2. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL—Second reading.
3. MINES ACT 1890 AMENDMENT BILL—To be further considered in Committee.
4. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.
5. COMPANIES ACT 1890 AMENDMENT BILL—Consideration of Report.
6. TOWER HILL NATIONAL PARK BILL—To be further considered in Committee.
7. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
8. LIVERY AND AGISTMENT BILL—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. STATE SCHOOL TEACHERS BILL—Second reading.
2. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—Second reading.
3. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Second reading.
4. SHIP LOAD LINES BILL—Second reading.
5. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
7. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
8. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

**PARLIAMENTARY PAPERS ISSUED SINCE 17<sup>TH</sup> NOVEMBER, 1892.**

Minutes of the Proceedings of the Legislative Council. No. 38.  
Notices of Motion and Orders of the Day. No. 38.

Votes and Proceedings of the Legislative Assembly. Nos. 63, 64, and 65.  
Notices of Motion and Orders of the Day. No. 64.  
Divisions in Committee of the Whole. No. 13.  
Waterworks Construction Encouragement Bill—[87]

## VICTORIA.

No. 40.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 23<sup>RD</sup> NOVEMBER, 1892.

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

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, SIR WILLIAM JOHN CLARKE, Bart., do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand and fifty-five pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Merriang, and are known as—Three thousand four hundred and sixty-one acres, in the parishes of Kalkallo and Mickleham, No. 4 in the rate-book.

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

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

“W. J. CLARKE.”

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

HOPETOON,  
*Governor.*

*Message No. 13.*

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

“An Act to authorize the President Councillors and Ratepayers of the Shire of Dandenong to sell certain Crown lands reserved for market and other purposes in the Township of Dandenong.”

“An Act relating to the Valuation of Rateable Property in Municipal Districts and also to Improvement Rates.”

Government Offices,  
Melbourne, 21st November, 1892.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act providing for the Reduction for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three of the Salaries and Reimbursements payable to Responsible Ministers Members of the Legislative Assembly and certain Public Officers,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22nd November, 1892.

THOS. BENT,  
Speaker.

7. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "*An Act providing for the Reduction for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three of the Salaries and Reimbursements payable to Responsible Ministers Members of the Legislative Assembly and certain Public Officers,*" be now read a first time.

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

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

Water Act 1890—

Bacchus Marsh Irrigation and Water Supply Trust.—Loan.

Benjeroop and Murrabit Irrigation and Water Supply Trust.—District Increased.

Tragowel Plains Irrigation and Water Supply Trust—

Loan.

Further Loan.

Regulation No. 7.

The 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 under the authority of Part IX. of *The Constitution Act Amendment Act 1890*.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 23rd November, 1892.

THOS. BENT,  
Speaker.

10. AGRICULTURAL COLLEGES ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. H. Connor moved, That this Bill be now read a second time.

Debate ensued.

Question put.

Council divided.

Ayes, 14.

The Hon. J. H. Abbott  
N. FitzGerald  
S. Fraser  
D. Ham  
N. Levi  
W. Pitt  
J. M. Pratt  
G. Simmie  
E. Steinfeld  
D. S. Wallace  
J. A. Wallace  
W. I. Winter-Irving.

Tellers.

J. H. Connor  
R. Reid.

Noes, 16.

The Hon. J. Bell  
F. Brown  
T. Brunton  
S. W. Cooke  
G. S. Coppin  
J. M. Davies  
G. Davis  
F. S. Dobson, LL.D.  
T. Dowling  
Dr. W. H. Embling  
D. Melville  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
A. Wynne.

Tellers.

F. S. Grimwade  
A. O. Sachse.

And so it passed in the negative.

11. MINES ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable Dr. Dobson 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 Wednesday next.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Stamps Act 1890,'*" and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council; and the Assembly are unanimously of opinion that the Council, in making the said amendments, have acted in contravention of the 56th section of the Constitution Act.

Legislative Assembly,  
Melbourne, 23rd November, 1892.

THOS. BENT,  
Speaker.

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

13. POSTPONEMENT OF ORDER OF THE DAY.—Ordered, That the consideration of the following Order of the Day be postponed until the 7th December next :—

*Wyndham Shire Lands Bill—To be further considered in Committee.*

14. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable A. Wynne, the following Order of the Day was read and discharged :—

*Companies Act 1890 Amendment Bill—Consideration of Report.*

15. COMPANIES ACT 1890 AMENDMENT BILL.—The Honorable A. Wynne moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of clauses 1, 30, 31, 32, 43, 46, 52, 61, 85, and the First Schedule.

Question—put and resolved in the affirmative.

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

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill :—

*"An Act to amend the 'Companies Act 1890.'"*

Question—put and resolved in the affirmative.

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

16. TOWER HILL NATIONAL PARK BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill :—

*"An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit."*

Question—put and resolved in the affirmative.

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

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

*Life Assurance Companies Law Amendment Bill—Second reading.*

18. LIVERY AND AGISTMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. M. Pratt moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

*Mines Acts Amendment Bill—Second reading.*

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

*State School Teachers Bill—Second reading.*

*Public Service Salaries Retrenchment Bill—Second reading.*

*Railways Construction (Warracknabeal and Donald) Bill—Second reading.*

*Ship Load Lines Bill—Second reading.*

*Village Settlements Bill—Second reading—Resumption of debate.*

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 39.

THURSDAY, 24TH NOVEMBER, 1892.

*Government Business.*

ORDERS OF THE DAY:—

1. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—Second reading.
2. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL—Second reading.
3. STATE SCHOOL TEACHERS BILL—Second reading.
4. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Second reading.
5. SHIP LOAD LINES BILL—Second reading.
6. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
7. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
8. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
9. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

TUESDAY, 29TH NOVEMBER.

*Question.*

1. The Hon. F. S. GRIMWADE: To call the attention of the Honorable the Minister of Defence to the unseemly exhibition that took place in the Exhibition Building on the 17th November instant, and to ask if the Government will take immediate steps to prevent the Trustees from allowing the Exhibition to be ever again put to such a use.

*Government Business.*

ORDER OF THE DAY:

1. STAMP DUTIES BILL—Consideration of Message from Legislative Assembly.

WEDNESDAY, 30TH NOVEMBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. N. LEVI: To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.

ORDERS OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—Consideration of Report.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LIVERY AND AGISTMENT BILL—To be further considered in Committee.
4. MINES ACTS AMENDMENT BILL—Second reading.

WEDNESDAY, 7TH DECEMBER.

*General Business.*

NOTICES OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE: To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, viz., £250.

ORDER OF THE DAY:—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 23<sup>RD</sup> NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 39.

Notices of Motion and Orders of the Day. No. 39.

Ministers' and Officers' Salaries Bill—[51] (To Members of Council only).

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Notices of Motion and Orders of the Day. No. 65.

Licensing Amendment Bill—[24] (To Members only).

## VICTORIA.

No. 41.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 24TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—
 

*Public Service Salaries Retrenchment Bill—Second reading.*  
*Ministers' and Officers' Salaries Retrenchment Bill—Second reading.*
5. STATE SCHOOL TEACHERS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable F. Brown moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable F. Brown, read a third time and passed.  
The Honorable F. Brown moved, That the following be the title of the Bill :—  
“*An Act relating to State School Teachers.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
6. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable G. Davis moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable G. Davis, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same without amendment.  
Ordered—That the Report be taken into consideration on Tuesday next.

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

*Ship Load Lines Bill—Second reading.*

*Village Settlements Bill—Second reading—Resumption of debate.*

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## Notices of Motion and Orders of the Day.

No. 40.

TUESDAY, 29<sup>TH</sup> NOVEMBER, 1892.

*Question.*

1. The Hon. F. S. GRIMWADE: To call the attention of the Honorable the Minister of Defence to the unseemly exhibition that took place in the Exhibition Building on the 17th November instant, and to ask if the Government will take immediate steps to prevent the Trustees from allowing the Exhibition to be ever again put to such a use.

*Government Business.*

ORDERS OF THE DAY:—

1. STAMP DUTIES BILL—Consideration of Message from Legislative Assembly.
2. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—Second reading.
3. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL—Second reading.
4. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Consideration of Report.
5. SHIP LOAD LINES BILL—Second reading.
6. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
7. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
8. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
9. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. N. LEVI: To move, That in the opinion of this House the Government should call the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, with a view to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.

WEDNESDAY, 30<sup>TH</sup> NOVEMBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. N. LEVI: To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.

ORDERS OF THE DAY:—

1. MINES ACT 1890 AMENDMENT BILL—Consideration of Report.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LIVERY AND AGISTMENT BILL—To be further considered in Committee.
4. MINES ACTS AMENDMENT BILL—Second reading.

WEDNESDAY, 7<sup>TH</sup> DECEMBER.*General Business.*

## NOTICES OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE: To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, viz., £250.

## ORDER OF THE DAY :—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

## MEETING OF SELECT COMMITTEE.

*Wednesday, 30th November.*

REFRESHMENT ROOMS (JOINT)—at two o'clock.

PARLIAMENTARY PAPERS ISSUED 24<sup>TH</sup> NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 40.

Notices of Motion and Orders of the Day. No. 40.

Notices of Motion and Orders of the Day. No. 66.

Railway Lands Acquisition Bill—[3] (To Members only).

Railway Lands Acquisition Bill.—Amendments to be proposed by Mr. McColl on consideration of the Report. (To Members only.)

## VICTORIA.

No. 42.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 29<sup>TH</sup> NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. WRIT RETURNED.—The President announced that there had been returned to him the Writ he had issued for the election of a Member to serve for the South Yarra Province, in the place of the Honorable Sir James MacBain, deceased, and by the indorsement on such Writ it appeared that Matthew Lang had been elected in pursuance thereof.
5. SWEARING IN OF MEMBER.—Matthew Lang, being introduced, took and subscribed the oath required by law, and delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, MATTHEW LANG, of Melbourne, in the colony of Victoria, esquire, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One thousand pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Melbourne, and are known as P. G. Dixon & Company’s Aerated Water Manufactory, situated in Rosslyn-street, West Melbourne; and also freehold land, being parts of Crown allotment 5, section 51, and part of Crown allotments 13, 16, and 17, section 49, parish of North Melbourne, county of Bourke.

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

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

“MATTHEW LANG.”

6. PETITION.—The Honorable Dr. W. H. Embling presented a Petition from John Taylor and Oscar Bertuch, styling themselves respectively Chairman and Honorary Secretary, on behalf of the Castlemaine and District Fruitgrowers’ Association, praying that the Council would not pass the Noxious Insects and Fungi Bill.

Ordered to lie on the Table, and to be referred to the Committee of the whole on the Noxious Insects and Fungi Bill.

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

Exhibition Trustees.—Report of Proceedings and Statement of Income and Expenditure for the Year ended 30th June, 1892.

Rules of the Supreme Court.—Rules for the Admission of Barristers and Solicitors.

Water Act 1890.—Campaspe Irrigation and Water Supply Trust—Application for a Further Loan of £12,000—Detailed Statement.

8. **THE LATE PRESIDENT.**—The President announced that he had forwarded a copy of the Resolution agreed to by the Council on the 10th November instant to Lady MacBain, and had received the following letter in reply :—

“ Scotsburn,” Toorak,  
28th November, 1892.

*The Honorable W. A. Zeal, President of the Legislative Council of Victoria.*

SIR,

On behalf of Lady MacBain I have the honour to acknowledge receipt of your most kind favour to her of 15th inst., enclosing resolution passed by the Legislative Council of Victoria relative to her late dear husband, the Hon. Sir Jas. MacBain, and to express to yourself and the other Honorable Members of the Legislative Council her very sincere thanks for the profound sympathy expressed therein; and which, I am desired to say, is all the more appreciated, coming as it does from such a distinguished body, and one over which the late Sir James had the honour of presiding for so many years.

I am also asked by Lady MacBain to convey to yourself personally her grateful thanks for the exceedingly kind and sympathetic way in which you have spoken of her late husband, and to assure you that if anything can tend to alleviate the sorrow caused by the great loss she has sustained, it is such kindly words as these, reiterated by all classes of the community.

I have the honour to be,

Sir,

Your most obedient servant,

E. G. GARROULD,

Secretary to the late Sir Jas. MacBain.

9. **STAMP DUTIES BILL.**—The Order of the Day for the consideration of the amendments insisted on by the Legislative Council, with which the Legislative Assembly insist on disagreeing—having been read—the Honorable G. Davis moved, That this House do not now insist on their amendments in the Stamp Duties Bill.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, as an amendment, That the following words be added after the words “ Stamp Duties Bill ”:—“ but under protest, because this House is of opinion that this Bill is not such as this House is, by the 56th section of The Constitution Act, prevented from altering, inasmuch as the Bill, in addition to clauses imposing duties, contains other clauses providing for the infliction of penalties, the legal recovery upon promissory notes, the cancellation of stamps, the appointment of a deputy collector, the powers of the collector, and the summoning and punishment of witnesses.”

The Honorable N. FitzGerald moved, as a further amendment, That all the words after the first word “ That ” be omitted, with a view to insert in place thereof the words “ the Stamp Duties Bill be laid aside.”

Debate ensued.

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

Council divided.

Ayes, 24.

The Hon. J. H. Abbott  
J. Balfour  
J. Bell  
F. Brown  
T. Brunton  
J. Buchanan  
J. H. Connor  
G. S. Coppin  
D. Coutts  
H. Cuthbert  
G. Davis  
S. Fraser  
F. S. Grimwade  
C. J. Ham  
E. Morey  
W. H. S. Osmand  
W. Pitt  
J. M. Pratt  
J. Service  
G. Simmie  
E. Steinfeld  
S. Williamson.

*Tellers.*

A. O. Sachse  
Lieut.-Col. Sir F. T. Sargood.

Noes, 17.

The Hon. S. W. Cooke  
J. M. Davies  
F. S. Dobson, LL.D.  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
M. Lang  
N. Levi  
D. Melville  
R. Reid  
C. Sargeant  
J. Sternberg  
N. Thornley  
J. A. Wallace  
A. Wynne.

*Tellers.*

S. Austin  
D. E. McBryde.

And, so it was resolved in the affirmative.

Question—That the following words be added after the words “Stamp Duties Bill” :—“but under protest, because this House is of opinion that this Bill is not such as this House is, by the 56th section of the Constitution Act, prevented from altering, inasmuch as the Bill, in addition to clauses imposing duties, contains other clauses providing for the infliction of penalties, the legal recovery upon promissory notes, the cancellation of stamps, the appointment of a deputy collector, the powers of the collector, and the summoning and punishment of witnesses”—put and resolved in the affirmative.

Question—That this House do not now insist on their amendments in the Stamp Duties Bill, but under protest, because this House is of opinion that this Bill is not such as this House is, by the 56th section of The Constitution Act, prevented from altering, inasmuch as the Bill, in addition to clauses imposing duties, contains other clauses providing for the infliction of penalties, the legal recovery upon promissory notes, the cancellation of stamps, the appointment of a deputy collector, the powers of the collector, and the summoning and punishment of witnesses—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council do not now insist on their amendments in this Bill disagreed with by the Legislative Assembly.

10. PUBLIC SERVICE SALARIES RETRENCHMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

*Ministers' and Officers' Salaries Retrenchment Bill—Second reading.*

*Railways Construction (Warracknabeal and Donald) Bill—Consideration of Report.*

*Ship Load Lines Bill—Second reading.*

*Village Settlements Bill—Second reading—Resumption of debate.*

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 29th November, 1892.

THOS. BENT,  
Speaker.

13. BARRISTERS AND SOLICITORS ADMISSION BILL.—The Honorable N. Fitz Gerald moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria,*” be now read a first time.

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

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 41.

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WEDNESDAY, 30TH NOVEMBER, 1892.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. N. LEVI : To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.
2. The Hon. N. LEVI : To move, That in the opinion of this House the Government should call the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, with a view to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.

ORDERS OF THE DAY :—

1. MINES ACT 1890 AMENDMENT BILL—Consideration of Report.
2. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
3. LIVERY AND AGISTMENT BILL—To be further considered in Committee.
4. MINES ACTS AMENDMENT BILL—Second reading.
5. BARRISTERS AND SOLICITORS ADMISSION BILL—Second reading.

*Government Business.*

NOTICE OF MOTION :—

1. The Hon. F. BROWN : To move, That he have leave to bring in a Bill to further amend the *Police Offences Act 1890*.

ORDERS OF THE DAY :—

1. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—To be further considered in Committee.
2. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL—Second reading.
3. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL—Consideration of Report.
4. SHIP LOAD LINES BILL—Second reading.
5. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate*.
6. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
7. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
8. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

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WEDNESDAY, 7TH DECEMBER.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD : To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE : To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, viz., £250.

ORDER OF THE DAY :—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# MEETING OF SELECT COMMITTEE.

*Wednesday, 30th November.*

REFRESHMENT ROOMS (JOINT)—at two o'clock.

## PARLIAMENTARY PAPERS ISSUED SINCE 24<sup>TH</sup> NOVEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 41.  
 Notices of Motion and Orders of the Day. No. 41.  
 Mines Bill—[49] (To Members of Council only).  
 Legal Profession Practice Bill—[52] (To Members of Council only).

Votes and Proceedings of the Legislative Assembly. Nos. 66, 67, and 68.  
 Notices of Motion and Orders of the Day. No. 67.  
 Divisions in Committee of the Whole. No. 14.  
 Mallee Lands Bill.—Message. B.—No. 23.  
 Companies Act Amendment Bill—[23] (To Members only).  
 Committee of Supply.—On the consideration of the Estimates. Motion by Mr. Vale. (To Members only.)  
 The 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 under the authority of Part IX. of The Constitution Act Amendment Act 1890. No. 150.

No. 43.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 30TH NOVEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced the receipt of the following Message from the Legislative Assembly :—

MR. PRESIDENT,

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Companies Act 1890'*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the same without amendment.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 30th November, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 30th November, 1892.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to make better provision for the Acquisition of Lands required for the Construction of Lines of Railway and for other purposes,*" with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 30th November, 1892.

7. **RAILWAY LANDS ACQUISITION BILL.**—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to make better provision for the Acquisition of Lands required for the Construction of Lines of Railway and for other purposes,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
8. **INTEREST UPON SAVINGS BANKS' DEPOSITS.**—The Honorable N. Levi moved, That in the opinion of this House the Government should call the attention of the Commissioners of Savings Banks to the 26th section of the *Savings Banks Act 1890*, with a view to withdraw the restriction at present made by them of not allowing interest upon deposits amounting to Two hundred and fifty pounds, and to extend the sum upon which interest may be paid to Five hundred pounds, as allowed by the Act.  
Debate ensued.  
Motion, by leave, withdrawn.
9. **PAPER.**—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk :—  
The Constitution Act Amendment Act 1890, Part IX.—Statement showing Appointment to an Office of Parliament and the Names of all Persons Temporarily Employed in the Departments of the Legislative Council and Parliament Gardens.
10. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to remove doubts as to the effect of Section three hundred and six of the 'Local Government Act 1890' in its application to the City of Melbourne,*" with which they desire the concurrence of the Legislative Council.  
Legislative Assembly,  
Melbourne, 30th November, 1892.  
THOS. BENT,  
Speaker.
11. **MELBOURNE CITY COUNCIL BORROWING POWERS BILL.**—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to remove doubts as to the effect of Section three hundred and six of the 'Local Government Act 1890' in its application to the City of Melbourne,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
12. **MINES ACT 1890 AMENDMENT BILL.**—The Order of the Day for the consideration of the Report on this Bill having been read—On the motion of the Honorable J. H. Abbott, the Council adopted the Report from the Committee of the whole.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. H. Abbott, read a third time and passed.  
The Honorable J. H. Abbott moved, That the following be the title of the Bill :—  
"*An Act to amend the 'Mines Act 1890.'*"  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.
13. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until the 14th December next :—  
*Life Assurance Companies Law Amendment Bill—Second Reading.*
14. **LIVERY AND AGISTMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 Wednesday next.
15. **MELBOURNE CITY COUNCIL BORROWING POWERS BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable F. Brown moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable F. Brown, read a third time and passed.

The Honorable F. Brown moved, That the following be the title of the Bill :—

*“ An Act to remove doubts as to the effect of Section three hundred and six of the ‘ Local Government Act 1890 ’ in its application to the City of Melbourne. ”*

Question—put and resolved in the affirmative.

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

16. MINES ACTS AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable N. FitzGerald moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

The President resumed the Chair; and the Honorable Dr. Dobson 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 Wednesday next.

17. BARRISTERS AND SOLICITORS ADMISSION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable N. FitzGerald moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable N. FitzGerald, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable N. FitzGerald, read a third time and passed.

The Honorable N. FitzGerald moved, That the following be the title of the Bill :—

*“ An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria. ”*

Question—put and resolved in the affirmative.

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

18. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL.—The Honorable F. Brown moved, That he have leave to bring in a Bill to further amend the *Police Offences Act 1890*.

Question—put and resolved in the affirmative.

Ordered—That the Honorable F. Brown do prepare and bring in the Bill.

The Honorable F. Brown then brought up a Bill intituled *“ A Bill to further amend the ‘ Police Offences Act 1890, ’ ”* and moved, That it be now read a first time.

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

19. RAILWAYS CONSTRUCTION (WARRACKNABEAL AND DONALD) BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill :—

*“ An Act to authorize the Construction of State Lines of Railway from Warracknabeal and Donald. ”*

Question—put and resolved in the affirmative.

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

20. PUBLIC SERVICE SALARIES RETRENCHMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

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

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

*Ministers’ and Officers’ Salaries Retrenchment Bill—Second reading.*

22. SHIP LOAD LINES BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill:—

*“An Act relating to the Marking of Load Lines on Ships.”*

Question—put and resolved in the affirmative.

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

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

*Village Settlements Bill—Second reading—Resumption of debate.*

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 42.

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THURSDAY, 1ST DECEMBER, 1892.

*Question.*

1. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence—
  1. If it is correct that the Tragowel Irrigation and Water Supply Trust have borrowed £160,000, and expended the same without good results.
  2. Did the Minister promise not to increase the loan without notifying and consulting the ratepayers.
  3. Has the Minister lent the said Trust another £12,000.

*Government Business.*

ORDERS OF THE DAY :—

1. PUBLIC SERVICE SALARIES RETRENCHMENT BILL—To be further considered in Committee.
2. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL—Second reading.
3. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
5. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
6. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. J. STERNBERG: To move, That there be laid upon the Table of this House the whole of the Reports obtained from experts by the Government, and other papers, *re* the suitability of the land proposed to be used for a Cemetery at Frankston.
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TUESDAY, 6TH DECEMBER.

*Government Business.*

ORDERS OF THE DAY :—

1. RAILWAY LANDS ACQUISITION BILL—Second reading.
  2. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.
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WEDNESDAY, 7TH DECEMBER.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE: To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, *viz.*, £250.
3. The Hon. N. LEVI: To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.

ORDERS OF THE DAY :—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.
2. LIVERY AND AGISTMENT BILL—Consideration of Report.
3. MINES ACTS AMENDMENT BILL—Consideration of Report.

WEDNESDAY, 14<sup>TH</sup> DECEMBER.

*General Business.*

ORDER OF THE DAY:—

1. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 30<sup>TH</sup> NOVEMBER, 1892.

Notices of Motion and Orders of the Day. No. 42.

Railway Lands Acquisition Bill—[3] (To Members of Council only).

Police Offences Bill—[97]

Notices of Motion and Orders of the Day. No. 68.

Absentee Income Tax Bill—[55]

Mining Boards Abolition Bill—[92]

Parliamentary Standing Committee on Railways.—Statement showing Progress of Inquiries. (To Members only.)

No. 44.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 1ST DECEMBER, 1892.

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

HOPETOUN,  
Governor.

*Message No. 14.*

The Governor informs the Legislative Council that he has, on this day, at the 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 amend the ‘ Companies Act 1890.’* ”

Government House,  
Melbourne, 1st December, 1892.

5. PUBLIC SERVICE SALARIES RETRENCHMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same with an amendment.  
The Honorable F. Brown moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
Question—put and resolved in the affirmative.  
On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable F. Brown, read a third time and passed.  
The Honorable F. Brown moved, That the following be the title of the Bill :—  
“ *An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three.* ”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council have agreed to the same with an amendment, and requesting their concurrence therein.
6. MINISTERS' AND OFFICERS' SALARIES RETRENCHMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council.  
The Honorable F. Brown moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.

On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable F. Brown, read a third time, with the concurrence of an absolute majority of the whole number of the Members of the Legislative Council, and passed.

The Honorable F. Brown moved, That the following be the title of the Bill:—

*“An Act providing for the Reduction for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three of the Salaries and Reimbursements payable to Responsible Ministers Members of the Legislative Assembly and certain Public Officers.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Governor recommending amendments in the Bill intituled “*An Act to amend the ‘Stamps Act 1890,’*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Governor in this Bill, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 1st December, 1892.

THOS. BENT,  
Speaker.

HOPETOUN,  
Governor.

Message.

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 a Bill intituled “*An Act to amend the ‘Stamps Act 1890’*”:—

In Clause 1, omit “seventeenth” and substitute “twelfth”; omit “October” substitute “December.”

In Clause 18, after “deed” omit “of” and substitute “or.”

On the motion of the Honorable G. Davis, the Council agreed to the several amendments recommended by His Excellency the Governor, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

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

MR. PRESIDENT,

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

Legislative Assembly  
Melbourne, 1st December, 1892.

THOS. BENT,  
Speaker.

9. VILLAGE SETTLEMENTS 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.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the debate be now adjourned.

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

Ordered—That the debate be adjourned until Tuesday next.

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

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 43.

TUESDAY, 6TH DECEMBER, 1892.

*Question.*

1. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence—
  1. If it is correct that the Tragowel Irrigation and Water Supply Trust have borrowed £160,000, and expended the same without good results.
  2. Did the Minister promise not to increase the loan without notifying and consulting the ratepayers.
  3. Has the Minister lent the said Trust another £12,000.

*Government Business.*

ORDERS OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Second reading—*Resumption of debate.*
2. RAILWAY LANDS ACQUISITION BILL—Second reading.
3. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.
4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
5. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
6. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. J. STERNBERG: To move, That there be laid upon the Table of this House the whole of the Reports obtained from experts by the Government, and other papers, *re* the suitability of the land proposed to be used for a Cemetery at Frankston.

WEDNESDAY, 7TH DECEMBER.

*General Business.*

NOTICES OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE: To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, *viz.*, £250.
3. The Hon. N. LEVI: To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.

ORDERS OF THE DAY:—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.
2. LIVERY AND AGISTMENT BILL—Consideration of Report.
3. MINES ACTS AMENDMENT BILL—Consideration of Report.

WEDNESDAY, 14<sup>TH</sup> DECEMBER.

*General Business.*

ORDER OF THE DAY:—

1. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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PARLIAMENTARY PAPERS ISSUED 1<sup>ST</sup> DECEMBER, 1892.

Notices of Motion and Orders of the Day. No. 43.

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Notices of Motion and Orders of the Day. No. 69.

VICTORIA.

No. 45.

MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE COUNCIL.

TUESDAY, 6TH DECEMBER, 1892.

- 1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. SUBSTITUTED DECLARATION OF MEMBER.—The Honorable D. E. McBryde delivered to the Clerk the following Declaration, viz.:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, DUNCAN ELPHINSTONE MCBRYDE, of Brighton, in the colony of Victoria, Member of the Legislative Council, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of Nine hundred and seventy pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Brighton, and are known as ‘Kamesburgh,’ containing ten acres or thereabouts, being part of Dendy’s special survey at Brighton, and situate at the angle of North-road and Cochrane-street, and lately purchased by me for the sum of Twelve thousand two hundred pounds.

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

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

“D. E. MCBRYDE.”

- 5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable G. Davis, and the same was read by the Honorable the President :—

HOPETOUN, Governor.

Message No. 15.

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

- “An Act relating to State School Teachers.”
“An Act to provide for the Establishment and Management of a National Park at Tower Hill near Koroit.”
“An Act to remove doubts as to the effect of Section three hundred and six of the ‘Local Government Act 1890’ in its application to the City of Melbourne.”
“An Act to authorize the Construction of State Lines of Railway from Warracknabeal and Donald.”
“An Act to amend the ‘Stamps Act 1890.’”
“An Act to facilitate the admission of certain English Scottish and Irish Barristers and Solicitors to practise as Barristers and Solicitors in Victoria.”

Government Offices, Melbourne, 5th December, 1892.

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

HOPETOUN,

Governor.

Message No. 16.

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, reserved the undermentioned Bill, presented to him by the Clerk of the Parliaments, for the signification of Her Majesty's pleasure thereon, viz.:—

“A Bill intituled ‘An Act relating to the Marking of Load Lines on Ships’.”

Government Offices,  
Melbourne, 5th December, 1892.

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

Water Act 1890.—North Boort Irrigation and Water Supply Trust.—District Decreased.

8. VILLAGE SETTLEMENTS 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.

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

Question—put and resolved in the affirmative.

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

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

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

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

MR. PRESIDENT,

The Legislative Assembly return to the Legislative Council the Bill intituled “An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three,” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly  
Melbourne, 6th December, 1892.

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

*Railway Lands Acquisition Bill—Second reading.*

*Police Offences Act 1890 further Amendment Bill—Second reading.*

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 44.

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WEDNESDAY, 7<sup>TH</sup> DECEMBER, 1892.

*Question.*

1. The Hon. Dr. DOBSON: To ask the Honorable the Minister of Defence if any estimate has been made, and, if so, what is the estimated amount which will be derived from the proposed Absentee Income Tax.

*General Business.*

NOTICES OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.
2. The Hon. J. SERVICE: To move, That, in the opinion of this House, it is not desirable that the Commissioners of Savings Banks should extend the sum upon which interest may be allowed beyond the amount now fixed, viz., £250.
3. The Hon. N. LEVI: To move, That, in the opinion of this House, it is desirable that a National Bank should be established in the Colony of Victoria.
4. The Hon. J. STERNBERG: To move, That there be laid upon the Table of this House the whole of the Reports obtained from experts by the Government, and other papers, *re* the suitability of the land proposed to be used for a Cemetery at Frankston.

ORDERS OF THE DAY:—

1. WYNDHAM SHIRE LANDS BILL—To be further considered in Committee.
2. LIVERY AND AGISTMENT BILL—Consideration of Report.
3. MINES ACTS AMENDMENT BILL—Consideration of Report.

*Government Business.*

ORDERS OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—To be further considered in Committee.
2. RAILWAY LANDS ACQUISITION BILL—Second reading.
3. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.
4. NOXIOUS INSECTS AND FUNGI BILL—Second reading.
5. PUBLIC HEALTH LAW AMENDMENT BILL—Second reading.
6. MARRIAGE ACT 1890 AMENDMENT BILL—Second reading.

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WEDNESDAY, 14<sup>TH</sup> DECEMBER.

*General Business.*

ORDER OF THE DAY:—

1. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 1ST DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. Nos. 42, 43, and 44.

Notices of Motion and Orders of the Day. No. 44.

Livery-stable Keepers Bill—[69] (To Members of Council only).

Mines Acts Amendment Bill—[71] (To Members of Council only).

Railway Lands Acquisition Bill.—Amendments to be proposed by the Hon. F. Brown. (To Members of Council only.)

Votes and Proceedings of the Legislative Assembly. Nos. 69, 70, and 71.

Notices of Motion and Orders of the Day. No. 70.

Divisions in Committee of the Whole. No. 15.

Mines Bill—[49] (To Members only).

Federal Council Referring (Victoria) Bill—[88]

Metropolitan General Cemetery Bill.—Amendments to be proposed by Mr. G. Turner. (To Members only.)

Mallee Lands Bill—

Amendments to be proposed by Mr. A. McLean. (To Members only.)

Amendments by Mr. Dyer and Mr. McCell. (To Members only.)

Sale of Bread Bill.—Amendments to be proposed by Mr. W. T. Carter. (To Members only.)

## VICTORIA.

No. 46.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 7TH DECEMBER, 1892.

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

HOPETOUN,

*Governor.**Message No. 17.*

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

*“An Act providing for the Reduction of Public Salaries for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three.”*

Government Offices,  
Melbourne, 7th December, 1892.

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

HOPETOUN,

*Governor.**Message No. 18.*

The Governor informs the Legislative Council that he has, on this day, at the Government Offices, reserved the undermentioned Bill, presented to him by the Clerk of the Parliaments, for the signification of Her Majesty's pleasure thereon, viz.:—

*“A Bill intituled ‘An Act providing for the reduction for the Financial Year ending on the thirtieth day of June One thousand eight hundred and ninety-three of the Salaries and Reimbursements payable to Responsible Ministers Members of the Legislative Assembly and certain Public Officers.’”*

Government Offices,  
Melbourne, 7th December, 1892.

6. DEFENCES OF VICTORIA.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That there be laid before this House—

1. The Report of Major-General Edwards upon the Defences of Victoria.
2. Copy of the “Remarks on Major-General Edwards' Report by the Colonial Defence Committee.”
3. Report of the Colonial Defence Committee upon the “Scheme of Defence for the Colony,” drawn up by Major-General Tulloch, C.B.
4. Copy of the “Suggestions” submitted by Major-General Tulloch to the present Minister of Defence for the maintaining the “skeletons” of the Battalions, and at the same time saving the same amount of money as required by the Government, referred to in Major-General Tulloch's Report under date 28th July, 1892.

Question—put and resolved in the affirmative.

7. PAPER.—The Honorable G. Davis presented—  
Defences of Victoria.—Return to the foregoing Order.

8. CEMETERY AT FRANKSTON.—The Honorable J. Sternberg moved, That there be laid upon the Table of this House the whole of the Reports obtained from experts by the Government, and other papers, *re* the suitability of the land proposed to be used for a Cemetery at Frankston.

Debate ensued.

Question—put and resolved in the affirmative.

9. WYNDHAM SHIRE LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

On the motion of the Honorable T. Brunton, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable T. Brunton, read a third time and passed.

The Honorable T. Brunton moved, That the following be the title of the Bill :—

*“ An Act to enable the President Councillors and Ratepayers of the Shire of Wyndham to sell and convey certain lands at Werribee and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire.”*

Question—put and resolved in the affirmative.

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

10. LIVERY AND AGISTMENT BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—on the motion of the Honorable J. M. Pratt, the Council adopted the Report from the Committee of the whole.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. M. Pratt, read a third time and passed.

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

*“ An Act for the better protection of Livery-stable Keepers and Agisters of Cattle and for other purposes.”*

Question—put and resolved in the affirmative.

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

11. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable N. FitzGerald, the following Order of the Day was read and discharged :—

*Mines Acts Amendment Bill—Consideration of Report.*

12. MINES ACTS AMENDMENT BILL.—The Honorable N. FitzGerald moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of Clause 1.

Question—put and resolved in the affirmative.

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

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

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

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

MR. PRESIDENT,

The Legislative Assembly transmit to the Legislative Council the accompanying communication from the Clerk of the Parliaments, calling attention to a clerical error in the Bill intituled “ *An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder,*” and acquaint the Legislative Council that the Legislative Assembly have agreed that such error be corrected by the insertion of the words “ day of ” in the Preamble after the word “ thirty-first,” with which they desire the concurrence of the Legislative Council.

Legislative Assembly  
Melbourne, 7th December, 1892.

THOS. BENT,  
Speaker.

Parliament House,  
Melbourne, 6th December, 1892.

SIR,

I do myself the honour to report, in conformity with the Joint Standing Order No. 21, that the following clerical error has been discovered in the Bill intituled “ *An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder* ” :—

In the Preamble the words “ day of ” have been omitted after the word “ thirty-first.”

I have the honour to be, Sir,  
Your most obedient Servant,

GEO. H. JENKINS,  
Clerk of the Parliaments.

To the Honorable the Speaker,  
&c., &c., &c.

On the motion of the Honorable G. Davis, the Council concurred with the Legislative Assembly in the correction of the clerical error discovered in the Melbourne Tramways Trust Amendment Bill, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

14. RAILWAY LANDS ACQUISITION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time. Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 7th December, 1892.

THOS. BENT,  
Speaker.

16. CAPE PATTERSON AND KILCUNDA JUNCTION RAILWAY ACT FURTHER AMENDMENT BILL.—The Honorable J. Service moved, by leave, That all the Standing Orders relating to Private Bills be suspended in relation to the Bill to amend and continue an Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes, and that all fees be remitted with regard to such Bill.

Question—put and resolved in the affirmative.

The Honorable J. Service moved, That the Bill transmitted by the foregoing Message, intituled “ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’*” be now read a first time.

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

The Honorable J. Service moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had gone through the Bill, and agreed to the same with an amendment.

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

Question—put and resolved in the affirmative.

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. Service, read a third time and passed.

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

“ *An Act to amend and continue an Act intituled ‘ An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes.’*”

Question—put and resolved in the affirmative.

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

17. VILLAGE SETTLEMENTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable Dr. Dobson 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.

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

*Police Offences Act 1890 further Amendment Bill—Second reading.*

19. DISCHARGE OF ORDERS OF THE DAY.—On the motion of the Honorable G. Davis, the following Orders of the Day were read and discharged :—

*Noxious Insects and Fungi Bill—Second reading.*

*Public Health Law Amendment Bill—Second reading.*

*Marriage Act 1890 Amendment Bill—Second reading.*

Ordered—That the said Bills be withdrawn.

20. ADJOURNMENT.—The Honorable G. Davis moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable G. Davis moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 45.

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TUESDAY, 13TH DECEMBER, 1892.

*Government Business.*

ORDERS OF THE DAY :—

1. RAILWAY LANDS ACQUISITION BILL—To be further considered in Committee.
2. VILLAGE SETTLEMENTS BILL—Consideration of Report.
3. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.

*General Business.*

ORDER OF THE DAY :—

1. MINES ACTS AMENDMENT BILL—Consideration of Report.
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WEDNESDAY, 14TH DECEMBER.

*General Business.*

ORDER OF THE DAY :—

1. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
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WEDNESDAY, 21ST DECEMBER.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 7<sup>TH</sup> DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 45.

Notices of Motion and Orders of the Day. No. 45.

Australian Defence: Remarks of Colonial Defence Committee on Major-General Edwards' Report. C 3.  
The Constitution Act Amendment Act 1890.—Part IX.—Statement showing appointment to an office of  
Parliament, &c. No. 106.

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Notices of Motion and Orders of the Day. No. 71.

Licensing Act 1890 Amendment Bill.—Amendment to be proposed. (To Members only.)

## VICTORIA.

No. 47.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 13TH DECEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The following Petitions, praying that the Council would refuse to pass the Police Offences Act 1890 further Amendment Bill, were presented as under :—
  - By the Honorable Lieut.-Col. Sir F. T. Sargood—
    - From John C. Symons and Jas. Rickard, styling themselves respectively Chairman and Honorary Secretary of the Council of Churches in Victoria.
  - By the Honorable J. M. Davies—
    - From David Gordon, styling himself Convener of the Committee on the State of Religion and Morals of the Presbyterian Church of Victoria.
  - By the Honorable J. Balfour—
    - From Alexander Yule, styling himself Chairman of the Public Questions Committee of the Presbyterian Church of Victoria.
    - From Francis Neale and Chas. H. Ingamells, on behalf of the Committee for Guarding the Civil and Religious Privileges of the Wesleyan Methodist Church in Victoria.
 Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Police Offences Act 1890 further Amendment Bill.
5. PAPERS.—The Honorable G. Davis presented—
  - Cemetery at Frankston.—Return to an Order of the Legislative Council, dated 7th December, 1892, for the whole of the Reports obtained from experts by the Government, and other papers, *re* the suitability of the land proposed to be used for a Cemetery at Frankston.
 The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Water Act 1890.—Bairnsdale Irrigation and Water Supply Trust.—Regulation No. 5.
  - Fire Brigades Act 1890.—Regulations made by the Governor in Council during the period from 1st May to 30th November, 1892.
6. RAILWAY LANDS ACQUISITION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.
  - The President resumed the Chair; and the Honorable J. Bell reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
  - Resolved—That the Council will, to-morrow, again resolve itself into the said Committee.
7. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced the receipt of the following Message from the Legislative Assembly :—
  - MR. PRESIDENT—
    - The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, and have disagreed with one of the said amendments, with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 13th December, 1892.

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

Amendment of the Legislative Council to omit Clause 6—

If the justices forming the court before which any information for an offence under the last preceding section is brought be of opinion that the evidence against the defendant discloses a *prima facie* case of felony or indictable misdemeanour on his part such justices may refuse to entertain any such information but may deal with the same as if such felony or misdemeanour had been directly charged in such information whether the person charged has pleaded to such information or not.

Disagreed  
with by  
the Legis-  
lative As-  
sembly.

The Honorable J. M. Pratt moved, That the Council do not insist on their amendment to omit Clause 6.

Debate ensued.

Question—put and negatived.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend and continue an Act intituled ‘An Act to authorize the construction of the Cape Patterson and Kilcunda Junction Railway and for other purposes,’*” and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendment made in such Bill by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 13th December, 1892.

The Hon. Lieut.-Col. Sir F. T. Sargood moved, That the Council do not insist on their amendment.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council do not insist on their amendment disagreed with by the Legislative Assembly.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to Mallee Lands,*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 13th December, 1892.

10. MALLEE LANDS BILL.—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled “*An Act relating to Mallee Lands,*” be now read a first time.

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

11. TRUSTEES LAW AMENDMENT BILL.—The Honorable N. Thornley moved, by leave, That he have leave to bring in a Bill to amend the Law relating to Trustees.

Question—put and resolved in the affirmative.

Ordered—That the Honorable N. Thornley do prepare and bring in the Bill.

The Honorable N. Thornley then brought up a Bill intituled “*A Bill to amend the Law relating to Trustees,*” and moved, That it be now read a first time.

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

12. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the following Order of the Day was read and discharged :—

*Village Settlements Bill—Consideration of Report.*

13. VILLAGE SETTLEMENTS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be recommitted to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.

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

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

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

*Police Offences Act 1890 further Amendment Bill—Second reading.*

*Mines Acts Amendment Bill—Consideration of Report.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 46.

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WEDNESDAY, 14<sup>TH</sup> DECEMBER, 1892.

*Question.*

1. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence what is the estimated cost of the Select Committee on the Fishing Industry; also, what has been the real cost to date.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That there be laid before this House a Return showing—
  1. The names of offices, branches, and establishments in the Department of the Chief Secretary which have been inspected by the Public Service Board since its general examination of all the departments in 1884 and subsequent completion of its classification in 1885; together with the dates of such inspections.
  2. The dates and subjects of any reports by letters or memoranda made by the Board upon the Chief Secretary's Department or any of its branches.
  3. A copy of the Board's Report, dated 7th October, 1892, and of all correspondence relating to its recent inspection of the Department of the Chief Secretary.

ORDERS OF THE DAY:—

1. LIFE ASSURANCE COMPANIES LAW AMENDMENT BILL—Second reading.
2. MINES ACTS AMENDMENT BILL—Consideration of Report.
3. TRUSTEES LAW AMENDMENT BILL—Second reading.

*Government Business.*

NOTICE OF MOTION:—

1. The Hon. G. DAVIS: To move, That Friday be a day on which the Council shall meet for despatch of business during the present Session, and that half-past four o'clock be the hour of meeting; Government business to take precedence of all other business.

ORDERS OF THE DAY:—

1. RAILWAY LANDS ACQUISITION BILL—To be further considered in Committee.
  2. MALLEE LANDS BILL—Second reading.
  3. VILLAGE SETTLEMENTS BILL—To be further considered in Committee.
  4. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.
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WEDNESDAY, 21<sup>ST</sup> DECEMBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 8<sup>TH</sup> DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 46.  
 Notices of Motion and Orders of the Day. No. 46.  
 Agricultural Settlements Bill—[9] (To Members of Council only).  
 Mallee Lands Bill—[66] (To Members of Council only).  
 Trusts Bill—[91]

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Votes and Proceedings of the Legislative Assembly. Nos. 72, 73, and 74.  
 Notices of Motion and Orders of the Day. No. 73.  
 Divisions in Committee of the Whole. No. 16.  
 Payment of Teachers Bill—[29]  
 Bakers and Millers Act Amendment Bill—[68] (To Members only).  
 Duties of Customs Bill—[72]  
 Customs and Excise Duties Bill.—New clause to be proposed in Committee by Mr. Scott. (To Members only.)  
 Final Report from the Select Committee upon the Fishing Industry of Victoria, &c. D.—No 5.

## VICTORIA.

No. 48.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 14TH DECEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The following Petitions, praying that the Council would refuse to pass the Police Offences Act 1890 further Amendment Bill, were presented as under :—
  - By the Honorable Lieut.-Col. Sir F. T. Sargood—
    - From J. John Halley, styling himself Secretary, on behalf of the Executive of the Congregational Union of Victoria.
    - From M. McLean and M. E. Kirk, styling themselves respectively President and Secretary, on behalf of the Women's Christian Temperance Union of Victoria.
  - By the Honorable S. W. Cooke—
    - From Edward Taylor and William Frederick Turton, styling themselves respectively Chairman and Secretary, on behalf of the Congregational Ministers' and Deacons' Association of Victoria.

Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Police Offences Act 1890 further Amendment Bill.
5. OFFICES INSPECTED BY PUBLIC SERVICE BOARD.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That there be laid before this House a Return showing—
  1. The names of offices, branches, and establishments in the Department of the Chief Secretary which have been inspected by the Public Service Board since its general examination of all the departments in 1884 and subsequent completion of its classification in 1885; together with the dates of such inspections.
  2. The dates and subjects of any reports by letters or memoranda made by the Board upon the Chief Secretary's Department or any of its branches.
  3. A copy of the Board's Report, dated 7th October, 1892, and of all correspondence relating to its recent inspection of the Department of the Chief Secretary.

Question—put and resolved in the affirmative.
6. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable G. Davis, the following Order of the Day was read and discharged :—
 

*Life Assurance Companies Law Amendment Bill—Second reading.*

Ordered—That the said Bill be withdrawn.
7. MINES ACTS AMENDMENT BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—on the motion of the Honorable T. Dowling, the Council adopted the Report from the Committee of the whole. The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable T. Dowling, read a third time and passed. The Honorable T. Dowling moved, That the following be the title of the Bill :—
 

*“An Act to amend the ‘Mines Act Amendment Act 1890’ and the ‘Mines Act 1891.’”*

Question—put and resolved in the affirmative.

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

8. TRUSTEES LAW AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable N. Thornley moved, That this Bill be now read a second time.  
Debate ensued.  
The Honorable H. Cuthbert moved, That the debate be now adjourned.  
Debate continued.  
Question—That the debate be now adjourned—put and resolved in the affirmative.  
Ordered—That the debate be adjourned until Wednesday next.
9. RAILWAY LANDS ACQUISITION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson 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. VILLAGE SETTLEMENTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson 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 on Tuesday next.
11. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday next :—  
*Mallee Lands Bill—Second reading.*  
*Police Offences Act 1890 further Amendment Bill—Second reading.*
12. ADJOURNMENT.—The Honorable G. Davis moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable G. Davis moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 47.

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TUESDAY, 20TH DECEMBER, 1892.

*Question.*

1. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence what is the estimated cost of the Select Committee on the Fishing Industry; also, what has been the real cost to date.

*Government Business.*

ORDERS OF THE DAY:—

1. RAILWAY LANDS ACQUISITION BILL—Consideration of Report.
2. VILLAGE SETTLEMENTS BILL—Consideration of Report.
3. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL—Second reading.
4. MALLEE LANDS BILL—Second reading.

*General Business.*

NOTICES OF MOTION:—

1. The Hon. J. SERVICE: To move, That there be laid before this House a Return showing—
    1. The amounts borrowed by each municipality under the provisions of the Local Government Acts which are now current.
    2. The due dates for the repayment of such borrowings.
    3. The amount standing at the credit of each municipality in the sinking fund, as provided for under section 330 of the *Local Government Act* 1890.
    4. The amount invested in the repurchase of their own debentures under section 333, as shown by the Treasury books.
  2. The Hon. T. DOWLING: To move, That there be laid before this House a Return showing the number of selectors or lessees on the Condah Swamp; the arrears of rent, if any, due by the said occupants.
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WEDNESDAY, 21ST DECEMBER.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

ORDER OF THE DAY:—

1. TRUSTEES LAW AMENDMENT BILL—Second reading—*Resumption of debate.*

GEORGE H. JENKINS,

Clerk of the Legislative Council.

PARLIAMENTARY PAPERS ISSUED 14<sup>TH</sup> DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 47.  
Notices of Motion and Orders of the Day. No. 47.

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Notices of Motion and Orders of the Day. No. 74.

## VICTORIA.

No. 49.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 20<sup>TH</sup> DECEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PETITIONS.—The following Petitions, praying that the Council would refuse to pass the Police Offences Act 1890 further Amendment Bill, were presented as under:—
  - By the Honorable F. S. Grimwade—  
From the Right Rev. Field Flowers Goe, D.D., Bishop of Melbourne, and the Right Rev. Samuel Thornton, D.D., Bishop of Ballarat.
  - By the Honorable C. J. Ham—  
From certain District Officers of the Independent Order of Rechabites Temperance Friendly Benefit Society.
  - By the Honorable J. H. Abbott—  
From certain Ministers of Bendigo.
  - By the Honorable J. Balfour—  
From certain Ministers and Officers of the United Methodist Church of Victoria.

Severally ordered to lie on the Table, and to be referred to the Committee of the whole on the Police Offences Act 1890 further Amendment Bill.

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

HOPETOUN,

Governor.

Message No. 19.

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

“An Act to enable the President Councillors and Ratepayers of the Shire of Wyndham to sell and convey certain lands at Werribee and to apply the proceeds of such sale towards the cost of erecting a Shire Hall and Municipal Offices elsewhere within the said shire.”

“An Act to amend various Acts of Parliament relating to The Melbourne Tramways Trust and to more fully define the powers of the said Trust thereunder.”

“An Act to amend and continue an Act intituled ‘An Act to authorize the construction of the Cape Patterson and Kileunda Junction Railway and for other purposes.’”

Government Offices,  
Melbourne, 19th December, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council a Bill intituled “An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes,” and acquaint the Legislative Council that the Legislative Assembly do not insist on disagreeing with the amendment in such Bill insisted on by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 20th December, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Mines Act Amendment Act 1890' and the 'Mines Act 1891,'*" and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 20th December, 1892.

THOS. BENT,  
Speaker.

8. PAPERS.—The Honorable G. Davis presented, by command of His Excellency the Governor—  
Twenty-seventh Report of the Board of Visitors to the Observatory ; together with the Annual Report of the Government Astronomer.

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 :—

Melbourne and Metropolitan Board of Works.—Statement of Receipts and Expenditure, Balance-sheet, and Contracts for the Year ending 30th June, 1892.

Water Act 1890.—Campaspe Irrigation and Water Supply Trust.—Further Loan.

Sixth Annual Report of the Proceedings of the Government Statist in connexion with Trade Unions.—Report for the Year 1891, with an Appendix.

Census of Victoria, 1891.—Part IX.—Occupations of the People.

Savings Banks.—General Order No. XVIII., dated 8th December, 1892.

Agricultural Education.—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education from 1st July, 1891, to 31st December, 1891.

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable F. Brown, the following Order of the Day was read and discharged :—

*Railway Lands Acquisition Bill—Consideration of Report.*

10. RAILWAY LANDS ACQUISITION BILL.—The Honorable F. Brown moved, That this Bill be recommended to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

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

The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had gone through the Bill, and agreed to the same without further amendment.

The Honorable F. Brown moved, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable F. Brown, read a third time and passed.

The Honorable F. Brown moved, That the following be the title of the Bill:—

*"An Act to make better provision for the Acquisition of lands required for the construction of Lines of Railway and for other purposes."*

Question—put and resolved in the affirmative.

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

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

*Village Settlements Bill—Consideration of Report.*

12. POLICE OFFENCES ACT 1890 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.

Debate ensued.

Question—put and negatived.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Four hundred and seventy-three thousand four hundred and seventy-four pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 20th December, 1892.

THOS. BENT,  
Speaker.

14. CONSOLIDATED REVENUE BILL (No. 3).—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to apply out of the Consolidated Revenue the sum of Four hundred and seventy-three thousand four hundred and seventy-four pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.

15. CONSOLIDATED REVENUE BILL (No. 3).—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill :—

“*An Act to apply out of the Consolidated Revenue the sum of Four hundred and seventy-three thousand four hundred and seventy-four pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”

Question—put and resolved in the affirmative.

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

16. MALLEE LANDS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

The Honorable D. Melville moved, That the debate be now adjourned.

Debate continued.

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

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

17. AMOUNTS BORROWED BY MUNICIPALITIES.—The Honorable J. Service moved, That there be laid before this House a Return showing—

1. The amounts borrowed by each municipality under the provisions of the Local Government Acts which are now current.
2. The due dates for the repayment of such borrowings.
3. The amount standing at the credit of each municipality in the sinking fund, as provided for under section 330 of the *Local Government Act 1890*.
4. The amount invested in the repurchase of their own debentures under section 333, as shown by the Treasury books.

Debate ensued.

Question—put and resolved in the affirmative.

18. CONDAH SWAMP.—The Honorable T. Dowling moved, That there be laid before this House a Return showing the number of selectors or lessees on the Condah Swamp; the arrears of rent, if any, due by the said occupants.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 48.

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WEDNESDAY, 21<sup>ST</sup> DECEMBER, 1892.

*Questions.*

1. The Hon. E. STEINFELD: To ask the Honorable the Minister of Defence if the Government has reserved any lands in the mallee districts for railway purposes; and, if so, will the Government state particulars.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To ask the Honorable the Minister of Defence—
  1. The amount of loan funds available for railway construction.
  2. If he will have a large plan hung in the Council Chamber showing the existing lines and also the lines of railways proposed to be constructed.
  3. Also a large plan showing the proposed Fitzroy and Collingwood lines of railway and the country lines which they would respectively serve; and also showing the tramways in the same districts.
  4. By whom have the estimates as to the cost of the proposed railway lines been made.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

ORDER OF THE DAY:—

1. TRUSTEES LAW AMENDMENT BILL—Second reading—*Resumption of debate.*

*Government Business.*

ORDER OF THE DAY:—

1. MALLEE LANDS BILL—Second reading—*Resumption of debate.*
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THURSDAY, 22<sup>ND</sup> DECEMBER.

*Government Business.*

ORDER OF THE DAY:—

1. VILLAGE SETTLEMENTS BILL—Consideration of Report.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 15<sup>TH</sup> DECEMBER, 1892.

Notices of Motion and Orders of the Day. No. 48.  
 Weekly Report of Divisions in Committee of the whole Council. No. 13.  
 Victorian Railways.—Wages of Enginemmen.—Return to an Order. C 2.  
 Railway Lands Acquisition Bill—[3] (To Members of Council only).  
 Agricultural Settlements Bill—[9] (To Members of Council only).

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Votes and Proceedings of the Legislative Assembly. Nos. 75, 76, and 77.  
 Notices of Motion and Orders of the Day. No. 76.  
 Loan Redemption Bill.—Message. B.—No. 32.  
 Railway Loan Application Bill.—Message. B.—No. 33.  
 Treasury Bonds Bill.—Message. B.—No. 34.  
 Mines Act 1890 Amendment Bill.—Amendments to be proposed by Mr. Outtrim. (To Members only.)  
 Railway Lands Acquisition Bill.—Amendments made by the Legislative Council. (To Members only.)  
 Waterworks Construction Encouragement Act 1886 Further Amendment Bill.—Amendments to be proposed in Committee by Mr. Taverner. (To Members only.)

## VICTORIA.

No. 50.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 21st DECEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. ADJOURNMENT.—The Honorable J. Service having stated his desire to move, That the House do now adjourn, the following Members, viz., the Honorables N. Thornley, N. Levi, D. Melville, Dr. Dobson, J. A. Wallace, and J. H. Abbott, rose in their places and required the motion to be proposed.  
The Honorable J. Service having stated that he proposed to speak on the subject of the reply of the Honorable the Minister of Defence to the question put by the Honorable Lieut.-Col. Sir F. T. Sargood, then moved, That the House do now adjourn.  
Debate ensued.  
Question—put and negatived.
5. PAPERS.—The Honorable G. Davis presented, by command of His Excellency the Governor—  
Board of Public Health.—Report of the Board, 1891-2.  
Ordered to lie on the Table.  
The Honorable G. Davis presented—  
Offices Inspected by Public Service Board.—Return to an Order of the Legislative Council, dated 14th December, 1892, for a Return showing—
  1. The names of offices, branches, and establishments in the Department of the Chief Secretary which have been inspected by the Public Service Board since its general examination of all the departments in 1884 and subsequent completion of its classification in 1885; together with the dates of such inspections.
  2. The dates and subjects of any reports by letters or memoranda made by the Board upon the Chief Secretary's Department or any of its branches.
  3. A copy of the Board's Report, dated 7th October, 1892, and of all correspondence relating to its recent inspection of the Department of the Chief Secretary.
6. TRUSTEES 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.  
The Honorable N. Thornley moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable N. Thornley, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair, and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, on 4th January next, again resolve itself into the said Committee.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the issue of Treasury Bonds,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 21st December, 1892.

THOS. BENT,  
Speaker.

8. TREASURY BONDS BILL.—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the issue of Treasury Bonds,*" be now read a first time.

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

9. MALLEE LANDS 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.

10. DISTINGUISHED VISITOR.—The Honorable G. Davis moved, by leave, That a Chair be provided on the floor of the Council Chamber for the Honorable Sir John W. Downer, Premier of the Province of South Australia.

Question—put and resolved in the affirmative.

11. MALLEE LANDS BILL.—Debate resumed on the question, That this Bill be now read a second time.

Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to make better provision for the Acquisition of Lands required for the Construction of Lines of Railway and for other purposes,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, and have disagreed with others of the said amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 21st December, 1892.

THOS. BENT,  
Speaker.

Ordered—That the foregoing Message be taken into consideration to-morrow.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 49.

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THURSDAY, 22<sup>ND</sup> DECEMBER, 1892.

*Government Business.*

ORDERS OF THE DAY :—

1. TREASURY BONDS BILL—Second reading.
  2. RAILWAY LANDS ACQUISITION BILL—Consideration of Message from Legislative Assembly.
  3. MALLEE LANDS BILL—To be further considered in Committee.
  4. VILLAGE SETTLEMENTS BILL—Consideration of Report.
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WEDNESDAY, 4<sup>TH</sup> JANUARY, 1893.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke; F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

ORDER OF THE DAY :—

1. TRUSTEES LAW AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED 21<sup>ST</sup> DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 49.

Notices of Motion and Orders of the Day. No. 49.

Treasury Bonds Bill—[90] (To Members of Council only).

Trustees Law Amendment Bill.—Clause to be proposed by Hon. J. M. Davies. (To Members of Council only.)

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Notices of Motion and Orders of the Day. No. 77.



## VICTORIA.

No. 51.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 22ND DECEMBER, 1892.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. RAILWAY LANDS ACQUISITION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council and disagreed with by the Legislative Assembly having been read, the said amendments were read, and are as follows:—

1. Clause 20, omit this clause.
2. " 21, line 24, omit all words after "trustees" to end of clause, and insert "of any Railway Construction District shall consist of the municipal council of the municipal district which comprises or contains such Railway Construction District."
3. Clause 22, omit this clause.
4. " 23, omit this clause.
5. " 24, omit this clause.
6. " 25, omit this clause.
7. " 26, omit this clause.
8. " 27, omit this clause.
9. " 28, omit this clause.
10. " 29, omit this clause.
11. " 34, omit this clause.
12. " 35, omit this clause.
13. " 36, line 4, omit "(a) the mode in which trustees are to be elected by municipal councils."
14. " 52, omit this clause.
15. " 53, omit this clause.
16. " 54, omit this clause.
17. " 55, omit this clause.
18. " 56, omit this clause.
19. " 57, omit this clause.

Disagreed with by the Legislative Assembly.

The Honorable G. Davis moved, That the Council do not insist on their amendments.

Debate ensued.

Question—put and negatived.

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

5. TREASURY BONDS BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill:—

“*An Act to authorize the issue of Treasury Bonds.*”

Question—put and resolved in the affirmative.

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

6. ADJOURNMENT.—The Honorable G. Davis moved, by leave, That the Council, at its rising, adjourn until the 10th January next.

Debate ensued.

Question—put and resolved in the affirmative.

7. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until the 10th January next:—

*Mallee Lands Bill—To be further considered in Committee.*

*Village Settlements Bill—Consideration of Report.*

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to refer certain matters to the Federal Council of Australasia for the exercise of Legislative Authority thereon,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22nd December, 1892.

THOS. BENT,  
Speaker.

9. FEDERAL COUNCIL REFERRING BILL.—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to refer certain matters to the Federal Council of Australasia for the exercise of Legislative Authority thereon,*” be now read a first time.

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

The Honorable G. Davis moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same without amendment.

Ordered—That the Report be taken into consideration on the 10th January next.

10. ORDER RESCINDED.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Order of the Council of this day postponing the consideration of the Report of the Committee of the whole on the Village Settlements Bill until the 10th January next, be rescinded, with a view to the Bill being recommitted, this day, for reconsideration.

Question—put and resolved in the affirmative.

11. VILLAGE SETTLEMENTS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be recommitted to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.

The President resumed the Chair; and the Honorable Dr. Dobson 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 on the 10th January next.

And then the Council, at ten minutes past nine o'clock, adjourned until the 10th January next.

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 50.

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TUESDAY, 10TH JANUARY, 1893.

*Government Business.*

ORDERS OF THE DAY :—

1. MALLEE LANDS BILL—To be further considered in Committee.
2. VILLAGE SETTLEMENTS BILL—Consideration of Report.
3. FEDERAL COUNCIL REFERRING BILL—Consideration of Report.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

ORDER OF THE DAY :—

1. TRUSTEES LAW AMENDMENT BILL—To be further considered in Committee.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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PARLIAMENTARY PAPERS ISSUED 22ND DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 50.

Notices of Motion and Orders of the Day. No. 50.

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Notices of Motion and Orders of the Day. No. 78.



## VICTORIA.

No. 52.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 10TH JANUARY, 1893.

1. The Council met in accordance with adjournment.

2. The President took the Chair.

3. The President read the Prayer.

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

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

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

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

“W. McCULLOCH.”

5. THE LATE CHIEF JUSTICE.—The Honorable G. Davis moved, by leave, That this House desires to place on record its deep sense of the loss which the people of Victoria have sustained by the death of the late Chief Justice, George Higinbotham, for many years a Member of the Legislative Assembly, and also Attorney-General of the Colony.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable J. Service moved, That the President be requested to forward a copy of the foregoing resolution to the widow of the late Chief Justice.

Question—put and resolved in the affirmative.

6. PAPERS.—The Honorable G. Davis presented, by command of His Excellency the Governor—  
Statistical Register of the Colony of Victoria for the Year 1891.—Part VII.—Law, Crime, &c.  
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:—

Registration of Firms Act.—Regulations.

Wattles Act 1890.—Issue of Leases.—Copies of Orders in Council.

7. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the following Order of the Day was read and discharged:—

*Village Settlements Bill—Consideration of Report.*

8. VILLAGE SETTLEMENTS BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be recommitted to a Committee of the whole for reconsideration.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

The Hon. Lieut.-Col. Sir F. T. Sargood moved, That the Report from the Committee of the whole be adopted.

Debate ensued.

Question—put and resolved in the affirmative.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

*“An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act for granting to Her Majesty certain Duties of Customs and Excise,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 10th January, 1893.

THOS. BENT,  
Speaker.

10. CUSTOMS AND EXCISE DUTIES BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled “*An Act for granting to Her Majesty certain Duties of Customs and Excise,*” be now read a first time.

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

11. FEDERAL COUNCIL REFERRING BILL.—The Order of the Day for the consideration of the Report on this Bill having been read—on the motion of the Honorable G. Davis, the Council adopted the Report from the Committee of the whole.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable G. Davis, read a third time and passed.

The Honorable G. Davis moved, That the following be the title of the Bill:—

*“An Act to refer certain matters to the Federal Council of Australasia for the exercise of Legislative Authority thereon.”*

Question—put and resolved in the affirmative.

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

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

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

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

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

*Trustees Law Amendment Bill—To be further considered in Committee.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 51.

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WEDNESDAY, 11<sup>TH</sup> JANUARY, 1893.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That there be laid before this House a Return showing—
  1. The names and addresses of licensees who are in arrears to the Lands Department for more than four rents; and the number of rents and the total amount owing by each such licensee.
  2. The names and addresses of lessees who are in arrears to the Lands Department for more than four rents; and the number of rents and total amount owing by each such lessee.
  3. The names and addresses of non-resident licensees and non-resident lessees in arrears to the Lands Department for more than four rents; and the number of rents and total amount owing by each such non-resident licensee and non-resident lessee.

ORDER OF THE DAY :—

1. TRUSTEES LAW AMENDMENT BILL—To be further considered in Committee.

*Government Business.*

ORDERS OF THE DAY :—

1. CUSTOMS AND EXCISE DUTIES BILL—Second reading.
  2. MALLEE LANDS BILL—To be further considered in Committee.
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WEDNESDAY, 18<sup>TH</sup> JANUARY.

*General Business.*

NOTICES OF MOTION :—

1. The Hon. E. STEINFELD: To move, That in the opinion of this Council the Victorian Delegates to the Federal Council should submit for the consideration of that body at its next meeting, to be held at Hobart this month, the increasing influx of criminals into Australia from New Caledonia, and to communicate with the British Government on the subject in terms of loyal but earnest remonstrance.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 22ND DECEMBER, 1892.

Minutes of the Proceedings of the Legislative Council. No. 51.

Notices of Motion and Orders of the Day. No. 51.

Agricultural Settlements Bill—[9] (To Members of Council only).

Agricultural Settlements Bill.—Amendments to be proposed by the Hon. Lieut.-Col. Sir F. T. Sargood.  
(To Members of Council only.)

Duties of Customs Bill—[72] (To Members of Council only).

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Votes and Proceedings of the Legislative Assembly. Nos. 78, 79, and 80.

Notices of Motion and Orders of the Day. No. 79.

Division in Committee of the Whole. No. 17.

Debentures Conversion Bill—[85]

Railways Standing Committee Bill—[101]

Coal Mines Railway Construction Further Amendment Bill—[103]

Railway Loan Application Bill—[106]

Absentee Income Tax Bill.—Amendments to be proposed on Third Reading by Mr. G. Turner. (To Members only.)

Sixth Annual Report of the Proceedings of the Government Statist in connexion with Trade Unions.  
No. 146.

## VICTORIA.

No. 53.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 11TH JANUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. LICENSEES AND LESSEES IN ARREARS.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That there be laid before this House a Return showing—
  1. The names and addresses of licensees who are in arrears to the Lands Department for more than four rents; and the number of rents and the total amount owing by each such licensee.
  2. The names and addresses of lessees who are in arrears to the Lands Department for more than four rents; and the number of rents and total amount owing by each such lessee.
  3. The names and addresses of non-resident licensees and non-resident lessees in arrears to the Lands Department for more than four rents; and the number of rents and total amount owing by each such non-resident licensee and non-resident lessee.

Debate ensued.

Question—put and resolved in the affirmative.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act for imposing an Absentee Income Tax,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 11th January, 1893.

THOS. BENT,  
Speaker.

6. ABSENTEE INCOME TAX BILL.—The Honorable F. Brown moved, That the Bill transmitted by the foregoing Message, intituled "*An Act for imposing an Absentee Income Tax,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to provide for the conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London, or to issue Stock for their Redemption,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 11th January, 1893.

THOS. BENT,  
Speaker.

8. **LOAN REDEMPTION BILL.**—The Honorable G. Davis moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to provide for the conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London, or to issue Stock for their Redemption,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Tuesday next.
9. **MESSAGE FROM THE LEGISLATIVE ASSEMBLY.**—The President announced the receipt of the following Message from the Legislative Assembly :—  
MR. PRESIDENT—  
The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to make better provision for the Acquisition of Lands required for the Construction of Lines of Railway and for other purposes,*” and acquaint the Legislative Council that the Legislative Assembly do not insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council.  
THOS. BENT,  
Speaker.  
Legislative Assembly,  
Melbourne, 11th January, 1893.
10. **TRUSTEES LAW AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had gone through the Bill and agreed to the same with amendments.  
The Honorable N. Thornley moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.  
Question—put and resolved in the affirmative.  
On the motion of the Honorable N. Thornley, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable N. Thornley, read a third time and passed.  
The Honorable N. Thornley moved, That the following be the title of the Bill :—  
“*An Act to amend the Law relating to Trustees.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Assembly with a Message desiring their concurrence therein.
11. **CUSTOMS AND EXCISE DUTIES BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable F. Brown moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable F. Brown moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable F. Brown, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable F. Brown, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable F. Brown, read a third time and passed.  
The Honorable F. Brown moved, That the following be the title of the Bill :—  
“*An Act for granting to Her Majesty certain Duties of Customs and Excise.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
12. **POSTPONEMENT OF ORDER OF THE DAY.**—Ordered, That the consideration of the following Order of the Day be postponed until Tuesday next :—  
*Mallee Lands Bill—To be further considered in Committee.*
13. **ADJOURNMENT.**—The Honorable G. Davis moved, by leave, That the Council, at its rising, adjourn until Tuesday next.  
Question—put and resolved in the affirmative.  
The Honorable G. Davis moved, That the Council do now adjourn.  
Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 52.

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TUESDAY, 17<sup>TH</sup> JANUARY, 1893.

*Questions.*

1. The Hon. D. MELVILLE: To ask the Honorable the Minister of Defence if particulars of an assault case in a Brighton train, dealt with by the local Bench, and given in the *Age* of the 9th inst., be true; and, if so, whether the Minister will inquire into the matter.
2. The Hon. Dr. DOBSON: To ask the Honorable the Minister of Defence what is the approximate cost of the preparation, printing, and binding of the annual volumes entitled "Minutes of the Proceedings of the Legislative Council" and "Votes and Proceedings of the Legislative Assembly."

*Government Business.*

ORDERS OF THE DAY:—

1. ABSENTEE INCOME TAX BILL—Second reading.
2. LOAN REDEMPTION BILL—Second reading.
3. MALLEE LANDS BILL—To be further considered in Committee.

*General Business.*

NOTICE OF MOTION:—

1. The Hon. N. THORNLEY: To move, That there be laid before this House a copy of all papers, letters, and documents relating to the selection of land by James Heaney in the parish of Merino, county of Normanby.
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WEDNESDAY, 18<sup>TH</sup> JANUARY.

*General Business.*

NOTICES OF MOTION:—

1. The Hon. E. STEINFELD: To move, That in the opinion of this Council the Victorian Delegates to the Federal Council should submit for the consideration of that body at its next meeting, to be held at Hobart this month, the increasing influx of criminals into Australia from New Caledonia, and to communicate with the British Government on the subject in terms of loyal but earnest remonstrance.
2. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED 11<sup>TH</sup> JANUARY, 1893.

Minutes of the Proceedings of the Legislative Council. No. 52.

Notices of Motion and Orders of the Day. No. 52.

Absentee Income Tax Bill—[55] (To Members of Council only).

Debentures Conversion Bill—[85] (To Members of Council only).

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Notices of Motion and Orders of the Day. No. 80.

Village Settlements Bill.—Amendments of the Legislative Council. (To Members only.)

Registration of Firms Act.—Regulations. No. 154.

## VICTORIA.

No. 54.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 17<sup>TH</sup> JANUARY, 1893.

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

HOPETOUN,

*Governor.**Message No. 20.*

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

“An Act for the better Protection of Livery-stable Keepers and Agisters of Cattle, and for other purposes.”

“An Act to amend the ‘Mines Act Amendment Act 1890’ and the ‘Mines Act 1891.’”

“An Act to apply out of the Consolidated Revenue the sum of Four hundred and seventy-three thousand four hundred and seventy-four pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.”

“An Act to authorize the issue of Treasury Bonds.”

Government Offices,  
Melbourne, 23rd Decr., 1892.

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

HOPETOUN,

*Governor.**Message No. 21.*

In accordance with section 5 of *The (Victorian) Federal Council Act 1885*, the Governor notifies to the Legislative Council that

The Honorable Allan McLean

resigned his office as a Representative of the Colony of Victoria in the Federal Council of Australasia on the 16th January, 1893; and that, on the same date, and under the provisions of section 3 of the said Act, the Governor, with the advice of the Executive Council, was pleased to appoint

The Honorable John Gavan Duffy, M.P.,

to be a Representative of the Colony of Victoria in the Federal Council of Australasia.

Government Offices,  
Melbourne, 16th January, 1893.

6. **BANKING COMPANIES' SHARES SALE AND PURCHASE BILL.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That he have leave to bring in a Bill to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies.

Question—put and resolved in the affirmative.

Ordered—That the Honorable Lieut.-Col. Sir F. T. Sargood do prepare and bring in the Bill.

The Honorable Lieut.-Col. Sir F. T. Sargood then brought up a Bill intituled "*A Bill to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies,*" and moved, That it be now read a first time.

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

7. **PAPERS.**—The Honorable G. Davis presented, by command of His Excellency the Governor—  
Twenty-eighth Report of the Board for the Protection of the Aborigines in the Colony of Victoria.

Ordered to lie on the Table.

The Honorable G. Davis presented—

Condah Swamp.—Return to an Order of the Legislative Council, dated 20th December, 1892, for a Return showing the number of selectors or lessees on the Condah Swamp; the arrears of rent, if any, due by the said occupants.

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

Marine Act 1890.—Life-saving Appliances on Ships.—Additions to Regulations.

Water Act 1890—

Bacchus Marsh Irrigation and Water Supply Trust.—Rating Regulation.

Campaspe Irrigation and Water Supply Trust.—Loan.

Swan Hill Irrigation and Water Supply Trust, Swan Hill.—Rating Regulation.

Tragowel Plains Irrigation and Water Supply Trust.—Regulation No. 8.

8. **JAMES HEANEY.**—The Honorable N. Thornley moved, That there be laid before this House a copy of all papers, letters, and documents relating to the selection of land by James Heaney, in the parish of Merino, county of Normanby.

Question—put and resolved in the affirmative.

9. **ADJOURNMENT.**—The Honorable G. Davis moved, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

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

*Absentee Income Tax Bill—Second reading.*

*Loan Redemption Bill—Second reading.*

*Mallee Lands Bill—To be further considered in Committee.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 53.

TUESDAY, 24TH JANUARY, 1893.

### *Question.*

1. The Hon. J. SERVICE: To ask the Honorable the Minister of Defence what expenditure (amounts and objects) has been sanctioned by the present Treasurer under section 3 of Act No. 1213.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. ABSENTEE INCOME TAX BILL—Second reading.
2. LOAN REDEMPTION BILL—Second reading.
3. MALLEE LANDS BILL—To be further considered in Committee.

### *General Business.*

#### NOTICES OF MOTION:—

1. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That there be laid before this House a Return showing—
  1. The total amount paid during each of the ten (10) financial years up to 30th June, 1892, on behalf of each of the departments of the Public Service, and also the Railway Department, distinguishing—
    - (a) Pensions—payments under Schedule D to be given separately.
    - (b) Gratuities.
    - (c) Retiring allowances in lieu of pensions.
    - (d) Gratuities to relatives.
  2. A return of the number of persons at present in receipt of pensions, classified according to their ages on 30th June, 1892, with the total amount payable to each class.
  3. A return of the number of persons at present in the service who will be entitled to pensions on retirement, classified according to their ages on 30th June, 1892, with the total annual salaries at present paid to each class.
  4. An actuarial calculation of—
    - (a) The estimated annual payments for pensions during the next ten years from 30th June, 1892.
    - (b) The probable date when all pensions will cease.
    - (c) The present cash value of the probable future pensions.
2. The Hon. E. STEINFELD: To move, That in the opinion of this Council the Victorian Delegates to the Federal Council should submit for the consideration of that body at its next meeting, to be held at Hobart this month, the increasing influx of criminals into Australia from New Caledonia, and to communicate with the British Government on the subject in terms of loyal but earnest remonstrance.
3. The Hon. Lieut.-Col. Sir F. T. SARGOOD: To move, That the Select Committee on the Electricity Lighting Regulation Bill consist of the Honorables S. W. Cooke, F. S. Grimwade, D. Melville, R. Reid, A. O. Sachse, J. Sternberg, S. Williamson, and the Mover; such Committee to have power to send for persons, papers, and records; to move from place to place; to report from time to time; and to meet on days the Council does not sit; three to be the quorum.

#### ORDER OF THE DAY:—

1. BANKING COMPANIES' SHARES SALE AND PURCHASE BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

PARLIAMENTARY PAPERS ISSUED SINCE 12<sup>TH</sup> JANUARY, 1893.

Notices of Motion and Orders of the Day. No. 53.

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Votes and Proceedings of the Legislative Assembly. Nos. 81, 82, and 83.

Notices of Motion and Orders of the Day. No. 82.

Divisions in Committee of the Whole. No. 18.

Licensing Act 1890 Amendment Bill.—New clauses to be proposed in Committee. (To Members only.)

Finance, 1891-2.—The Treasurer's Statement of the Receipts and Expenditure of the Consolidated Revenue and other Moneys, &c. A.—No. 1.

Report from the Select Committee upon the Mildura Settlement, &c. D.—No. 6. (To Members of Assembly only.)

Statistical Register of the Colony of Victoria for the year 1891.—Part VII.—Law, Crime, &c. No. 110.

Census of Victoria, 1891.—Part IX.—Occupations of the People. No. 122.

Board of Public Health.—Report of the Board, 1891-2. No. 156.

Marine Act 1890.—Life-saving Appliances on Ships.—Additions to Regulations. No. 159.

## VICTORIA.

No. 55.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 24<sup>TH</sup> JANUARY, 1893.

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

HOPETOUN,

*Governor.**Message No. 22.*

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

“An Act to refer certain matters to the Federal Council of Australasia for the exercise of Legislative Authority thereon.”

“An Act for granting to Her Majesty certain Duties of Customs and Excise.”

Melbourne, 19th January, 1893.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by the Honorable J. H. Abbott, and the same was read by the Honorable the President:—

HOPETOUN,

*Governor.**Message No. 23.*

In accordance with section 5 of *The (Victorian) Federal Council Act 1885*, the Governor notifies to the Legislative Council that

The Honorable William Shiels

resigned his office as a Representative of the Colony of Victoria in the Federal Council of Australasia on the 20th January, 1893; and that, on the 23rd January, 1893, and under the provisions of section 3 of the said Act, the Governor, with the advice of the Executive Council, was pleased to appoint

The Honorable Sir Frederick Thomas Sargood, K.C.M.G., M.L.C.,

to be a Representative of the Colony of Victoria in the Federal Council of Australasia.

Government Offices,

Melbourne, 23rd January, 1893.

6. PAPERS.—The following Papers, pursuant to the directions of an Act of Parliament, were laid upon the Table by the Clerk:—

Water Act 1890—

Benjeroop and Murrabit Irrigation and Water Supply Trust.—Rating Regulation.  
Koondrook Irrigation and Water Supply Trust.—Rating Regulation.

7. JAMES HEANEY.—The Honorable N. Thornley moved, by leave, That a Select Committee be appointed to inquire into and report upon the application for the selection of land by James Heaney, in the parish of Merino, county of Normanby; the said Committee to consist of the Honorables J. Service, D. Melville, M. Lang, F. S. Grimwade, D. E. McBryde, A. O. Sachse, D. Coutts, and the Mover; to have power to send for persons, papers, and records; to move from place to place, to report from time to time, and to meet on days the Council does not sit; three to be the quorum.

Debate ensued.

Motion, by leave, withdrawn.

The Honorable J. M. Davies moved, by leave, That the Honorable the Minister of Lands be requested to stay any action in connexion with the selection of James Heaney, of land in the parish of Merino, until this House shall have had an opportunity of expressing its opinion on the question.

Question—put and resolved in the affirmative.

8. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until Tuesday, 14th February next:—

*Absentee Income Tax Bill—Second reading.*

*Loan Redemption Bill—Second reading.*

*Mallee Lands Bill—To be further considered in Committee.*

*Banking Companies' Shares Sale and Purchase Bill—Second reading.*

9. PENSIONS, GRATUITIES, AND COMPENSATION.—The Honorable N. Thornley moved, pursuant to amended notice given by the Honorable Lieut.-Col. Sir F. T. Sargood, That there be laid before this House a Return showing:—

1. The total amount paid during each of the ten financial years up to the 30th June, 1892, on behalf of all the departments of the Public Service, the Railway and Police departments to be separately shown, distinguishing under the several Acts of Parliament by which granted—

(a) Pensions.

(b) Gratuities on retirement through infirmity of body or mind.

(c) Compensation on abolition of office.

2. A return of the number of persons in receipt of pensions, classified according to their ages on the 31st December, 1892, with the total annual amount payable to each class; Railways and Police separately shown.

3. A return of the number of persons at present in the service who will be entitled to pensions on retirement, classified according to their ages on the 31st December, 1892, with the total salaries of each class at present rate; Railways and Police separately shown.

4. An actuarial calculation of—

(a) The estimated annual payments for pensions during the next ten years from 31st December, 1892.

(b) The probable date when all pensions will cease.

(c) The present cash value of the probable future pensions.

Question—put and resolved in the affirmative.

10. INFLUX OF CRIMINALS FROM NEW CALEDONIA.—The Honorable E. Steinfeld moved, That, in the opinion of this Council, the Victorian Delegates to the Federal Council should submit for the consideration of that body at its next meeting, to be held at Hobart this month, the increasing influx of criminals into Australia from New Caledonia, and to communicate with the British Government on the subject in terms of loyal but earnest remonstrance.

Question—put and resolved in the affirmative.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Eight hundred and sixty-two thousand eight hundred and seventy pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*" with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 24th January, 1893.

12. CONSOLIDATED REVENUE BILL (No. 4).—The Honorable J. H. Abbott moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to apply out of the Consolidated Revenue the sum of Eight hundred and sixty-two thousand eight hundred and seventy pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three,*" be now read a first time.

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

The Honorable J. H. Abbott moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. H. Abbott, read a third time and passed.

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

*“An Act to apply out of the Consolidated Revenue the sum of Eight hundred and sixty-two thousand eight hundred and seventy pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.”*

Question—put and resolved in the affirmative.

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

13. ADJOURNMENT.—The Honorable J. H. Abbott moved, by leave, That the Council, at its rising, adjourn until Tuesday, 14th February next.

Question—put and resolved in the affirmative.

The Honorable J. H. Abbott moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

And then the Council, at thirty-six minutes past five o'clock, adjourned until Tuesday, 14th February next.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 54.

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TUESDAY, 14<sup>TH</sup> FEBRUARY, 1893.

*Question.*

1. The Hon. J. SERVICE: To ask the Honorable the Minister of Defence what expenditure (amounts and objects) has been sanctioned by the late Treasurer under section 3 of Act No. 1213.

*Government Business.*

ORDERS OF THE DAY :—

1. LOAN REDEMPTION BILL—Second reading.
2. MALLEE LANDS BILL—To be further considered in Committee.
3. ABSENTEE INCOME TAX BILL—Second reading.

*General Business.*

ORDER OF THE DAY :—

1. BANKING COMPANIES' SHARES SALE AND PURCHASE BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED SINCE 18<sup>TH</sup> JANUARY, 1893.

Notices of Motion and Orders of the Day. No. 54.  
Banking Companies' Shares Sale and Purchase Bill—[109]

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Votes and Proceeding of the Legislative Assembly. Nos. 84 and 85.  
Notices of Motion and Orders of the Day. No. 84.  
Twenty-seventh Report of the Board of Visitors to the Observatory; together with the Annual Report of the Government Astronomer. No. 148.



## VICTORIA.

No. 56.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 14<sup>TH</sup> FEBRUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **ISSUE OF AND RETURN TO WRITS.**—The President announced that, during the adjournment of the Council, he had issued Writs for the election of a Member to serve for the Melbourne Province and for the Western Province respectively, in the place of the Honorable Robert Reid and the Honorable Agar Wynne, who had severally accepted offices of profit under the Crown; that there had been returned to him such Writs, and by the indorsement thereon it appeared that Robert Reid and Agar Wynne had been elected in pursuance thereof.
5. **SWEARING-IN OF MEMBERS.**—Robert Reid and Agar Wynne being severally introduced took and subscribed the oath required by law, and severally delivered to the Clerk the Declaration required by the thirty-seventh section of the Act No. 1075, as hereunder set forth:—

“In compliance with the provisions of the Act 54 Victoria, No. 1075, I, ROBERT REID, merchant, Melbourne, do declare and testify that I am legally or equitably seised of or entitled to an estate of freehold for my own use and benefit in lands or tenements in the colony of Victoria of the yearly value of One hundred pounds above all charges and incumbrances affecting the same, other than any public or parliamentary tax or municipal or other rate or assessment; and further, that such lands or tenements are situated in the municipal district of Berwick, and are known as Mount Pleasant Estate, 440 acres at Pakenham, in Beaconsfield riding of the shire of Berwick.

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

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

“ROBERT REID.”

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

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

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

“AGAR WYNNE.”

6. **THE LATE CHIEF JUSTICE.**—The President announced that he had forwarded to Mrs. Higinbotham a copy of the resolution agreed to by the Council on the 10th January last, and had received the following letter in reply :—

35 Murphy-street, South Yarra,  
25th January, 1893.

SIR,

I beg to acknowledge the receipt of your letter, forwarding me a resolution unanimously agreed to by the Legislative Council, expressing its sense of the loss which the people of Victoria have sustained by my dear husband's death.

I ask you to convey to the Members of the Council my gratitude for their resolution, and for the sympathy they have shown to me, and I thank you for the kind language of your letter. My children also desire to join in this expression of gratitude.

To treasure my dear husband's memory and the knowledge of all the work that he did for others is the only earthly consolation left to me. As a part of the volume of testimony that others cherish his memory and appreciate his work, I value highly your letter and the resolution that accompanies it.

I have the honour to be, Sir,  
Yours very faithfully,

MARGARET HIGINBOTHAM.

The Honorable the President,  
The Legislative Council.

7. **REPORT OF RETRENCHMENT COMMITTEE ON PUBLIC SERVICE.**—The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That there be laid before this House a copy of the Report of the Retrenchment Committee on the Public Service, dated 27th May, 1892, together with the comments thereon by the Public Service Board.

Question—put and resolved in the affirmative.

8. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor was presented by the Honorable A. Wynne, and the same was read by the Honorable the President :—

HOPETOUN,

Governor.

Message No. 24.

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

“*An Act to apply out of the Consolidated Revenue the sum of Eight hundred and sixty-two thousand eight hundred and seventy pounds to the service of the Year One thousand eight hundred and ninety-two and ninety-three.*”

Government Offices,  
Melbourne, 25th January, 1893.

9. **STANDING ORDERS COMMITTEE.**—The Honorable A. Wynne moved, by leave, That the Honorables N. Thornley and W. I. Winter-Irving be appointed Members of the Standing Orders Committee.

Question—put and resolved in the affirmative.

10. **PAPERS.**—The Honorable A. Wynne presented, by command of His Excellency the Administrator of the Government—

Annual Report on British New Guinea, from 1st July, 1891, to 30th June, 1892; with Appendices.

Australasian Statistics for the Year 1891, with a Report by the Government Statist of Victoria.

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, 1892.

Water Act 1890.—North Boort Irrigation and Water Supply Trust.—Application for a Further Loan of £2,000.—Detailed Statement.

Companies Act 1890.—Summary of Statements for the Year 1891 made by Companies transacting Life Assurance Business in Victoria.

Marine Act 1890.—Examination of Masters of Ships.—Amended Regulations.

Education Act 1890.—Alteration of Regulations.—II. Staff, Salaries, and Allowances.

11. **MEDICAL ACT 1890 AMENDMENT BILL.**—The Honorable Dr. W. H. Embling moved, by leave, That he have leave to bring in a Bill to amend the *Medical Act 1890*.

Question—put and resolved in the affirmative.

Ordered—That the Honorable Dr. W. H. Embling do prepare and bring in the Bill.

The Honorable Dr. W. H. Embling then brought up a Bill intituled “*A Bill to amend the ‘Medical Act 1890,’*” and moved, That it be now read a first time.

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

12. **LOAN REDEMPTION BILL.**—The Order of the Day for the second reading of this Bill having been read, the Honorable A. Wynne moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act to provide for the conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London, or to issue Stock for their redemption.”*

Question—put and resolved in the affirmative.

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

13. **MALLEE LANDS BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

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

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

*Absentee Income Tax Bill—Second reading.*

15. **BANKING COMPANIES' SHARES SALE AND PURCHASE BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

Debate ensued.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

*“An Act to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Message from His Excellency the Administrator of the Government recommending amendments in the Bill intituled “*An Act to make better provision for the acquisition of Lands required for the Construction of Lines of Railway and for other purposes,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the several amendments recommended by His Excellency the Administrator of the Government in this Bill, with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 14th February, 1893.

JOHN MADDEN,

*Administrator of the Government.*

Pursuant to the provisions of section 36 of the Constitution Act, the Administrator of the Government transmits to the Legislative Assembly, for their consideration, the following amendments which he desires to be made in a Bill intituled "*An Act to make better provision for the Acquisition of Lands required for the Construction of Lines of Railway and for other purposes*":—

Clause 1, for the figure "2" substitute the figure "3."

Clause 3, for the numbers "91, 92, 104" substitute the numbers "77, 78, 94" respectively.

Clause 20, before "municipal council" insert "members of the."

Clause 25, sub-clause (c), after "Trusts" insert "and the numbers of members to form quorums thereof and the appointment of the chairman of each Trust."

Second Schedule, for the figure "2" substitute the figure "3."

Third Schedule, for the figure "2" substitute the figure "3."

Government Offices,  
Melbourne, 14th February, 1893.

On the motion of the Honorable A. Wynne, the Council agreed to the several amendments recommended by His Excellency the Administrator of the Government, and ordered a Message to be transmitted to the Legislative Assembly acquainting them therewith.

17. ADJOURNMENT.—The Honorable A. Wynne moved, by leave, That the Council, at its rising, adjourn until Tuesday next.

Question—put and resolved in the affirmative.

The Honorable A. Wynne moved, That the Council do now adjourn.

Question—put and resolved in the affirmative.

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

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 55.

TUESDAY, 21<sup>ST</sup> FEBRUARY, 1893.

### *Questions.*

1. The Hon. D. MELVILLE : To call the attention of the Honorable the Postmaster-General to the great waste of ratepayers' money in law costs, and to ask if the Government will prepare an amendment of the Local Government Act to restrict or limit the power to sue municipal councils.
2. The Hon. N. THORNLEY : To ask the Honorable the Postmaster-General—
  1. Were allotments 6 and 7 of section 30, parish of Merino, county of Normanby, colored on plans prepared under *The Land Act* 1884, and approved by Parliament, as land for sale by public auction.
  2. Was James Heaney's application under section 19 of *The Land Act* 1869 for this land refused by the Ministers of Lands in 1880 and 1886.
  3. What was the decision of the late Minister of Lands on the 2nd of December, 1890.
  4. Was any principal officer of the Lands Department present when the then Premier, the Hon. James Munro, refused James Heaney's application.
  5. Was the late Minister of Lands informed by that officer of the Hon. James Munro's refusal.
  6. Did the late Minister of Lands order the land to be sold by public auction.
  7. Was it gazetted for sale by public auction, and when.
  8. At whose instance was the land withdrawn from sale, and when.
  9. Was any other land on the same creek, and near to this, sold at the same sale, and at what prices.
  10. Upon what date did the late Minister order the land to be made available for selection under section 42 of the *Land Act* 1890.
  11. At whose instance was a special land Board held at Casterton to consider James Heaney's application.
  12. What was the decision of the special Board.
  13. Was Thomas Noble also an applicant for the same land at that Board, and was he an applicant for the land in question some years before James Heaney first applied for it in 1880.
  14. Did he appeal to the late Minister of Lands against the decision of the special Board, and what was the decision of the late Minister of Lands on such appeal.
  15. Upon what date, after the special Board, was the recommendation of the said Board approved by the late Minister of Lands.
  16. What was the direction of the late Minister of Lands on the 19th of January, 1893.
  17. What was the direction of the late Premier and the late Minister of Lands on the 20th of January, 1893.
3. The Hon. J. STERNBERG : To ask the Honorable the Postmaster-General what action, if any, the Government propose to take to prevent accidents likely to happen in respect to the working of the lifts in and about Melbourne.

### *Government Business.*

#### ORDERS OF THE DAY :—

1. MALLEE LANDS BILL—To be further considered in Committee.
2. ABSENTEE INCOME TAX BILL—Second reading.

### *General Business.*

#### ORDER OF THE DAY :—

1. MEDICAL ACT 1890 AMENDMENT BILL—Second reading.

WEDNESDAY, 22<sup>ND</sup> FEBRUARY.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. C. SARGEANT : To move, That, in the opinion of this House, the Government should take steps to construct lines of railway from Bairnsdale, *via* Orbost, to the New South Wales border, and from Wycheproof, or some other point, to Mildura and the mouth of the Darling ; the cost of construction to be made a charge upon the land, as provided in the amended *Land Act* 1891.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## MEETING OF SELECT COMMITTEE.

*Tuesday, 21st February.*

STANDING ORDERS—at four o'clock.

### PARLIAMENTARY PAPERS ISSUED SINCE 24<sup>TH</sup> JANUARY, 1893.

Minutes of the Proceedings of the Legislative Council. No. 55.

Notices of Motion and Orders of the Day. No. 55.

Weekly Report of Divisions in Committee of the whole Council. No. 14.

Medical Act 1890 Amendment Bill—[114]

Votes and Proceedings of the Legislative Assembly. No. 86.

Notices of Motion and Orders of the Day. No. 85.

Trustees Law Amendment Bill—[91] (To Members only).

Natimuk and Goroke Railway Construction Bill—[112]

Waterworks Construction Encouragement Act 1886 Further Amendment Bill.—New clause to be proposed in Committee by Mr. Taverner. (To Members only.)

Twenty-eighth Report of the Board for the Protection of the Aborigines in the Colony of Victoria. No. 158.

## VICTORIA.

No. 57.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 21ST FEBRUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT.—The following Message from His Excellency the Administrator of the Government was presented by the Honorable A. Wynne, and the same was read by the Honorable the President :—

JOHN MADDEN,

*Administrator of the Government.**Message No. 25.*

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

“An Act to make better provision for the acquisition of Lands required for the Construction of Lines of Railway and for other purposes.”

“An Act to provide for the conversion into Victorian Government Inscribed Stock of certain Debentures redeemable in London, or to issue Stock for their Redemption.”

Government Offices,  
Melbourne, 17th February, 1893.

5. PAPERS.—The Honorable A. Wynne presented, by command of His Excellency the Administrator of the Government—

Statistical Register of the Colony of Victoria for the Year 1891.—Part VIII.—Production.

Ordered to lie on the Table.

The Honorable A. Wynne presented—

Report of Retrenchment Committee on Public Service.—Return to an Order of the Legislative Council, dated 14th February, 1893, for a copy of the Report of the Retrenchment Committee on the Public Service, dated 27th May, 1892, together with the comments thereon by the Public Service Board.

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

Fourteenth Annual Report of the Proceedings of the Government Statist in connexion with Friendly Societies.—Report for the Year 1891, to which are appended Valuations of Friendly Societies, Statistics of Friendly Societies, &c.

Marine Act 1890.—Pilotage Rates.—Deduction.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “An Act to Reduce the Municipal Subsidy for the Year One thousand eight hundred and ninety-three,” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 21st February, 1893.

7. MUNICIPAL SUBSIDY REDUCTION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to Reduce the Municipal Subsidy for the Year One thousand eight hundred and ninety-three,*” be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
8. MALLEE LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable N. Thornley reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That the Council will, this day, again resolve itself into the said Committee.
9. MUNICIPAL SUBSIDY REDUCTION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative.—Bill read a second time.  
The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole.  
Question—put and resolved in the affirmative.  
And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable N. Thornley having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.  
On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.  
The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.  
The Honorable A. Wynne moved, That the following be the title of the Bill:—  
“*An Act to Reduce the Municipal Subsidy for the Year One thousand eight hundred and ninety-three.*”  
Question—put and resolved in the affirmative.  
Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
10. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced to the Council the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the Law relating to Trustees,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Council.  
Legislative Assembly,  
Melbourne, 21st February, 1893.  
THOS. BENT,  
Speaker.  
And the said amendment was read and is as follows:—  
Clause 1, line 5, omit “1892” and insert “1893.”  
On the motion of the Honorable N. Thornley, the Legislative Council agreed to the said amendment made by the Legislative Assembly in this Bill, and ordered that a Message be transmitted to the Legislative Assembly acquainting them therewith.
11. MALLEE LANDS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.  
The President resumed the Chair; and the Honorable N. Thornley 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.
12. POSTPONEMENT OF ORDERS OF THE DAY.—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—  
*Absentee Income Tax Bill—Second reading.*  
*Medical Act 1890 Amendment Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.

# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 56.

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WEDNESDAY, 22<sup>ND</sup> FEBRUARY, 1893.

*General Business.*

NOTICE OF MOTION :—

1. The Hon. C. SARGEANT : To move, That, in the opinion of this House, the Government should take steps to construct lines of railway from Bairnsdale, *via* Orbost, to the New South Wales border, and from Wycheproof, or some other point, to Mildura and the mouth of the Darling; the cost of construction to be made a charge upon the land, as provided in the amended *Land Act* 1891.

ORDER OF THE DAY :—

1. MEDICAL ACT 1890 AMENDMENT BILL—Second reading.

*Government Business.*

ORDERS OF THE DAY :—

1. MALLEE LANDS BILL—Consideration of Report.
2. ABSENTEE INCOME TAX BILL—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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## MEETING OF SELECT COMMITTEE.

*Wednesday, 22nd February.*

REFRESHMENT ROOMS—at two o'clock.

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### PARLIAMENTARY PAPERS ISSUED SINCE 16<sup>TH</sup> FEBRUARY, 1893.

Notices of Motion and Orders of the Day. No. 56.

Mallee Lands Bill—[66] (To Members of Council only).

Mallee Lands Bill.—Amendments to be proposed by the Hon. Lieut.-Col. Sir F. T. Sargood. (To Members of Council only).

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Votes and Proceedings of the Legislative Assembly. Nos. 87 and 88.

Notices of Motion and Orders of the Day. No. 88.

Divisions in Committee of the Whole. No. 19.

Public Service Board and Chief Secretary's Department.—Return to an Order of the House. C.—No. 3.

Banking Companies' Shares Sale and Purchase Bill—[109] (To Members only).

Nathalia and Picola Railway Construction Bill—[113]

Agricultural Education.—Accounts of the Trustees of Agricultural Colleges and the Council of Agricultural Education from 1st July to 31st December, 1891. No. 152.

Fire Brigades Act 1890.—Regulations for Conduct of Elections of the Metropolitan Fire Brigades Board. No. 157.

Companies Act 1890.—Summary of Statements for the year 1891 made by Companies transacting Life Assurance business in Victoria. No. 163.

Education Act 1890.—Alteration of Regulations. No. 164.

Bank Liabilities and Assets.—Summary of Sworn Returns for the quarter ended 31st December, 1892. No. 165.

Marine Act 1890.—Examination of Masters of Ships.—Amended Regulations. No. 166.

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

(200 copies.)



## VICTORIA

No. 58.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 22<sup>ND</sup> FEBRUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced the receipt of the following Message from the Legislative Assembly:—

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to further amend the 'Coal Mines Railway Construction Act 1891,'*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22<sup>nd</sup> February, 1893.

THOS. BENT,  
Speaker.

5. COAL MINES RAILWAY CONSTRUCTION ACT 1891 FURTHER AMENDMENT BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to further amend the 'Coal Mines Railway Construction Act 1891,'*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Nathalia to Picola,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22<sup>nd</sup> February, 1893.

THOS. BENT,  
Speaker.

7. RAILWAY CONSTRUCTION (NATHALIA TO PICOLA) BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the construction by the State of a Line of Railway from Nathalia to Picola,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Natimuk to Goroke,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22<sup>nd</sup> February, 1893.

THOS. BENT,  
Speaker.

9. RAILWAY CONSTRUCTION (NATIMUK TO GOROKE) BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the construction by the State of a Line of Railway from Natimuk to Goroke,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.

10. RAILWAYS CONSTRUCTION.—The Honorable C. Sargeant moved, That, in the opinion of this House, the Government should take steps to construct lines of railway from Bairnsdale, *via* Orbost, to the New South Wales border, and from Wycheproof, or some other point, to Mildura and the mouth of the Darling; the cost of construction to be made a charge upon the land, as provided in the amended *Land Act* 1891.

Debate ensued.

Motion, by leave, withdrawn.

11. MEDICAL ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Dr. W. H. Embling moved, That this Bill be now read a second time.

Debate ensued.

Motion, by leave, withdrawn.

Ordered—That the said Bill be withdrawn.

12. DISCHARGE OF ORDER OF THE DAY.—On the motion of the Honorable A. Wynne, the following Order of the Day was read and discharged:—

*Mallee Lands Bill—Consideration of Report.*

13. MALLEE LANDS BILL.—The Honorable A. Wynne moved, That this Bill be recommitted to a Committee of the whole for the reconsideration of clauses 1, 36, and new clause B.

Question—put and resolved in the affirmative.

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

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act relating to Mallee Lands.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the same with amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22nd February, 1893.

THOS. BENT,  
Speaker.

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

Clause 1, page 1, line 14, after “token” insert “shall be delivered to the buyer or his agent within twenty-four hours from the time of such sale and.”

Clause 1, page 2, line 4, after “wilfully” insert “neglect to insert in any such contract agreement or token such numbers or such name or names or who shall wilfully.”

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Legislative Council agreed to the several amendments made by the Legislative Assembly in this Bill, and ordered that a Message be transmitted to the Legislative Assembly acquainting them therewith.

15. RAILWAY CONSTRUCTION (NATIMUK TO GOROKE) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act to authorize the construction by the State of a Line of Railway from Natimuk to Goroke.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to authorize the Construction by the State of a Line of Railway from Traralgon to Gormandale,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 22nd February, 1893.

THOS. BENT,  
Speaker.

17. RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE) BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to authorize the Construction by the State of a Line of Railway from Traralgon to Gormandale,*” be now read a first time.

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

18. RAILWAY CONSTRUCTION (NATHALIA TO PICOLA) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable S. W. Cooke moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable S. W. Cooke, read a third time and passed.

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

“*An Act to authorize the Construction by the State of a Line of Railway from Nathalia to Picola.*”

Question—put and resolved in the affirmative.

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

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

*Absentee Income Tax Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 57.

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THURSDAY, 23<sup>RD</sup> FEBRUARY, 1893.

*Government Business.*

ORDERS OF THE DAY :—

1. COAL MINES RAILWAY CONSTRUCTION ACT 1891 FURTHER AMENDMENT BILL—Second reading.
2. RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE) BILL—Second reading.
3. ABSENTEE INCOME TAX BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED 22<sup>ND</sup> FEBRUARY, 1893.

Minutes of the Proceedings of the Legislative Council. No. 57.

Notices of Motion and Orders of the Day. No. 57.

Traralgon and Gormandale Railway Bill—[117] (To Members of Council only).

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Notices of Motion and Orders of the Day. No. 89.

Victorian Debentures Redemption and Loan Bill—[116]

Marine Act 1890.—Pilotage Rates.—Deduction. No. 160.



## VICTORIA.

No. 59.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

THURSDAY, 23RD FEBRUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPER.—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk:—  
Public Service Act 1890.—Alterations of Regulations.
5. ADJOURNMENT.—The Honorable A. Wynne moved, by leave, That the Council, at its rising, adjourn until Tuesday next, at three o'clock.  
Question—put and resolved in the affirmative.
6. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to apply a sum out of the Consolidated Revenue to the service of the year ending on the thirtieth day of June One thousand eight hundred and ninety-three and to appropriate the Supplies granted in this Session of Parliament,*" with which they desire the concurrence of the Legislative Council.  
THOS. BENT,  
Speaker.  
Legislative Assembly,  
Melbourne, 23rd February, 1893.
7. APPROPRIATION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, 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 eight hundred and ninety-three and to appropriate the Supplies granted in this Session of Parliament,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.
8. MESSAGE FROM THE LEGISLATIVE ASSEMBLY.—The President announced the receipt of the following Message from the Legislative Assembly:—  
MR. PRESIDENT—  
The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the construction by the State of a Line of Railway from Allansford to Nirranda,*" with which they desire the concurrence of the Legislative Council.  
THOS. BENT,  
Speaker.  
Legislative Assembly,  
Melbourne, 22nd February, 1893.
9. RAILWAY CONSTRUCTION (ALLANSFORD TO NIRRANDA) BILL.—The Honorable R. Reid moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the construction by the State of a Line of Railway from Allansford to Nirranda,*" be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.

10. COAL MINES RAILWAY CONSTRUCTION ACT 1891 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Council divided.

Ayes, 15.

The Hon. J. H. Abbott  
 J. H. Connor  
 S. Fraser  
 N. Levi  
 W. McCulloch  
 E. Morey  
 W. H. S. Osmand  
 W. Pitt  
 A. O. Sachse  
 C. Sargeant  
 G. Simmie  
 E. Steinfeld  
 A. Wynne.

Tellers.

C. J. Ham  
 R. Reid.

Noes, 7.

The Hon. G. S. Coppin  
 J. M. Davies  
 T. Dowling  
 Dr. W. H. Embling  
 J. A. Wallace.

Tellers.

D. Melville  
 N. Thornley.

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

The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole. Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

“*An Act to further amend the ‘Coal Mines Railway Construction Act 1891.’*”

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to authorize the Sale of Liquors at the Intercolonial Wine Fruit Grain and General Products Exhibition 1893,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
 Melbourne, 23rd February, 1893.

THOS. BENT,  
 Speaker.

12. SALE OF LIQUORS (INTERCOLONIAL EXHIBITION) BILL.—The Honorable J. M. Davies moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to authorize the Sale of Liquors at the Intercolonial Wine Fruit Grain and General Products Exhibition 1893,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
 Melbourne, 23rd February, 1893.

THOS. BENT,  
 Speaker.

14. RAILWAY CONSTRUCTION (HEIDELBERG TO ELTHAM) BILL.—The Honorable R. Reid moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham,*” be now read a first time.

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

15. RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable R. Reid moved, That this Bill be now read a second time.

Debate ensued.

The Honorable N. Thornley 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.

16. APPROPRIATION BILL.—The Order of the Day for the second reading of this Bill having been read—

The Honorable R. Reid moved, That this Bill be now read a second time.

Debate ensued.

The Honorable D. Melville 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.

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the Raising of Money for the Redemption or Payment of certain Debentures and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 23rd February, 1893.

THOS. BENT,  
Speaker.

18. DEBENTURES REDEMPTION AND LOAN BILL.—The Honorable R. Reid moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the Raising of Money for the Redemption or Payment of certain Debentures and for other purposes,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to amend the provisions of the 'Public Service Act 1890' relating to State School Teachers,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 23rd February, 1893.

THOS. BENT,  
Speaker.

20. PUBLIC SERVICE ACT 1890 AMENDMENT BILL.—The Honorable R. Reid moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to amend the provisions of the 'Public Service Act 1890' relating to State School Teachers,*" be now read a first time.

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

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

*Absentee Income Tax Bill—Second reading.*

*Railway Construction (Allansford to Nirranda) Bill—Second reading.*

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

GEORGE H. JENKINS,  
Clerk of the Legislative Council.



# LEGISLATIVE COUNCIL.

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## *Notices of Motion and Orders of the Day.*

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No. 58.

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TUESDAY, 28<sup>TH</sup> FEBRUARY, 1893.

*(The Honorable the President will take the Chair at three o'clock.)*

### *Question.*

1. The Hon. T. DOWLING: To ask the Honorable the Postmaster-General if, during the recess, he will prepare an amendment of the Fencing Act, making it compulsory on owners of adjacent lands to join in erecting rabbit-proof fencing when required.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. RAILWAY CONSTRUCTION (ALLANSFORD TO NIRRANDA) BILL—Second reading.
2. RAILWAY CONSTRUCTION (HEIDELBERG TO ELTHAM) BILL—Second reading.
3. RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE) BILL—Second reading—*Resumption of debate.*
4. APPROPRIATION BILL—Second reading—*Resumption of debate.*
5. DEBENTURES REDEMPTION AND LOAN BILL—Second reading
6. PUBLIC SERVICE ACT 1890 AMENDMENT BILL—Second reading.
7. ABSENTEE INCOME TAX BILL—Second reading.

### *General Business.*

#### ORDER OF THE DAY:—

1. LICENSING ACT 1890 AMENDMENT BILL (No. 2)—Second reading.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED 23<sup>RD</sup> FEBRUARY, 1893.

- Notices of Motion and Orders of the Day. No. 58.  
Payment of Teachers Bill—[29] (To Members of Council only).  
Sale of Liquors Bill—[108] (To Members of Council only).  
Victorian Debentures Redemption and Loan Bill—[116] (To Members of Council only).  
Heidelberg and Eltham Railway Construction Bill—[119] (To Members of Council only).  
Public Service Act 1890 Amendment Bill (No. 2).—New clauses to be proposed by the Hon. Lieut.-Col. Sir F. T. Sargood. (To Members of Council only.)
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- Notices of Motion and Orders of the Day. No. 90.  
Mallee Lands Bill.—Amendments of the Legislative Council. (To Members only.)



## VICTORIA.

No. 60.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

TUESDAY, 28<sup>TH</sup> FEBRUARY, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. MESSAGE FROM HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT.—The following Message from His Excellency the Administrator of the Government was presented by the Honorable A. Wynne, and the same was read by the Honorable the President:—

JOHN MADDEN,

*Administrator of the Government.**Message No. 26.*

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

“*An Act to reduce the Municipal Subsidy for the year One thousand eight hundred and ninety-three.*”

“*An Act to amend the Law relating to Trustees.*”

“*An Act to amend the Law in respect of the Sale and Purchase of Shares in Banking Companies.*”

“*An Act to authorize the construction by the State of a Line of Railway from Natimuk to Goroke.*”

“*An Act to authorize the construction by the State of a Line of Railway from Nathalia to Picola.*”

“*An Act to further amend the ‘Coal Mines Railway Construction Act 1891.’*”

Government Offices,

Melbourne, 27th February, 1893.

5. PRINTING COMMITTEE.—The Honorable G. S. Coppin, on behalf of the Chairman, brought up a Report from this Committee.  
Ordered to lie on the Table, to be printed, and taken into consideration this day.
6. RAILWAY CONSTRUCTION (ALLANSFORD TO NIRRANDA) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable S. W. Cooke moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put.

Council divided.

**Ayes, 12.**

The Hon. F. Brown  
 J. Buchanan  
 Sir W. J. Clarke, Bart.  
 S. W. Cooke  
 G. Davis  
 W. H. S. Osmand  
 R. Reid  
 C. Sargeant  
 N. Thornley  
 A. Wynne.

*Tellers.*

J. H. Abbott  
 N. FitzGerald.

**Noes, 27.**

The Hon. S. Austin  
 T. Brunton  
 J. H. Connor  
 G. S. Coppin  
 H. Cuthbert  
 J. M. Davies  
 F. S. Dobson, LL.D.  
 T. Dowling  
 Dr. W. H. Embling  
 S. Fraser  
 F. S. Grimwade  
 N. Levi  
 W. McCulloch  
 D. Melville  
 E. Morey  
 W. Pitt  
 A. O. Sachse  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 G. Simmie  
 E. Steinfeld  
 J. Sternberg  
 J. A. Wallace  
 S. Williamson  
 W. I. Winter-Irving.

*Tellers.*

J. Balfour  
 D. E. McBryde.

And so it passed in the negative.

7. **ERROR IN DIVISION LIST.**—The President said—I have to call the attention of the House to the Division that took place on Thursday night last on the question for the second reading of the Coal Mines Railway Construction Act 1891 further Amendment Bill. The Tellers for the Ayes and the Noes respectively have recorded the name of the Honorable J. A. Wallace. I have ascertained from the honorable gentleman that he voted with the Noes, and I will direct the Clerk to correct the division list accordingly.

8. **RAILWAY CONSTRUCTION (HEIDELBERG TO ELTHAM) BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable R. Reid moved, That this Bill be now read a second time.

Debate ensued.

Question—put.

Council divided.

**Ayes, 22.**

The Hon. J. H. Abbott  
 S. Austin  
 J. Balfour  
 F. Brown  
 T. Brunton  
 J. Buchanan  
 Sir W. J. Clarke, Bart.  
 S. W. Cooke  
 D. Coutts  
 G. Davis  
 F. S. Dobson, LL.D.  
 N. FitzGerald  
 C. J. Ham  
 N. Levi  
 E. Morey  
 W. Pitt  
 R. Reid  
 C. Sargeant  
 G. Simmie  
 S. Williamson.

*Tellers.*

J. M. Davies  
 D. Melville.

**Noes, 19.**

The Hon. J. H. Connor  
 G. S. Coppin  
 H. Cuthbert  
 T. Dowling  
 Dr. W. H. Embling  
 S. Fraser  
 D. E. McBryde  
 W. McCulloch  
 W. H. S. Osmand  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 E. Steinfeld  
 J. Sternberg  
 N. Thornley  
 D. S. Wallace  
 J. A. Wallace  
 W. I. Winter-Irving.

*Tellers.*

F. S. Grimwade  
 A. O. Sachse.

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

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

Question—put and resolved in the affirmative.

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

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable R. Reid, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—the Honorable R. Reid moved, That this Bill be now read a third time.

Debate ensued.

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

The Honorable R. Reid moved, That this Bill do pass.

Question—put and resolved in the affirmative.

The Honorable R. Reid moved, That the following be the title of the Bill:—

*“An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

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

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

10. CARRIERS AND INNKEEPERS ACT 1890 AMENDMENT BILL.—The Honorable J. H. Abbott moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to amend the ‘Carriers and Innkeepers Act 1890,’*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act relating to the transfer of certain powers and duties from the Registrar-General to the Government Statist,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

12. BIRTHS DEATHS AND MARRIAGES REGISTRATION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled “*An Act relating to the transfer of certain powers and duties from the Registrar-General to the Government Statist,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to apply out of ‘The Victorian Stock Act 1891 Account’ or temporarily out of ‘The Public Account’ certain Sums of Money for Railway Works and other purposes,*” with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

14. RAILWAY LOAN APPLICATION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to apply out of ‘The Victorian Stock Act 1891 Account’ or temporarily out of ‘The Public Account’ certain Sums of Money for Railway Works and other purposes,*” be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to sanction the issue and application of certain Sums of Money as Loans for Water Supply and Irrigation Works in the Country Districts and for other purposes,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

16. WATER SUPPLY LOANS APPLICATION BILL.—The Honorable A. Wynne moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to sanction the issue and application of certain Sums of Money as Loans for Water Supply and Irrigation Works in the Country Districts and for other purposes,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled "*An Act to authorize the Borough of Kew to construct certain permanent works and undertakings in lieu of certain other permanent works and undertakings,*" with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

18. KEW MUNICIPAL LOAN BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the foregoing Message, intituled "*An Act to authorize the Borough of Kew to construct certain permanent works and undertakings in lieu of certain other permanent works and undertakings,*" be now read a first time.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*" and acquaint the Legislative Council that the Legislative Assembly have agreed to some of the amendments made in such Bill by the Legislative Council, and have disagreed with others of the said amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

Ordered—That the foregoing Message be taken into consideration to-morrow.

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

MR. PRESIDENT—

The Legislative Assembly acquaint the Legislative Council that they concur with the Council in the repeal of the Joint Standing Orders now in force, and have adopted the Standing Orders transmitted by the Legislative Council with amendments, with which they desire the concurrence of the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

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

Order No. 2, after "other" insert "shall be in writing or partly in writing and partly in print and."

" after "communicated by" omit "the Usher or the Serjeant-at-Arms" and insert "an officer of the Legislative Council or of the Legislative Assembly."

Order No. 4, line 1, after "carried by" omit "the Usher or the Serjeant-at-Arms" and insert "an officer of either House."

Order No. 7, after "reasons" insert "in writing or partly in writing and partly in print."

Order No. 9, add the following words:—"No quorum of any Joint Committee shall consist exclusively of Members of the Legislative Council or of Members of the Legislative Assembly."

Order No. 16, before "copies" insert "three"; after "copies" insert "printed on vellum."

On the motion of the Honorable A. Wynne, the Legislative Council agreed to the several amendments made by the Legislative Assembly in the Joint Standing Orders, and ordered that a Message be transmitted to the Legislative Assembly acquainting them therewith.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act relating to Mallee Lands,*" and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 28th February, 1893.

THOS. BENT,  
Speaker.

Ordered—That the foregoing Message be taken into consideration this day.

22. RAILWAY CONSTRUCTION (TRARALGON TO GORMANDALE) 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.

Council divided.

Ayes, 17.

The Hon. J. H. Abbott  
J. Buchanan  
S. W. Cooke  
D. Coutts  
G. Davis  
Dr. W. H. Embling  
N. FitzGerald  
W. McCulloch  
E. Morey  
W. Pitt  
R. Reid  
C. Sargeant  
J. Sternberg  
W. I. Winter-Irving  
A. Wynne.

Tellers.

J. Balfour  
T. Brunton.

Noes, 21.

The Hon. F. Brown  
J. H. Connor  
H. Cuthbert  
J. M. Davies  
F. S. Dobson, LL.D.  
T. Dowling  
S. Fraser  
C. J. Ham  
N. Levi  
D. E. McBryde  
W. H. S. Osmand  
J. M. Pratt  
A. O. Sachse  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
G. Simmie  
E. Steinfeld  
N. Thornley  
D. S. Wallace.

Tellers.

S. Austin  
F. S. Grimwade.

And so it passed in the negative.

23. APPROPRIATION 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.

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable R. Reid, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable R. Reid, read a third time and passed.

The Honorable R. Reid moved, That the following be the title of the Bill :—

*"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 eight hundred and ninety-three and to appropriate the Supplies granted in this Session of Parliament."*

Question—put and resolved in the affirmative.

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

24. **DEBENTURES REDEMPTION AND LOAN BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time. Question—put and resolved in the affirmative.—Bill read a second time. The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole. Question—put and resolved in the affirmative. And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into Committee. The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had 'gone through the Bill, and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day. On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill. The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed. The Honorable A. Wynne moved, That the following be the title of the Bill:—
- “ An Act to authorize the Raising of Money for the Redemption or Payment of certain Debentures and for other purposes.”*
- Question—put and resolved in the affirmative. Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
25. **PUBLIC SERVICE ACT 1890 AMENDMENT BILL.**—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time. Debate ensued. Question—put and resolved in the affirmative.—Bill read a second time. The Honorable A. Wynne moved, That this Bill be now committed to a Committee of the whole. Question—put and resolved in the affirmative. And, on the further motion of the Honorable A. Wynne, the President left the Chair, and the Council resolved itself into Committee. The President resumed the Chair; and the Honorable Dr. Dobson reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again. Resolved—That the Council will, to-morrow, again resolve itself into the said Committee.
26. **ADJOURNMENT.**—The Honorable A. Wynne moved, by leave, That the Council, at its rising, adjourn until to-morrow at three o'clock. Question—put and resolved in the affirmative.
27. **POSTPONEMENT OF ORDERS OF THE DAY.**—Ordered, That the consideration of the following Orders of the Day be postponed until to-morrow:—
- Absentee Income Tax Bill—Second reading.*  
*Sale of Liquors (Intercolonial Exhibition) Bill—Second reading.*  
*Printing Committee—Consideration of Report.*  
*Carriers and Innkeepers Act 1890 Amendment Bill—Second reading.*  
*Births Deaths and Marriages Registration Bill—Second reading.*  
*Railway Loan Application Bill—Second reading.*  
*Water Supply Loans Application Bill—Second reading.*  
*Village Settlements Bill—Consideration of Message from Legislative Assembly.*  
*Mallee Lands Bill—Consideration of Message from Legislative Assembly.*

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

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

# LEGISLATIVE COUNCIL.

## *Notices of Motion and Orders of the Day.*

No. 59.

WEDNESDAY, 1ST MARCH, 1893.

*(The Honorable the President will take the Chair at three o'clock.)*

### *Questions.*

1. The Hon. Dr. DOBSON: To ask the Honorable the Postmaster-General if the Government will take into consideration, during the recess, the question of the increasing nuisance of Indian hawkers in the country districts, with a view to legislation on the subject.
2. The Hon. T. DOWLING: To ask the Honorable the Postmaster-General if, during the recess, he will prepare an amendment of the Fencing Act, making it compulsory on owners of adjacent lands to join in erecting rabbit-proof fencing when required.

### *General Business.*

#### ORDERS OF THE DAY:—

1. KEW MUNICIPAL LOAN BILL—Second reading.
2. LICENSING ACT 1890 AMENDMENT BILL (No. 2)—Second reading.

### *Government Business.*

#### ORDERS OF THE DAY:—

1. PUBLIC SERVICE ACT 1890 AMENDMENT BILL—To be further considered in Committee.
2. CARRIERS AND INNKEEPERS ACT 1890 AMENDMENT BILL—Second reading.
3. RAILWAY LOAN APPLICATION BILL—Second reading.
4. WATER SUPPLY LOANS APPLICATION BILL—Second reading.
5. PRINTING COMMITTEE—Consideration of Report.
6. VILLAGE SETTLEMENTS BILL—Consideration of Message from Legislative Assembly.
7. BIRTHS DEATHS AND MARRIAGES REGISTRATION BILL—Second reading.
8. MALLEE LANDS BILL—Consideration of Message from Legislative Assembly.
9. ABSENTEE INCOME TAX BILL—Second reading.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*

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## PARLIAMENTARY PAPERS ISSUED SINCE 23RD FEBRUARY, 1893.

- Minutes of the Proceedings of the Legislative Council. No. 58.  
Notices of Motion and Orders of the Day. No. 59.  
Births Deaths and Marriages Transfer Bill—[39] (To Members of Council only).  
Carriers and Innkeepers Amendment Bill—[44] (To Members of Council only).  
Water Supply Loans Bill—[98] (To Members of Council only).  
Railway Loan Application Bill—[106] (To Members of Council only).  
Sale of Liquors Bill—[108] (To Members of Council only).  
Ailansford and Nirranda Railway Bill—[118] (To Members of Council only).  
Kew Municipal Loan Bill—[120] (To Members of Council only).  
Village Settlements Bill.—Amendments of the Legislative Council disagreed with by the Legislative Assembly. (To Members of Council only.)

Notices of Motion and Orders of the Day. No. 91.

Divisions in Committee of the Whole. No. 20.

Waterworks Construction Encouragement Bill—[87] (To Members of Assembly only).

Statistical Register of the Colony of Victoria for the year 1891.—Part VIII.—Production. No. 155.

## VICTORIA.

No. 61.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

WEDNESDAY, 1ST MARCH, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. PAPERS.—The following Papers, pursuant to the directions of several Acts of Parliament, were laid upon the Table by the Clerk :—
  - Water Act 1890—
    - Upper Macedon Waterworks Trust.—Application for Additional Loan of £200.—Detailed Statement and Report.
    - Warrnambool Waterworks Trust.—Application for Additional Loan of £5,500.
  - Marine Act 1890.—Examination of Masters and Mates.—Amended Regulations.
5. KEW MUNICIPAL LOAN BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.
  - Debate ensued.
  - Question—put and resolved in the affirmative.—Bill read a second time.
  - The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.
  - Question—put and resolved in the affirmative.
  - And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.
  - The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
  - On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.
  - The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.
  - The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill :—
    - “ *An Act to authorize the Borough of Kew to construct certain permanent Works and Undertakings in lieu of certain other permanent Works and Undertakings.* ”
  - Question—put and resolved in the affirmative.
  - Ordered—That a Message be transmitted to the Legislative Assembly acquainting them that the Legislative Council have agreed to the Bill without amendment.
6. SALE OF LIQUORS (INTERCOLONIAL EXHIBITION) BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.
  - Question—put and resolved in the affirmative.—Bill read a second time.
  - The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.
  - Question—put and resolved in the affirmative.
  - And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.
  - The President resumed the Chair; and the Honorable Dr. Dobson having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Council ordered the Report to be taken into consideration this day.
  - On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

*“An Act to authorize the Sale of Liquors at the Intercolonial Wine Fruit Grain and General Products Exhibition 1893.”*

Question—put and resolved in the affirmative.

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

7. CARRIERS AND INNKEEPERS ACT 1890 AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. H. Abbott moved, That this Bill be now read a second time.

Debate ensued.

Question—put and negatived.

8. PUBLIC SERVICE ACT 1890 AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole having been read—the President left the Chair, and the Council resolved itself into Committee.

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

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

Question—put and resolved in the affirmative.

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act to amend the provisions of the ‘Public Service Act 1890’ relating to State School Teachers.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 1st March, 1893.

THOS. BENT,  
Speaker.

10. RAILWAY LOAN APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question put and resolved in the affirmative.

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

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

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act to apply out of ‘The Victorian Stock Act 1891 Account’ or temporarily out of ‘The Public Account’ certain sums of money for railway works and other purposes.”*

Question—put and resolved in the affirmative.

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

11. WATER SUPPLY LOANS APPLICATION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable A. Wynne moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of the Honorable A. Wynne, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable A. Wynne, read a third time and passed.

The Honorable A. Wynne moved, That the following be the title of the Bill:—

*“An Act to sanction the issue and application of certain Sums of Money as Loans for Water Supply and Irrigation Works in the Country Districts and for other purposes.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to amend the provisions of the ‘Public Service Act 1890’ relating to State School Teachers,*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendment made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 1st March, 1893.

THOS. BENT,  
Speaker.

13. VILLAGE SETTLEMENTS BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council and disagreed with by the Legislative Assembly having been read—the said amendments were read and are as follow:—

1. After clause 1, insert new heading “Part I.—Village Settlements.”

2. Clause 15, omit sub-sections 2 and 3 and insert—

“(2) The Board may from time to time out of moneys to be provided by Parliament for the purpose and in accordance with any regulations which the Governor in Council is authorized to make under this Act, make advances of such money to the occupiers of any allotment for the purpose of enclosing each allotment with a suitable fence and erecting on such allotment a cottage containing at least two rooms and out-offices, such advances not to exceed one-half the cost of such fence cottage and out-offices and each such advance not to exceed in the whole the sum of Thirty pounds.”

3. Clause 20, at end of clause insert “or (*f*) who is the holder of a residence area under a miner’s right.”

4. Clause 22, after sub-section 1, insert new sub-section—

“(a) A covenant to repay all moneys advanced by the Board with interest at the rate of Five pounds per centum per annum by equal half-yearly instalments during the currency of the lease.”

5. „ line 40, omit “the cottage fence,” and insert “all buildings fences.”

6. „ line 43, omit “In default of the lessee complying with this covenant to the satisfaction of the Board the Board may execute any necessary repairs and recover the cost thereof from the lessee in any court of competent jurisdiction, and for such purpose any person appointed by the Board may at all reasonable times enter upon the allotment and remain there for such time as may be necessary for the execution of such repairs.”

7. Insert—

PART II.—FARM HOMESTEAD SPECIAL SETTLEMENTS.

A. In the construction of this Part, unless the context shall otherwise require, the following expressions shall have the meanings hereby assigned to them:—

“Association” means any association or combination of persons of not less than twelve who may be desirous of settling on Crown lands adjacent to each other:

“Society” means any combination of persons registered under the *Provident Societies Act 1890* or registered under the *Companies Act 1890* or any similar enactment having for their objects or for one of their objects the settlement of persons on lands for their mutual advantage or assistance:

“Land” means any block of land set apart for a special settlement to be dealt with under the provisions of this Part:

Disagreed with  
by the Legis-  
lative As-  
sembly.

“Settler” means any member of an association or society not being a married woman leasing land under the provisions of this Part :

“Secretary” means the secretary of the association or society for the time being and shall include any person acting in that capacity, and if there be no secretary then the chairman of the association or society :

“Substantial improvements of a permanent character” means and includes reclamation from swamps clearing of bush or scrub cultivation planting with trees or live hedges the laying out and cultivating of gardens fencing draining making roads sinking wells or water-tanks constructing water-races in any way improving the character or fertility of the soil or the erection of any building :

“Cultivation” means—

- (1) Fencing the land with timber or other durable materials not being a brush-fence ; or
- (2) Breaking up and laying down the same in English or other cultivated grass ; or
- (3) Breaking up and planting or sowing root or other crops therein ; and in case of bush-lands the felling and clearing of timber and sowing of grass.

B. (1) The Governor in Council may by proclamation published in the *Government Gazette* from time to time set apart blocks of pastoral lands or agricultural and grazing lands or swamp lands for leasing to the members of associations or societies.

(2) Not more than One hundred thousand acres shall be so set apart in each financial year.

(3) Neither the whole nor any part of any such block of land shall continue set apart for a period of more than three years from the date of the proclamation setting apart the same, but every contract made with respect to any such block or any part thereof whilst the same remains so set apart shall be performed notwithstanding that the block has ceased to be so set apart.

C. (1) The Governor in Council may make regulations fixing the terms and conditions upon which the lands in any settlement under this Part shall be disposed of and generally for carrying out the provisions of this Part, but subject in every case to the provisions of this Part.

(2) All such regulations shall be signed by the Minister, and upon being published in the *Government Gazette* shall be valid in law as if the same were enacted in this Act and shall be judicially noticed; and all such regulations shall be laid before both Houses of Parliament within fourteen days after the making thereof if Parliament be then sitting and if Parliament be not sitting then within fourteen days after the commencement of the next session of Parliament.

D. Any association or society may arrange with the Board for a block of land subject to the provisions of this Part.

E. Any block of land to be selected under this Part shall contain not less than one thousand acres nor more than ten thousand acres inclusive of roads townships and all other reserves; and shall be surveyed and subdivided by the Board into sections of such areas as may be required by the association or society not exceeding two hundred acres or thereabouts: Provided that the number of persons located in each block shall not be less than one person for every two hundred acres of its total area.

F. The allotment of sections to members of the association shall be made at such time not later than six months after the survey and subdivision of the block of land and in such manner as the association may with the consent of the Board determine.

G. The allotment of sections to members of a society shall be made not less than one-sixth of the sections comprised in the block within six months after subdivision and one-sixth thereof shall be allotted during each succeeding three months, and shall be made in such manner as the society may with the consent of the Board determine.

H. No settler shall be allowed to hold more than two hundred acres or thereabouts under the provisions of this Part.

I. (1) The land shall be disposed of at such rental as may be arranged between the Board and the association being Five pounds per centum per annum on a capital value of not less than One pound an acre.

(2) It shall not be necessary however for any settler to pay any rent for the first two years from the date of allotment of his section. After the expiration of the said period of two years the rent shall be at the rate of Five pounds per centum per annum on the capital value of the land as fixed pursuant to this section payable half-yearly on the thirtieth day of June and thirty-first day of December in each year. The unpaid two years' rent may be added to the capital value of the land and thereafter the rent shall be payable on such increased capital value; or the settler may pay off the arrears of rent at any time.

J. Each settler must within six months from the date of allotment of his section reside upon the land or cause the improvements required to be effected within half the time allowed by this Act.

K. The secretary shall inform the Board of the names of the settlers, pay a deposit of ten shillings per settler, and also, if required, furnish the Board with minutes of proceedings of the association or society.

Disagreed with  
by the Legis-  
lative As-  
sembly.

L. A certificate signed by the secretary shall be sufficient evidence that the person claiming to select land is a member of the association or society.

M. Each resident settler shall within two years from the date of his selection bring into cultivation not less than one-tenth of the land selected by him.

Each settler shall within four years from the date of his selection bring into cultivation not less than one-fifth of the land selected by him.

Each settler shall within six years of the date of his selection in addition to the cultivation of one-fifth of the land have put substantial improvements of a permanent character on the land to the value of One pound for every acre of his holding.

N. In the event of the death of a settler, his interest in the allotment will revert to his legal representatives who may dispose of it to any person who is qualified for becoming a lessee under this Part of this Act approved by the Board, and the purchaser shall be deemed to stand in the position of the original settler.

O. Should any settler be compelled to leave the district, it shall be competent for the Board to permit such settler to transfer his rights, title, and interest in the land selected to any person who is qualified for becoming a lessee under this Part of this Act who shall be deemed to stand in the position of the original settler. Provided always that no settler shall be allowed to hold more than two hundred acres or thereabouts under the provisions of this Part.

P. No lease under this Part shall be granted to any applicant—

- (a) who is under the age of eighteen years, or who is not a member of an association or society; or
- (b) who is the lessee of a pastoral allotment or of a grazing area; or
- (c) who is the holder of a licence to occupy an agricultural allotment; or
- (d) who is the holder of a licence to improve an agricultural allotment.

Q. Any settler who fails to comply with the provisions of this Part in any respect shall upon sufficient proof thereof to the satisfaction of the Board forfeit his interest in the land selected, and the Board shall cause such interest to be sold by public auction to any person who is qualified for becoming a lessee under this Part of this Act, and these conditions shall be sufficient authority for such forfeiture and re-allotment. Any settler so purchasing shall be deemed to stand in the position of the original settler.

R. The association or society may make such rules from time to time as it may deem necessary subject to the approval of the Board.

S. In case any doubt shall arise as to the construction of the provisions of this Part with reference to the selection and occupation or clearing of any land or otherwise arising thereunder the same shall be settled by the Board.

T. Every lease of a section under this Part shall be for a period of thirty years and shall contain the following covenants and conditions (that is to say):—

- (1) A covenant for the payment of the annual rent reserved.
- (2) A covenant to pay interest half-yearly at the rate of Six pounds per centum per annum on all overdue instalments.
- (3) A covenant that upon the payment of the last sum due on account of such rent reserved the lessee or his representatives shall be entitled to a grant in fee of the land leased, and every such grant shall be subject to such covenants conditions exemptions and reservations as the Governor in Council may direct.
- (4) A covenant that the lessee during the continuance of the term of the lease will keep in good condition and repair all buildings fences and other permanent improvements situated on his section, whether made erected or constructed by such lessee or not, reasonable wear and tear and damage by fire alone excepted.
- (5) A condition that the Board or any person appointed in that behalf by the Board may at any time enter upon the section demised to ascertain if the covenants and conditions of the lease are being performed by the lessee.
- (6) A covenant that the lessee will not assign transfer sublet or borrow money on the security of the land demised by such lease or any portion thereof without the consent of the Board signified in writing, and no such consent shall be given by the Board in the case of any such assignment transfer or subletting unless the same be made in favour of a person who would be qualified to become a lessee of a section pursuant to this Part.
- (7) A condition that save as in this Part otherwise expressly provided the lease shall become absolutely void on assignment or transfer of the whole or any portion of the land demised whether by operation of law or otherwise, or upon such land or any portion thereof being sublet.
- (8) A covenant that during the term of his lease the lessee will personally reside on his section and that he will use the land demised for the purpose of agriculture gardening grazing or dairy poultry or pig farming or other like purposes. Personal residence by the wife or any child of such lessee shall be considered personal residence by the lessee.

Disagreed with  
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sembly.

- (9) A condition that if the lessee his wife and children be absent from the section for more than four months during any one financial year the Board after having given one month's notice in writing to such lessee of intention so to do either personally or by posting such notice on such land may cancel the lease and resume possession of the section and re-let the same for the remainder of the term of the original lease to any other person pursuant to this Part or otherwise deal with such land.
- (10) In the case of the death of the lessee, his executors or administrators or personal representatives may without further authority than this Act act in his place as lessee for a period of twelve months, but if they are unable within such twelve months to arrange for any person named in the lessee's will or in case no person is so named or in the case of an intestate lessee for any member of his family (such person or member being qualified for becoming a lessee under this Part) to accept a transfer of the lease and continue to carry out and perform the covenants thereof subject to the conditions thereof, the Board after having given two months' notice in writing to such executors administrators or representatives either personally or by posting such notice on the land may cancel the lease resume possession of the section and lease the same for the remainder of the term of the original lease to any other settler, and any money paid by such incoming tenant for the interest in the lease of the deceased lessee shall after deducting the amount of any rent and interest due in respect of such section and any moneys due under any encumbrance allowed by the Board be paid by the Board to the said executors administrators or representatives.
- (11) A condition that if it be at any time proved to the satisfaction of the Board that any spirituous or fermented liquor has been sold on any section by the lessee or any of his family or by any person with the consent or connivance of such lessee the lease shall thereupon become void. For the purposes of this condition any liquor given away in exchange for any other article or in payment or part payment of any debt shall be deemed to have been sold.
- (12) A condition that the lease shall be voidable at the will of the Board in the event of any breach of or non-compliance with the covenants or conditions thereof; and
- (13) A condition reserving to Her Majesty her heirs and successors a right to resume possession at any time of any of the land comprised in the lease. Such land shall be so resumed only if in the opinion of the Governor in Council it be required for the purposes of water supply irrigation works races dams and ditches or timber reserves or for public railways roads canals or other internal communication through such lands or for mining purposes and upon payment to the lessee or to any person having a charge allowed by the Board to the extent of such charge of the amount of rental paid by him and also the full value (to be determined in accordance with regulations to be made under this Part) of all improvements of a permanent character made erected or constructed by such lessee upon such section. Upon such resumption as aforesaid such lands shall be deemed to be Crown lands not under lease or licence.

Disagreed with  
by the Legis-  
lative As-  
sembly.

And every lease shall contain such other covenants conditions and provisions not inconsistent with the provisions of this Part as the Governor in Council may think fit.

U. A report shall be laid on the Table of both Houses of Parliament within fourteen days after the commencement of every Session, giving full information as to any proceedings taken under authority of this Part during the then preceding financial year.

Amendment 1, after debate, not insisted on.

Amendment 2, after debate, insisted on.

Amendment 3, after debate, not insisted on.

Amendments 4, 5, and 6, after debate, insisted on.

Amendment 7, after debate, not insisted on.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council do not insist on some, and do insist on others, of their amendments disagreed with by the Legislative Assembly.

14. PRINTING COMMITTEE.—The Order of the Day for the consideration of the Report of the Select Committee on Printing having been read, the said Report was read and is as follows:—

1. The Printing Committee have carefully considered the Report of the Clerk of the Parliaments on the subject of the Parliamentary printing, which was referred to them by your Honorable House.

2. Your Committee have inquired generally into the whole question of the Parliamentary printing and the distribution of the Parliamentary Papers.

3. From an examination of the Papers presented to Parliament this Session, your Committee are of opinion that a very large and useless expenditure of public money is incurred in the printing of many of these papers.

4. Your Committee are of opinion that there is an unnecessary number of copies of Parliamentary Papers printed; and that even after distribution of such papers on the most lavish scale, a large number are retained in the Parliament House, so as to be available if required.

5. The question of the distribution of the Parliamentary Papers is one that should receive immediate attention, and from returns submitted to them your Committee are of opinion that a large reduction in the number of copies now issued can be made. With that object in view, they have requested the Clerk of the Parliaments to submit to your Honorable House, at the commencement of next Session, a Report showing how the number of copies now circulated can be reduced.

6. Your Committee would specially invite the attention of the Government to the Reports and Statements that are prepared by the various Government Departments for presentation to Parliament. Many of these could, in the opinion of your Committee, be greatly reduced in size without in the least impairing their efficiency.

7. A practice has been in existence for many years of publishing Orders in Council, Rules, and similar papers in the *Government Gazette*, and after presenting the same to Parliament they are again printed and circulated as Parliamentary Papers. In the opinion of your Committee this practice should be at once abolished.

8. The large expenditure now incurred in binding the Parliamentary Papers at the end of each Session, in the opinion of your Committee, can be considerably reduced. And the binding of the Parliamentary volumes should, for the future, be limited as far as possible.

The Honorable F. S. Grimwade moved, That the Report of the Select Committee be adopted.  
Debate ensued.

Question—put and resolved in the affirmative.

15. BIRTHS DEATHS AND MARRIAGES REGISTRATION BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable J. H. Abbott moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable J. H. Abbott, read a third time and passed.

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

*“An Act relating to the transfer of certain powers and duties from the Registrar-General to the Government Statist.”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly transmit to the Legislative Council a Bill intituled “*An Act to facilitate the carrying out certain of the provisions of ‘The Waterworks Construction Encouragement Act 1886,’*” with which they desire the concurrence of the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 1st March, 1893.

17. WATERWORKS CONSTRUCTION ENCOURAGEMENT ACT 1886 FURTHER AMENDMENT BILL.—The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Bill transmitted by the foregoing Message, intituled “*An Act to facilitate the carrying out certain of the provisions of ‘The Waterworks Construction Encouragement Act 1886,’*” be now read a first time.

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

18. MALLEE LANDS BILL.—The Order of the Day for the consideration of the amendments of the Legislative Council disagreed with by the Legislative Assembly having been read, the said amendments were read and are as follow:—

1. Clause 1, line 5, omit “1892” and insert “1893.”

2. After clause 2, insert new clauses—

A. Any mallee block comprised within the boundaries set forth in the Ninth Schedule to the *Land Act* 1890 may pursuant to the provisions of section one hundred and fifty-five of the said Act be added to the lands described in the Tenth Schedule of such Act notwithstanding that a lease of such block is held by any person.

Disagreed  
with by the  
Legislative  
Assembly.

B. (1) Where pursuant to the provisions of Part II. of the *Land Act* 1890 any mallee block is subdivided into mallee allotments or where the Board pursuant to the said provisions or to the covenants of any lease signifies its consent in writing to the assignment by the lessee of a mallee allotment of the whole or any portion of his allotment then the annual rent payable to the Board in respect of any land so subdivided or so assigned shall be increased to the rate of *Threepence* per acre per annum.

(2) Such increased rent shall commence immediately at the expiration of two years from the date of such subdivision or of such consent to such assignment.

C. Notwithstanding anything contained in Part II. of the *Land Act* 1890 or in any lease of a mallee block or mallee allotment granted either before or after the commencement of this Act—

(a) The lessee of a mallee allotment may without any consent so to do being given by the Board cultivate the whole or any part of the land held by him under any lease of such allotment.

(b) Every lessee of a mallee block or mallee allotment whose rent shall be in arrear more than three months shall be charged with and pay to the Board interest half-yearly at the rate of Eight pounds per centum per annum on all overdue rent payable by such lessee, and

(c) No assignment or subdivision made before the commencement of this Act of the whole or any portion of a mallee block or mallee allotment shall be deemed or taken to be invalid by reason only of the consent in writing of the Board not having been given to such subdivision or assignment.

3. Clause 3; omit this clause.
4. Clause 4, omit this clause.
5. Clause 5, omit this clause.
6. Clause 6, omit this clause.
7. Clause 7, omit this clause.
8. Clause 8, omit this clause.
9. Clause 9, omit this clause.
10. Clause 10, omit this clause.
11. Clause 11, omit this clause.
12. Clause 12; omit this clause.
13. Clause 19, line 40, after "substance" insert "or who shall sell keep use or carry any wax matches."
14. Clause 27; omit this clause.
15. Clause 28, omit this clause.
16. Clause 29, omit this clause.
17. Clause 30, line 2 (p. 19), omit "sum per acre for which such lands may thereafter be alienated in fee simple or at the minimum."
18. " line 4, omit "or licence-fee"; omit "or licence."
19. " line 8, omit "acquired or."
20. " line 9, omit "or occupied (as the case may be)"; omit "any Act relating to Crown lands," and insert "Part II. of the *Land Act* 1890."
21. " line 13, omit "acquire the freehold of such lands or"; omit "or occupy."
22. " line 14, omit "or licence."
23. " line 15, omit—  
 "(d) Where the annual rent or licence-fee payable under any lease or licence of any lands of the Crown made and dated after the commencement of this Act is taken in part payment of the purchase money of such lands such lease or licence shall contain a covenant or condition that such lands shall be during the currency of such lease or licence (as the case may be) deemed lands of the Crown within the meaning of this section; and that upon the making of any Order in Council under the provisions hereinbefore in this section contained the enhanced rent or licence-fee thereof fixed by such Order in Council shall be payable in respect of such lands as though such rent or licence-fee had been so fixed prior to the making of such lease or licence."
24. " line 27, omit "or licence-fee."
25. " line 29, omit "or licence."
26. " line 30, omit "or licence-fee."
27. " line 31, omit "or licence-fee."
28. Clause 33, line 22, omit "in excess of the whole purchase money rent occupation or licence-fees paid or to be paid by any person in respect of such lands of the Crown."
29. Clause 34, line 28, omit "licence or contract whatsoever."
30. Clause 35, omit this clause.
31. Clause 37, omit this clause.
32. Clause 38, omit this clause.
33. Omit the Schedule.

Disagreed  
with by the  
Legislative  
Assembly.

The Honorable A. Wynne moved, That the Council do not insist on their amendments.  
Debate ensued.

Question—put and negatived.

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

19. WATERWORKS CONSTRUCTION ENCOURAGEMENT ACT 1886 FURTHER AMENDMENT BILL.—The Order of the Day for the second reading of this Bill having been read—the Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now read a second time.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That this Bill be now committed to a Committee of the whole.

Question—put and resolved in the affirmative.

And, on the further motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the President left the Chair, and the Council resolved itself into Committee.

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

The Honorable Lieut.-Col. Sir F. T. Sargood moved, by leave, That the Report from the Committee of the whole be taken into consideration this day.

Question—put and resolved in the affirmative.

On the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, the Council adopted the Report from the Committee of the whole on this Bill.

The President having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of the Honorable Lieut.-Col. Sir F. T. Sargood, read a third time and passed.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the following be the title of the Bill:—

*“An Act to facilitate the carrying out certain of the provisions of ‘The Waterworks Construction Encouragement Act 1886.’”*

Question—put and resolved in the affirmative.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*” and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 1st March, 1893.

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

1. Clause 15, omit sub-sections 2 and 3 and insert—

“(2) The Board may from time to time out of moneys to be provided by Parliament for the purpose and in accordance with any regulations which the Governor in Council is authorized to make under this Act, make advances of such money to the occupiers of any allotment for the purpose of enclosing each allotment with a suitable fence and erecting on such allotment a cottage containing at least two rooms and out-offices, such advances not to exceed one-half the cost of such fence cottage and out-offices and each such advance not to exceed in the whole the sum of Thirty pounds.”

2. Clause 22, after sub-section 1, insert new sub-section—

“(a) A covenant to repay all moneys advanced by the Board with interest at the rate of Five pounds per centum per annum by equal half-yearly instalments during the currency of the lease.”

3. ” line 40, omit “the cottage fence,” and insert “all buildings fences.”

4. ” line 43, omit “In default of the lessee complying with this covenant to the satisfaction of the Board the Board may execute any necessary repairs and recover the cost thereof from the lessee in any court of competent jurisdiction, and for such purpose any person appointed by the Board may at all reasonable times enter upon the allotment and remain there for such time as may be necessary for the execution of such repairs.”

Disagreed with by the Legislative Assembly and insisted on by the Legislative Council. Disagreement insisted on by the Legislative Assembly.

The Honorable A. Wynne moved, That the Council do not now insist on their amendments.

Question—put and negatived.

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

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act to facilitate the carrying out certain of the provisions of ‘ The Waterworks Construction Encouragement Act 1886,’*” and acquaint the Legislative Council that the Legislative Assembly have agreed to the amendments made in such Bill by the Legislative Council.

Legislative Assembly,  
Melbourne, 1st March, 1893.

THOS. BENT,  
Speaker.

And the Council having continued to sit till after Twelve of the clock,

THURSDAY, 2ND MARCH, 1893.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act relating to Mallee Lands,*” and acquaint the Legislative Council that the Legislative Assembly insist on disagreeing with the amendments in such Bill insisted on by the Legislative Council.

Legislative Assembly,  
Melbourne, 1st March, 1893.

THOS. BENT,  
Speaker.

Ordered—That the foregoing Message be taken into consideration this day.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled “ *An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*” and acquaint the Legislative Council that the Legislative Assembly do still insist on disagreeing with the amendments of the Legislative Council in such Bill.

Legislative Assembly,  
Melbourne, 1st March, 1893.

THOS. BENT,  
Speaker.

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

- (1) Amendment of the Legislative Council to omit sub-sections 2 and 3 of clause 15, and to insert—

“(2) The Board may from time to time out of moneys to be provided by Parliament for the purpose and in accordance with any regulations which the Governor in Council is authorized to make under this Act, make advances of such money to the occupiers of any allotment for the purpose of enclosing each allotment with a suitable fence and erecting on such allotment a cottage containing at least two rooms and out-offices, such advances not to exceed one-half the cost of such fence cottage and out-offices and each such advance not to exceed in the whole the sum of Thirty pounds.”—Disagreed with by the Legislative Assembly—Insisted on by the Legislative Council.

Disagreement  
still insisted  
on by the  
Legislative  
Assembly.

The Honorable A. Wynne moved, That the Council still insist on their amendment to omit sub-sections 2 and 3 of clause 15, but do not now insist on their amendment to insert new sub-section 2.

Question—put and resolved in the affirmative.

- (2) Amendment of the Legislative Council to insert new sub-section (a) after sub-section 1 of clause 22—

“(a) A covenant to repay all moneys advanced by the Board with interest at the rate of Five pounds per centum per annum by equal half-yearly instalments during the currency of the lease.”—Disagreed with by the Legislative Assembly—Insisted on by the Legislative Council.

(3) Amendment of the Legislative Council in clause 22, line 40, to omit “the cottage fence,” and to insert “all buildings fences.”—Disagreed with by the Legislative Assembly—Insisted on by the Legislative Council.

Disagreement  
still insisted  
on by the  
Legislative  
Assembly.

(4) Amendment of the Legislative Council in clause 22, line 43, to omit “In default of the lessee complying with this covenant to the satisfaction of the Board the Board may execute any necessary repairs and recover the cost thereof from the lessee in any court of competent jurisdiction, and for such purpose any person appointed by the Board may at all reasonable times enter upon the allotment and remain there for such time as may be necessary for the execution of such repairs.”—Disagreed with by the Legislative Assembly—Insisted on by the Legislative Council.

The Hon. A. Wynne moved, That the Council do not now insist on their amendment in clause 22 to insert new sub-section (a), nor their amendment in the same clause, line 40, but they still insist on their amendment in clause 22, line 43, to omit certain words.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Assembly with a Message acquainting them that the Legislative Council still insist on a part of their amendments, and do not insist on a further part of their amendments, with which the Legislative Assembly still insist on disagreeing.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to encourage Village Settlements of Agricultural and other Labourers in Agricultural Districts,*" and acquaint the Legislative Council that the Legislative Assembly do still insist on disagreeing with the part of the amendments in such Bill still insisted on by the Legislative Council.

Legislative Assembly,  
Melbourne, 2nd March, 1893.

THOS. BENT,  
Speaker.

The Honorable A. Wynne moved, That the foregoing Message be now taken into consideration.  
Question—put and negatived.

25. DISCHARGE OF ORDERS OF THE DAY.—On the motion of the Hon. A. Wynne, the following Orders of the Day were read and discharged:—

*Mallee Lands Bill—Consideration of Message from Legislative Assembly.*  
*Absentee Income Tax Bill—Second reading.*

Ordered—That the said Bills be withdrawn.

26. ADJOURNMENT.—The Honorable A. Wynne moved, by leave, That the Council, at its rising, adjourn until to-morrow, at half-past two o'clock.  
Question—put and resolved in the affirmative.

And then the Council, at twenty minutes past one o'clock in the morning, adjourned until to-morrow.

GEORGE H. JENKINS,  
*Clerk of the Legislative Council.*



## VICTORIA.

No. 62.

MINUTES OF THE PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL.

FRIDAY, 3RD MARCH, 1893.

1. The Council met in accordance with adjournment.
2. The President took the Chair.
3. The President read the Prayer.
4. **STANDING ORDERS.**—The President announced that His Excellency the Administrator of the Government had been pleased to approve of the Standing Orders adopted by the Legislative Council on the 13th September, 1892.
5. **JOINT STANDING ORDERS.**—The President announced that His Excellency the Administrator of the Government had been pleased to approve of the Joint Standing Orders adopted by the Legislative Council.
6. **PAPER.**—The following Paper, pursuant to the directions of an Act of Parliament, was laid upon the Table by the Clerk :—  
Mines Act 1890—Regulations for Mining on Private Property—Regulations Altered.
7. **APPROACH OF HIS EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT.**—The approach of His Excellency the Administrator of the Government was announced by the Usher.
8. **ROYAL ASSENT TO BILLS.**—His Excellency the Administrator of the Government came into the Council Chamber, and commanded the Usher to desire the attendance of the Legislative Assembly in the Council Chamber; who, being come with their Speaker, he, after a short speech to His Excellency, delivered the Appropriation Bill to the Clerk of the Parliaments, who brought it to the Table.

His Excellency was then pleased to assent to the following Bills :—

- “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 eight hundred and ninety-three and to appropriate the Supplies granted in this Session of Parliament.”
- “An Act to authorize the Raising of Money for the Redemption or Payment of certain Debentures and for other purposes.”
- “An Act to authorize the Borough of Kew to construct certain Permanent Works and Undertakings in lieu of certain other Permanent Works and Undertakings.”
- “An Act to authorize the Sale of Liquors at the Intercolonial Wine Fruit Grain and General Products Exhibition 1893.”
- “An Act to authorize the construction by the State of a Line of Railway from Heidelberg to Eltham.”
- “An Act to apply out of ‘The Victorian Stock Act 1891 Account’ or temporarily out of ‘The Public Account’ certain Sums of Money for Railway Works and other purposes.”
- “An Act to sanction the issue and application of certain sums of Money as Loans for Water Supply and Irrigation Works in the Country Districts and for other purposes.”
- “An Act to amend the provisions of the ‘Public Service Act 1890’ relating to State School Teachers.”
- “An Act relating to the transfer of certain powers and duties from the Registrar-General to the Government Statist.”
- “An Act to facilitate the carrying out certain of the provisions of ‘The Waterworks Construction Encouragement Act 1886.’”

To these Bills the Royal Assent was pronounced severally by the Clerk of the Parliaments in these words :—

“In the name and on behalf of Her Majesty, I assent to this Act.”

9. His Excellency was then pleased to speak as follows :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I am pleased to be able to release you from your attendance in Parliament after an unusually lengthy session, during which your arduous labours have been instrumental in placing upon the Statute Book measures of an important character.

The Bills which by your efforts have been passed into law will, I fervently hope, prove the means of advancing in a material degree the prosperity of Victoria.

The construction of lines of railway into fertile country districts only wanting facility of communication with a market is calculated to have a two-fold beneficial effect. By this means we shall not only encourage and assist the development of our natural resources, but we shall also offer to many seeking labour legitimate employment on reproductive public works.

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

On behalf of Her Majesty, I thank you for the adequate provision you have made for the public service. In accordance with the necessities of the colony, the strictest economy will be exercised in every department of the State; while at the same time the efficiency of government will be preserved.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

Although I regret that I am yet unable to congratulate the Colony on having surmounted the prolonged depression by which it has been visited, I do not doubt that the determination of Parliament to proportion the national expenditure to the national income will have the happy effect of restoring hope and confidence at home and abroad; and I am convinced that in a little time hence we shall see a return of that progress which has almost uniformly marked the history of Victoria. Sixty years ago this land was a solitude, and we should be unjust to the Colony if we were not to believe that the depression from which we are suffering must soon pass away. Our past vindicates such an expectation, and we may confidently rely upon the splendid resources of the country, coupled with the energy of our people, to bring back that prosperity which has been temporarily clouded.

In this anticipation my Advisers are encouraged by the belief that every patriotic citizen who, in however small a degree, can afford to assist in the revival of enterprise by giving such employment to our people as may be within his power, will thus cheerfully help in a work which is beyond the ability of Government unaided to accomplish.

My Advisers are fully impressed with the supreme difficulties of the present situation. They recognise that, in order to secure the public benefit they desire, the means to be adopted must be extensive and thorough. They are anxious that in the proposals which will be submitted to you upon your re-assembling in Parliament, the most substantial reforms in the Public Expenditure will be embodied and the least possible injury be inflicted on any class, interest, or individual.

My Advisers will, during the recess, give to the necessary measures of administration and legislation their most earnest and attentive consideration.

In relieving you from your onerous Parliamentary duties, I pray that under the blessing of Divine Providence there may speedily be a restoration of that great prosperity which our Colony so recently enjoyed.

I now, in the name of Her Majesty, declare this Parliament to be prorogued to the 12th day of April, 1893, and it is hereby prorogued accordingly.

GEORGE H. JENKINS,

*Clerk of the Legislative Council.*

## SELECT COMMITTEES

APPOINTED DURING THE SESSION 1892-3.

### No. 1.—ADDRESS IN REPLY TO HIS EXCELLENCY THE GOVERNOR.

Appointed 12th May, 1892.

The Hon. J. H. Abbott  
D. Coutts  
J. M. Davies  
S. Fraser  
D. Melville

The Hon. J. M. Pratt  
W. H. Roberts  
S. Williamson  
A. Wynne  
D. E. McBryde.

### No. 2.—STANDING ORDERS.

Appointed 17th May, 1892.

The Hon. The President  
J. Bell  
S. W. Cooke  
J. M. Davies  
Dr. Dobson  
N. FitzGerald

The Hon. Lieut.-Col. Sir F. T. Sargood  
J. Service  
N. Thornley \*  
W. I. Winter-Irving †  
A. Wynne  
W. A. Zeal.

\* Appointed 14th February, 1893, in place of Hon. A. Wynne, who vacated seat on accepting the office of Postmaster-General.

† Appointed 14th February, 1893, in place of Hon. W. A. Zeal, elected President.

### No. 3.—LIBRARY (JOINT).

Appointed 17th May, 1892.

The Hon. The President  
J. Balfour  
F. Brown \*

The Hon. S. Fraser \*  
D. Melville.\*

\* Re-appointed after re-election, 14th September, 1892.

### No. 4.—PARLIAMENT BUILDINGS (JOINT).

Appointed 17th May, 1892.

The Hon. The President  
G. Davis  
C. J. Ham \*

The Hon. J. M. Pratt  
N. Thornley.\*

\* Re-appointed after re-election, 14th September, 1892.

### No. 5.—REFRESHMENT ROOMS (JOINT).

Appointed 17th May, 1892.

The Hon. J. H. Abbott \*  
J. Buchanan \*  
D. E. McBryde

The Hon. J. A. Wallace  
W. I. Winter-Irving.

\* Re-appointed after re-election, 14th September, 1892.

## No. 6.—PRINTING.

Appointed 17th May, 1892.

The Hon. The President  
S. Austin  
J. H. Connor  
G. S. Coppin  
D. Coutts\*  
H. Gore

The Hon. F. S. Grimwade†  
D. Ham  
E. Morey  
C. Sargeant  
J. Sternberg.

\* Re-appointed after re-election, 14th September, 1892.

† Appointed 14th September, 1892, in place of Hon. H. Gore.

## No. 7.—ELECTIONS AND QUALIFICATIONS.

Appointed 14th June, 1892.

The Hon. S. Austin  
S. W. Cooke  
J. M. Davies  
N. FitzGerald

The Hon. Lieut.-Col. Sir F. T. Sargood  
J. Service  
W. A. Zeal.

## No. 8.—STAMP DUTIES BILL.

Appointed 25th October, 1892.

The Hon. S. Austin  
S. W. Cooke  
D. Coutts  
H. Cuthbert  
J. M. Davies  
Dr. Dobson  
N. FitzGerald  
F. S. Grimwade

The Hon. D. Melville  
C. Sargeant  
J. Service  
N. Thornley  
S. Williamson  
W. I. Winter-Irving  
Lieut.-Col. Sir F. T. Sargood.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 1.

Extracted from the Minutes.

TUESDAY, 19<sup>TH</sup> JULY, 1892.

No. 1.—COMPANIES ACT 1890 AMENDMENT BILL—Clause 13:—

If any casual vacancy occurs in the office of auditor the surviving auditor may act but if there is no auditor the directors shall forthwith call a special or extraordinary meeting of the company for the purpose of appointing auditors (*Hon. A. Wynne*).

Question—That Clause 13 stand part of the Bill—put.

Committee divided.

Ayes, 8.

The Hon. S. Austin  
 J. Buchanan  
 T. Dowling  
 D. E. McBryde  
 W. H. S. Osmand  
 Lieut.-Col. Sir F. T. Sargood  
 J. A. Wallace  
 A. Wynne (*Teller*).

Noes, 14.

The Hon. J. Balfour  
 J. Bell  
 F. Brown  
 S. W. Cooke  
 J. M. Davies  
 N. FitzGerald  
 S. Fraser  
 D. Melville  
 J. M. Pratt  
 J. Service  
 N. Thornley  
 W. I. Winter-Irving  
 W. A. Zeal  
 F. S. Grünwade (*Teller*).



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 2.

Extracted from the Minutes.

TUESDAY, 26<sup>TH</sup> JULY, 1892.

No. 1.—COAL MINES RAILWAY CONSTRUCTION ACT 1891 AMENDMENT BILL—Clause 3 :—

The following provisions of the *Coal Mines Railway Construction Act 1891* are hereby repealed, namely :—

Subdivision (c) of sub-section (1) and sub-section (2) of section twelve and also section thirteen.

Amendment proposed—That after the word “repealed” in the second line of the foregoing clause the words “so far as they relate to the line of railway described in section three sub-section (1) of the Principal Act” be inserted.—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)

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

Committee divided.

Ayes, 17.

The Hon. J. Balfour  
 J. Bell  
 T. Brunton  
 S. W. Cooke  
 J. M. Davies  
 N. FitzGerald  
 F. S. Grimwade  
 D. Ham  
 D. E. McBride  
 D. Melville  
 J. M. Pratt  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 N. Thornley  
 D. S. Wallace  
 J. A. Wallace  
 A. O. Sachse (*Teller*).

Noes, 11.

The Hon. J. H. Abbott  
 F. Brown  
 J. Buchanan  
 S. Fraser  
 H. Gore  
 E. Morey  
 C. Sargeant  
 J. Sternberg  
 A. Wynne  
 W. A. Zeal  
 G. Davis (*Teller*).

And so it was resolved in the affirmative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 3.

Extracted from the Minutes.

TUESDAY, 2ND AUGUST, 1892.

No. 1.—MEDICAL PRACTITIONERS BILL.—Proposed new clause :—

A. No registered medical practitioner shall be entitled to charge or receive any fees or remuneration for his professional services in excess of those specified in the Third Schedule hereto.—(*Hon. D. Melville.*)

Amendment proposed—That before the first word of the clause the words “In the absence of any agreement to the contrary” be inserted.—(*Hon. C. J. Ham.*)

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

Committee divided.

Ayes, 14.

The Hon. J. H. Abbott  
T. Brunton  
J. Buchanan  
D. Coutts  
J. M. Davies  
H. Gore  
C. J. Ham  
D. E. McBryde  
D. Melville  
E. Morey  
J. M. Pratt  
J. Sternberg  
J. A. Wallace  
A. O. Sachse (*Teller*).

Noes, 13.

The Hon. J. Bell  
F. Brown  
S. W. Cooke  
G. Davis  
N. FitzGerald  
S. Fraser  
F. S. Grimwade  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
D. S. Wallace  
S. Williamson  
W. A. Zeal  
S. Austin (*Teller*).

And so it was resolved in the affirmative.

WEDNESDAY, 3RD AUGUST, 1892.

No. 2.—COMPANIES ACT 1890 AMENDMENT BILL—Clause 14, as amended:—

The Governor in Council may appoint three fit and proper persons to be a Board hereinafter designated the Companies' Auditors Board and may remove every person so appointed, and such Board shall inquire into the qualifications of such persons as desire to exercise the office of auditor of companies' accounts under the provisions of the Companies Acts and may grant certificates of competency to exercise such office, and such Board in granting such certificates shall inquire into the general conduct and character as well as the abilities of candidates and shall have power after notice to the holder of any such certificate and giving him an opportunity to be heard to cancel such certificate.—(*Hon. A. Wynne.*)

Question—That Clause 14, as amended, stand part of the Bill—put.

Committee divided.

Ayes, 17.

The Hon. J. H. Abbott  
 T. Brunton  
 J. Buchanan  
 D. Coutts  
 T. Dowling  
 S. Fraser  
 H. Gore  
 D. Ham  
 E. Morey  
 W. H. S. Osmand  
 J. M. Pratt  
 W. H. Roberts  
 A. O. Sachse  
 J. A. Wallace  
 S. Williamson  
 A. Wynne  
 J. Sternberg (*Teller*).

Noes, 13.

The Hon. J. Bell  
 Sir B. Benjamin  
 S. W. Cooke  
 J. M. Davies  
 N. FitzGerald  
 F. S. Grimwade  
 C. J. Ham  
 D. E. McBryde  
 D. Melville  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 W. A. Zeal  
 S. Austin (*Teller*).

And so it was resolved in the affirmative.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 4.

Extracted from the Minutes.

TUESDAY, 9TH AUGUST, 1892.

No. 1.—MEDICAL PRACTITIONERS BILL—Clause 40, as amended :—

If any registered medical practitioner be convicted of any felony or misdemeanour the Medical Council may if it think fit direct the Registrar to erase either permanently or for such period as it may think fit the name residence and qualification of such practitioner from the Medical Register, and the Registrar shall at the expiration of three months from such direction so erase such name. The Medical Council may if it think fit at any time direct the Registrar to restore to the Medical Register the name residence and qualifications of any such medical practitioner.

Motion made—That the Chairman do leave the Chair.—(*Hon. D. Melville.*)

Question—That the Chairman do leave the Chair—put.

Committee divided.

Ayes, 10.

The Hon. T. Brunton  
 J. Buchanan  
 J. H. Connor  
 D. Ham  
 D. Melville  
 E. Morey  
 J. Sternberg  
 J. A. Wallace  
 W. I. Winter-Irving  
 W. H. Roberts (*Teller*).

Noes, 14.

The Hon. J. Bell  
 F. Brown  
 T. Brunton  
 J. M. Davies  
 S. Fraser  
 F. S. Grimwade  
 C. J. Ham  
 D. E. McBryde  
 W. H. S. Osmand  
 A. O. Sachse  
 Lieut.-Col. Sir F. T. Sargood  
 J. Service  
 W. A. Zeal  
 D. Coutts (*Teller*).

And so it passed in the negative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 5.

Extracted from the Minutes.

TUESDAY, 16TH AUGUST, 1892.

No. 1.—MEDICAL PRACTITIONERS BILL.—Proposed new clause A, as amended:—

In the absence of any agreement to the contrary no registered medical practitioner shall be entitled to charge any fees or remuneration for his professional services in excess of those specified in the Third Schedule hereto.—(*Hon. D. Melville.*)

Question—That the proposed new clause A stand part of the Bill—put.

Committee divided.

Ayes, 5.

The Hon. J. Buchanan  
D. Coutts  
D. Melville.

*Tellers.*

J. M. Davies  
J. A. Wallace.

Noes, 21.

The Hon. J. H. Abbott  
J. Bell  
J. H. Connor  
S. W. Cooke  
N. FitzGerald  
S. Fraser  
F. S. Grimwade  
C. J. Ham  
W. H. S. Osmand  
J. M. Pratt  
A. O. Sachse  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
J. Sternberg  
N. Thornley  
D. S. Wallace  
S. Williamson  
W. I. Winter-Irving  
W. A. Zeal.

*Tellers.*

S. Austin  
G. Davis.

And so it passed in the negative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 6.

Extracted from the Minutes.

TUESDAY, 30TH AUGUST, 1892.

## No. 1.—MUNICIPAL RATING BILL.—Proposed new clause A :—

The notice named in section two hundred and forty-eight of the Principal Act of the valuation made of any rateable property shall be given or posted to the occupier and owner of such property ; and shall set forth—

- (a) A description of such property :
- (b) The amount at which it is valued :
- (c) The date before which an appeal against such valuation may be made to justices in a court of petty sessions or to a county court :
- (d) The courts where notice of appeal to justices or to a county court is to be given ; and the officer of the council to whom notice of any such appeal is to be given.—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)

Amendment proposed—That at the end of the clause the words “ There shall be a valuation made during the year One thousand eight hundred and ninety-three of every rateable property in every municipal district ” be added.—(*Hon. J. M. Pratt.*)

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

Committee divided.

Ayes, 13.

The Hon. S. Austin  
J. Bell  
T. Brunton  
J. H. Connor  
J. M. Davies  
D. E. McBryde  
W. H. S. Osmand  
J. M. Pratt  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
D. S. Wallace.

Tellers.

A. O. Sachse  
S. Williamson.

Noes, 13.

The Hon. J. H. Abbott  
F. Brown  
J. Buchanan  
S. W. Cooke  
S. Fraser  
D. Ham  
D. Melville  
E. Morey  
C. Sargeant  
J. Sternberg  
N. Thornley.

Tellers.

G. Davis  
W. A. Zeal.

The Tellers having declared the numbers for the Ayes and for the Noes to be respectively Thirteen, or equal—The Chairman gave his vote with the Noes, in order to allow of further consideration of the subject, and declared the question to have passed in the negative.

WEDNESDAY, 31st AUGUST, 1892.

## No. 2.—COMPANIES ACT 1890 AMENDMENT BILL—Clause 62, as amended:—

(1) Where the court has made an order for winding up a company there shall be made out and submitted to the official assignee a statement as to the affairs of the company in the prescribed form verified by affidavit and showing the particulars of the assets debts and liabilities of the company, the names residences and occupations of the creditors of the company the securities held by them respectively the dates when the securities were respectively given as appearing in the books of the company and such further or other information as may be prescribed or as the official assignee may require.

(2) The statement shall be submitted and verified by the secretary or other chief officer of the company or by such of the persons being or having been officers of the company or having taken part in the formation of the company at any time within one year before the order for winding up the company as the official assignee subject to the direction of the court may require to submit and verify the same.

(3) The statement shall be submitted within fourteen days from the date of the order or within such extended time as the official assignee or the court may for special reasons appoint.

(4) Any person making or concurring in making the statement and affidavit required by this section shall be allowed and shall be paid by the official assignee out of the assets of the company such costs and expenses incurred in and about the preparation and making of such statement and affidavit as the official assignee may consider reasonable subject to an appeal to the court.

(5) If any person without reasonable excuse makes default in complying with the requirements of this section he shall be liable to a fine not exceeding Ten pounds for every day during which the default continues.

(6) Any person stating himself in writing to be a creditor or contributory of the company shall be entitled by himself or his agent at all reasonable times on payment of the prescribed fee to inspect the statement submitted in pursuance of this section and to a copy thereof or extract therefrom. But any person untruthfully so stating himself to be a creditor or contributory shall be guilty of a contempt of court and shall be punishable accordingly on the application of the liquidator or of the official assignee.—(*Hon. A. Wynne.*)

Question—That Clause 62, as amended, stand part of the Bill—put.

Committee divided.

Ayes, 18.

The Hon. J. H. Abbott  
T. Brunton  
J. Buchanan  
S. W. Cooke  
G. Davis  
S. Fraser  
F. S. Grimwade  
D. Ham  
D. E. McBryde  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
J. A. Wallace  
S. Williamson  
A. Wynne  
W. A. Zeal.

*Tellers.*

F. Brown  
A. O. Sachse.

Noes, 5.

The Hon. C. J. Ham  
N. Thornley  
W. I. Winter-Irving.

*Tellers.*

J. M. Davies  
D. Melville.

And so it was resolved in the affirmative.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 7.

Extracted from the Minutes.

TUESDAY, 6TH SEPTEMBER, 1892.

No. 1.—MUNICIPAL RATING BILL.—Proposed new clause B :—

After the word "thereof" where it occurs first in the proviso of section two hundred and forty-eight of Principal Act, the following words shall be inserted—

Except in the case of property situated in any of the municipal districts specified in the Schedule to this Act which does not and cannot produce a rental of at least Five per centum per annum upon the capital value thereof in every such case the said property shall be computed as of the annual value of Three pounds per centum upon the fair capital value of the fee-simple thereof.—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)

Question—That new clause B stand part of the Bill—put.

Committee divided.

Ayes, 15.

The Hon. S. Austin  
T. Brunton  
J. H. Connor  
S. W. Cooke  
J. M. Davies  
T. Dowling  
Dr. Embling  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
N. Thornley  
J. A. Wallace  
W. I. Winter-Irving  
A. Wynne.

*Tellers.*

C. J. Ham  
F. S. Grimwade.

Noes, 11.

The Hon. J. H. Abbott  
J. Buchanan  
G. Davis  
S. Fraser  
D. Ham  
E. Morey  
W. H. S. Osmand  
C. Sargeant  
W. A. Zeal.

*Tellers.*

F. Brown  
D. Melville.

And so it was resolved in the affirmative.

No. 2.—MEDICAL PRACTITIONERS BILL.—Proposed new clause 39A :—

Any registered medical practitioner who takes or uses any medical or surgical name qualification title or designation whether expressed by words or portions of words or by letters only other than those appearing in the Medical Register as being the qualifications of such practitioner shall on conviction for every such offence be liable to a penalty not exceeding Twenty-five pounds.—(*Hon. Lieut.-Col. Sir F. T. Sargood.*)

Question—That proposed new clause 39A stand part of the Bill—put.  
Committee divided.

Ayes, 6.  
The Hon. J. H. Connor  
J. M. Davies  
Lieut.-Col. Sir F. T. Sargood  
J. Service.  
  
*Tellers.*  
N. Thornley  
F. S. Grimwade.

Noes, 16.  
The Hon. J. H. Abbott  
F. Brown  
T. Brunton  
J. Buchanan  
S. W. Cooke  
T. Dowling  
D. Ham  
D. Melville  
E. Morey  
W. H. S. Osmand  
C. Sergeant  
J. A. Wallace  
W. I. Winter-Irving  
W. A. Zeal.  
  
*Tellers.*  
S. Austin  
Dr. Embling.

And so it passed in the negative.

No. 3.—MEDICAL PRACTITIONERS BILL.—Clause 40 as amended :—

If any registered medical practitioner be convicted of any felony or misdemeanour the Medical Council may direct the Registrar to erase either permanently or for such period as it may think fit the name residence and qualifications of such practitioner from the Medical Register, and the Registrar shall at the expiration of three months from such direction so erase such name.

The Medical Council may if it think fit at any time direct the Registrar to restore to the Medical Register the name residence and qualifications of any such medical practitioner.—(*Hon. W. A. Zeal.*)

Motion made, That the Chairman do leave the Chair—(*Hon. J. A. Wallace.*)

Question—That the Chairman do leave the Chair—put.

Committee divided.

Ayes, 12.  
The Hon. J. H. Abbott  
J. Buchanan  
J. H. Connor  
T. Dowling  
D. Ham  
D. Melville  
W. H. S. Osmand  
C. Sergeant  
J. A. Wallace  
W. I. Winter-Irving.  
  
*Tellers.*  
N. Thornley  
T. Brunton.

Noes, 10.  
The Hon. S. Austin  
F. Brown  
S. W. Cooke  
J. M. Davies  
Dr. Embling  
F. S. Grimwade  
E. Morey  
W. A. Zeal.  
  
*Tellers.*  
Lieut.-Col. Sir F. T. Sargood  
J. Service.

And so it was resolved in the affirmative.

WEDNESDAY, 7TH SEPTEMBER, 1892.

No. 4.—COMPANIES ACT 1890 AMENDMENT BILL.—Clause 4 :—

Companies may be incorporated under Part I. of the Principal Act on the system called "The no-liability system." Every company so incorporated shall add to its name the words "no liability" instead of the word "Limited."—(*Hon. A. Wynne.*)

Question—That clause 4 stand part of the Bill—put.

Committee divided.

Ayes, 12.

The Hon. J. H. Abbott  
 T. Brunton  
 J. Buchanan  
 T. Dowling  
 D. Ham  
 E. Morey  
 W. H. S. Osmand  
 C. Sargeant  
 D. S. Wallace  
 A. Wynne.

*Tellers.*

Lieut.-Col. Sir F. T. Sargood  
 J. Sternberg.

Noes, 9.

The Hon. S. W. Cooke  
 J. M. Davies  
 S. Fraser  
 D. Melville  
 N. Thornley  
 J. A. Wallace  
 W. A. Zeal.

*Tellers.*

J. Bell  
 J. Service.

And so it was resolved in the affirmative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 8.

Extracted from the Minutes.

WEDNESDAY, 21st SEPTEMBER, 1892.

No. 1.—COMPANIES ACT 1890 AMENDMENT BILL—Clause 18, as amended:—

No company or society having the word "bank" or "banking" as part of its name or designation shall purchase freehold or leasehold estate except for the purpose of using the same for its offices or business premises or for residential purposes in connexion therewith, and any such company purchasing freehold or leasehold estate except for the purposes aforesaid shall forfeit for every such offence the sum of One thousand pounds, such penalty to be recovered by action in the Supreme Court by any person who shall sue for the same: Provided always that it shall be lawful for such company notwithstanding anything hereinbefore contained—

- (a) To let part of the buildings erected on lands occupied and used by such company for the purposes aforesaid with appurtenances;
- (b) To take and hold until the same can be advantageously disposed of for the purpose of reimbursement only and not for profit any real estate which may be taken by such company as security for money advanced or for any debt or liability *bond fide* incurred or which may be required for the improvement of any security held; and
- (c) To take and hold absolutely real estate previously held under mortgage where such company has obtained a decree or order for foreclosure but not for any other purposes.—(*Hon. A. Wynne.*)

Question—That Clause 18, as amended, stand part of the Bill—put.

Committee divided.

Ayes, 15.

The Hon. J. H. Abbott  
T. Brunton  
J. Buchanan  
S. W. Cooke  
T. Dowling  
Dr. W. H. Embling  
D. Ham  
N. Levi  
E. Morey  
C. Sargeant  
E. Steinfeld  
S. Williamson  
A. Wynne.

Tellers.

Lieut.-Col. Sir F. T. Sargood  
D. E. McBryde.

Noes, 15.

The Hon. S. Austin  
J. Bell  
G. S. Coppin  
J. M. Davies  
G. Davis  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
D. Melville  
J. Service  
N. Thornley  
W. I. Winter-Irving  
W. A. Zeal.

Tellers.

A. O. Sachse  
J. Balfour.

The Tellers having declared the numbers for the Ayes and for the Noes to be respectively Fifteen, or equal—The Chairman gave his vote with the Noes, in order to allow of further consideration of the subject, and declared the question to have passed in the negative.

# THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO  
DIVISION OF THE PHYSICAL SCIENCES  
DEPARTMENT OF CHEMISTRY

PHYSICAL CHEMISTRY  
PHYSICAL CHEMISTRY  
PHYSICAL CHEMISTRY

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 9.

Extracted from the Minutes.

TUESDAY, 27<sup>TH</sup> SEPTEMBER, 1892.

No. 1.—ADMINISTRATION AND PROBATE LAW AMENDMENT BILL.—Clause 11:—

(1) Except on application made in open court no rule to the Curator or probate or letters of administration shall be granted issued or sealed until the payment of a fee of Two pounds in cases where the value of the estate in respect of which such rule probate or letters of administration shall have been granted issued or sealed exceeds Five hundred pounds.

(2) All fees chargeable under this section shall be collected by means of stamps which shall be affixed to the rule to the Curator or to the order directing the issue or sealing of the probate or letters of administration.

(3) This section shall not apply to any probate or letters of administration within the operation of section one hundred and ten of the Principal Act.—(*Hon. W. A. Zeal.*)

Question—That clause 11 stand part of the Bill—put.

Committee divided.

Ayes, 13.

The Hon. J. H. Abbott  
F. Brown  
G. Davis  
S. Fraser  
D. Ham  
E. Morey  
G. Simmie  
E. Steinfeld  
J. Sternberg  
J. A. Wallace  
W. A. Zeal.

*Tellers.*

T. Brunton  
A. Wynne.

Noes, 14.

The Hon. S. Austin  
G. S. Coppin  
J. M. Davies  
T. Dowling  
N. FitzGerald  
C. J. Ham  
N. Levi  
D. Melville  
W. H. S. Osmand  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
W. I. Winter-Irving.

*Tellers.*

J. Balfour  
A. O. Sachse.

And so it passed in the negative.

WEDNESDAY, 28<sup>TH</sup> SEPTEMBER, 1892.

No. 2.—LICENSING ACT 1890 AMENDMENT BILL.—Clause 4 as amended:—

Notwithstanding the provisions of section eighty-six of the *Licensing Act 1890*, applications for colonial wine licences may be heard and determined during the first week in any quarter by any member of the licensing court for the district wherein the premises in respect of which any such licence is sought are situate, and for such purpose such member shall be deemed to constitute the licensing court. Provided always that if the holder of any wine licence be convicted of selling liquor without a licence his licence shall forthwith be forfeited, and the holders of colonial wine licences shall be subject to the same provisions as to police authority and supervision as is now exercised under the Principal Act with respect to licensed victuallers.—(*Hon. T. Brunton.*)

Question—That clause 4, as amended, stand part of the Bill—put.

Committee divided.

Ayes, 12.

The Hon. J. H. Abbott  
 J. Buchanan  
 G. S. Coppin  
 N. FitzGerald  
 N. Levi  
 G. Simmie  
 J. Sternberg  
 J. A. Wallace  
 W. I. Winter-Irving  
 W. A. Zeal.

*Tellers.*

Dr. W. H. Embling  
 A. O. Sachse.

Noes, 9.

The Hon. T. Brunton  
 J. H. Connor  
 J. M. Davies  
 D. Melville  
 C. Sargeant  
 J. Service  
 E. Steinfeld.

*Tellers.*

J. Balfour  
 Lieut.-Col. Sir F. T. Sargood.

And so it was resolved in the affirmative.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.

No. 10.

Extracted from the Minutes.

TUESDAY, 11<sup>TH</sup> OCTOBER, 1892.

No. 1.—STAMP DUTIES BILL—Clause 6 :—

(1) Notwithstanding anything to the contrary contained in the *Stamps Act* 1890 the *ad valorem* duty upon bills of exchange and promissory "notes" drawn or made in Victoria on or after the first day of January in the year One thousand eight hundred and ninety-three shall except as otherwise provided in this amending Act be denoted by an impressed stamp.

(2) If within fourteen days after the execution of any such bill or note it is shown to the satisfaction of the Comptroller of Stamps by statutory declaration or otherwise that the failure to use an impressed stamp at the time of such execution did not occur by reason of any wilful neglect or of any attempt to evade or avoid the payment of the duty chargeable thereon, the Comptroller may impress such bill or note with a stamp denoting the amount of duty chargeable thereon, and such bill or note shall thereupon be as good useful or available in law or equity as though it had been duly stamped at the time when it was first executed.

(3) In sub-section (1) of section sixty-seven of the *Stamps Act* 1890 the words "except a bill of exchange or promissory note" are hereby inserted after the words "execution thereof."

Amendment proposed—That after the word "notes," in the second line of the foregoing clause, the words "above the amount of Two hundred and fifty pounds" be inserted.—(*Hon. J. Service.*)

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

Committee divided.

Ayes, 21.

The Hon. T. Brunton  
S. W. Cooke  
G. S. Coppin  
D. Coutts  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
C. J. Ham  
D. Ham  
N. Levi  
D. E. McBryde  
R. Reid  
A. O. Sachse  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
E. Steinfeld  
N. Thornley  
J. A. Wallace.

Tellers.

F. S. Grimwade  
A. Wynne.

Noes, 5.

The Hon. J. Buchanan  
J. M. Davies  
W. A. Zeal.

Tellers.

G. Davis  
D. Melville.

And so it was resolved in the affirmative.

## No. 2.—Clause 6, as amended :—

(1) Notwithstanding anything to the contrary contained in the *Stamps Act* 1890 the *ad valorem* duty upon bills of exchange and promissory notes above the amount of Two hundred and fifty pounds, drawn or made in Victoria on or after the first day of January in the year One thousand eight hundred and ninety-three shall, except as otherwise provided in this amending Act, be denoted by an impressed stamp.

(2) If within "fourteen" days after the execution of any such bill or note it is shown to the satisfaction of the Comptroller of Stamps by statutory declaration or otherwise that the failure to use an impressed stamp at the time of such execution did not occur by reason of any wilful neglect or of any attempt to evade or avoid the payment of the duty chargeable thereon, the Comptroller may impress such bill or note with a stamp denoting the amount of duty chargeable thereon, and such bill or note shall thereupon be as good useful or available in law or equity as though it had been duly stamped at the time when it was first executed.

(3) In sub-section (1) of section sixty-seven of the *Stamps Act* 1890 the words "except a bill of exchange or promissory note" are hereby inserted after the words "execution thereof."

Amendment proposed—That the word "fourteen," in the sixth line of the foregoing clause, be omitted with the view of inserting in place thereof the word "thirty."—(*Hon. N. FitzGerald.*)

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

Committee divided.

Ayes, 3.

The Hon. W. A. Zeal.

*Tellers.*

G. Davis  
D. Melville.

Noes, 22.

The Hon. T. Brunton  
S. W. Cooke  
G. S. Coppin  
D. Coutts  
J. M. Davies  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
D. Ham  
D. E. McBryde  
R. Reid  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
E. Steinfeld  
N. Thornley  
J. A. Wallace  
A. Wynne.

*Tellers.*

N. Levi  
A. O. Sachse.

And so it passed in the negative.

## No. 3.—Clause 15 :—

(1) If any person—

(a) Makes signs executes or transfers any customs entry warrant, locker's order, or certificate receipt or acknowledgment issued by or on behalf of the proprietor or occupier of any warehouse or store for any goods stored therein not being duly "stamped"; or

(b) Knowingly either himself or by his servant, or any other person delivers or procures or authorizes the delivery of any goods mentioned in any customs entry warrant, locker's order, or certificate receipt or acknowledgment issued by or on behalf of the proprietor or occupier of any warehouse or store for any goods stored therein which is not duly stamped or which contains to his knowledge any false statement with reference either to the nature of the transaction or the value of the goods therein mentioned—

he shall be liable to a penalty not exceeding Twenty pounds.

(2) A customs entry warrant, locker's order, or certificate receipt or acknowledgment as aforesaid is not by reason of the same being unstamped to be deemed invalid in the hands of the person having the custody of or delivering out the goods therein mentioned unless such person is proved to have been party or privy to some fraud on the revenue in relation thereto.

Amendment proposed—That after the word “stamped,” in the fifth line of the foregoing clause, the words “he shall be liable to a penalty not exceeding Five pounds” be inserted.—(*Hon. C. J. Ham.*)

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

Committee divided.

Ayes, 14.

The Hon. Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
N. Levi  
R. Reid  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving  
A. Wynne.

*Tellers.*

J. M. Davies  
A. O. Sachse.

Noes, 10.

The Hon. S. W. Cooke  
D. Coutts  
T. Dowling  
D. Melville  
J. M. Pratt  
C. Sargeant  
E. Steinfeld  
N. Thornley.

*Tellers.*

G. Davis  
W. A. Zeal.

And so it was resolved in the affirmative.

No. 4.—Clause 31:—

(1) Every company person or firm of persons whether corporate or unincorporate who or which assures or insures, or enters into any agreement or undertaking to assure or insure, or in any way acts as agent for the assurance or insurance with, or effects an assurance or insurance with, or makes a declaration under any open or valued policy issued by any company person or firm of persons outside Victoria whether carrying on business within Victoria or not, for the assurance or insurance of any hulls freights goods or merchandise against marine risk or loss shall take out an annual licence, the duty upon which shall be assessed at Five hundred pounds unless such company person or firm proves to the satisfaction of the Collector of Imposts that the duty payable by such company person or firm pursuant to the Stamps Acts does not amount to such sum. In this section “declaration” includes any letter of advice or other document advising or relating to any marine assurance or insurance or risk; and the Collector of Imposts may whether any application for a licence is or is not made to him by any particular company person or firm of persons exercise in any case whatever when he thinks fit all or any of the powers conferred upon him by section one hundred and nine of the *Stamps Act* 1890.

(2) The provisions of section one hundred and thirteen of the *Stamps Act* 1890 shall apply to every company person or firm of persons who or which is guilty of a contravention of this section, and to every contract of marine assurance or insurance effected by any company person or firm not being duly licensed pursuant to this section.

(3) This section shall not apply to any company person or firm of persons licensed under the *Stamps Act* 1890 to carry on in Victoria marine assurance or insurance business.—(*Hon. W. A. Zeal.*)

Question—That clause 31 stand part of the Bill—put.

Committee divided.

Ayes, 4.

The Hon. D. Coutts  
J. M. Davies.

*Tellers.*

G. Davis  
W. A. Zeal.

Noes, 19.

The Hon. T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
N. Levi  
D. Melville  
J. M. Pratt  
R. Reid  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
E. Steinfeld  
N. Thornley  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving.

*Tellers.*

S. W. Cooke  
A. O. Sachse.

And so it passed in the negative.

## No. 5.—Clause 32 :—

(1) Every company person or firm of persons who or which carries on in Victoria marine assurance or insurance business shall (for the purpose of enabling the Collector of Imposts to assess the duty chargeable thereon) furnish the Collector of Imposts not later than the last day of February in every year with a return or statement of all premiums received beyond the limits of Victoria on marine risks one of the termini of which is in Victoria.

(2) In default of any company person or firm furnishing the Collector of Imposts with such return or statement at or within the time specified herein then and in the absence of such return or statement it shall be lawful for the Collector of Imposts to assess the duty as being due and owing on account of such premiums as aforesaid at the sum of Two hundred pounds.

(3) Each company person or firm making such default as aforesaid shall pay to the Collector of Imposts the said sum of Two hundred pounds.

(4) If such company person or firm shall within three months after the payment of the money as aforesaid show to the satisfaction of the Collector of Imposts that the sum paid to him on account of such premiums was in excess then and in such a case it shall be lawful for the Collector of Imposts to refund to such company person or firm making such over-payment the amount over-paid.—(*Hon. W. A. Zeal.*)

Question—That clause 32 stand part of the Bill—put.  
Committee divided.

Ayes, 2.  
The Hon. G. Davis }  
W. A. Zeal } *Tellers.*

Noes, 21.  
The Hon. S. W. Cooke  
J. M. Davies  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
D. Melville  
J. M. Pratt  
R. Reid  
C. Sargeant  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
E. Steinfeld  
N. Thornley  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving  
A. Wynne.

*Tellers.*  
N. Levi  
A. O. Sachse.

And so it passed in the negative.

## WEDNESDAY, 12TH OCTOBER, 1892.

## No. 6.—LICENSING ACT 1890 AMENDMENT BILL.—Proposed new Clause :—

C. In case the house to which a licensed victualler desires to obtain permission for removal is a new house which he proposes to build, he shall first submit for the approval of the licensing court a copy of the plans and specifications of such proposed house, and permission to remove such licence may be granted conditionally upon the said house being erected in conformity with the approved plans and specifications within a period specified by the court, but an indorsement authorizing removal to a new house shall not be made upon any licence until the court is satisfied that the conditions upon which the conditional permission was granted have been fulfilled.—(*Hon. N. Levi.*)

Question—That new clause C stand part of the Bill—put.  
Committee divided.

Ayes, 7.  
The Hon. G. S. Coppin  
T. Dowling  
N. Levi  
J. A. Wallace  
S. Williamson.

*Tellers.*  
N. FitzGerald  
J. M. Pratt.

Noes, 12  
The Hon. J. H. Connor  
S. W. Cooke  
J. M. Davies  
F. S. Grimwade  
D. E. McBryde  
D. Melville  
J. Service  
D. S. Wallace  
A. Wynne  
W. A. Zeal.

*Tellers.*  
T. Brunton  
Lieut.-Col. Sir F. T. Sargood.

And so it passed in the negative.

VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 11.

Extracted from the Minutes.

THURSDAY, 1ST DECEMBER, 1892.

No. 1.—PUBLIC SERVICE SALARIES RETRENCHMENT BILL.—Proposed new Clause :—

B. The provisions of this Act shall not apply to any person who was appointed to an office under a special Act of Parliament fixing the salary of such officer and containing no provision for any reduction thereof.—(*Hon. J. M. Davies.*)

Question—That proposed new Clause B. stand part of the Bill—put.

Committee divided.

Ayes, 11.

The Hon. S. W. Cooke  
T. Dowling  
N. FitzGerald  
M. Lang  
D. E. McBryde  
W. Pearson  
R. Reid  
N. Thornley  
D. S. Wallace.

*Tellers.*

J. M. Davies  
N. Levi.

Noes, 16.

The Hon. F. Brown  
T. Brunton  
G. S. Coppin  
G. Davis  
Dr. W. H. Embling  
S. Fraser  
F. S. Grimwade  
D. Ham  
D. Melville  
W. Pitt  
J. M. Pratt  
Lieut.-Col. Sir F. T. Sargood  
E. Steinfeld  
J. A. Wallace.

*Tellers.*

A. O. Sachse  
J. Service.

And so it passed in the negative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE COUNCIL.

No. 12.

Extracted from the Minutes.

TUESDAY, 6TH DECEMBER, 1892.

No. 1.—VILLAGE SETTLEMENTS BILL—Clause 3:—

(1) For the purposes of this Act and in the manner hereinafter mentioned the Board may acquire for the Crown by purchase blocks of good arable land in any agricultural district.

(2) The size of such blocks shall be proportioned to the requirements of the agricultural district in and for which they are required, and shall be determined by the Governor in Council on the recommendation of the Board.—(*Hon. G. Davis.*)

Question—That clause 3 stand part of the Bill—put.  
Committee divided.

Ayes, 8.

The Hon. T. Brunton  
S. Fraser  
N. Levi  
C. Sargeant  
G. Simmie  
A. Wynne.

*Tellers.*

F. Brown  
G. Davis.

Noes, 28.

The Hon. J. H. Abbott  
S. Austin  
J. Buchanan  
J. H. Connor  
S. W. Cooke  
D. Coutts  
J. M. Davies  
T. Dowling  
Dr. W. H. Embling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
D. Melville  
E. Morey  
W. Pitt  
J. M. Pratt  
A. O. Sachse  
Lieut.-Col. Sir F. T. Sargood  
J. Service  
E. Steinfeld  
J. Sternberg  
N. Thornley  
D. S. Wallace  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving.

*Tellers.*

J. Balfour  
H. Cuthbert.

And so it passed in the negative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE COUNCIL.

No. 13.

Extracted from the Minutes.

TUESDAY, 13<sup>TH</sup> DECEMBER, 1892.

No. 1.—RAILWAY LANDS ACQUISITION BILL—Clause 21 :—

(1) The trustees from time to time elected by such respective councils shall be elected by a majority of the members present at any special meeting of such council and shall be owners of rateable property in a municipal district lying wholly or partly within the Railway Construction District and may be members of a municipal council.

(2) No trustee shall be elected by a council until notice of the council's intention to elect a trustee has for at least fourteen days been affixed or posted outside the office of such council.

(3) Any ratepayer of the municipal district for which a trustee is to be elected may not later than three clear days before the date of such intended election nominate in writing any person who is eligible to be elected.—(*Hon. F. Brown.*)

Amendment—That all the words after "trustees" in the first line of the foregoing clause be omitted—put and resolved in the affirmative.

Amendment proposed—That after the word "trustees" in the first line of the foregoing clause the words "of any Railway Construction District shall consist of the municipal council of the municipal district which comprises or contains such Railway Construction District" be inserted.—(*Hon. J. M. Davies.*)

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

Ayes, 26.

The Hon. J. Bell  
J. Buchanan  
J. H. Connor  
S. W. Cooke  
D. Coutts  
H. Cuthbert.  
J. M. Davies  
T. Dowling  
Dr. W. H. Embling  
D. Ham  
M. Lang  
D. E. McBryde  
D. Melville  
E. Morey  
W. Pitt  
J. M. Pratt  
Lieut.-Col. Sir F. T. Sargood  
G. Simmie  
E. Steinfeld  
N. Thornley  
J. A. Wallace  
S. Williamson  
W. I. Winter-Irving  
A. Wynne.

Tellers.

J. Balfour  
C. J. Ham.

Noes, 4.

The Hon. S. Fraser  
C. Sargeant.

Tellers.

F. Brown  
G. Davis.

And so it was resolved in the affirmative.



VICTORIA.

## LEGISLATIVE COUNCIL.

SESSION 1892-3.

WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE COUNCIL.

No. 14.

Extracted from the Minutes.

TUESDAY, 10TH JANUARY, 1893.

No. 1.—MALLEE LANDS BILL—Clause 3:—

(1) Notwithstanding anything contained in the *Land Act* 1890 the Governor in Council may by notice published once in each week for at least four consecutive weeks in the *Government Gazette* in at least two Melbourne weekly newspapers and in one newspaper generally circulating in the district in which the lands are situated declare that any part of the Mallee Country or Mallee Border which is not held under lease or occupied as a mallee block or mallee allotment and which in the opinion of the Governor in Council is not required for the purposes of water supply irrigation works races dams and ditches timber reserves railways roads canals or mining or any of the purposes set forth in sections ninety-seven and ninety-nine of the *Land Act* 1890 (except that mentioned in subdivision seven of the said section ninety-nine) shall be available for occupation as agricultural allotments.

(2) Thereupon any person may apply to select out of the lands so declared to be available an agricultural allotment the total acreage of which with any land previously selected by such person under any *Land Act* does not exceed Six hundred and forty acres.

(3) Upon the issue of a licence for any agricultural allotment so selected such allotment shall be subject to the same conditions as agricultural allotments are subject to under Division 3 of Part I. of the *Land Act* 1890 and the provisions of the *Land Acts* relating to agricultural allotments shall apply to such agricultural allotment and the licensee or lessee thereof, and the provisions of Part II. of the said Act shall cease to apply to the land comprising such agricultural allotment.

(4) No portion of any such agricultural allotment shall be situate within a distance of three miles from any part of the Murray River.—(*Hon. G. Davis.*)

Question—That clause 3 stand part of the Bill—put.  
Committee divided.

Ayes, 12.

The Hon. J. H. Abbott  
F. Brown  
J. Buchanan  
D. Coutts  
G. Davis  
S. Fraser  
N. Levi  
J. M. Pratt  
E. Steinfeld  
S. Williamson.

Tellers.

A. O. Sachse  
J. Sternberg.

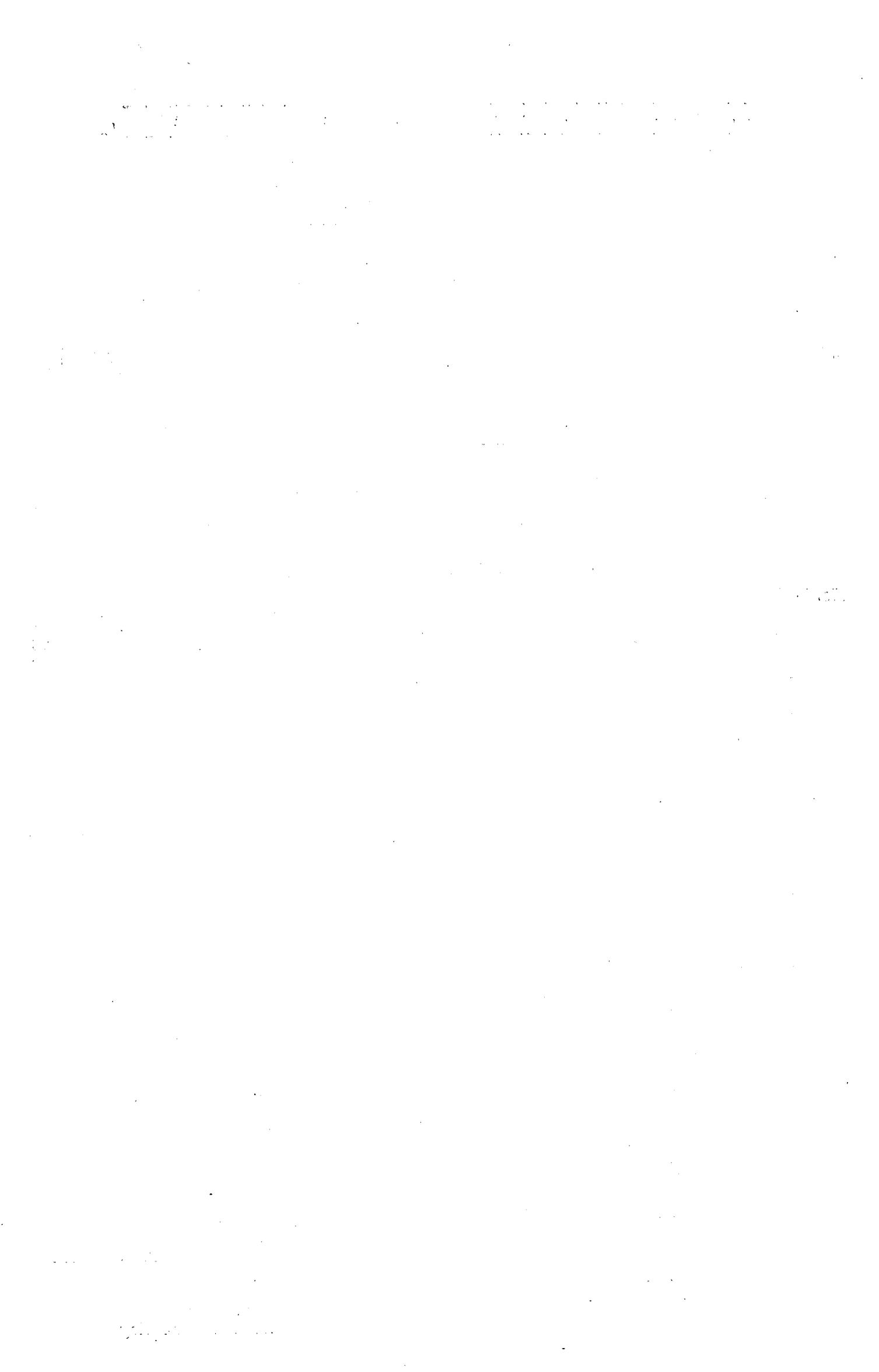
Noes, 18.

The Hon. S. W. Cooke  
J. M. Davies  
T. Dowling  
N. FitzGerald  
F. S. Grimwade  
C. J. Ham  
D. Ham  
W. McCulloch  
D. Melville  
E. Morey  
R. Reid  
Lieut.-Col. Sir F. T. Sargood  
G. Simmie  
N. Thornley  
D. S. Wallace  
W. I. Winter-Irving.

Tellers.

J. Balfour  
A. Wynne.

And so it passed in the negative.



1892.

VICTORIA.

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# ROYAL INSTRUCTIONS TO THE GOVERNOR.

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HOPETOUN,

*Governor.**Message No. 6.*

The Governor transmits to the Legislative Council a copy of a Despatch from the Right Honorable the Secretary of State for the Colonies, dated 13th July, 1892, enclosing a copy of Her Majesty's Instructions under the Royal Sign Manual and Signet to the Governor and Commander-in-Chief of this Colony, dated 9th July, 1892.

The present Royal Instructions are issued in lieu of those of the 21st of February, 1879, which are now revoked.

Government Offices,  
Melbourne, 25th August, 1892.

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*Ordered by the Legislative Council to be printed, 30th August, 1892.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.

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...

# ROYAL INSTRUCTIONS TO THE GOVERNOR.

VICTORIA.

No. 57.

Downing-street,  
13th July, 1892.

MY LORD,

At the Colonial Conference of 1887 considerable discussion took place upon the question whether the Governor of a self-governing Colony should exercise the prerogative of pardon upon his own discretion and judgment, or whether he should be guided, as in other matters of local concern, by the opinion of his responsible advisers, but no conclusion was arrived at, as the delegates of the different Colonies were not unanimous in their views. No change has, therefore, been made up to the present time, and the existing Royal Instructions to the Governor of Victoria contain the following Clause respecting the exercise of the prerogative of Mercy in Capital cases:—

“The Governor shall not pardon or reprieve any such offender unless it shall appear to him expedient so to do upon receiving the advice of the said Executive Council thereon; but in all such cases he is to decide either to extend or to withhold a pardon or reprieve according to his own deliberate judgment, whether the members of the Executive Council concur therein or otherwise, entering nevertheless on the Minutes of the said Executive Council a Minute of his reasons at length in case he should decide any such question in opposition to the judgment of the majority of the members thereof.”

2. Since 1887 the question has received further consideration, and I have recently learnt that all the Australasian Colonies desire that, if Her Majesty so please, the Instructions to their Governors should in this respect be modified, so that the Ministry of the day may become responsible for the carrying out or commutation of a Capital sentence, as they already are for all other matters connected with the Administration of Justice. I accordingly lost no time in taking the Queen's pleasure upon the subject, and Her Majesty has graciously signified her willingness to accede to the desire of her Colonial subjects, and to command that fresh Instructions shall be prepared for the purpose.

3. I have now the honour to transmit to you fresh Instructions under the Royal Sign Manual and Signet containing a Clause respecting the exercise of the prerogative of Mercy, and adopting the language of the similar Clause in the Instructions issued to the Governor-General of Canada, language which will, I trust, be satisfactory to your Ministers, as it always has been to the Government of the Dominion.

Instructions  
9 July,  
6 copies

4. As the Clause makes no mention of a report from the Judge in a Capital case, it will rest with your Ministers to consider what should be the practice in this respect, and as they may be glad to be made acquainted with the course which is followed in the Dominion of Canada, I transmit to you a copy of the section in the Canadian Act which relates to this subject (sec. 8 of chapter 181 of the Acts of 1886).

Sec. 8 of  
Canadian  
Act, chap.  
181 of 1886.

Governor,  
The Right Honorable  
The Earl of Hopetoun, G.C.M.G.,  
&c., &c., &c.

5. I availed myself of this opportunity to advise Her Majesty that the Instructions might with advantage be amended in certain other particulars, a course of which Her Majesty has approved, and the result is embodied in the Instructions now transmitted. These Instructions have, as you will observe, been throughout simplified in language and shortened by the omission not only of clauses which are scarcely suited to the conditions of a Colony under Responsible Government, but also by the omission of clauses relating to matters of detail in legislation and to the keeping of records which, although necessary to the proper conduct of Government, are not of sufficient importance to be retained in Instructions passed under the Royal Sign Manual and Signet. Your Ministers, to whom you will be good enough to communicate this Despatch, will doubtless do what is necessary to enable you to comply with the wishes of Her Majesty's Government in these respects.

6. The Clause declaring the necessary quorum of the Executive Council is retained, so as to preclude any question being raised as to whether the Council is duly constituted at any meeting. The Council is created by the Letters Patent, and in the absence of any Law on the subject the Crown is the only authority which can determine the conditions essential for due exercise of its functions; and the most convenient as well as the most formal method of determining such conditions is by a declaration contained in Instructions issued by Her Majesty under an Order of the Privy Council. You will recognise that it is essential to fix the number of the quorum, inasmuch as in the absence of an authoritative declaration that a smaller number is sufficient it might be urged that no meeting of the Council would be duly constituted unless every member of it were present; and, looking to the importance of its functions, it is most desirable that no room for doubt should exist.

7. For similar reasons the Clause relating to the presidency of the Council is also retained, as it will preclude all question as to the power of the Executive Council to proceed with the transaction of business in the event of the Governor not being present.

8. As I have before pointed out, certain Clauses relating to matters of detail have been omitted, but it is expedient as a matter of convenience to the Secretary of State in dealing with the Laws sent home for consideration, as well as one of practical importance to the Colony affected by such Laws, that each different matter should be dealt with in a separate Law, so that things which have no proper relation to each other should not be intermixed in one and the same Law, and that no Clause be inserted in any Law which is foreign to what the title of such Law imports, and that no perpetual Clause be part of any temporary Law.

9. It is also desirable that all Laws transmitted by you should be fairly abstracted in the margin, and be accompanied with a Report by the Attorney-General, and, in such cases as appear to you to require it, with statements explanatory of the reasons for passing such Laws.

10. You will continue to transmit for my information and that of other Departments of the Public Service, and for record in this Office, a sufficient number of copies of the Journals and Minutes of the Proceedings of both Houses of the Legislature, and of such annual Returns as have been ordinarily transmitted relative to the Revenue and Expenditure, Defence, Public Works, Legislation, Civil Establishment, Population, Schools, Imports and Exports, Agriculture, Manufactures, and other Statistics of the state and condition of the Colony.

I have the honour to be,

My Lord,

Your Lordship's most obedient humble servant,

KNUTSFORD.

## VICTORIA.

INSTRUCTIONS passed under the Royal Sign Manual and Signet, to the Governor and Commander-in-Chief of the Colony of Victoria and its Dependencies.

## VICTORIA R. I.

INSTRUCTIONS to Our Governor and Commander-in-Chief in and over Our Colony of Victoria and its Dependencies, or to Our Lieutenant-Governor or other Officer for the time being administering the Government of Our said Colony and its Dependencies. Dated 9th July, 1892.

Given at Our Court at Windsor, this Ninth day of July, 1892, in the Fifty-sixth year of Our Reign.

WHEREAS by certain Letters Patent bearing date the Twenty-first day of February, 1879, We did constitute, order, and declare that there should be a Governor and Commander-in-Chief (therein and hereinafter called the Governor) in and over Our Colony of Victoria and its Dependencies (which said Colony and its Dependencies are therein and hereinafter called the Colony): Preamble.  
Recites Letters Patent of 21st February, 1879, constituting the Office of Governor.

And whereas We did thereby authorize and command the Governor to do and execute all things that belong to his said office, according to the tenor of Our said Letters Patent, and of such Commission as might be issued to him under Our Sign Manual and Signet, and according to such Instructions as might from time to time be given to him under Our Sign Manual and Signet or by Our Order in Our Privy Council, or by Us through one of Our Principal Secretaries of State, and to such Laws as were then or should thereafter be in force in the Colony :

And whereas We did issue certain Instructions under Our Sign Manual and Signet, bearing date the Twenty-first day of February, 1879 : Recites Instructions of 21st February, 1879.

And whereas We are minded to give these further Instructions to Our said Governor :

Now know you that We do hereby revoke the aforesaid Instructions, and We do by these Our Instructions under Our Sign Manual and Signet direct and enjoin and declare Our Will and pleasure as follows :— Revokes aforesaid Instructions.

I. In these Our Instructions, unless inconsistent with the context, the term "the Governor" shall include every person for the time being administering the Government of the Colony, and the term "the Executive Council" shall mean the members of Our Executive Council for the Colony who are for the time being the responsible advisers of the Governor. Interpretation.

II. The Governor may, whenever he thinks fit, require any person in the public service to take the Oath of Allegiance, together with such other Oath or Oaths as may from time to time be prescribed by any Law in force in the Colony. The Governor is to administer such Oaths or cause them to be administered by some Public Officer of the Colony. Oaths to be administered by Governor.

III. The Governor shall forthwith communicate these Our Instructions to the Executive Council, and likewise all such others, from time to time, as he shall find convenient for Our service to impart to them. Governor to communicate Instructions to Executive Council.

Governor to preside.  
 Governor to appoint  
 a President.  
 Senior Member to  
 preside in the  
 absence of the  
 Governor and  
 President.  
 Seniority of  
 Members.

IV. The Governor shall attend and preside at the meetings of the Executive Council, unless prevented by some necessary or reasonable cause, and in his absence such member as may be appointed by him in that behalf, or in the absence of such member the senior member of the Executive Council actually present shall preside; the seniority of the members of the said Council being regulated according to the order of their respective appointments as members thereof.

Quorum.

V. The Executive Council shall not proceed to the despatch of business unless duly summoned by authority of the Governor nor unless two members at the least (exclusive of the Governor or of the member presiding) be present and assisting throughout the whole of the meetings at which any such business shall be despatched.

Governor to take  
 advice of Executive  
 Council.

VI. In the execution of the powers and authorities vested in him, the Governor shall be guided by the advice of the Executive Council, but if in any case he shall see sufficient cause to dissent from the opinion of the said Council he may act in the exercise of his said powers and authorities in opposition to the opinion of the Council, reporting the matter to Us without delay, with the reasons for his so acting.

In any such case it shall be competent to any member of the said Council to require that there be recorded upon the Minutes of the Council the grounds of any advice or opinion that he may give upon the question.

Description of Bills  
 not to be assented  
 to.

VII. The Governor shall not, except in the cases hereunder mentioned, assent in Our name to any Bill of any of the following classes:—

1. Any Bill for the divorce of persons joined together in holy matrimony.
2. Any Bill whereby any grant of land or money, or other donation or gratuity, may be made to himself.
3. Any Bill affecting the currency of the Colony.
4. Any Bill imposing differential duties (other than as allowed by the *Australian Colonies' Duties Act 1873*).
5. Any Bill, the provisions of which shall appear inconsistent with obligations imposed upon Us by Treaty.
6. Any Bill interfering with the discipline or control of Our forces in the Colony by land or sea.
7. Any Bill of an extraordinary nature and importance, whereby Our prerogative or the rights and property of Our subjects not residing in the Colony, or the trade and shipping of the United Kingdom and its Dependencies, may be prejudiced.
8. Any Bill containing provisions to which Our assent has been once refused, or which have been disallowed by Us—

Powers in urgent  
 cases.

Unless he shall have previously obtained Our Instructions upon such Bill through one of Our Principal Secretaries of State, or unless such Bill shall contain a clause suspending the operation of such Bill until the signification in the Colony of Our pleasure thereupon, or unless the Governor shall have satisfied himself that an urgent necessity exists requiring that such Bill be brought into immediate operation, in which case he is authorized to assent in Our name to such Bill, unless the same shall be repugnant to the law of England, or inconsistent with any obligations imposed upon Us by Treaty. But he is to transmit to Us by the earliest opportunity the Bill so assented to, together with his reasons for assenting thereto.

Regulation of power  
 of pardon.

VIII. The Governor shall not pardon or reprieve any offender without first receiving in capital cases the advice of the Executive Council, and in other cases the advice of one, at least, of his Ministers;

and in any case in which such pardon or reprieve might directly affect the interests of Our Empire, or of any country or place beyond the jurisdiction of the Government of the Colony, the Governor shall, before deciding as to either pardon or reprieve, take those interests specially into his own personal consideration in conjunction with such advice as aforesaid.

IX. All commissions granted by the Governor to any persons to be Judges, Justices of the Peace, or other officers shall, unless otherwise provided by law, be granted during pleasure only.

Judges, &c., to be appointed during pleasure.

X. The Governor shall not quit the Colony without having first obtained leave from Us for so doing under Our Sign Manual and Signet, or through one of Our Principal Secretaries of State, except for the purpose of visiting the Governor of any neighbouring Colony for periods not exceeding one month at any one time, nor exceeding in the aggregate one month for every year's service in the Colony.

Governor's absence.

Temporary leave of absence.

XI. The temporary absence of the Governor for any period not exceeding one month shall not, if he have previously informed the Executive Council, in writing, of his intended absence, and if he have duly appointed a Deputy in accordance with Our said Letters Patent, be deemed a departure from the Colony within the meaning of the said Letters Patent.

Governor's absence and departure from the Colony. Interpretation clause.

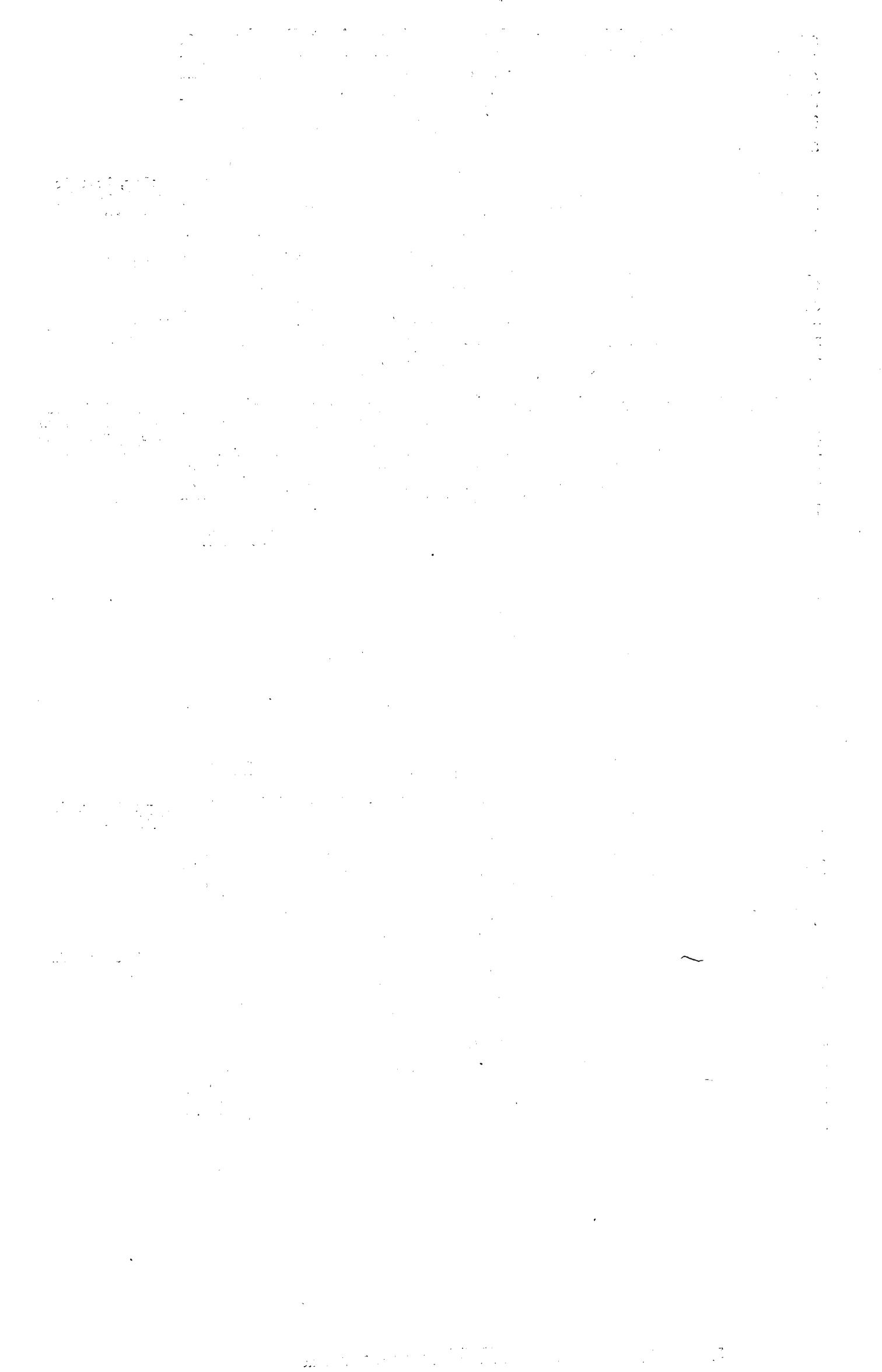
V. R. I.

## SECTION 8 OF CANADIAN ACT, CHAPTER 181 OF 1886.

8. In the case of any prisoner sentenced to the punishment of death, the judge before whom such prisoner has been convicted shall forthwith make a report of the case to the Secretary of State for the information of the Governor-General, and the day to be appointed for carrying the sentence into execution shall be such as in the opinion of the judge will allow sufficient time for the signification of the Governor's pleasure before such day; and if the judge thinks such prisoner ought to be recommended for the exercise of the Royal mercy, or if from the non-decision of any point of law reserved in the case or from any other cause it becomes necessary to delay the execution, he or any other judge of the same court or who might have held or sat in such court may from time to time, either in term or in vacation, reprieve such offender for such period or periods beyond the time fixed for the execution of the sentence as are necessary for the consideration of the case by the Crown.—32 & 33 Vict., c. 29, s. 107; 36 Vict., c. 3, s. 1.

Report to be made by judge.

Reprieve in certain cases.



1892.

## VICTORIA.

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 PATENTS OFFICE—INCOME AND EXPENDITURE.
 

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RETURN to an Order of the *Legislative Council*,  
Dated 11th October, 1892, for—

A RETURN showing:—

1. The income and expenditure of the Victorian Patents Office since the Patents Act of 1890 came into force.
2. The amounts received for provisional applications and complete applications respectively.
3. The amounts received in fees for trade-marks, designs, and copyrights.

(*The Honorable A. O. Sachse.*)

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*Ordered by the Legislative Council to be printed, 18th October, 1892.*

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INCOME, EXPENDITURE, ETC., OF THE VICTORIAN PATENTS OFFICE SINCE THE PATENTS ACT 1890 CAME INTO FORCE, *i.e.*, THE FIRST DAY OF MARCH, 1890.

	£	s.	d.
1. Total income from the 1st March, 1890, including patent, trade-mark, and copy-right fees ... ..	9,119	1	6
2. Total expenditure from 1st March, 1890, including the amount actually paid to Messrs. Sands and McDougall on account, <i>re</i> contract for Patent Indexes, but not including salaries ... ..	1,154	16	0½
3. Total amount received on provisional applications ... ..	1,280	0	0
4. Total amount received on complete applications ... ..	4,482	0	0
5. Total amount received on trade-marks (these fees have only been collected in the Patents Office since the 1st March, 1891) ... ..	991	17	0
6. Total amount received on copyrights (these fees are collected by the Collector of Imposts, Titles Office) ... ..	269	7	6
7. Total amount of salaries paid to officers, including petty cash ... ..	5,685	6	3

N.B.—These returns are made up to the end of August, 1892.



1892.

## VICTORIA.

## VICTORIAN RAILWAYS.—WAGES OF ENGINEMEN.

RETURN to an Order of the *Legislative Council*,  
Dated 12th October, 1892, for—

COPIES of all Correspondence which passed between the Acting Railways Commissioners and the Locomotive Superintendent, in September last, respecting a paragraph which appeared in the *Age* newspaper on the 12th September, in which it was alleged that a recommendation had been made to the Acting Commissioners to reduce the wages of the engine-men by 12½ per cent., and that the Commissioners had the matter under consideration.

(*The Hon. Lieut.-Col. Sir F. T. Sargood.*)

*Ordered to be printed, 15th November, 1892.*

[Copy.]

Victorian Railways, Secretary's Office, Spencer-street,  
Melbourne, 12th October, 1892.

## MEMO. FOR THE HON. THE MINISTER.

On the 12th September we received from the Loco. Supt. the Memo. marked A, on which was a cutting from that morning's *Age* newspaper. The Acting Commissioners replied as per Memo. marked B.

To make the case clear up to that point, we must refer to a casual conversation which took place in the Acting Chairman's room a few days previously between Mr. Smith, some of the other departmental officers, and the Acting Commissioners upon the subject of loco. overtime, which was compared with that paid in the Traffic Branch.

Mr. Kibble was arguing that an alteration could be made in the system of paying overtime in the Loco. Branch, by which, while justice should be done to all the men, a considerable saving would be effected.

Mr. Smith stated that it was not worth while to interfere with the overtime, and that the only way to effect a saving worth having was by deducting a percentage from wages, pointing out that 12½ per cent. would give £25,000 a year.

The subject was not further pursued beyond an expression from one of the Acting Commissioners that there was no intention of touching salaries.

On the 13th September the paragraph marked C was published in the *Argus*, and when Mr. Smith called in the usual way at the Chairman's room, he was asked by one of the Acting Commissioners, all three of whom were present (Mr. Murray), how he came to make such statements to a newspaper reporter as those in the *Argus* paragraph, statements full of inaccuracies, and which were calculated to lead to a most false impression being given of what took place at the conversational discussion above referred to.

Mr. Smith endeavoured to defend his statements, and in doing so was most insolent to Mr. Kibble, who finally used the words, "You are a miserable, disloyal, treacherous hound."

Immediately after this interview the Acting Commissioners met Mr. Smith in the Minister's room, and, as the Minister will remember, went over the statements in the *Argus* paragraph, showing them to be false.

The same day they wrote Memo. marked D, and on the following morning received the one from Mr. Smith (marked E), which was so incorrect and unsatisfactory, particularly the last paragraph, which placed words in Mr. Kibble's mouth never uttered; that the Memo. marked F was sent to Mr. Smith, who on the Monday following replied as per Memo. marked G.

The correspondence was closed by the Memo. marked H.

(Signed)

R. H. FRANCIS.  
W. M. KIBBLE.  
K. L. MURRAY.

[Copy.—Urgent.]

Victorian Railways, Loco. Superintendent's Office,  
Melbourne, 12th September, 1892.

THE COMMISSIONERS.

Please find cutting taken from this morning's *Age*, which is calculated to cause serious disturbance in the Department, and, as the statements contained in this paragraph are absolutely without foundation, I should be obliged to know from the Commissioners whether they propose promptly to contradict these statements or prefer that I should do so.

(Signed)

A. D. SMITH,  
Loco. Superintendent.

A.

*Age*, 12th September, 1892.

In carrying out their necessary policy of judicious retrenchment the Acting Railway Commissioners have devoted considerable attention to the Locomotive Branch, as it is in this portion of the railway service that the greatest financial leakage is said to occur. Recently the Commissioners had a consultation with Mr. Allison Smith, Locomotive Superintendent, as to the best means of reducing the expenditure in that branch. Mr. Smith suggested that about 60 permanent hands should be dispensed with, and also that an all-round reduction of  $12\frac{1}{2}$  per cent. might be made in the wages of the engine-drivers. The Commissioners have not yet fully considered the suggestions, but it is understood they do not regard either method of curtailing expenses with favour.

[Copy.]

B.

The Acting Commissioners cannot see that responsibility attaches to them for the insertion in the newspapers of *anything* which Mr. Smith may have said at *any* time, and see no reason why they should in this case more than in others contradict a statement which appears in a newspaper.

(Initd.)

R. H. F.  
K. L. M.  
12/9/92.

[Copy.]

Victorian Railways Loco. Superintendent's Office,  
Melbourne, 12th September, 1892.

MEMO. FOR THE COMMISSIONERS.

I shall esteem it a favour if you will give me a reply to my Memo. of to-day's date accompanying a cutting from the *Age* before you leave for the day.

(Signed)

A. D. SMITH,  
Loco. Superintendent.

C.

*Argus*, 13th September, 1892.

PROPOSED REDUCTION IN THE ENGINE-DRIVERS' WAGES.

*Mr. Allison Smith's explanation.*

A further instalment of an attack on Mr. Allison Smith, the Locomotive Superintendent of the Railway Department, has been published, and from the explanation given by Mr. Smith, and corroborated by documentary evidence, it is evidently another example of divergence from the truth. The explanation will be more easily understood by reading the paragraph referred to, as follows:—

"In carrying out their necessary policy of judicious retrenchment, the Acting Railway Commissioners have devoted considerable attention to the Locomotive Branch, as it is in this portion of the railway service that the greatest financial leakage is said to occur. Recently the Commissioners had a consultation with Mr. Allison Smith, Locomotive Superintendent, as to the best means of reducing the expenditure in that branch. Mr. Smith suggested that about 60 permanent hands should be dispensed with, and also that an all-round reduction of  $12\frac{1}{2}$  per cent. might be made in the wages of the engine-drivers. The Commissioners have not yet fully considered the suggestions, but it is understood they do not regard either method of curtailing expenses with favour."

In the first place, the Acting Commissioners state that this information, which is only calculated to foment dissension in the Department, did not come from them, and Mr. Smith asseverates that it is absolutely untrue in every particular. The Commissioners suggested that a reduction of £25,000 per annum should be made in the expenses of the Locomotive Branch, and Mr. Smith, being asked for his advice, stated that the total amount paid to drivers and firemen last year was only £207,000, and the saving proposed would represent a reduction of about  $12\frac{1}{2}$  per cent. He opposed a reduction in the wages, and recommended instead the amalgamation of the Port Melbourne workshops with the Newport workshops, the establishment of a foundry and forge at Newport, that repairing done at Ballarat West should be done at Ballarat East, where the locomotives are stabled, and that carriage sheds should be provided for the rolling-stock generally. These changes, he estimated, would result in a saving of £20,000 a year. For some reason, however, these proposals are not acceptable to the Government, and the Acting Commissioners wish to "squeeze" something more out of the engine-drivers and firemen than the saving effected by the  $2\frac{1}{2}$  per cent. reduction in the wages.

A Board, of which Mr. Allison Smith was chairman, sat recently, by direction of the Acting Commissioners, to consider whether the engine-drivers and firemen could be paid on a more economic basis, and the Board recommended that the men's wages should not be interfered with.

Mr. Smith states that his branch of the Department is worked more economically than any other, and he is prepared to prove this before the Board which was appointed yesterday to investigate charges made against him. Notwithstanding the higher rate of wages and the higher price of coal and other materials, he says, the working expenses of the Locomotive Branch of the Department are only a mere fraction above the same expenses of the private railways of Great Britain.

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*Age*, 14th September, 1892.

Misleading statements have been industriously circulated recently that the Acting Railway Commissioners favour a large reduction in the pay of engine-drivers. In order to foment dissatisfaction and render unpopular the honest efforts made to effect economies, it has been alleged, in total disregard of the actual facts, that the Commissioners are trying to abolish the mileage rate of pay for drivers, with a view of "squeezing" their wages to the extent of 12½ per cent., and on the other hand the absurdly contradictory statement has also been made that the Commissioners favour the system of paying locomotive engine-drivers only for the hours they work, and that would mean £20,000 extra in wages per year. In this clumsy fashion the fomenters of dissent amongst employés try to prove one day that the Commissioners are going to reduce the pay of the drivers, and the next that the interference of the Commissioners will benefit the men to the extent of £20,000 a year. This sort of boyish criticism imposes upon no one. The Locomotive Superintendent, Mr. Allison Smith, on the other hand, has offered to reduce the working expenses of his branch 30 per cent. if given a "free hand," but his reforms are of so sweeping a character as to render them impracticable.

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D.

[Copy.]

Victorian Railways, Secretary's Office, Spencer-street,  
Melbourne, 13th September, 1892.

MEMO. FOR THE LOCO. SUPT.

Mr. Smith must be aware that it is impossible, in the interests of the Department, for the work to be properly carried on if the officer at the head of one of the most important branches is acting in opposition to the Commissioners, as Mr. Smith seems to be.

It is absolutely necessary, therefore, that Mr. Smith should consider his position, and approach the Commissioners in a proper spirit with explanations, as may be considered satisfactory, of his conduct in making to the press a statement of circumstances and conversations calculated to lead to a most erroneous impression being entertained of the Commissioners' actions.

(Signed)

R. H. FRANCIS.  
W. M. KIBBLE.  
K. L. MURRAY.

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E.

[Copy 92/5993.]

Victorian Railways, Loco. Superintendent's Office,  
Melbourne, 14th September, 1892.

Sir,

THE CHAIRMAN, RAILWAY COMMISSIONERS.

I beg to acknowledge the receipt of the Commissioners' Memorandum dated yesterday, and, in reply, have the honour to state that I entirely deny that I have acted in opposition to them in any matter whatever relating to the working of the Department, which the returns amply testify.

Referring to the second paragraph of the Commissioners' Memorandum, I would point out that the only matter in which we are not in accord does not relate to the working of the Department, but to a false statement which appeared in a paragraph in the *Age* newspaper of the 12th instant, in which it was asserted that I had initiated a proposal to reduce the wages of the enginemen by 12½ per cent. Upon reading this paragraph, I, with the advice of the Honorable the Minister for Railways, wrote officially asking you to contradict this statement or to authorize me to do so. You declined to take any action in the matter, but did not refuse your consent to my doing so; I was therefore obliged, in justice to myself, to give a true and faithful account of what had transpired in reference to this matter to the reporters of the press. This I did after office hours, having that morning, and on a previous occasion, obtained the permission of the Honorable the Minister to contradict any false statements that appeared in the public press damaging my professional or official position. A more accurate impression would have been conveyed had the *Argus* stated that although the Commissioners were all present, the conversation was in effect between Mr. Kibble and myself.

I thoroughly recognise the pressure of circumstances under which the Commissioners are working with regard to expenditure, and am most desirous of giving them every possible assistance in my capacity as Locomotive Superintendent, and while I resent the indignity with which I was treated yesterday morning in your office, I shall hold myself in readiness to answer your summons, feeling confident that you must recognise the necessity of ensuring me a courteous reception. This I say because I may remind you that yesterday Mr. Kibble, unchecked, called me a liar, a disloyal scoundrel, a dirty blackguard, a hound, and other epithets which I will not recall, besides declaring with emphasis that he could and would work me out of the Government service.

I have the honour to be, Sir,

Your obedient servant,

(Signed)

A. D. SMITH,  
Loco. Superintendent.

F.

Victorian Railways, Loco. Superintendent's Office,  
Melbourne, 14th September, 1892.

## MEMO. FOR THE LOCO. SUPT.

We have received your Memo. of this date and have no intention of entering into a discussion with you upon the question at issue.

We feel that you did not give a true and faithful account to a representative of the *Argus* of what transpired in the course of conversation in the Chairman's room upon the subject of engine-drivers' pay and allowances, as you did not oppose a reduction in the wages of engine-drivers, and no such reduction was spoken of by any of the Commissioners.

We shall be absent from town till Monday next, but expect on the morning of that date you will be prepared to approach us with an official statement of regret that you should have caused the insertion of an article which so improperly reflects upon the Commissioners.

In the absence of such an approach on your part the Commissioners will have no resource but to relieve you from the active charge of the locomotive branch pending an inquiry into your conduct.

(Signed)

R. H. FRANCIS.  
W. M. KIBBLE.  
K. L. MURRAY.

G.

[Copy.]

Victorian Railways, Loco. Superintendent's Office,  
Melbourne, 19th September, 1892.

Gentlemen,

## THE ACTING COMMISSIONERS.

I have the honour to acknowledge the receipt of your Memorandum of the 14th instant, and in reply I beg to assure you that it formed no part of my intention whatever to insert, or inspire for insertion, in the press any statement calculated to reflect on the Commissioners.

It is already within your knowledge that I received permission from the Honorable the Minister to traverse any statements appearing in the newspapers which, in my opinion, were inimical to my interests as a public officer.

In the exercise of this privilege I simply desired to place the matter as it presented itself to the light of my recollection. I have no hesitation in expressing regret that in doing that I should seem to you to be wanting in due subordination.

I have the honour to be, Gentlemen,

Your obedient servant,

(Signed)

A. D. SMITH,  
Loco. Superintendent.

H.

[Copy.]

Victorian Railways, Secretary's Office, Spencer-street,  
Melbourne, 19th September, 1892.

## MEMO. FOR THE LOCO. SUPT.

The Acting Commissioners have received Mr. Smith's Memo. of this date disclaiming any intention to insert, or inspire for insertion, in the press any statement calculated to reflect on the Commissioners, also expressing regret that he should seem to be wanting in due subordination.

The Acting Commissioners regret that it should have been necessary to address to an officer of Mr. Smith's position such a Minute as the one to which his Memo. referred to above is a reply, and, in closing this correspondence, would remind Mr. Smith that no paragraph which appears in the press, particularly if false, can detrimentally affect the position of an officer in the Railway service, and that if statements are published, which an officer considers reflect upon his character or conduct, an official communication to the Commissioners is the proper medium of denial or explanation, and that *under no circumstances* is it justifiable for an officer to use the public press as a method of airing his grievances or denying a statement made as to his official conduct, without first obtaining the Commissioners' approval, and submitting his proposed communication for their sanction.

(Signed)

R. H. FRANCIS.  
W. M. KIBBLE.  
K. L. MURRAY.

1892.

VICTORIA.

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# AUSTRALIAN DEFENCE:

## REMARKS OF COLONIAL DEFENCE COMMITTEE ON MAJOR-GENERAL EDWARDS' REPORT.

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RETURN to an Order of the *Legislative Council*,

Dated 7th December, 1892, for—

1. The Report of Major-General Edwards upon the Defences of Victoria.
2. A copy of the "Remarks on Major-General Edwards' Report by the Colonial Defence Committee."
3. Report of the Colonial Defence Committee upon the "Scheme of Defence for the Colony," drawn up by Major-General Tulloch, C.B.
4. Copy of the "Suggestions" submitted by Major-General Tulloch to the present Minister of Defence for maintaining the "skeletons" of the Battalions, and at the same time saving the same amount of money as required by the Government, referred to in Major-General Tulloch's Report under date 28th July, 1892.

(*The Hon. Lieut.-Col. Sir Frederick T. Sargood.*)

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### [MEMORANDUM.]

With reference to the Papers called for in this motion—

No. 1 (Report of Major-General Edwards upon the Defences of Victoria) has already been printed and circulated.—*Vide* Sessional paper of 1889, No. 139.

No. 2 (Copy of the "Remarks on Major-General Edwards' Report by the Colonial Defence Committee") is printed herewith.

No. 3 (Report of the Colonial Defence Committee upon the "Scheme of Defence for the Colony," drawn up by Major-General Tulloch, C.B.) was transmitted to this Government by the Secretary of State for the Colonies as a *confidential document*, and cannot therefore be made public.

No. 4 (Copy of suggestions submitted by Major-General Tulloch to the present Minister of Defence for maintaining the "skeletons" of the Infantry Battalions).—These suggestions were verbally made by Major-General Tulloch at an interview which he had with the Minister of Defence and with the Cabinet, and no official record of them exists. Major-General Tulloch states, however, that they were as follows:—That the reduction of the strength of the military forces should be made *pro ratâ* in the rank and file only, viz., 400 Rangers, 400 Mounted Rifles, and 800 Militia, the latter reduction being distributed over the whole of the *Militia Infantry*.

By this scheme, General Tulloch considered that "the *cadres* or skeletons of the militia battalions would be left intact, and the officers and non-commissioned officers, who require years of training, would be retained, so that, in the event of hostilities threatening, the rank and file, who can be more easily instructed, would rapidly fill up the vacancies."

ROBERT COLLINS,  
Secretary of Defence.

Defence Department,  
25th October, 1892.

PROPOSED ORGANIZATION OF THE MILITARY FORCES OF THE AUSTRALASIAN COLONIES.

REPORTS BY MAJOR-GENERAL J. BEVAN EDWARDS, C.B.

*Remarks by the Colonial Defence Committee.*

The Colonial Defence Committee have had under consideration the Reports of Major-General J. B. Edwards, C. B., on the Military Forces and Defence of the Australasian Colonies, which have been referred to them by the Secretaries of State for War and the Colonies. While, for reasons which will be stated, they are unable to agree in some of the recommendations embodied in these Reports, they are impressed by the ability displayed, and the care which has been bestowed upon them.

Before proceeding to consider the recommendations of the Inspecting Officer in the case of the individual Colonies, the Committee desire to reassert the general principles which should guide these Colonies in adjusting the standard of their Defences. It is essential that such principles should be constantly borne in mind, since the absence of a definite basis of policy necessarily leads to wasteful expenditure.

The general requirements of Defence which present themselves to the Australasian Colonies depend solely upon the probable nature and strength of the attack. No country can be provided against every remote contingency which may be suggested, and reasonable probabilities, rather than possibilities, form the ultimate basis of the war preparations of every great power.

The Colonial Defence Committee have in various Memoranda expressed their views as to the conditions of probable attack on Australasian waters, and these views have been embodied in Colonial Office Circular Despatch of 14th January, 1890.

It may be useful, however, to recapitulate these conditions.

On account of their geographical position, and of the now considerable population in all these Colonies, except Western Australia, there is no British territory so little liable to aggression as that of Australasia. In view of the armed forces maintained, and the strong spirit which animates them, territorial aggression, except on a large scale, is out of the question. To endeavour to place small bodies of troops on shore would be to court disaster, with consequent injury to the prestige of any power which attempted such a policy. Any force, destined for aggression, even if safely landed, must be of a strength sufficient to conquer and hold either an important strategic point, or a considerable portion of territory, under the certain condition of losing its communications by sea.

Field operations on Australasian territory would require a large expeditionary force of all arms, fully equipped; and the idea of attempting such operations with the small landing force available, even from a strong squadron of cruisers, may be altogether dismissed.

It is evident that transport for a large expeditionary force could not be prepared in any of the advanced bases of any power without the fact being known, when a corresponding redistribution, if necessary, of the British Navy would be made.

Such an expedition, whether despatched from an advanced base or from Europe, could not hope to reach its destination until the British Navy had been definitely worsted. Even then the difficulties and the risks would be so considerable, that, in view of other enterprises of a more hopeful nature, it is almost inconceivable that the attempt would be made. History affords no parallel of such difficulties successfully overcome.

Attack upon the Australian littoral thus reduces itself to raids by an enemy's cruisers based upon his defended ports. Such raids might be undertaken to obtain coal, which might be urgently required, or with the object of attempting to extort an indemnity under threat of bombardment. Coal, if on shore, could not be seized, even in a port possessing no coast defences, without landing men, and, in view of the small crews carried by cruisers, this proceeding would be extremely dangerous in face of armed and organized resistance. It is inconceivable that any Australasian town would consent to pay blackmail, which the British race have not submitted to for upwards of a thousand years. Moreover, in view of the difficulty of obtaining fresh supplies of ammunition, and the fact that the expenditure of the whole of the shell carried by a squadron of cruisers would fail to work serious destruction upon any large town, and that such a proceeding would inevitably provoke severe reprisals, it is in the last degree improbable that a bombardment would be attempted.

As regards liability to cruiser raids, the primary factors are the distance of the bases and the relative naval strength of possible enemies to that of the British Squadron in Australasian waters, strengthened by the aid of the funds provided by all the Colonies except Queensland.

The nearest French port is Nouméa, distant about 780 miles from Brisbane, 1,100 miles from Sydney, and 1,100 miles from Auckland. The next in point of distance is Saigon, 3,700 miles from Brisbane and 4,800 miles from Auckland. The other bases of France, Réunion and Diego Suarez, are distant respectively 3,400 and 4,300 miles from Perth.

Nouméa does not, however, possess the qualifications of a base, and the position of the French in New Caledonia in the event of war would be necessarily precarious. Defence rather than aggression would be their probable object. Saigon falls within the scope of the British China Squadron, and could not be made use of as a base till that squadron had been defeated. Réunion and Diego Suarez are too far away to serve as bases without intermediate links, which do not exist.

Vladivostock, the only possible base of any other great power, 4,900 miles from Brisbane, is closed by ice during from three to four months in the year, and the line of action therefrom passes through waters defended by the British China Squadron.

Finally, although raids are not absolutely barred by the presence in the waters of a superior force, the risks they entail are thus greatly increased, and the temptation to undertake them is definitely lessened. The naval force of Great Britain is far superior in Australasian waters to that of any other power or combination of powers, and its strength can, if it were necessary, be increased more rapidly than that of any other power.

The above conditions appear to the Colonial Defence Committee to supply a solid basis upon which the standard of the armaments of the Australasian Colonies may safely rest; but, although they have been set forth at various times, there has been an evident tendency to ignore them, as was pointed out in the Colonial Defence Committee's remarks on Major-General Schaw's Report on the Defences of New South Wales. It is unfortunate that these principles have not been more widely grasped, since their realization would unquestionably have prevented the great exaggeration of danger and the erroneous conception of what is really to be apprehended, which have from time to time been manifested.

Unobstructed routes for the transport of their products are of vital importance to the Australasian Colonies, and the most probable danger lies neither in territorial aggression nor, so long as efficient land forces are maintained, in raids upon Colonial ports, but in the loss of mercantile ships in the neighbourhood of the ports. One of the principal results of the large supersession of sailing-vessels by steamers for the purposes of the mercantile marine is that ordinary peace routes need not be adhered to in ocean passages, so that the capture of vessels on the high seas becomes largely a matter of chance, and the performances of the *Alabama* could not now be repeated. On the other hand, this new condition increases the danger to trade at points of necessary convergence, and in the vicinity of ports.

Defence against dangers of this nature can only be provided by naval means.

With these considerations before them, the Colonial Defence Committee are unable to concur with Major-General Edwards in his expression of opinion that it is necessary to contemplate the concentration of a force of "30,000 or 40,000 men" for defence against territorial aggression. This appears to be a contingency so excessively improbable that it need not be taken into account as one of the requirements of Australasian defence.

The military preparations of these Colonies should, in the opinion of the Committee, be based on other grounds. Australia and New Zealand possess an enormous coast-line, with numerous points against which such raids as have been referred to might possibly be directed. In the absence of any organized force on shore, even a small number of men landed for a short time would be able to inflict grave damage. To meet these requirements, it appears to be essential to provide an adequate force well organized and capable of being rapidly mobilized, since it is at the outset of war that the probability of a raid is greatest. So soon as the command of the sea in this quarter of the world has been fought for, or conceded without fighting by an enemy, the probability will diminish.

In the event of a great war, the military resources of the Empire will be heavily taxed, and the responsibility for land defence must necessarily rest with the Colonies which have willingly accepted it. As it would be of great importance to dislocate the industrial machinery as little as possible, reliefs of garrisons and posts would doubtless be required, entailing the maintenance of a higher total strength than would be necessary in the case of a standing army.

In carrying out the military defence of the coast-line, occasions may evidently arise where a transference of troops from one Colony to another may be desirable. The Committee, therefore, consider that assimilation of organization, as urged by the Royal Commission in 1882, is of great importance. The defence of Continental Australia, including Tasmania, cannot be satisfactorily dealt with in piecemeal fashion; and by adopting a common system and providing for the easy transference of troops from one Colony to another, a definite gain of strength would be obtained. From this point of view, as well as in a commercial aspect, the assimilation of railway gauge, which Major-General Edwards has urged, appears highly desirable.

Finally, the Colonial Defence Committee desire to point out the rôle, which the Australian Colonies will probably play in the event of war, is not likely to be limited to the passive defence of ports little liable to attack. These Colonies will doubtless desire that solid guarantees for future security should be taken, and it is evidently essential to success in this sense that their land forces should be organized on a common basis, so as to be capable of being brought together for concerted action. The possibility of being able to take a vigorous offensive at the outset of war against points which might subsequently prove menacing would be a strategic advantage of the first importance.

For the above reasons the Colonial Defence Committee, while differing from the line of argument followed by Major-General Edwards, concur generally in the strength of the forces he lays down.

As regards the standard of coast armaments, the conditions above laid down supply a definite basis. For the purpose of dealing with the class of vessels which alone will be found in Australasian waters, the 6-inch gun will amply suffice, and by its great handiness and speed of fire will prove more effective than the heavier natures. The cost of armaments and emplacements rapidly rises as calibres increase, and by restricting the size of their guns in future the Colonies will secure economy, efficiency, and simplicity at the same time.

The most important question with which the Colonies have to deal is that of organization, and the Colonial Defence Committee concur with Major-General Edwards in considering that the brigade unit is most suitable. They are, however, of opinion that the population basis cannot well be adopted as fixing the relative strength of the forces of individual Colonies, and that as regards New South Wales and Victoria, it will suffice for present requirements if each of those Colonies furnishes two brigades.

The basis of the organization should be a nucleus of permanent troops and a "partially-paid" force, capable of expansion, and it appears most desirable that the conditions of service and training, and, if it can be arranged, the rates of pay should be common to all the Colonies, and that the same general standard of efficiency should be maintained. The principal of a small *cadre* battalion proposed by Major-General Edwards appears sound; but the Colonial Defence Committee are unable to regard the rifle companies as at present fulfilling the conditions of a reserve; for while it is undoubtedly most desirable to encourage proficiency in rifle shooting by means of these companies, they appear in some cases to be only private associations assisted by the Colonial Governments, and not under a general obligation to serve in the ranks in case of need. It would be a doubtful expedient to flood the small battalions with untrained men at the outset of war, and rifle companies can only be looked upon as a practicable reserve on condition of receiving some drill and training, possessing uniforms, and being accustomed to discipline.

It is, therefore, for serious consideration whether a real reserve could not be formed of men who have passed through the ranks of the partially-paid forces, and might receive a small retaining fee;\* or whether the organization of the rifle companies could be placed on a partially military basis.

\* Such a reserve has already been established in Victoria, but does not at present appear to be entirely successful.

The amalgamation of the artillery and submarine mining services appears desirable in principle, if difficulties arising from differences in rates of pay, &c., can be overcome; but "Australian Coast Corps" would seem a more desirable designation than "Fortress Corps" in the case of a portion of the Empire where fortresses are not required and could not under any circumstances be maintained.

The Colonial Defence Committee consider that all the mounted forces should be organized and trained as mounted infantry. Cavalry, in the European sense, are not required to meet the probable conditions under which any Australian force would be employed.

The general assimilation of uniform, as proposed by Major-General Edwards, is most desirable, and a service-dress should be adopted. The decision as to pattern is a matter for joint consideration; but the Colonial Defence Committee agree with Major-General Edwards in deprecating the choice of red as the colour. The adoption of smokeless powder, which will certainly shortly take place, renders it more than ever necessary that troops should not be clothed in a dress of conspicuous colour.

The provision of a joint Colonial Military College would be a great advantage, as pointed out by the Royal Commission of 1882. Such an institution would promote uniformity of training, and would serve to focus problems of Colonial defence, and lead discussion into proper channels.

Turning to the specific recommendations made by Major-General Edwards in regard to individual Colonies, the Colonial Defence Committee desire to offer a few remarks in certain cases.

*New South Wales.*

\* \* \* \* \*

*Victoria.*

The Colonial Defence Committee have on previous papers pointed out that no further expenditure on armament is required, and have deprecated the construction of a work on the Pope's Eye Shoal. They do not consider that it is necessary to provide against the attack of "a powerful fleet," and they are unable to concur in the suggestion that "two or three powerful guns" are needed at Point Lonsdale.

They concur with Major-General Edwards in the inutility of the keep proposed for Queenscliff Battery.

As regards the ammunition for coast-defence guns, they consider that a total provision of 200 rounds per gun will amply suffice, and they point out that the number (300) laid down by Major-General Edwards is not provided in defences in Imperial charge.

*Queensland and Thursday Island.*

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*Tasmania.*

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*South Australia.*

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*Western Australia.*

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*New Zealand.*

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The Colonial Defence Committee purposely refrain from marking this Memorandum as "Confidential." Major-General Edwards' Reports have been made public and widely discussed. They consider that their remarks, which refer to large questions of principle rather than to details of defence, should receive equal publicity.

(Signed)

G. S. CLARKE, Secretary,

Colonial Defence Committee.

16th May, 1890.

1892-3.

VICTORIA.

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REPORT OF RETRENCHMENT COMMITTEE  
ON PUBLIC SERVICE.

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RETURN to an Order of the *Legislative Council*,

Dated 14th February, 1893, for—

A COPY of the Report of the Retrenchment Committee on the Public Service, dated 27th May, 1892,  
together with the comments thereon by the Public Service Board.

(*The Hon. Lieut.-Col. Sir F. T. Sargood.*)

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*Ordered to be printed, 23rd February, 1893.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



PUBLIC SERVICE BOARD,  
Melbourne, 2nd June, 1892.

*The Honorable the Premier, &c., &c., &c.*

SIR,

The Public Service Board desires to submit the following comments on the Report appended, which was forwarded to the Board on Saturday last, the 28th May.

We have the honour to be, Sir,  
Your most obedient servants,

T. COUCHMAN,	}	Members of the Public Service Board.
M. H. IRVING,		
C. W. LANGTREE,		

Returned to the Honorable the Premier, 14.6.92.

The annotations in italics have been made after a conference with the Members of the Committee of Permanent Heads.

T. COUCHMAN, Chairman.

The Honorable the Premier,

&c., &c., &c.

SIR,

Melbourne, 27th May, 1892.

1. We have the honour to state that in accordance with your instructions we have carefully examined the expenditure of the various Government Departments, have conferred with the Permanent Head of each, and in many cases with the heads of branches, and have made as thorough a personal inspection of each Department as the limited time at our disposal would allow.

2. From returns obtained from the Departments, and from our own observations, we believe that by exercising rigid economy in conducting business the following savings can be made on next year's Estimates, as compared with the expenditure set out in the Appropriation Act for this year, namely, £64,000 for salaries, and £125,000 for contingencies,\* making a total of £189,000. From this, however, a deduction of about £30,000 must be made for increments accruing during next year, supposing these are not stopped, leaving a net saving of £159,000.

Savings to a somewhat larger amount can, if necessary, be made in the two following years, and the amount saved in salaries will, if the recommendations which follow be adopted, form a larger proportion of the whole.

3. The saving of £159,000 can be at once effected without reducing ordinary salaries or dispensing with the services of any officers.

A Schedule giving details is attached, and also reports on each Department.

4. We have given earnest consideration to the question of deducting a percentage from salaries and the necessity for the stoppage of increments. In regard to the expediency of adopting the latter course, in view of the large savings that can be effected in other ways, the unequal incidence of such deduction and the hardship it would inflict, we consider that it is a course that under the circumstances need not be adopted. Keeping in view the object to be attained, namely, the saving of a considerable portion of £133,000 on this year's votes for salaries alone, as a *sine qua non*, if no officer is to be dispensed with, and the sum mentioned above is not considered a sufficient saving, we consider that, for the present at all events, and until the further reductions we recommend in a later part of our Report come into operation, it is advisable to adopt the first course, as explained below.

5. We propose to except salaries under £120 for Non-clerical, and £150 for all other officers,† and above those amounts respectively make a deduction of five per cent. on all salaries, the amounts just mentioned being in all cases deducted. We consider this the only equitable method of reduction, and it is in accordance with the incidence of the Income Tax in England. This will effect a further saving of £26,000, so that the total immediate saving will be about £185,000, being £60,000 on salaries alone after allowing for payment of increments.

6. In making these deductions we are of opinion that it would lessen objection to the course proposed if salaries continue to be voted without reference to such deductions and a provision be made that the deductions be returned by the officers.

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\* Under "Contingencies" are included "travelling" and other allowances, stores, stationery, printing, temporary assistance, fees, and in the case of the Telegraph Department extension and maintenance of telegraph lines and telephones but not expenditure on buildings, special grants for prospecting, water supply, &c., which involve questions of public policy.

† His Excellency the Governor and the Judges of the Supreme Court being exempted.

Immediate savings.

Prospective savings.

Deducting a percentage and stopping increments.

Deduction on all salaries.

Protecting superannuation allowances already earned.

1. No comment.

2. The Public Service Board, in its returns made to the Honorable the Premier, on the 15th and 30th March last, estimated the possible savings on salaries, through retirements, deaths, and resignations, and the non-filling up of vacancies as far as possible, at £30,000, instead of £64,000 as estimated by the Committee. The Committee may be nearer the mark than the Board, but we fear their estimate is too high. As regards Contingencies, the Board was not at the time authorized to inquire, and it is glad to learn that so large a sum can be saved. The Board had estimated only £13,500 as the saving on salaries and wages paid out of Contingencies.

*The Board has gone carefully through the returns for each Department with the Committee, and thinks the amount of £64,000 saving on salaries is approximately correct; but it must be remembered that much of the expenditure "set out" in last year's Appropriation Act was never incurred.*

*The savings on Contingencies are said to be based on the departmental Estimates for 1892-3.*

3. The Board agrees, subject to the doubts above expressed; but this saving will certainly involve the dispensing with the services of officers over 60 years of age.

4. The Board agrees that, if possible, increments should not be stopped, and with this view a scheme was submitted by it to the Premier on the 30th March, showing that it was possible to make the savings required without resorting to this step.

5. The Board cannot agree with the Committee. Two of the members of the Board think (1) That if reduction is made every public employé from the lowest paid to the highest should be called upon to contribute something; but all are agreed (2) That the percentage deduction should be graduated to increase with the increase of the salaries. A scheme was submitted by the Board showing that by such a method £67,000 could be saved without pressing heavily on the lower paid officers whom the Committee proposes to exempt.

6. The provisions relating to salaries generally will be found in sections 22, 23, and 24, Act No. 1133. An explanation should be furnished to show how it is proposed to give effect to the suggestion.

This plan would permit of the officers subsequently standing as they would have done had no such action been taken. We would further recommend, as a matter of justice, that a proviso be added to the clause authorizing the deduction, in order to protect all rights to pension and compensation that may have already accrued, so that the superannuation allowance of an officer may not be reduced through the proposed temporary deduction from salary taking effect at or within three years of his retirement.

7. If the Government considers it necessary to immediately reduce the number of officers, and thus at once effect a larger saving in salaries, and also find positions for redundant officers, such a course would be obtained with the least hardship by requiring certain officers entitled to pensions to retire on attaining the age of 60. The net saving, however, from this source would not be nearly as large as might at first be anticipated. There are 195 officers (exclusive of 25 officers who will be over 65) entitled to pensions who will be over 60 on the 1st July next, with salaries amounting to about £65,500, with the right to pensions amounting to £25,500, whose compulsory retirement would effect, apparently, a saving of £40,000; but on a careful examination of the list of these officers we find that in a large number of cases either the officer's experience and ability are so valuable that it would be detrimental to the Service for him to retire, or his position could not be filled without involving a new appointment, and so any saving that might be effected would be small. We are disposed to think that there are not more than 70 officers whose services could be dispensed with at once without impairing the efficiency of the Service, and so as to effect a saving, and that the decrease in expenditure for a year consequent on their retirement would not be more than £12,000.

8. We have further the honour to submit the following observations in regard to savings which, though not immediate, can be effected during the next three years, and will largely diminish expenditure in salaries.

- (a) We have found, as the result generally of our investigations, which, however, were far from being exhaustive, owing to the limited time at our disposal, that a considerable number of officers in all grades could retire without interfering with the efficiency of the Public Service, and that a considerable number of positions might be reduced in grade.
- (b) We are of opinion, therefore, that a considerable permanent saving can be made by the reduction of the number of officers in the Departments, and in certain cases by the re-grading of positions when vacancies occur, and we find that this can be gradually effected without any alteration of the law or infringements of the rights of public servants, and we look upon such reduction and re-grading as the true and permanent means of effecting the necessary retrenchment in the Service.
- (c) That this reduction in numbers and grading of officers can be rapidly carried out, without disturbing existing rights, will be evident from the fact that as many as 327 vacancies occur on an average yearly. These vacancies should, as far as practicable, be filled by surplus officers, and the positions re-graded when necessary. The salaries of these officers amount to about £21,000.
- (d) We believe that a large number of officers can be made available to fill vacancies, but no necessarily brief examination of the Departments can show the precise individuals who can be dispensed with, nor the exact manner in which the work should be re-distributed to allow of further reductions of numbers.

Retirement of  
unnecessary  
officers over 60.

General economy  
in management.

## 4A

*The Committee propose to give effect to its suggestion by legislation.*

*The Board does not approve of the mode of payment and repayment proposed, and thinks the deduction, if any, should be made in the amount voted.*

*The right to pension might be conserved by legislation.*

7. The Board concurs. If by simplification of procedure and amalgamation of duties it is found that the staff of any Department can be reduced, it is of opinion that such reduction should be made by requiring officers to retire who are over 60 years of age, and who can be spared. Some information appears to be required as to the 70 officers referred to.

*The Board is inclined to think that the estimate of 70 is rather below the mark, and would suggest that a list of officers over 60 be sent to each Department and the Permanent Head be asked who of them can be spared.*

8. (a) and (b) It is the practice of the Board to recommend the abolition or the reduction in the classification of officers when vacancies occur if the duties at the time seem to warrant such a course. Among the former may be mentioned:—The Senior Deputy Registrar-General, Assistant Surveyor-General, two District Surveyors, one Engineer (Public Works Department), Jerquer (Customs); and among the latter:—Manager Central Telegraph Office, reduced from 1st to 2nd class; Office of Inspector of Forests reduced to Assistant Inspector. The Board will be glad to learn which are the offices to which reference is now made.

(c) and (d) The Board concurs.

*The Board concurs.*

(e) We feel sure that if the urgent necessity for reducing, as far as possible, the number of officers is impressed upon Heads of Departments by Ministers, they will find that they can carry on their work with a reduced staff without impairing the efficiency of the Service.

9. We are strongly of opinion that in not a few instances the salaries paid to officers are in excess of the requirements of their positions, and that the saving which could be effected when a readjustment has taken place by transfer, &c., would amount to a sum of £30,000.

10. In this connexion we recommend that a vacancy created by the retirement of any officer should, in those cases where it is absolutely necessary to appoint a successor to perform the duties, be filled by the most suitable person available, without promotion, until such time as the present pressing necessity for retrenchment shall have passed away.

11. We do not think that it can be considered a hardship to ask an officer to fill a higher position for a short time without increase of pay. Every one ought to be glad to show his capability of performing higher work, and be pleased to have the opportunity of establishing his claim to promotion when the opportunity arises.

12. The total of the actual and prospective saving on salaries only which can thus be made, apart from any percentage deduction, without in any way affecting the efficiency of the service, we estimate, will amount to a permanent reduction of £85,000 per annum.

13. We are also of opinion that further saving could be enforced in the Service, without affecting its efficiency, if the following additional recommendations were acted upon :—

- (a) That no promotions be made except such as are clearly and absolutely necessary, and then only subject to the following conditions, viz. :— That the salary be fixed, and that further increase be made at longer intervals than at present, and depend upon the approval of the Public Service Board and the Permanent Head, in the same manner as long-service increments are now granted. (See Schedule 3, *Public Service Act* 1890.) The present system of giving increments is bad in principle and unsatisfactory in its operation, as when an officer is once started in his class or grade, no matter how deficient he may be in intelligence, ability, or industry, so long as he does nothing which makes him liable to be dealt with on a direct charge, he obtains the maximum of his class by annual additions to his salary as a matter of course, whether he is worth any higher pay or not. Such a system is so contrary to that which prevails in large business establishments, and so opposed to common sense, that we submit an early opportunity should be taken of amending it.
- (b) That every advantage be taken of vacancies occurring by death, resignation, &c., to amalgamate, wherever possible, the duties of the vacant position with those of some other office, whether in the same or any other Department. Some observations on possible amalgamation of Departments will be found in our departmental reports.
- (c) That a competent expert accountant be employed to report upon the present system of keeping accounts at the Treasury, Audit Office, and principal departmental offices, with a view of ascertaining

Salaries in excess of position, &c.

Total actual and prospective saving.

Future promotions, increments, and amalgamations.

- (e) The Board concurs. It would recommend that Heads of Departments should be requested to give attention to the suggestion.

9. The Board would be glad to have some indication of the officers referred to, so that the cases may receive consideration.

*The savings proposed are prospective. As cases arise the Board will consider them.*

10 and 11. A question of policy. If the recommendation be approved, section 32 of the *Public Service Act* 1890 will enable Ministers and Permanent Heads to give effect to it in the Departments administered by them. Under the pressure of existing circumstances, it is thought that it might, so far as possible, be adopted.

13. (a) This proposal would appear to need an alteration of the law (it is assumed that the third schedule of the *Public Service Act* 1890 is referred to and not the tenth). A good deal might be said in favour of the proposal, but it is considered that all officers in the same class should be treated alike, unless for special reasons. They are dealt with under the provisions of sections 24 and 25 of the *Public Service Act* 1890. Permanent Heads have now the power to stop increments under section 25.

*The Board sees no objection to the first proposal, if the second be also carried out.*

- (b) The Board concurs. The recommendation is in accordance with its practice. This is shown in the instances previously quoted in the comments upon paragraph 8 (*a* and *b*). As regards Departments, the creation of new ones has not been due to the action of the Board, and it does not think that the Clerk of the Executive Council, the Department of Agriculture, or that of Public Health need be retained as separate Departments.

- (c) The Board concurs. *It called attention to the unnecessary repetitions of accounts and duplicate bookkeeping in its Report of December, 1884, and would invite attention to the letter of the Hon. E. Langton, dated 17.10.87, which was ordered by Parliament to be printed on 10.7.91, wherein the English and the Victorian systems of audit are contrasted.*

whether, having regard to the detailed manner in which such accounts are usually kept in the various Departments, it is necessary to keep such numerous and elaborate books in the Treasury.

- (*d*) That in all cases where promotion takes place, the absolutely best man be selected, irrespective of mere seniority. We attach great importance to this recommendation as regards the higher positions, and claim that it represents the true business principle which should underlie the selection of officers. We cannot speak too strongly against the system of promoting by mere seniority. We feel convinced, and are assured by various Heads of Departments, that if the best men—that is, those who can do the most work for the money—were selected, the service could be worked more cheaply than at present. The objection sometimes raised that this would open a door to favoritism or prejudice we do not regard as of importance, as no appointment would be made except on a certificate of the Public Service Board. While promotion by seniority is in some of the large Departments in England the rule applicable to the lower grades, officers for posts of responsibility or command are carefully selected.
- (*e*) That it is not desirable that the existing mode of transferring officers, principally on the ground of seniority, from one Department to another should extend in the Clerical Division beyond the Fourth Class. For all positions requiring the exercise of authority, technical skill, or practical acquaintance with particular modes of dealing with business the officer should be specially selected, and seniority ought only to prevail when two or more officers are obviously equal in ability, merit, and special fitness for the particular post.
- (*f*) That power be taken to admit of the compulsory retirement on a pension or adequate compensation, irrespective of age, of any officer whose services are certified by the Public Service Board to be no longer required, as now, practically, an inefficient, stupid, and careless officer, keeping clear of any actual offence or breach of regulations, cannot be got rid of.
- (*g*) That no stationery be issued which is not printed for special purposes, and that the use of the more expensive material be carefully restricted.
- (*h*) That in cases where an officer travelling on duty is not absent from his home for a full twenty-four hours, the rule that he shall receive a reduced amount be strictly enforced. But when travelling by steamer where meals are provided on board, the full daily allowance be not paid. That no payment beyond the existing scale (which we think sufficiently liberal) be permitted under any circumstances, and that no commuted allowance be paid to any officer who does not regularly and constantly travel.
- (*i*) That claims for cab hire be carefully scrutinized, and be allowed only when actually and necessarily incurred.
- (*k*) That in cases where extended leave has been granted to any officer, ordinary recreation leave be not allowed to the same person (except under very special circumstances, to be decided by the Minister) until twelve months have elapsed from the termination of such extended leave. Further, that great care be taken in granting leave of absence generally, and especially in granting sick leave.

(d) The Committee appear to be under entire misapprehension as to the present system of promotion. There is no prevailing system of "promoting by mere seniority," and there never has been such a system under the Public Service Acts. The practice followed is clearly described in sections 47 and 48 and the Regulations, Chapters IV. and X., under sections 59 and 60 of the *Public Service Act* 1890. The mistake is the more remarkable, as if promotion had been made "by mere seniority," not one of the Members of the Committee would have occupied his present position. The general rule of promoting by seniority and merit—or fitness—combined is applied to every division of the Service. If it is proposed that seniority shall have no weight in determining the claims of candidates for promotion, then the Board does not concur. It must be well known that in seeking the opinion of Heads of Departments as to the qualification of officers for promotion, the Board requires to be advised that *if seniors are passed over* the reason for passing them over shall be given.

Any alteration of the existing practice would require an amendment of the law.

(e) The recommendation is in accordance with the practice existing.

(f) The Board concurs. *The power exists already in sections 121 and 124 of Act 1133.*

(g) The Board concurs.

(h) The Board concurs. }

The Board has had occasion to call attention to some overcharges of the kind referred to. It does not agree with the system of paying annual amounts as commuted allowances for travelling expenses.

(i) The Board concurs. }

(k) The Board concurs.

(l) That all officers under the Public Service Act who may hereafter be appointed commissioners for taking affidavits or declarations shall pay into the revenue the fees they receive for taking such affidavits or declarations.

(m) That as far as practicable female typewriters, operators, &c., be employed when such a course would be productive of economy.

14. We also deem it to be our duty to respectfully offer the following suggestions and remarks for your consideration, as regards the future management of the service, with a view to increase its usefulness and lessen its cost:—

Audit system. 15. We find that the large Departments have usually departmental auditors, or inspectors, who travel over the country inspecting the country offices. These departmental audits seem full and complete, and apparently serve the purpose of protecting the revenue from loss as much as anything of the kind can do. It therefore becomes a question whether, with regard to the smaller towns, it is necessary for the Audit Commissioners to travel over the same ground at considerable expense.

16. Some expenditure which might be saved seems to be incurred by various Departments sending each its own officer through the country to visit small places. It would not appear to be impracticable to arrange that one officer might discharge the necessary duties for more Departments than his own.

Amalgamation of duties in country districts. 17. Many of the country officers are not fully employed, and by proper arrangement the work now done could in many cases be performed by fewer persons, much to the benefit, probably, of some of the officers themselves, to whose advantage it would be to be more fully employed. In connexion with this matter there unfortunately sometimes exists a disinclination by the officers of one Department to assist in the work of another without receiving extra pay. Such a state of things should be repressed with a firm hand, and the employés of the State should remember that the Government is entitled to the full extent of the services which they can render during the ordinary office hours. The Public Service Board has frequently drawn attention to this, and has endeavoured to effect the amalgamation of duties in the country districts, but apparently without sufficient success.

18. There is in some matters an absence of uniformity of practice amongst the various Departments. Thus, while one Department deals with its correspondence in the simplest manner possible, the cost in another for similar work is considerably more.

Work usually of routine character. 19. It must be borne in mind, and impressed upon the administrators of the service generally, that the bulk of the work performed in the Government Departments is of a routine character, and should be paid for accordingly. This fact has not in the past been kept steadily in view. The effect of the Act 160 was to permanently retain in the service a large number of well-educated and highly competent persons, and to introduce others similarly qualified. In many instances they were fitted for higher work than they were called upon to perform, and their superiors, recognising their individual worth apart from their work, assisted them in obtaining an increase in their salaries. This, though natural enough, was yet not in accord with those strict business principles which should regulate the expenditure of public money, and the consequence is that some officers are now found in positions which do not warrant the amount paid, though they themselves are competent enough.

Doubtful classifications. 20. In connexion with this subject, we have remarked, as regards the clerical staff, that in many cases certain officers have been placed in the higher classes whose duties did not justify such classification. In our opinion only such offices as involve individual responsibility, and require to a certain extent independent action, should be

(l) The Board concurs. The Board has repeatedly recommended that the course now proposed should be adopted. In fact it holds that the retention of such fees by officers in the Public Service is contrary to the provisions of section 115 of the *Public Service Act* 1890.

(m) The Board concurs.

15. The auditing of accounts twice over would seem to be unnecessary. The Board is not aware that departmental auditors examine the accounts of all branch offices in small towns. It is thought that the change suggested would require an amendment of the Audit Act. The Audit Commissioners might be consulted about it.

16. The Board concurs. A similar suggestion will be found in a paragraph on pages 5 and 6 of the Board's short Report of 30.12.84, which is as follows :—“ We also observed, in passing through the country districts, that there were many officers connected with various Departments whose duties required them to be constantly travelling; and in some districts there were as many as three or four officers representing different Departments travelling over the same ground, all being recouped their travelling expenses in one form or other by the Government. If it be practicable to amalgamate the duties of two or more of these officers, the time occupied, and the expense incurred in travelling would be much reduced, and a smaller staff of officers would suffice for the work.”

17. The Board concurs. The Board expressed a similar opinion also in its Report of 30.12.84, page 5, as follows :—“ In the course of our inspection we observed that in many cases, particularly in the country districts, the work assigned to particular officers was not sufficient to occupy their whole time. . . . We are of opinion that officers stationed in country districts should be regarded as persons to be employed, without additional payment, by any Department so far as their services can be utilized, and that the work to be done for all the Departments in any district should be concentrated in as few offices as may be found necessary for the proper execution of the work and the convenience of the public. The interests of the Service and the moral welfare of the officers demand that the time of every officer should, if possible, be fully occupied.”

18. The Board entirely concurs, and it urges that steps should be taken to insure uniformity of practice and simplification of work in the Departments generally so far as it may be practicable. It has previously called attention to the same matter in page 4 of Report 4.12.84, in which the following appears :—“ Another instance of unnecessary routine in connexion with correspondence came under our notice. In one Department every letter outwards, even if it be of the merest routine character, is drafted *in extenso* by a senior officer, checked by the head of the Correspondence Branch, fair copied by a junior officer, and then presented to the head of the Department for signature. In addition to keeping press copies of these letters, the original drafts are preserved, and periodically sent to the Government Printer to be bound in a volume, thus causing a useless waste of time and material.”

19. As regards the opening sentence the fact has been kept steadily in view by the Board. In page 3 of its Report for 1884 occurs the following sentence :—“ The Public Service is no exception to the general rule that in every kind of employment the amount of work of a high class bears a small proportion to the amount of work of a medium or inferior kind. In the clerical division the great bulk of the work to be performed must be placed in the fifth and the fourth classes, and there are and will always be many officers entering the Public Service who are not fitted for the performance of duties of a higher character.” Overpaid officers in the Public Service employed under Act No. 160 have, so far as possible or practicable, been transferred under sections 27 of Act 773 and 30 of Act 1133. There were 139 of such officers when *The Public Service Act* 1883 came into operation, and there are now only 15. What course does the Committee think should be followed in regard to these 15 officers? The Board can mention one case in which an overclassified and overpaid officer was nominated to fill a vacancy in his Department in his proper class, and objection was taken on the ground that the duty he was then performing was underrated, and should be raised in classification, and it is believed that up to the present time he has not been transferred to the office to which he was nominated.

20. (1) Perhaps the Committee would say what, in their minds, a definite standard should be in classification of officers—the Board will be glad to receive suggestions on this point.

placed in the higher classes. There seems to have been no definite standard fixed or acted upon, and a comparison of the duties performed by the officers of the same class shows a want of due proportion in the salaries. Thus in the Treasury, for instance, two officers in the second class at a salary rising to £600 are occupied in posting ledgers, while in the Law Department this is the salary assigned to a Police Magistrate after many years in the Public Service. Again, we find some Caretakers, whose necessary qualifications are of the slightest, in receipt of a salary varying from £228 to £276, together with the use of a good house, with fuel, light, and water (equivalent to a further salary of certainly not less than £80), while persons in a clerical position, such as Assistant Landing Waiters, &c., who have great responsibilities, and can be the means of losing the Government thousands of pounds a year by a little inattention, are appointed at £210 per annum, and it takes them nineteen years to reach £350, and the minimum salary of professional men, such as Junior Architects and Medical Officers at Asylums, is only £240 and £300 respectively.

21. We may be permitted to observe that the result of our investigations has shown that the modes in which expenditure can be checked or curtailed are many; but to afford such check there must be the adoption of some settled plan or principle. Each Head of a Department should see that when any rule or principle of this kind has been approved it is rigidly adhered to, and the individual views or feelings of any officer in authority should not be allowed to cause a reversal of the settled practice, or the introduction of a disturbing element.

22. We would draw special attention to the expenditure on Boards and Commissions. Many of these are allowed to run on, and the officials connected with them retained, after the necessity for their continuance has ceased. The printing of the evidence *in extenso* is very costly, and an abstract would seem to serve all purposes, and be really more useful. The evidence now is bound with the report, and while the latter, if of general interest, will be largely read, hardly any one would wade through the mass of evidence taken from day to day. If condensed, and the prominent features brought out, not only would a saving be effected, but the public convenience would be materially served. It may also be observed that many Acts require annual reports to be laid before Parliament from Departments, and even from individual officers, which, we venture to think, are not in all cases of sufficient interest to be printed. We further think some periodical departmental reports which are printed are prepared at unnecessary length, and with over-elaboration of detail. In some there is an absolute repetition of matter already published.

23. The practice of allowing half-an-hour for luncheon between twelve and two has been productive of waste of public time. Until within the last few years no lunch-time was allowed, and the offices were closed at four. Though the hour for closing is now half-past four, and the working hours are thus nominally the same as before, the effect of authorizing a luncheon-time has been anything but satisfactory. It is impossible, in a large office, to keep a check upon the time officers go in and out, and thus many are in the habit of exceeding the proper interval, sometimes extending it to an hour. Some eat their luncheon in their offices, in five or ten minutes, and then go for half-an-hour's walk, or visit other offices. Moreover, this constant coming and going is distracting to workers, and causes gossip and interruption. It deserves consideration whether the old hours should not be reverted to, as being more economical than the present system.

24. All additions to salaries under the name of gratuities and overtime (except in special cases, and under very exceptional circumstances), should be stopped. No votes should in future be put on the Estimates for any such purpose, as the Public Service Act is thus practically evaded.

Boards,  
commissions,  
and unnecessary  
printing.

Luncheon-time.

Gratuities and  
overtime to be  
stopped.

20. (Continued from preceding page)—

(2) The reference to caretakers can only apply to four of such offices, so far as the Regulations are concerned, viz.:—Caretaker, New Public Offices, £276 ; Superintendent, Law Courts, £276 ; Caretaker, Old Treasury, £252 ; Registrar-General's Office, £228. It should not be forgotten that these officers have the supervision and direction of numerous cleaners and labourers. It is assumed that the present holders of the offices obtain quarters, fuel, light, and water free of charge, because they enjoyed that privilege under Act 160, and are now receiving them as a privilege and right under section 2 of the Public Service Acts 1884 and 1890. They could not be deprived of them without an alteration of the law. The existing law will not confer any such privilege on their successors. One of the officers in question is about 58, and three of them are over 60 years of age. When the time shall arrive for their retirement the rates of pay at present provided for the offices will be re-considered. (*In the Treasury cases one officer is 64 in July, and the other 62 in November, and the caretakers are, all but one, over 60.*)

21. No comment. *The Board concurs.*

22. The Board concurs.

23. The regulation as to hours of duty now in force was adopted by the Board, and approved by the Governor in Council, on the suggestion of the Ministry holding office at the time when the first Public Service Act came into force, in consequence of great dissatisfaction with the previous arrangement. All the Board desires to secure for the State is the best and most efficient and, therefore, the most willing service on the part of the officers of the Public Service for a reasonable period during each day. There should not be any unnecessary divergence of practice in this respect in the "Railways" and "Public Service." After the experience of late years, the Permanent Heads are in a position to say by what arrangement this result may be best attained.

24. The Board concurs with the suggestion. The initial remedy is in the power of Heads of Departments under section 141.

25. It will be seen from our remarks that, while it must be admitted that the Service is at present somewhat overmanned, and in some instances overpaid, we think the evil can be removed in a comparatively short time, without injustice or loss to individuals, and with benefit to the State.

26. In conclusion, we desire to point out that the popular impression that the difference now existing between revenue and expenditure is greatly owing to the undue increase of the salaries of officers of the Public Service is erroneous. The present deficiency is largely due to the following causes:—

- (a) The loss in railway income (the railways being a purely commercial concern).
- (b) The loss occasioned to the Post and Telegraph Department, owing partly to the introduction of the penny post, and partly to sixpenny telegrams, and partly to the extension of the radius of delivery.
- (c) The increase in the expense of education, including the teaching at the public cost of accomplishments, such as drawing and singing. A sum of between £50,000 and £60,000 has been added within the last few years to the cost of public instruction by the direct act of the Legislature in raising the grades and salaries of certain classes of teachers.
- (d) The largely increased votes to municipalities and public bodies.
- (e) The expenditure in connexion with the defences of the colony.
- (f) The heavy cost connected with vermin extermination.
- (g) Prospecting and similar votes.

As a matter of fact the cost of the Civil Government proper has not increased in proportion either to the population or to the revenue, and in more than one Department is absolutely lower than some years ago. In the large revenue-producing Department of the Customs, the cost of collection has been reduced from 3·72 to 2·85 per cent.

27. We desire to acknowledge the great assistance we have received from the Heads of Departments and of branches, and the readiness with which they have supplied information we have asked for in regard to the administration and cost of their several Departments, and the methods by which reductions could be made. We have also great pleasure in acknowledging the valuable assistance we have received from Mr. Bruford, of the Premier's Department, whose services were kindly placed at our disposal during the course of our inquiry.

We have the honour to be, Sir,  
Your most obedient servants,

(Signed)

A. P. AKEHURST.

CHARLES A. TOPP.

H. N. P. WOLLASTON.

25. No comment. *The Board concurs generally*

26. The Board concurs, but it would point out that some of the increase is due to the additions to salaries under the law.

27. No comment.

T. COUCHMAN,	}	Members of the Public Service Board. 3.6.92.
M. H. IRVING,		
C. W. LANGTREE,		

## SCHEDULE.

## IMMEDIATE SAVINGS.

## Clause 3.

Department.	Salaries.	Contingencies.	Total.
	£	£	£
Chief Secretary ... ..	9,356	23,162	32,518
Public Instruction ... ..	14,344	8,900	23,244
Attorney-General ... ..	6,719	5,910	12,629
Solicitor-General ... ..	1,460	3,433	4,893
Treasurer ... ..	4,275	7,500	11,775
Defence ... ..	...	185	185
Crown Lands and Survey ... ..	3,478	10,128	13,606
Public Works ... ..	4,552	3,300	7,852
Trade and Customs ... ..	7,400	10,150	17,550
Post and Telegraph ... ..	9,500	32,500	42,000
Mines ... ..	440	6,232	6,672
Water Supply ... ..	925	9,300	10,225
Agriculture ... ..	993	1,000	1,993
Health ... ..	448	2,837	3,285
Premier ... ..	100	953	1,053
	£63,990	£125,490	£189,480

## I.—CHIEF SECRETARY.

A. A. Immediate reductions, as compared with votes for 1891-2, can be made as follows, exclusive of any reductions by the retirement of officers reaching sixty years of age before 30th June, 1893 :—

Salaries ... ..	£9,356
Contingencies ... ..	23,162
Total ... ..	£32,518

If certain officers can be pensioned, transferred, or otherwise disposed of, a further saving of £9,131 would accrue immediately upon such retirement, &c., taking place, and the places of these officers need not be filled.

Further prospective savings can be made by reduction in grade of certain offices, without affecting efficiency, thus effecting a further saving of £2,000.

The total savings, when the above changes are carried out, will be—

Salaries ... ..	£20,487
Contingencies ... ..	23,162
Total ... ..	£43,649

A. The position of Chief Clerk in the Under-Secretary's Office is graded in the first class. We think the principle that the Chief Clerk in all the large departments should be a first-class officer is a good one. In this instance, however, it would seem that more responsibility might be thrown upon that officer with advantage, and we would suggest that the Under-Secretary be relieved of the duty of signing cheques and certifying to accounts, and that the Chief Clerk perform that work and also act as accountant, thus allowing the latter's position to be re-graded as of the fourth class.

B. Attention is drawn to the allowance of £50 per annum now voted in the Appropriation Act to the officer acting as Secretary to the Police Superannuation Board.

C. The position of Inspector of Charities is filled by an officer whose total emoluments amount to £1,050 per annum. We would suggest this officer's transfer to some position where the work is equivalent to the salary received, and that the present Chief Inspector of Factories be appointed to that position. The duties of the latter office could be performed by the senior of the inspectors.

D. The Inspector of Stores should be attached to the Tender Board, if it is deemed necessary to continue this post. We have some doubt whether it is necessary.

## AUDIT OFFICE.

There is a very large staff employed in this office, consisting of three Audit Commissioners and a staff of seventeen clerks, at a total cost of nearly £13,000 per annum. We have elsewhere drawn attention to the advisability of having this office inspected by a skilled accountant, with a view to the reduction of work, but would here point out further directions in which we think inquiry might be profitably made.

## CHIEF SECRETARY'S DEPARTMENT.

AA. The information is not sufficient to admit of an opinion on the Estimates. *The Board learns that it was obtained from the Department.*

A. The Board sees no special objection.

B. If such an allowance is necessary it should be given under section 141 of the Public Service Act. The inclusion of the amount in the Appropriation Act is an evasion of the Public Service Act.

C. When an opportunity shall occur to transfer the present Inspector of Charities the proposal might fairly be considered.

D. The Inspector of Stores holds a statutory office under section 140 of the Public Service Act. The Board consider that the appointment is necessary. (It has no doubt on the subject.)

## AUDIT OFFICE.

The Board thinks that inquiry might be made as to the possibility of simplifying the present system, so as to admit of a decrease in the number of officers employed, and a reduction of the expense.

It seems to us entirely unnecessary that a Commissioner at £1,000 per annum and travelling allowances should be required to visit the less important country districts. If the departmental audits, of which we have elsewhere spoken, be not considered sufficient, there would seem to be no reason why a second-class officer could not conduct these inspections, under the direction of the Commissioners. We believe that a judicious re-arrangement of work would obviate the necessity of employing three Commissioners. In the town districts also there is a great deal of work done by the three Commissioners themselves which could be done by the clerks of their staff. We are inclined to think that the old system of having an Auditor-General of high capacity as an accountant and of reputation as a financial authority, with competent assistants, would be a saving of expense and preferable to the present system. It would, of course, require some formal amendments of the present Act.

We are inclined to think that careful inquiry would show that the present large staff could be reduced, and that in some cases the pay is out of proportion to the work done.

We think there should be no necessity for the employment of clerical assistance, or the present large expenditure in overtime.

#### LUNATIC ASYLUMS.

We have not been able to make minute inquiry into this branch, but are inclined to think that in fixing the salaries of some posts sufficient allowance has not been made for the contingent advantages which some officials possess. Quarters, fuel, light and water, servants, free grass for cow and horse, vegetables, free medical attendance and medicine, &c., &c., to a man with a family represent a considerable money value. Especially is this noticeable as regards the position of the secretaries to the various asylums, which officers we have included in the list for re-grading. The designation of "House Steward" would seem more appropriate than that of "Secretary."

The cost of the annual examination of patients, official visitors, and incidentals might, it is believed, be considerably reduced. Contingencies generally appear to be based on a somewhat lavish scale.

The amounts on the Appropriation Act are, we are informed, the net salaries payable, without any deductions.

#### INEBRIATE ASYLUMS.

These institutions cost £2,857 per annum, with, we are assured, no adequate return for the money spent. In this case also the title of "Steward" in place of "Secretary" should be reverted to. Incidentals might, apparently, be cut down.

#### INDUSTRIAL SCHOOLS.

The expenses connected with the boarding out of children seem to require careful scrutiny, and we consider a saving might be made in this branch. It was quite impossible for us to go into details of the management of the children or to visit the schools in the limited time at our disposal, and without such examinations we are unable to speak as to what expenditure (if any) can be saved, or how the staff can be reduced. We have reason to know, however, that these questions are receiving the anxious attention of the Under-Secretary.

#### POLICE.

This branch seems to be administered with due regard to economy. We do not think that any considerable reductions could be made without decreasing the strength of the force, which, we understand, is not desirable.

Three sergeants and sixteen constables are charged for twice over, *i.e.*, their services are paid for, but no credit is given to the Department therefor. This deduction should, we think, be shown.

#### PENAL DEPARTMENT.

A. In course of time, no doubt, economy can be effected in this branch. Captain Evans, the present Inspector-General, is extremely anxious to work the establishments on as economical a scale as circumstances will admit, and has already made a considerable saving and increased the returns in various ways.

B. It has struck us, however, that the position of Deputy-Governor at the Melbourne Gaol is unnecessary, and we are doubtful if such a position is required at Pentridge. There seems, moreover, no justification for paying warders who do clerical work an extra allowance of £15 per annum each, seeing that their salaries are already greater than those paid to competent clerks, and their work as clerks is lighter than it would be if they were at their proper duty.

C. In view of the attendant advantages which attach to many positions in this branch, such as free quarters, fuel, light and water, medical attendance and medicines, washing, servants, gardens and gardeners, articles at cost price, &c., the money payment by way of salary should be reduced in filling up vacancies.

D. Captain Evans has pointed out to us various ways in which the returns from prison labour can be increased. Amongst other things it is suggested that the printing of official forms can be done at Pentridge, where there is steam-printing machinery; the cost of these at present is £15,000 per annum.

E. Moreover, documents not of a confidential character could be printed here, and also a great deal of the binding now done at the Government Printing Office. Also many of the articles in ordinary use in the Government offices could be made at Pentridge. These changes would no doubt have to be made gradually, but it is estimated that a large sum per annum could be saved yearly to the State if the practice of obtaining Government stores from the Penal Establishment were generally extended.

F. We consider that the allowance paid to a visiting justice is unnecessary, and should be abolished.

*The Board will look into this. Hitherto the Board has had to consider applications for higher grading.*

#### LUNATIC ASYLUMS.

The only officers who obtain free quarters are those who enjoyed such contingent advantages under Act 160, and who claim them as a privilege and right under section 2 of Acts 773 and 1133. So far as the Board is aware, all officers appointed under the Public Service Acts are charged the value of their quarters, &c.

#### INEBRIATE ASYLUMS.

The Board considers that the cost of these institutions is excessive. It has called attention to the subject in a Memorandum to the Hon. the Chief Secretary of the 7th April last, to which attention is invited. In that Report it was shown that, apart from any rental charge, the cost to the Government for each inebriate was about £100 per annum, and that the . . . . officers were almost as numerous as the inmates.

#### INDUSTRIAL SCHOOLS.

The Board is of opinion that the cost incurred in connexion with these institutions should be lessened. It has invited attention to the subject in its Report to the Hon. the Chief Secretary of the 20th November, 1891.

#### POLICE.

The Board has no comment to offer. The office staff only is under the Public Service Act.

#### PENAL DEPARTMENT.

B. It is not very long since the office of Deputy Governor was created on the representations of the Department. It is thought to be necessary. Attention is invited to the correspondence on the subject. The payment of an extra allowance to warders for clerical work was also agreed to on the representations of the Department. It is not seen that any reasonable objection can be urged to the arrangement.

C. The paragraph seems to show that the Committee have misapprehended the situation. Only such officers as were in receipt of free quarters under Act 160 can claim them as a "privilege and right" under section 2 of Acts 773 and 1133. So far as the Board is aware, all others are charged the estimated value of quarters, &c.

D., E., and F. The Board concurs.

## PUBLIC LIBRARY.

We have inquired into the working of this branch, and think some reductions may be made here as elsewhere.

A. The Trustees have suggested that retired members of the Police Force be employed instead of attendants, and be remunerated by an allowance equivalent to the difference between the pension and the pay at which they retired. The suggestion appears to us very reasonable. Eleven men can be thus dealt with.

B. Further, four attendants can be dispensed with, and four more can be replaced by junior messengers.

C. The staff of the library proper does not seem excessive.

D. With regard to the Industrial and Technological Museum, we note that the Superintendent, who at one time was paid £350 with fees, has had his remuneration raised by the Trustees to £600 with fees. This gentleman also receives £800 to £900 per annum from the Mining Department as an analyst. We learn some slight reduction is proposed. We were unable to ascertain that he has any fixed days or hours for attendance at the Technological Museum. He is provided with two assistants.

The position of Mineralogist is vacant, and no appointment to this vacancy is proposed.

E. The Director of the National Museum (who is one of the University professors) draws £300 a year, and also gets £150 from the Mining Department. At present, five taxidermists and two assistants are employed, their wages amounting to £1,400. One taxidermist we learn can be dispensed with, the saving being £250. There are three other persons employed in the National Museum, and the whole expenditure looks needlessly large; and we recommend for early attention that it be ascertained whether another taxidermist and the labourer cannot be transferred or paid off.

The staff of the National Gallery does not call for any special observation.

F. The large vote in the Appropriation Act for contingencies, nearly £18,000 without details, cannot be regarded as satisfactory. A reduction of £1,746 is proposed by the Trustees on this contingency vote, but we think it should be reduced by at least £5,000. The proposed lending library can, we apprehend, wait, and with regard to the projected museum of economic botany, we understand the Exhibition Trustees and the Curator of the Botanic Gardens have each commenced museums of a somewhat similar character.

G. There appears to be a tendency towards multiplication of outlay in science and art as well as in more ordinary matters. Expenditure in parallel lines by different departments or trustees with the same aim should be avoided.

H. Payment of £300 gratuity, in addition to his salary, to the master of the school of drawing, out of the contingency vote, appears to be objectionable, as is also the payment of wages to watchmen. Attendants should do necessary work as watchmen in rotation. Any intelligent man can quickly learn how to handle fire-preventing appliances.

I. In this connexion we may observe that the Trustees allege that the operation of the Public Service Act is embarrassing, and does not tend to economy. The custom of transfers to and from other branches of the Public Service works badly. The Trustees complain that often when a clerk or attendant has learned his work (which they regard as of a special character), he is taken away, and when they hear of a man specially suitable, there is a difficulty in engaging him.

J. We agree that the Regulations should be modified to meet special cases, and that the Trustees ought to have a more effective voice in the engagement and retention of suitable men, and greater power to get rid promptly of such as are lazy or incompetent. Section 131 of the Public Service Act has been practically a dead letter all through.

## GOVERNMENT BOTANIST.

In this branch it has already been decided to largely reduce expenses, and we understand that a saving of £1,600 on this year's vote will be made.

## GOVERNMENT STATIST.

In this branch a saving on this year's vote of about £9,500 will be made, £2,000 on ordinary salaries and contingencies, and £7,500 on the vote in connexion with compiling the Census.

## ELECTORAL REGISTRARS AND DEPUTY REGISTRARS OF BIRTHS, DEATHS, AND MARRIAGES.

A. We wish to suggest, for consideration, the practicability of these positions being held by persons already in the Public Service, and at a reduced rate of remuneration, if any.

## II.—MINISTER OF PUBLIC INSTRUCTION.

A. Immediate reductions as compared with the Votes for 1891-2 can be made as follows, exclusive of any reductions by the retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries	...	...	...	...	£14,344
Contingencies	...	...	...	...	8,900
Total	...	...	...	...	<u>£23,244</u>

Further prospective savings can be made by the reduction in grade of certain officers without impairing efficiency, effecting a reduction of £870.

- A. There is much to be said in favour of the suggestion, but as the members of the Police Force are not under the Public Service Act it is thought that an alteration of the law would be necessary to give effect to it. Section 145 of the *Public Service Act* 1890 has hitherto been considered to apply only to officers under the provisions of that Act.
- B. Similar changes have already been made by the Board at the request of the Trustees. No objection would be taken to further changes in the same direction if the Trustees show they are desirable.
- C. No comment.
- D. The officer in question is exempted from the operation of the Public Service Act, and is not under the supervision of the Board.
- E. The Board thinks that the expenditure referred to is unnecessarily large, and that some action should be taken to reduce it, but the existing offices have been represented by the Trustees to be absolutely necessary.
- F. The Board has no control over the vote in question, and it has no authority to inquire into the expenditure.
- G. Do. do.
- H. The Master of the School of Drawing is not under the Public Service Act. As regards the proposal that the attendants should act as watchmen, the Board does not at present see what advantage would be gained by such a change.
- I. The Board does not concur. Transfers from the Library have been made at the suggestion of the Trustees, and of the very few officers transferred to the Library none have been retained unless the Trustees were satisfied as to their efficiency.
- J. No modification of the regulations would effect the object in view. Lazy and incompetent men can be dispensed with under section 131. If that section is "a dead letter all through," the fault lies with the Department and not with the Act.

ELECTORAL REGISTRARS AND REGISTRARS OF BIRTHS, DEATHS, AND MARRIAGES.  
The Board concurs. The suggestion is worthy of consideration.

MINISTER OF PUBLIC INSTRUCTION.

- A. There is nothing to show how the estimate has been made.

B. The following savings could also be made:—

*Abolition of night schools ... ..	£1,100
*Abolition Committee of Classifiers, £2,000 (less amount shown in Premier's Department, £600)	1,400
Female teachers entitled to pension to remain after marriage ... ..	5,000
Prompt exercise of power to reduce fifth-class schools to unclassified, say ... ..	1,500
Stoppage extra payments to female teachers in charge fifth-class schools, say ... ..	3,000
Cookery, kindergarten, &c. ... ..	750
Reduction number of scholarships, 100 to 50 ...	3,725
Expenditure on school buildings under direction of Boards of Advice, say ... ..	2,000
Total ... ..	£18,475

C. Considerable savings could also be effected by the reduction of full-time unclassified schools the average attendance of which is below twelve to half-time schools, and by the prompt readjustment of the classification of schools.

The office staff of this Department consists of professional officers—Inspector-General, Assistant Inspector-General, and Examiners (inspectors), with inspectoral assistance—and a large clerical staff divided into a considerable number of branches.

The correspondence is very large, and registration and despatch employ three fourth-class clerks and five of the fifth class. We are of opinion that two clerks in the fourth class should be sufficient, and one or two of the fifth-class clerks engaged in writing addresses for circulars and other purely mechanical work should be replaced by boys (junior messengers).

In the General Correspondence branch, besides four fifth-class, there is one clerk in the third class and two in the fourth. We consider that one of the latter might be replaced by a fifth-class clerk without detriment to efficiency.

In the Classifiers' branch we found unnecessary work made by registering and indexing letters which might be simply filed, and by copying letters from the Classifiers to the Secretary, although the originals remain in the office. If unnecessary work of this kind were stopped, part of the time of one of these clerks could be spared for other work.

In the Examiners' branch, until this month, three examiners, with salaries and allowances amounting in the case of two to £650 each and to £450 for the third, with occasional assistance from a relieving inspector at £430, were engaged in minuting correspondence, inspectors' reports, applications for new schools, dealing with appointments of singing and drawing masters, and a variety of other matters.

In accordance with a recommendation of the Public Service Board, it has been decided to withdraw the junior examiner from office work, and to relieve this branch of a good deal of work which is of a routine character, and may be done by the clerks in other branches. We are of opinion that the transference of work which, though requiring care and intelligence, is not of a professional character might with advantage, be carried out to a greater extent than is proposed, and that after an inspector's report on an application for a school has been dealt with by an examiner, and its establishment and a site approved, all subsequent details—such as purchase or reservation of site, or renting of a building—should be dealt with by the clerical staff, which might also well deal with the removal and sale of buildings, with teachers' residences, allowances to boards of advice, time-table of visiting teachers, &c. Most papers dealing with repairs to schools and residences, erection of verandahs, provision of tanks, might be sent at once to the Public Works Department.

By carrying out these changes one of the two Examiners would have time to assist the Inspector-General and advise on professional matters of difficulty, and there would be no need for the occasional services of a third inspector in the office.

Applications from teachers for leave, complaints as to teachers (not arising on inspectors' reports), returns from Schools of Mines and of Arts, are dealt with by two officers, one a third-class the other a fourth-class clerk. We are of opinion that a staff consisting of a third and a fifth class clerk would be quite sufficient.

The accounts of this Department are of a somewhat complicated character, owing to the system of result payments, bonuses, and extra allowances, constant changes in the staffs of schools occurring at all times during the month, alteration in result payment during the year, alteration in the classification of schools, and to the large number of small accounts. Payments are also made directly by the Department, without the intervention of the Treasury, and a sum of about £750,000 is disbursed annually.

Any change in the direction of simplifying payments, abolishing extra allowances and bonuses, would have the advantage of diminishing the complexity of the accounts. The members of the staff in this branch appear to be fully employed.

One division of the Clerical staff, dealing with Boards of Advice and truancy matters, engages six clerks. The work of this branch has recently been simplified, so that the staff is one less than last year and two less than in the preceding year.

The Teachers' branch is conducted by eleven clerks, under the charge of a third-class officer. It is to this branch that some of the Examiners' work should be transferred. Though this will add slightly to the work of the branch, time may be saved by many routine matters being dealt with entirely by the branch, the papers concerning which at present have to circulate between the Examiners', Teachers', and Inspector-General's rooms.

All the officers in these divisions appear to be fully employed and properly graded, with the exceptions mentioned.

\* The alterations marked thus \* would necessitate an amendment of the law.

## 13A

- A. *The estimate is said to be departmental.*
- B. The reductions mentioned involve a question of policy for the consideration of the Government. Outside the functions of the Board.

C. Already dealt with by the Board in a special Report of the 8th June, 1891. Copy herewith—  
Appendix A.

At present a good deal of the Inspector-General's time is occupied in minuting and initialing papers in connexion with appointments and transfers of teachers. Under the present system of making appointments this work is of a purely formal character, and he might with advantage be relieved of it. With this recommendation the Inspector-General concurs.

D. The office of Assistant Inspector-General is now vacant, and we understand that the question of filling it is for the present in abeyance, and likely to remain so. If the Inspector-General is to take an active part in the business of the Classifiers (as the Act appears to contemplate), and is to keep himself acquainted with actual work done in the schools of the colony and with the character of supervision exercised by inspectors, and the method of examination and inspection pursued by them, it will be probably necessary to give him assistance; but, as already stated, one of the Examiners, when relieved of merely clerical work, should be able to afford a good deal of help.

E. The staff of the Training College consists of a Superintendent (who is also Principal), a Vice-Principal, two lecturers, and visiting masters. Advantage should be taken of the early retirement of the Vice-Principal to effect some reduction of the staff.

Payments by way of allowance, amounting to £360, are made to five of the Professional staff, and these payments come within our general recommendation in respect to extra allowances.

*Classifiers.*—The expense of the Committee of Classifiers is, we are informed, about £2,000 per annum, and we understand that the work is now to a large extent a matter of routine, and that there is no sufficient reason why it should not be administered by the officers of the Department, with an appeal to the Public Service Board (as there is now from the Classifiers). A considerable saving could be made in this way. Legislation will be needed before this change can be carried out.

*Truant Officers.*—There are 39 of these officers, with salaries provided under Regulations varying from £156 to £180, and travelling allowances varying from £1 a month to £3 per week. In addition to these salaries there is a special vote of £744, to increase the salaries of these officers from £168 to £208. There seems to be no reason whatever why the salaries should be thus increased, and £744 could be properly saved by the omission of this item. The commuted travelling allowances could also no doubt be reduced, and probably, in sparsely populated localities, arrangements might be made for the duty being otherwise discharged.

F. *Messengers and Caretakers.*—As vacancies occur the wages of the Caretaker and Senior Messenger should be reduced.

G. *Training.*—In connexion with this item, fixed allowances amounting, as shown by the Estimates, to £650 are paid to "Associates," in addition to bonuses amounting to £400 for passing students. The fixed allowance might very properly be abolished or largely reduced, the bonuses being somewhat increased. A saving of £400 might be thus effected.

An allowance of £35 is paid for the keep of students who live *at home*. This payment might be abolished.

*Singing, Drawing, and Drill.*—Payments to the amount of £7,000 are made to teachers in bonuses for teaching singing, drawing, and drill, although these subjects are taught in the ordinary school hours. It is to be noted that, though the number of staff teachers paid by bonus for teaching singing and drawing has largely increased since 1884, the number of visiting teachers paid by salary has also risen, and the cost per head of children taught has increased. It might be reasonably required that, as the number of the ordinary staff qualified to teach singing and drawing increases, the number of salaried visiting masters should be reduced.

A payment of £10 is made to qualified teachers of drill in schools with an average attendance of above 50. The rule formerly in force that payment should not be made unless the drill class consisted of a certain number has been revoked, and payments are now made in cases where the class for some quarters consists of only from five to ten boys. This seems to be an altogether useless expenditure, and should be at once stopped. A large reduction in the vote of £4,750 could, we believe, be made. It may be noted that £10 is paid for giving one hour's instruction in drill *during school hours*, also for giving one and a half hour's instruction in singing or drawing, also *in school hours*, while for instructing one pupil teacher for five hours *outside the school hours* a teacher receives only £12 if the pupil teacher is successful in passing the examination, and nothing at all if the pupil teacher is unsuccessful. Either the one payment is excessive or the other inadequate.

Though the question of these payments for singing, drawing, and drill may be regarded as partly one of policy, it may be suggested that they might be considerably reduced, and placed under restricted conditions as to the size of the class without materially affecting the efficiency of the instruction given. A large saving—£4,000 or £5,000—might thus be effected. It is worth consideration whether, if singing and drawing are to be taught in State schools beyond the limit to which the ordinary class teachers can bring their pupils, the parents of children learning these accomplishments should not pay a sufficient weekly sum to cover the extra cost.

A very large sum is now paid for salaries and travelling expenses of a relieving staff, and for extra payments to pupil teachers acting temporarily as assistants. This might be largely reduced were relieving teachers not sent in cases of short absences, say of less than a month, were small schools left closed for short periods, and were pupil teachers required to act as relieving teachers.

*Small Schools.*—The cost of maintaining a number of small schools is very considerable, and it might be very much reduced were the powers the Department now possesses to reduce fifth-class schools to "unclassified schools" more generally and promptly exercised. On the 31st December, 1891, there were 255 fifth-class schools which had an average attendance of under twenty for two consecutive periods of six months, and of these thirty-five had had an average of under fifteen. As the difference in cost of an unclassified school and a fifth-class school if a female teacher is employed varies from £20 to £50, and if a male teacher is employed from £20 to £90, it will be seen that a large saving would be made by reducing, as soon as possible, such schools to the grade of unclassified schools.

A further saving could be made if the average attendance of an unclassified school (full time) were raised from eight to twelve. Where the average is below twelve only a part-time school should be granted, a building being found rent free, and a teacher paid not more than one-half or two-thirds of the full salary. Though such a salary would be too small for a person fully employed, it would be more than is paid now

D. The Board concurs.

E. The Board concurs.

F. The officers in question are now overpaid. The salaries will be reduced.

G. All questions of policy, and outside the province of the Board.

to a sewing mistress (who is expected to take part in the general teaching of the junior classes), and probably in most cases some woman or elderly man resident in the district quite competent for the work would be glad to undertake it for such remuneration.

H. *Classification of Schools.*—Economy in the expenditure on salaries of teachers depends largely upon a careful readjustment of the classification of schools from time to time in accordance with their attendance, and a just estimate in the case of new schools of the future attendance. Unnecessary and unjustifiable expenditure is incurred if the grade of a new school is fixed too high, if the classification of an existing school is hastily raised, or if a school is allowed to remain in a higher class than its attendance warrants months after opportunities have occurred (as at a revision of the roll or when a vacancy occurs) to reduce the classification.

We are of opinion that there is much room for improvement in this matter, and that careful attention to the adjustments in classifications would enable considerable savings to be made without affecting the efficiency of the instruction.

We find that a case has occurred where the Classifiers did not reduce the classification until a school had, for 29 months, an attendance considerably below the minimum of its class. Other cases have been noted where at the triennial revision the classification has not been reduced, though the attendance during the preceding twelve or even eighteen months has only for one or two months reached the minimum; in some cases the class of a school has been raised, though the attendance during the previous year and a half has for only one or two months reached the minimum of the higher class; in other cases advantage has not been taken of a vacancy occurring in the head teachership of a school to reduce its classification, though the attendance for months previously had shown that the classification was too high.

As the difference in the cost of a first and a second class school (due to the difference in grade of the head teacher and senior assistants) is from £220 to £300 per annum, between a second and a third class school from £190 to £240, of a third and a fourth from £80 to £100, and of a fourth and a fifth from £60 to £100, it will be seen that errors in classification and delay in readjustments of classification cause a serious loss to the State.

J. *Payments to Female Teachers.*—An expenditure of over £6,000 is incurred annually on account of extra payments to female teachers in charge of fifth-class schools. The payment was originally made to induce female teachers employed as assistants in town (who had the option of refusing head teacherships) to accept the charge of small country schools, and was confined to certain somewhat out-of-the-way schools. Although by accepting the position the assistant ultimately gained in salary by obtaining increments, the increase did not accrue for a year, and the first year's increment was not a sufficient compensation for exchanging the comforts of town for the rougher life of the country. There seems, however, no sufficient reason why the allowance should be continued as it is, even when the maximum salary has been reached, and why it should be given, as it is, to pupil teachers acting temporarily, who, by becoming head teachers, get a large increase of salary. It is also to be noted that the right of pupil teachers and junior assistants to refuse head teacherships has been taken away, so that no reason remains for continuing this allowance.

About £750 is paid for kindergarten instruction, teaching cookery, and other subjects outside the programme in a few town schools. It is a question whether this expenditure is justifiable.

*Scholarships.*—A sum of £7,450 is appropriated to payment of 100 high school scholarships annually. The number was formerly 200, and we understand that it is the general opinion of the Professional staff that the number might well be reduced to fifty.

As to the propriety of such a vote we do not think it within our province to offer any opinion.

*Savings in connexion with Salaries and Staffs.*—The sum of £560,000 is paid to the state school teachers of the colony by way of salary and results. In connexion with the magnitude of this amount, it should be noted that during the last few years the salaries of teachers in certain grades have been very considerably augmented by the direct action of the Legislature.

We believe that, in the course of time, the amount paid to teachers (apart from an increase in the number of schools) might be considerably reduced by reverting, in the case of new appointments and promotions, to the scale of payments of the original Act, and by reducing in like cases the salaries of female teachers, these being very largely in excess of those paid by private employers. Savings might also be effected by increasing in the large schools the number of pupil teachers and diminishing that of the junior assistants, but they should be rather more numerous. We are also of opinion that economy could be thus carried out without in the least affecting the efficiency of the schools. A change in the law will, however, be necessary before any alterations in the salaries and grading of teachers or in the staffs of schools can be carried out.

### III.—ATTORNEY-GENERAL'S DEPARTMENT.

A. Immediate reductions as compared with votes for 1891–2 can be made as follows, exclusive of any reductions by the retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries	...	...	...	...	...	£6,719
Contingencies	...	...	...	...	...	5,910
Total	...	...	...	...	...	<u>£12,629</u>

B. If certain officers can be pensioned, transferred, or otherwise disposed of, the further saving of £3,029 would accrue immediately on such retirement, &c., taking place, and their places need not be filled up by new appointments.

C. Further prospective savings could be made by the reduction in grade of a number of officers, without in any way impairing efficiency, thus effecting a further saving of £2,147.

15A

H. Outside the province of the Board.

J. Questions of policy. Beyond the control of the Board.

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ATTORNEY-GENERAL'S DEPARTMENT.

A. There is no information to admit of the checking of this estimate of savings.

B. Who are the certain officers? *Information furnished by the Department.*

C. An explanation is needed.

D. The total savings, when the above propositions are carried out, will be—

Salaries	...	...	...	...	...	£11,895
Contingencies	...	...	...	...	...	5,910
						<hr/>
Total	...	...	...	...	...	£17,805
						<hr/>

Apart from the non-recurring vote of £14,600 in 1890 for the cost of certain special prosecutions, the reduction on the votes for the Law Department for 1891–2 was £31,400, including those under “Minister of Justice.”

E. The most important alteration in the Attorney-General’s Department, now under consideration, is the transfer to the Chief Secretary’s Department of the staff engaged in the registration of births, marriages, and deaths, which branch it is proposed to amalgamate with that of the Government Statist.

F. We find that various positions that have recently fallen vacant in the Attorney-General’s Department have not been filled, and to some which it was necessary to fill transfers have been made at a reduced rate of salary. As questions of transfer of some officers have not been finally settled, the probable requirements for 1892–3 for salaries and contingencies cannot be given with absolute certainty, but the Estimates 1892–3 will, we are told, show a saving of about £6,500 on salaries, and nearly £6,000 on contingencies. This is clear of the alteration in figures caused by the transfer to the Chief Secretary’s Department already alluded to.

In addition to the probable saving thus indicated, it is believed that changes tending to economy may be made in the future.

G. The Collector of Imposts under the Act 1140 has certain quasi-judicial functions, which may well devolve upon the Comptroller of Stamps, who is under the same Act. One clerk can then be withdrawn from the Collector’s office.

H. We think a considerable reduction possible in the payment of Prosecutors for the Queen. As only one Judge of the Supreme Court is on circuit at any one time, we believe that two prosecutors in Circuit Courts are not necessary. The two gentlemen now holding these positions have £800 per annum, and commuted allowances of £200 and £225 respectively. Probably £100 each would cover travelling expenses. The circumstances of the colony have greatly altered, and travelling is now cheaper, quicker, and easier than when these allowances were fixed. For Courts of General Sessions, two prosecutors should suffice instead of three. At distant places, where the business is not of serious moment, local practitioners might be instructed, and should have, for the special occasion, the powers of a Crown Prosecutor. Considerable expense has now to be incurred in sending a prosecutor to distant places, which expense might be prevented by a slight alteration of the law.

We also think expenditure in summary prosecutions should be carefully kept down, by limiting the employment of leading counsel to specially important matters. In ordinary cases, assuming legal assistance to be necessary, the selection of a practitioner might be left to the Head of the Department concerned, subject to the Crown Solicitor’s certificate to the account before payment. We think this would work economically.

J. The falling off of business in the Titles branch of this Department has been followed by a reduction of the number of examiners, clerks, and draughtsmen. At present there are five examiners as against the former staff of seven, and the present number will probably be further reduced.

K. With regard to the Patents branch, we note that the Commissioner has an allowance of £300 per annum in addition to his salary of £1,500 as Master-in-Equity. Changes of late years in the law have swept away or transferred to the Chief Clerk of the Supreme Court most of the duties which formerly devolved upon the Master-in-Equity, and, as the whole of the official time of an officer is at the disposal of the Government, it is hard to see the reason for this special allowance. Should an opportunity offer at a future time for the transfer to a suitable position of the present Master-in-Equity, it might be worth consideration whether the vacancy need be filled by any new appointment. The duties could, we think, be divided between other highly placed officers and £1,800 per annum saved.

L. Under the head of Sheriffs it may be pointed out that the pay of court-keepers and criers is too large. Two vacancies recently caused by retirement have not been filled up.

M. Contingencies in this Department have been considerably reduced, but it is impossible to predict with any approach to certainty what such expenditure as that for jurors and witnesses will be.

In many ways slight changes of the law would be productive of economy in working this Department. For example, an important criminal case is tried, and one jurymen refuses to convict. Another trial is ordered, at a heavy cost for jurors and witnesses. This recently occurred in a somewhat remarkable case, and doubtless will happen again. Why should not the verdict of, say, five-sixths be taken after, say, twenty-four hours?

Again, an accused person before justices pleads guilty. The case is not one with which the justices can deal summarily, and, though the accused admits his guilt, all the witnesses have to appear at the higher court. Why should not he be dealt with at the higher court on his plea, the judge hearing any evidence of character, &c., in mitigation?

Adjournments, again, are often obtained unnecessarily, and are responsible for a considerable expenditure. Cases of a petty character are sometimes sent for trial which might well be disposed of summarily, especially where the accused is a youth, or has not been previously convicted. The time of the Judges might be saved by giving greater powers to the officers to deal with unopposed business. The Registrar of Probates might well grant all applications for probate or administration where the parties are agreed. There is no virtue in limiting his power to a certain amount. In any case of mistake a Judge would have power to set aside or vary the Registrar’s decision. This officer, we may remark, should be classed in the Professional Division.

In many such ways business could be transacted more easily and at far less cost than is now the rule.

- D. Further information required.
- E. The alteration referred to has been recommended by the Board.—(See its Report of 18th November, 1891.)
- F. The Board has taken action so far as possible to give effect to the alterations mentioned.
- G. When practicable the Board will be glad to consider the proposal.
- H. Outside the province of the Board, *but the Board sees no reason to object.*
- J. The reductions referred to have been made with the concurrence of the Board. *The number since the Report was written has been reduced to 3.*
- K. The officer referred to is not under the Public Service Act, *but the Board concurs.*
- L. Under the head of "Sheriffs" it might also be considered, when a suitable opportunity occurs, whether one sheriff would not be sufficient for the whole colony, and thus cause a further and material saving.
- M. Beyond the control of the Board, *but the Board generally agrees with the suggestions.*

M. The revenue from fees in the Supreme Court might be increased by a graduated scale on the issue of a writ. A plaintiff suing for damages asks for thousands of pounds, when he knows full well that even if he proves his case he will not get so many hundreds. But it is unnecessary to multiply instances in which procedure might be improved and money saved. We merely offer, with all due respect, these suggestions as illustrative of what can be done.

We desire to invite special attention to the necessity for more economy in the preparation of Bills and drawing regulations for different Departments. Probably, as to regulations, the rough sketch might be prepared by the Departmental Head, or one of his officers, and then settled by the Parliamentary Draughtsman. We think this officer should be held primarily responsible, and, in the event of great pressure of work during the sittings of Parliament, assistance actually necessary might be authorized by the Law Officers of the Crown.

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#### IV.—MINISTER OF JUSTICE (NOW SOLICITOR-GENERAL).

A. Immediate reductions, as compared with votes for 1891-2, can be made as follows, exclusive of reductions by the retirement of officers reaching 60 years by 30th June, 1893:—

Salaries	...	...	...	...	£1,460
Contingencies	...	...	...	...	3,433
					<hr/>
Total	...	...	...	...	£4,893

Further prospective savings could be made by the reduction in grade of certain officers without in any way impairing efficiency, thus effecting a further saving of £645.

The total savings when the above propositions are carried out will be—

Salaries	...	...	...	...	£2,105
Contingencies	...	...	...	...	3,433
					<hr/>
Total	...	...	...	...	£5,538

B. The first-class Clerkship of Courts, Melbourne, fell vacant during this financial year, and the post has not been filled. The work is said to have gone on in an entirely satisfactory manner. Other positions have been filled by transfer, and, whenever possible, at a lower salary.

C. As in the Department of the Attorney-General, we think some changes in the law would enable further savings to be made. The Registrar of the County Court might well be empowered to enter up decisions in undefended cases. The Chief Clerk in Insolvency might be empowered to take examinations of witnesses, after which the matter could be set down for argument before the Judge. We are informed that it is proposed to abolish a few Courts of Petty Sessions, the business of which has nearly disappeared. A good deal has been done in this way already during the past two years. The procedure of Licensing Courts might be simplified, and the absurdity of a full bench of three police magistrates being necessary to grant unimportant and unopposed applications (such as for leave of absence, opening a second bar, authorizing a suitable person to carry on business for the owner where the tenant has failed to pay the licence-fee, altering the sign of the licensed house) be avoided by an alteration of the law.

Strictly speaking, quarterly licensing courts have to be held whether there is any business or not. Seven days' notice of business should be given, to prevent this waste of judicial power.

The time of County Court Judges and Police Magistrates is much occupied in licensing compensation sittings, which are very costly. Why should not the tribunal which decides on the selection of houses to be closed proceed to take evidence as to the value, and decide the whole matter at once?

These and other changes which might be suggested, if time permitted, would tend very much to economy of administration in this Department.

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#### V.—TREASURER.

A. Immediate reductions, as compared with the votes for 1891-2 can be made as follows, exclusive of reductions by the retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries	...	...	...	...	£4,275
Contingencies	...	...	...	...	7,500
					<hr/>
Total	...	...	...	...	£11,775

If a certain officer can be pensioned, transferred, or otherwise disposed of, a further saving of £350 would accrue immediately on such retirement, &c., taking place, and his position need not be filled up.

Further prospective savings could be made by the reduction in grade of a number of officers without in any way affecting efficiency, thus effecting a further saving of £1,116.

## MINISTER OF JUSTICE—(now Solicitor-General).

- A. No information that would enable the Board to form an opinion upon the Estimates.
- B. No comment.
- C. A question of policy, outside the function of the Board. *The Board sees no objection.*
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## TREASURER.

- A. No information given upon which an opinion can be formed of these Estimates. *Based upon departmental information.*

A. The total savings when the above propositions are carried out will be—

Salaries	...	...	...	...	...	£5,741
Contingencies	...	...	...	...	...	7,500
						£13,241

B. This Department, though not one of the largest, is one of the most important, and its arrangements have had our anxious consideration.

We have already reported specially on papers referred to us by the Honorable Mr. Shiels, when Treasurer, as to the mode of dealing with correspondence inwards and outwards. We carefully examined the system which has obtained for many years, and agreed substantially with the view already expressed by the Public Service Board. It is not necessary to repeat what we then said, but there can be no doubt (1) that the style of dealing with correspondence can be greatly simplified, and (2) that four clerks may be transferred to other duty.

As regards the storage and distribution of forms having a money value (*i.e.*, licences, certificates for licences, &c.), we have already expressed our opinion that each Department should obtain such forms from the Government Printer, and be responsible for their care and proper distribution. The only objection we have heard to which any weight can be attached is that such an alteration will give additional work to the Audit Commissioners, who can now get from the issuing officers at the Treasury a statement of what each officer entrusted with such duty has had supplied to him. This difficulty is more apparent than real. Nothing is easier than for each Department, either periodically or on special request, to furnish the Audit Commissioners with a statement of all issues up to date. This alteration, and the further change we have advised of reverting to the old and much better plan of each Department preparing its own Orders in Council for retiring gratuities and pensions, will enable two more clerks to be set at liberty. It should not be forgotten that as time progresses pensions and retiring allowances will altogether die out.

C. With regard to the Accountant's branch we feel more difficulty. It has been pressed upon us that fewer books, and those on a less complex system, would be sufficient for the Treasury records. Accounts are prepared under the direction of the officers incurring the expenditure, and are then entered. They are again, though in a different shape, entered in the books of the Treasury, and finally in the books of the Audit Office. To say what books are necessary, and what (if any) can be properly dispensed with, and to advise on any better method of dealing with them, requires a thorough examination by a competent accountant of high standing. We believe the circumstances call for a professional examination, and we venture to suggest that such skilled advice be sought without delay.

D. We believe a reduction in the Accountant's staff can be made, both as to number and grade. The clerks who keep the principal ledgers, working as they do directly under the Accountant and Sub-Accountant, need only be third class officers, not second.

E. The vote of £54 as a special allowance to an officer acting as Sub-Accountant to the Treasury, but not formally appointed to the vacant position, points to something wrong, either he is the person best qualified for the position (and this we strongly believe to be the case) or he is not. If the former, he ought to be appointed to the post, the duties of which he is performing, but if the latter the special vote cannot be justified.

F. We think claims for ordinary services of small amounts should be paid directly by the Department concerned, and not sent singly to the Treasury for payment. We have seen accounts for such trifling amounts as 7s. 6d. sent to the Treasury. All such should be paid out of an advance by the original Department, and sent in bulk monthly to the Treasury for adjustment. A great deal of time and trouble would be saved if this course were followed, and two or three clerks made available from this branch for duty elsewhere.

G. As to the Receipt and Pay Office, the work appears to be done simply and promptly. Reducing the number of accounts to be paid should be followed by a reduction of the staff. The senior pay clerk is a third class officer, the next also third, and the third fifth. We think third, fourth, and fifth would seem a more suitable arrangement.

H. With respect to the country offices we have nothing to say beyond urging that strenuous efforts be made to amalgamate duties wherever practicable. In small country towns the Treasury work could often be undertaken by the postmaster, and this course has been successfully carried out in several instances at the suggestion of the Public Service Board. Where there is a clerk of courts with an assistant, he could sometimes undertake Treasury work, but amalgamation does not work satisfactorily where a clerk of courts has two or three courts to attend, and is frequently absent from his head-quarters. There are of course exceptional cases, as where Treasury work is so small that the only excuse for its performance is the long distance from the next receipt and pay office, or where the postmaster's time is absolutely engrossed by his own regular duties. At Geelong, for example, the Treasury work should, we think, as used formerly to be the case, be discharged by the Sub-Collector of Customs. We are informed that it is now under consideration with regard to five country offices to arrange for transfer of Treasury duties to postmasters.

J. The contingencies ought to be considerably reduced. With so large a staff in the Treasury £400 for temporary assistance and overtime ought not to be necessary. Other items could, we think, be materially lowered.

K. The Curator of Estates of Deceased Persons has an allowance "not to exceed" £150 per annum, in addition to commission. As this gentleman's commission has averaged for the past three years and ten months £1,150 per annum, we think the allowance should be reduced to a mere nominal sum. When the position becomes vacant the propriety of appointing a first-class officer to it, all receipts going to the revenue, may probably be considered. Arguments worth attention may doubtless be put forward in favour of the existing mode of remuneration, as payment by commission or results is undoubtedly an incentive to exertion.

L. The Curator has a staff of seven clerks provided for him. The senior clerk, acting as accountant, appears in the Public Service list as a third-class officer. In the Appropriation Act, a second-class salary is granted. We think one third, one fourth, and five fifth class clerks amply sufficient for the business of this branch.

B. The Board concurs. It has specially reported to the same effect, and drawn attention to the subject generally in its Report of 31.12.84.

C. With regard to the Accountant's branch it also concurs.

D. The recommendations as to the staff in this branch will receive the attention of the Board.

E. The allowance to the (acting) Sub-Accountant is quite exceptional, and has been the subject of long correspondence with the Honorable the Treasurer. The immediate promotion of the officer in question would be in contravention of the Public Service Act. Several of his seniors have applied for the position.

F. The Board has no comment to offer, *but sees no objection to the course proposed.*

G. A subject for inquiry and possible re-adjustment. The statement of the Committee does not show the full staff of the office, which consists of one first, one second, two third, three fourth, and six fifth-class officers.

H. Immediately before the Public Service Act came into operation, the Treasury staff at Geelong was one third-class officer and one unclassified, who was graded as fifth. It now consists of one fourth-class officer. If it can be shown that his work can be undertaken by the existing Customs staff, the Board sees no objection. The recommendations and opinions on other matters do not differ from the views of the Board.

J. It is thought that the Committee is under some misapprehension, and that the vote is for overtime in the Government Printing Office. *The Board finds that this amount was provided last year for the Treasury only, but not more than two-thirds was expended.*

K. The suggestion seems worthy of consideration. The present Curator of Estates of Deceased Persons is not under the Public Service Act.

L. The Board concurs. The existing staff consists only of the officers mentioned. Some time ago the Board made an inspection of the office, on a request that the classification and status of the clerks should be raised, but saw no reason to recommend any alteration. The salary for an officer of the second class ought not to have appeared in the Appropriation Act, as no such appointment has been approved.

Careful investigation has been made regarding the Government Printing Office, and two visits paid to it. The Superintendent (in the absence on leave of the Government Printer) gave us all the information and help he could, and has submitted a report indicating the reductions he thinks might be made.

We received a communication of some moment from the compositors in the Government Printing Office, but the questions mooted are of a technical nature with which we cannot deal. We suggest the Government Printer's attention be further given to them.

M. We think a good deal of the more ordinary kinds of work, printing forms, ruling and binding account books, now done in the Government Printing Office, might be done at Pentridge. This point is more fully discussed elsewhere.

To show that an increase in number of officers does not always indicate any increase in total expenditure, it may be pointed out that four or five years ago it was decided, in consequence of complaints as to quality of supplies and absence of competition leading to high prices, that the Government Printer should procure the necessary stationery for all the Departments. The additional officers necessary to attend to this work cost £492 per annum, but we are informed that the total net saving averages £2,400.

N. Many books prepared for use in different Departments are too large, and bound too well, but for this the Department concerned, and not the Government Printer, is responsible. Too many copies of Acts of Parliament and too many copies of Gazettes are issued, and we think each Department should revise its lists of these requirements.

O. We observed in the Printing Office a large bundle of MSS. waiting, and found it to consist of lectures delivered at the Working Men's College. Whether these lectures are of sufficient importance to be printed at the cost of the State is a point on which we do not presume to offer an opinion. We only desire to point out that the public expenditure is considerably swollen by work of which this is an example.

P. Before closing our observations on the Government Printing Office, we have to point out that experienced officers urge that the printing and embossing of stamps, &c., should be done by contract, as in England. It is said £4,000 can be saved in this way.

Q. Lithographic printing, now split up and separately dealt with in three or four of the Departments, should be concentrated under the Government Printer. A considerable saving might thus be effected.

R. The expenditure under the vote for advertising should, we think, have careful scrutiny, with a view to reduction.

S. With regard to the payment of Imperial and other pensions, it appears that the rush of pensioners in the early part of each month is such that it was found necessary to make special arrangements in order to prevent the usual business of the Receipt and Pay Office being impeded. We think, however, that, instead of renting office accommodation for the paying officer and his clerk, an office in the neighbourhood of the Treasury (such as might be found in the building recently occupied by the Water Supply branch, entered from Albert-street) should be provided, so that the services of these officers could be made available for other duty in the latter part of each month, after the bulk of the pensions has been paid.

T. We have given some attention to the Stores and Transport branch of the Treasury. In the basement of the building stores are kept for the supply of the various offices in that building, and of some country offices, but—singularly enough—the responsibility does not devolve upon the Stores and Transport branch, the officer having the care of them being paid by the Lands Department.

U. The officer whose duty it is to inspect stores throughout the colony (and who is called "Inspector of Officers in Charge of Stores") is in the Chief Secretary's Department. So far as we have been able to ascertain, his work is rather that of an auditor. We understand that sometimes one of the Audit Commissioners and this inspector follow closely together. We are of opinion that some of the work he has hitherto done might, where the stores are small, be undertaken by the Audit Office. We think, instead of three Departments being connected with these arrangements, it would be a saving to transfer the inspector and his clerk, and that they should work in conjunction with the Tender Board. The clerk should look after the stores in the public offices already mentioned, and the officer belonging to the Lands Department and one clerk in the offices of the Tender Board might be set free for other duty.

V. It is said that a difficulty frequently occurs in obtaining a quorum of the Tender Board. We met with several complaints as to supplies and trouble with contractors. It is known that frequently goods can be bought at lower rates than those named in the contract, and we think the existing Stores and Transport Regulations need some modification.

W. It is proposed to reduce the vote for transport, samples, and marine insurance from £4,000 to £3,500, and that of unforeseen and accidental expenditure from £5,000 to £3,000. Travelling and incidental expenses ought to be reduced also. The retirement of two third-class officers who are doing fourth-class work and the transfer of Treasury duties to postmasters at certain places, now under consideration in the Treasury, will save about £1,300.

X. It is desirable to observe that in many ways work could be got through more expeditiously than is now the custom. Collectors of Revenue at present pay their receipts into their individual revenue account kept at a bank indicated by the Treasury, and then send to the Treasury a cheque, which is collected through another bank. Why should not the collector pay at once into the "Public Account," and forward with his daily or weekly statement the bank's receipt? This course is adopted in certain Departments in England, and is obviously more simple than the rule here. Probably an amendment of the Audit Act may be necessary, and, if so, other simplification of practice can follow.

## VI.—MINISTER OF DEFENCE.

A. Immediate reductions as compared with votes for 1891-2 can, we are told, be made as follows:—

Salaries	...	...	...	...	Nil
Contingencies	...	...	...	...	£185
Total	...	...	...	...	£185

This we consider altogether insufficient and unsatisfactory.

M. The Board concurs.

N. The Board agrees. It has repeatedly called attention to the unnecessary expense caused by the prevailing system. In its first Report of 31.12.84, the following paragraph occurs:—"We may here remark upon the absence of any understanding between the various Departments as to the kind of books to be used in keeping accounts, in registering correspondence, and in recording business generally. . . . If one general form were adopted throughout the Service for the same kind of accounts or records, the Government Printer would be enabled to manufacture a large number of books at one time, thereby effecting a considerable saving. . . . There is much room throughout the Service for the exercise of economy on account of books and stationery."

O. The Board concurs.

P. A suggestion worthy of consideration. *On further consideration the Board cannot think it wise to print stamps by contract.*

Q. The Board concurs. It has repeatedly called attention to this matter, and on its recommendation lithographic work in the Lands and the Mines Departments is now about to be transferred to the Government Printing Office. It will then be possible to dispense with the services of two officers (both over 60) who receive £468 yearly.

R. The Board concurs.

S. The Board concurs, and has already made a recommendation to the same effect.

T. Till recently every Department had a separate storekeeper in the Public Offices. Now, in accordance with the Regulations framed by the Board, all the stores are under the charge of one officer.

U. The Board does not see what advantage would result from the change proposed, unless it can be shown that the officer assisting the Inspector can also undertake the charge and delivery of stores.

V. The Board will be glad to know what modifications the Committee suggest. *No definite modifications are suggested by the Committee.*

W. The Board cannot express an opinion on this estimate without further information.

X. The Board has long since formed the opinion that the present system under which the Receivers and Paymasters perform their duties might be simplified without the abandonment of any necessary check.

#### VI.—MINISTER OF DEFENCE.

A. The Board is not prepared to endorse the sweeping condemnation of the Committee. The Board believes that the staff employed in the Public Offices is as small as possible, and that the staff at the Barracks under the Controller of Stores is fully occupied. It thinks, however, that the non-commissioned officers, which is taken to mean the company sergeants-major, could very well give some help in the office of the Controller of Stores, and thus let some of the clerks be dispensed with. The Board is of opinion that the Paymaster and the Controller have each enough to do in his own branch. Moreover they are stationed at different places.

A. The Civil staff of the Defence Department embraces a Comptroller of Stores, a Paymaster, and thirteen clerks. Six of the latter appear to be engaged in the Ordnance Stores, in addition to which there are five store assistants and two labourers. A number of artisans are also employed. We are assured these are all required, but the general style of expenditure has, to us, a lavish appearance. We desire to suggest that inquiry be made whether the Comptroller of Stores cannot act also as Paymaster, and why some of the non-commissioned officers should not fill up their spare time in the stores, and so dispense with a few of the clerks now engaged there.

B. The work of two clerks was last year re-graded and raised one step, but the changes have not been carried into effect, and we have not been informed of any sufficient reason for an increased expenditure.

C. Into the details of the general Naval and Military Expenditure and the pay of the forces we have been unable to go. We have been told that certain reductions can be made if the Government should see fit so to direct, but questions of policy at once arise. It certainly seems, however, that more than is proposed by the Department might be saved on contingencies.

We suggest the following items for consideration :—

D. *Allowances to Shorthand Writer, £20 ; Barrack-master, £50 ; Caretakers, each £15.*

These officers are all in the Public Service, and paid full salary. Special allowances of this description we consider distinctly objectionable—

Auditor of Military Accounts ...	...	...	£120
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This allowance is paid as stated, but the item cannot be traced in the Appropriation Act or the Departmental Estimates. We consider that the officer acting as Paymaster ought to be held responsible for the correctness of all accounts, and audits should be undertaken by the Audit Office.

E. Personal allowances to officers paid under Contingencies seem high all through, but we are told those of the Head-quarters staff cannot be touched, having been the subject of special agreement. The vote for provisions seems high, and the number of servants allowed excessive.

We think clothing, capes, leggings, and many other articles required might be made at Pentridge, and the present heavy cost to the State thereby considerably reduced. The whole system seems to us to demand careful revision with a view to economy.

Again, we understand that the daily allowance to men in lieu of a ration of rum amounts to a considerable sum, which probably might be saved.

While making inquiries into this Department it came to our knowledge that a supply of hair mattresses, at £3 10s. to £3 15s. each, was being obtained. We asked for some particulars, believing a more economical course might have been followed ; we have not, however, been favoured with a reply.

Travelling expenses come to a large sum, about £3,110, and considering that all ranks, except when going to camps, &c., for which, we believe, special votes are taken, travel free by railway, if in uniform, we are unable to understand the necessity for such an outlay.

We believe that there is room for large reductions of expenditure under the following heads:— Civil staff, Head-quarters staff, steam launches, messing and servants on board the ships, clothing and stores.

As regards the steam launches, we are told the Department has six—three being kept at the Heads, and one of the three is said to be very little required for purely military or naval purposes.

## VII.—COMMISSIONER OF CROWN LANDS AND SURVEY.

A. Immediate reductions as compared with votes for 1891–2 can be made as follows, exclusive of reduction by the retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries ...	...	...	...	...	£3,478
Contingencies ...	...	...	...	...	10,128
Miscellaneous ...	...	...	...	...	6,462
Total ...	...	...	...	...	£20,068

B. The votes of this Department will show a further reduction of £1,624 on the transfer of the lithographic printers to the Government Printing Office.

C. The proposed savings in this department are hardly equal to what might have been expected. The Surveyor-General retires next month, and it is proposed that one of the three district surveyors act as Surveyor-General, the colony then to be divided into two instead of three surveying districts as at present. There will be savings on draftsmen, clerks, bailiffs, labourers, and contingencies amounting to about £10,000, and on special votes probably £6,000. But a part of this saving will result from the transfer of the lithographic printing to the Government Printing Office and other transfers. We think all lithographic printing should be done in one office, and under one superintendence. Hitherto work of the kind has been distributed over three Departments, each supervising its own operatives.

D. The Clerical staff of the Lands Department seems large, but the Secretary for Lands has still under his consideration the practicability of further reduction. At the time of our visit all appeared fairly employed, and, so far as could be judged in the limited time at our disposal, the correspondence was simply and effectively managed. Probably work in connexion with the issue of leases and licences could be thrown into a more simple and direct form.

E. The proportion of fourth-class clerks to the total strength seems rather too large. The head messenger draws £29 above the maximum pay of his class, and receives £80 in lieu of quarters, which amount appears disproportionately high as compared with his pay. There are eighteen Crown lands bailiffs, with a maximum pay of £204 each, and an average allowance of £150 for forage.

B. This is not correct.

C. Is a question of policy.

D. The Board thinks the allowance of £20 to a shorthand writer is wrong. The Board granted it while the officer was in the 5th Class, but, since his promotion, the same reason does not exist, and the allowance has not been paid on the Board's certificate, but voted on the Estimates. The allowance of £50 is paid to Mr. Watson, of the Public Works Department, in contravention of sections 115 and 141 of the Public Service Act. Of the caretakers, who are four in all, only two are in the Public Service, and have, like Mr. Watson, been paid contrary to law. We think all these allowances should cease, and the local sergeants-major should be made responsible for the care of the batteries and armament. The appointment of an auditor of military accounts is, we think, unnecessary, though authorized by general regulations. Any clerk from the Audit Office should be able to audit the accounts of officers commanding.

E. All the other matters referred to in the Report are beyond the province of the Board.

## VII.—COMMISSIONER OF CROWN LANDS AND SURVEY.

*The Board finds that the estimate is approximately correct.*

A. The Board cannot say without detailed information if this saving can be effected.

B. The transfer of the lithographic printers to the Government Printing Office is referred to under paragraph 9, Treasury Report. It is now being carried out on the recommendation of the Board, first made some five years ago.

C. The question of the appointment of a Surveyor-General on Mr. Black's retirement is now under consideration by the Board. It has long desired that all lithographic printing should be done in one office and under one superintendence.

D. The Board concurs in the expression of opinion contained in the last sentence, and has suggested to the Permanent Head that the existing land offices should be reduced in number, and the work concentrated. It does not think that separate land offices are now needed at Seymour and Alexandra, at Benalla and Beechworth, at Castlemaine and Sandhurst, at Ararat and Stawell, and it doubts if a land office is required at Geelong. (The reason hitherto has been the number of selections in the Cape Otway Forest.)

E. The proportion at the Head Office is 15 fourth-class and 43 fifth-class officers. The Head Messenger (now in his 59th year) retains the payments mentioned as a right under section 2 of Act 773.

F. Four of these are to retire shortly, leaving fourteen. In the votes for the Mining Department appears 23 foresters with similar pay. We understand that the foresters have been gazetted Crown lands bailiffs, and amalgamation of this description should be pushed as far as possible. Probably some of the foresters and bailiffs could also act as border inspectors of stock and as revenue officers.

We have no reason to think the Professional staff can be reduced further than has already been indicated, unless, indeed, the Government decides to restrict surveying operations for a time.

### VIII.—COMMISSIONER OF PUBLIC WORKS.

A. Immediate reductions as compared with votes for 1891–2 can be made as follows, exclusive of reduction by retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries	...	...	...	...	£4,552
Contingencies	...	...	...	...	3,300
Total	...	...	...	...	<u>£7,852</u>

Two officers can be dispensed with, and their places need not be filled, and a saving of £330 will ensue.

Certain positions should, when opportunity offers, be re-graded. This would effect a further saving of £260 per annum.

The total savings, when above propositions were carried out, would be—

Salaries	...	...	...	...	£5,142
Contingencies	...	...	...	...	3,300
Total	...	...	...	...	<u>£8,442</u>

B. This Department is principally composed of professional officers, and the number of the latter required depends upon the votes for Public Works, &c. The permanent Professional staff may not, perhaps, be excessive, and in busy times has to be supplemented by temporary assistance.

In the Clerical staff little saving is proposed by the Head of the Department. It is, however, submitted for consideration whether the plan advocated elsewhere as regards the Agricultural and Water Supply Departments might not be adopted as regards this Department and that of Public Health. The two Departments deal mainly with municipal bodies, and the work of the two Ministers might, as in the case of the Attorney-General and the Solicitor-General, be carried on by the one staff. It might also be generally found to be practicable that both portfolios should be held by one Minister. Formerly the Head of this Department was the Inspector-General of Public Works, and, as this Department is principally professional, it would seem that if the amalgamation proposed now were effected both Departments could be administered by one Permanent Head, the Chief Clerk (principally engaged in the Public Works administration) being made a first-class officer. In many ways this amalgamation would produce considerable economy, and without decreasing efficiency.

We may further suggest that when the Department has finally closed all business following the transfer of the water supply to the Metropolitan Board of Works, further reductions will be made.

### IX.—DEPARTMENT OF TRADE AND CUSTOMS.

A. Immediate reductions as compared with votes for 1891–2 can be made as follows, exclusive of reduction by the retirement of officers reaching 60 years of age before 30th June, 1893:—

Salaries	...	...	...	...	£7,400
Contingencies	...	...	...	...	10,150
Total	...	...	...	...	<u>£17,550</u>

If certain officers can be pensioned, transferred, or otherwise disposed of, the further saving of £4,707 would accrue immediately on such retirement, &c., taking place, and their places need not be filled.

A further prospective saving could be made by the reduction in grade of a number of offices, without in any way affecting efficiency, thus effecting a further saving of £1,099.

On the completion of the new powder-magazine, another saving can be made of £897.

The total savings when above propositions are carried out will be—

Salaries	...	...	...	...	£14,103
Contingencies	...	...	...	...	10,150
Total	...	...	...	...	<u>£24,253</u>

B. The above represents all the savings that can apparently be effected at present in this Department. It is a matter for consideration, however, whether, in view of the number of officers employed by it in the country, the work of the Stock Department and the Inspector of Factories could not be amalgamated with that of the Customs and Excise, as such a course would result in saving in the number of officers employed.

## 21A

- F. The Board concurs in this view.
- G. The Board thinks, in addition to the above, that careful consideration should be given in this Department to the question of commuted travelling allowances.

## VIII.—COMMISSIONER OF PUBLIC WORKS.

- A. The Board cannot say without detailed information if this saving can be effected.  
*This estimate is based on information supplied by the Department.*

- B. The Board concurs generally. The Professional Staff has been reduced, and the Board is now considering the possibility of making a further reduction in the Engineering and the Inspectoral Branches.

## IX.—DEPARTMENT OF TRADE AND CUSTOMS.

- A. The Board cannot say without detailed information whether this saving can be effected.

- B. The Board considers this suggestion worthy of consideration.

C. Attention is also called to the expenditure in connexion with the Marine Board. The necessity for a body of twelve gentlemen meeting every week, at a large cost to the State, to regulate matters which are certainly no more important than those dealt with regularly by the Minister in other branches, does not seem very apparent, especially in view of the fact that this expenditure has increased £5,000 within the last four years.

D. The collection of the revenue, especially under a protective tariff, is a task requiring great vigilance and acumen on the part of the officers, and curtailment of the staff should be cautiously effected.

E. In the Explosives branch a large amount of work is done, and 1,174 licences have been issued during last year. It seems to us that a small fee should be charged on all licences issued in connexion with this branch, and if this was done the fees received would more than pay the expenses. The Inspector of Explosives is a competent analyst, and it has struck us that if he were given an efficient assistant and sufficient appliances much of the Government analytical work could be performed under his supervision, thus causing a considerable saving to the Government. We notice that under the existing law a report from each inspector of explosives throughout the colony has to be printed, and laid upon the Table of both Houses. This is an entirely unnecessary expense, and it is suggested that in this and other similar cases an early opportunity might be taken to obviate such an expenditure in future.

F. We find that the office of Inspector of Fisheries may well be amalgamated with some other office in the Department, and we are informed that this can readily be done. It is suggested, moreover, that the work of inspection might well be undertaken by the local bodies, whose officials could be appointed assistant inspectors under the Act. Great assistance is now given by the Police in carrying out the Act. We think also that the allowances now paid to the assistant inspectors at Melbourne and Ballarat of £100 and £60 respectively might be withdrawn, as the work could be otherwise provided for.

G. Attention is invited to the excessive amount of travelling expenses paid to inspectors of liquor (in one case amounting to £175 per annum), and we recommend that these allowances be reduced by the Governor in Council forthwith.

H. A considerable sum is paid to the railway and other officials for acting as Customs officers. The remarks made as regards station-masters acting as postmasters apply also in this case.

In the Ports and Harbors branch several economies have been already effected, and more will be carried out as opportunity offers.

#### X.—POSTMASTER-GENERAL.

A. Immediate reductions, as compared with votes for 1891-2, can be made as follows:—

Salaries	...	...	...	...	£9,500
Contingencies	...	...	...	...	32,500
Total	...	...	...	...	<u>£42,000</u>

Certain officers can be dispensed with, whose places need not be filled, effecting a saving of £3,000.

B. A further prospective saving could be made by the reduction in grade, &c., of a number of offices, without affecting efficiency, causing a further reduction of £21,910.

C. A re-arrangement of the staff of the Telegraph Offices, with longer hours for operators not on the busy lines, would result in a further saving of, say, £2,500.

D. The total savings when above propositions were carried out would be—

Salaries	...	...	...	...	£36,910
Contingencies	...	...	...	...	32,500*
Total	...	...	...	...	<u>£69,410</u>

E. We desire to draw special attention to the loss sustained owing to the adoption of the sixpenny telegram. That loss amounts annually to a very serious sum. It is estimated that if the Department were entitled to charge for the signatures and addresses in addition a sum of £50,000 per annum would be saved to the State. We would venture to suggest that this is a matter deserving of immediate consideration.

F. A further saving of £1,500 per annum could be effected by reducing the present limit (one and a half miles) for free delivery to a mile, the former limit.

A sum of £2,000 would be saved by requiring that certain porters, carriers, &c., should find their own uniform.

An amount of £8,000 is expended in gratuities to railway officials who act as postmasters. It is a matter for consideration whether this work could not be done in the country districts by railway station-masters without a subsidy.

G. It has been much pressed upon us that the work connected with the Mail-room could be carried on by re-arrangement at considerably less cost than at present, and we believe that by degrees this end could be effected, and at least £10,000 saved per annum. We think that, as vacancies occur, elderly men could be replaced by youths with advantage both as to efficiency and economy.

H. It has also been pointed out that a saving of £2,000 per annum would be made by substituting gas for the electric light, or that if the latter be retained that it should be a matter for contract.

J. Attention has been called to the expenditure in connexion with some of the country post offices. In many of these the cost for every letter carried is 1s., as compared with the penny paid, or, in other words, a loss of elevenpence per letter.

\* Of this amount £20,000 consists in savings in extension and maintenance of telegraph lines and telephones.

- C. This is a question of policy, *but the Board is disposed to concur.*
- D. The Board concurs in this expression of opinion.
- E. The Board has already called attention to the large expenditure incurred in analytical work, with a view to its reduction, but hitherto without effect.
- F. The Board sees no reason to object.
- G. This the Board considers beyond its province, *but generally objects to all commuted allowances for travelling expenses.*
- H. With this suggestion the Board concurs.

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X.—POSTMASTER-GENERAL.

- A. The Board cannot say without detailed information if this estimate is correct. *The Board is informed that this was furnished by the Department.*
- B. The Board called attention some time ago to the re-grading of offices, and it is now being carried out as post offices fall vacant.
- C. The operating staff is undoubtedly too expensive. Under the grading system originally introduced by the Board the average salary of an operator in Victoria was higher than in any other colony, but the expense has been largely increased by the abolition of that system, in accordance, it is believed, with the desire of the late Parliament. All operators of the fifth class now proceed by regular increments to the maximum salary of £200.
- D. Without details the Board cannot say if this estimate is correct.
- E. The Board thinks signatures and addresses should be charged for, as in England.
- F. These are questions of policy.
- G. If this means that lads are to be employed as sorters, the Board doubts the wisdom of such a course, but believes that in some instances messengers may well replace sorters, *though it cannot think that £10,000 could be saved by any re-arrangement of duties.*
- H. As the Post Office has now all the necessary plant for electric lighting the Board doubts the expediency of any change.
- J. This seems hardly credible.

K. The travelling expenses paid in some cases are altogether out of proportion to salaries, and should be reduced.

L. The services of country postmasters might, we think, be more extensively utilized in connexion with other Departments—especially with regard to the Treasury, the registration of births, marriages, and deaths, and as electoral registrars.

M. In connexion with this Department, the employment of female labour appears to be a vexed question. We are inclined to think that it might be more largely used than at present—with great advantage in the way of economy.

N. We believe that arrangements might be made which would permit of the work of landing mails in the Bay being done by the Customs launch, by which a considerable saving will be made.

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#### XI.—MINISTER OF MINES.

A. Immediate reductions as compared with votes for 1891-2 can be made as follows, exclusive of reduction by the retirement of officers reaching 60 years before 30th June, 1893:—

Salaries	...	...	...	...	...	£440
Contingencies	...	...	...	...	...	6,232
Total	...	...	...	...	...	<u>£6,672</u>

If a third-class officer can be pensioned, transferred, or otherwise disposed of, the further saving of £485 would accrue immediately on such retirement taking place. The place need not be filled.

Further prospective saving of £80 could be made by the reduction in grade of a messenger without in any way affecting efficiency.

The total savings when the above propositions were carried out would be—

Salaries	...	...	...	...	...	£1,005
Contingencies	...	...	...	...	...	6,232
Total	...	...	...	...	...	<u>£7,237</u>

B. We find that for some time past consideration has been given to the question of reducing, as far as practicable, the cost of the staff of this Department. By the amalgamation of the Leasing and Rent branch with the Deed branch, and a simplification of the procedure, the Secretary for Mines states that he can at once dispense with one of the four third-class clerks, thus effecting a saving of £485 so soon as the officer can be transferred.

C. A further saving in the salary of a fifth-class clerk, who has been granted a year's leave of absence without pay, can probably be made, and a junior messenger at £50 per annum could, without affecting efficiency, be substituted for the second senior messenger at £130.

D. In the Registration branch, the work of the clerk in charge is graded, properly, we believe, as of the fourth class; but the clerk, a very old officer in the Department, is paid as third class.

E. Two lithographic printers are employed in this Department, and the Secretary is of opinion that the printing could be more economically done at the Government Printing Office. We have already recommended that all lithographic printing should be done at that office.

F. A saving will be effected by stopping overtime allowances, the expenditure for the ten months of this year under this head having been £148.

G. Another saving of £125 in the item "Allowances to Mining Registrars and Wardens' Clerks" could be made if the work at Bendigo could be undertaken by one of the Clerks of Courts, and further savings could be effected by arrangement with other Departments for their officers to undertake the duties of Registrars. We learn that the difficulty as to the suggested amalgamation at Bendigo is the distance the Warden's Court House is from the other Courts, but this difficulty will disappear when the new Public Offices are completed.

H. The allowance paid to the Analyst, £700, who also receives £600 from another Department, and who has been paid fees in addition for special work, seems high, but we are informed that the cost of maintaining a departmental laboratory would be considerably greater. It is proposed, however, in future, that all the analyses required shall be done for the salary—the fees for special work, for which a sum of £150 is provided this year, will thus be saved.

J. The allowance of £150 for the Palæontologist appears to be somewhat excessive for the work done, and we are of opinion a more economical and satisfactory plan would be to pay for this officer's reports by fees.

K. It is expected that a saving of £800 will be made next year in the amount paid for the employment of temporary officers.

L. In the Forestry branch of this Department advantage has been taken of a vacancy in the position of inspector to make a junior grade, which will result in an ultimate saving of £340 per annum.

M. We understand that at present the foresters in most cases also act as Crown lands bailiffs, and *vice versa*. This arrangement is reasonable, and should be enforced effectively. We have made some remarks on this point in our report on the Lands Department.

N. In this branch the item "Maintenance of boys, £100," will not appear in future.

O. Under the heading "Miscellaneous" savings are to be effected in the expenses of mining surveyors and geological surveys of £1,000.

P. The Clerical and Professional staff is stated to be barely sufficient for present requirements, and the grading of the officers, with the exceptions already mentioned, appears to be satisfactory.

- K. If this be so, the Regulations recently framed by the Government require amendment.
- L. The Board concurs generally. Many of the country postmasters and some postmistresses are now doing Treasury business, and as opportunities occur the system is being extended.
- M. Female labour is now extensively employed. *The Board has never objected to its introduction where it can be shown to be desirable.*
- N. If practicable, such a saving is desirable.

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XI.—MINISTER OF MINES.

A. Without detailed information the Board cannot say if this estimate is correct. Does the second paragraph refer to Mr. Cairnes or to Mr. Bradford? *We find that this has been supplied by the Department.*

B. The Board approves of the reduction, but thinks it will be difficult to find a suitable place in any other Department for the officer to whom we suppose reference is made. Room might be made for him in the Mines by the retirement of an officer over 60 years of age, of whom there are several now in the Department.

C. The Board concurs, and would ask how is it proposed to give effect to the suggestion? No application has yet been made to the Board in the matter. There are only two messengers in the Department. One a senior, nearly 60, at £180, one, an overpaid messenger, at £130.

D. This officer is one of the very few who have not yet been transferred under section 27 of Act 773.

E. This change is now being effected, in accordance with the Board's recommendation.

F. On this no comment is made by the Board.

G. Mining registrars are not under the Public Service Act. If the proposed change is practicable the Board sees no objection to it.

H. This officer is outside the Public Service Act. The Board has previously called the attention of the Government to the large sums voted for analytical work.

J. The Board concurs in the suggestion. This officer is not under the Public Service Act.

K. No comment necessary.

L. This change was effected through the Board.

M. The Board concurs and has already recommended the adoption of this plan.

N. This expenditure is not under the Public Service Act. The Board knows nothing about the item.

O. The Board have no information on this subject.

P. In the Department there are eight officers over 60, two over and one nearly 59 years of age. On the retirement of any of these, their duties might be fulfilled by officers already in the Public Service.



## XII.—MINISTER OF WATER SUPPLY.

- A. The Board believes this estimate to be approximately correct—perhaps a little too sanguine.
- B. The Board does not think that more officers are employed than are actually required. The continuation of the works referred to is purely a question of public policy and beyond the functions of the Board.
- C. The Board has already suggested a saving by the amalgamation of duties. It fears, however, that the estimated saving is a little more than will be found possible.
- D. The Board has already concurred in a proposal to this effect.
- E. This also refers to a suggestion which, if fully carried out, will effect a larger saving. The second is a reform initiated by the Chief Clerk of the Department.
- F. The Board concurs.
- G. The Board concurs, and would urge the adoption of the suggestion.

In addition to the above, the Board may point out that, as many of the works are now completed, a material reduction will follow in the expenditure for executive engineers, surveyors, inspectors, clerks of works, &c. The Board would also recommend that consideration should be given to the question of incurring any further expenditure for an irrigation expert at £300 per annum.

## XIII.—MINISTER OF AGRICULTURE.

- A. Without fuller information the Board cannot say if this estimate be correct. *From the statement of the Permanent Head it appears to be somewhat questionable.*
- B. The Board has no comment to offer.
- C. On the retirement of the officer in question, the Board will consider if there be any need for filling up the vacancy.
- D. The matter is one of public policy; but the Board is inclined to concur with the view expressed by the Committee.
- E. The Board concurs.
- F. The Board has already expressed an opinion that this Department should be amalgamated with some other, and it is disposed to agree with the suggestion of the Committee.
- G. The Board concurs, and has already called attention to this matter.

## XIV.—MINISTER OF HEALTH.

- A. Without detailed information the Board cannot say if this estimate is correct. *The Board finds that this is correct.*

B. This is one of the recently created Departments, and, owing to the increased powers given to the Board of Public Health and to the local councils under its supervision, the business has largely increased during the last two years, and will probably continue to do so until local administrators have arrived at a clearer idea of their responsibilities. Questions as to the interpretation of new legislative enactments have been decided, and such matters as offensive trades, water pollution, and management of infectious diseases have been brought under proper regulation and placed on a sounder basis.

C. In the Professional staff it is proposed to effect a saving in salaries on the retirement of the inspector and engineer, early in the next financial year, by the appointment of a junior engineer at a much lower salary.

D. The work of the engineering inspectors could be considerably reduced by a change in the law throwing the primary responsibility for the safe construction and sanitary condition of public buildings on local councils. Under the present law the plans of every bush chapel and village mechanics' institute have to be examined by the Board's engineers, and reports obtained as to their construction, involving much correspondence and delay.

E. We desire to suggest that the present weekly meetings of the Board are not absolutely necessary, and a considerable saving could be made if they were held less frequently. In cases of emergency a special meeting could be summoned, but, ordinarily, fortnightly meetings of the Board should suffice.

F. It is proposed not to apply for a junior clerk, for which provision has been made in this year's vote. No allowances have been paid for overtime in this Department nor has any temporary clerical assistance been obtained this year, so that it is impossible to reduce expenditure in these directions.

The expenses under contingencies will be cut down as far as practicable, but it is of course impossible to predict what expenses may be required in connexion with such matters as quarantine.

The proposed expenditure for next year will be about £2,500 less than that provided for in this year's Appropriation Act.

G. A vote appears on the Appropriation Act for a second assistant medical inspector, but this post has not been filled, nor does it appear to the majority of the Committee that the appointment should be made. An eminent sanitary expert was brought out from London as the medical inspector. He has since been furnished with an assistant, and it is thought these two gentlemen should be able to keep abreast of such work as properly devolves upon inspecting officers. The principal function of the central authority is to keep local bodies up to their work, and not to do it for them.

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#### PREMIER'S DEPARTMENT.

A. Immediate reductions as compared with votes for 1891-2 can be made as follows, exclusive of reduction by the retirement of officers reaching 60 years before 30th June, 1893 :—

Salaries, say	...	...	...	...	£100
Contingencies	...	...	...	...	953
<b>Total</b>	...	...	...	...	<b>£1,053</b>

B. If a certain officer can be pensioned, transferred, or otherwise disposed of, the further saving of £600 would accrue immediately on such retirement taking place, and the place need not be filled.

The total saving when the above proposition is carried out will be—

Salaries	...	...	...	...	£700
Contingencies	...	...	...	...	953
<b>Total</b>	...	...	...	...	<b>£1,653</b>

C. We are unable to discover any sufficient reason for the continuance of this Department. In fact the title is a misnomer. It is simply the office of the Premier for the time being. That the head of the Government requires the services of a confidential secretary of high official standing is clear, and the officer who fills that responsible post must have suitable clerical assistance, but we think this is all that can be necessary. The Premier's Secretary, taking instructions direct from that Minister, would be practically free from the control of any permanent head, but the salaries of the Premier's Office should be paid by the Treasury as formerly. We cannot learn that in any colony or dependency of the Crown a separate "Department" exists for the personal service of the Premier. The expenses of the Agent-General, payment of the staff of the Public Service Board, the contributions towards British New Guinea, New Hebrides, steam communication, &c., and all business connected with salaries should be managed by the Treasury in the ordinary way as before.

D. There would not, we apprehend, be any difficulty in drawing a line as to the disposal of business. All instructions and communications of a confidential nature should be transacted through the Premier's Secretary, but we think what may be termed ordinary public business should be dealt with by the Department concerned.

It cannot, we think, be doubted that the existence of this branch as a separate Department causes in some matters correspondence which can well be avoided, and wastes time which may well be saved.

E. The Clerical staff of seven (which includes some valuable officers) is one second class, one third, one fourth, and four fifth. This is on a higher scale than is usual throughout the Service.

If the suggestions we have ventured to submit be carried out, some of these gentlemen will be doubtless available for duty elsewhere.

- B. Requires no comment.
- C. The Board will be glad to consider this question on the retirement of the officer mentioned.
- D. A matter of policy, but the Board concurs.
- E. A matter beyond the province of the Board.
- F. The Board is glad to note these reductions.
- G. An application for a third medical inspector was made to the Board some time ago, but the Board declined to certify, holding with the Committee that such an appointment should not be made.

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XV.—PREMIER'S DEPARTMENT.

- A. The Board has already referred to this matter in its comments on the Draft Estimates of the Department.
- B. Information incomplete.
- C. When the Public Service Act came into operation there was a branch of the Treasury called the Premier's Office, in which much the same staff was employed as now. The only material alteration has been the placing of the office of Secretary to the Premier in the First Division. This was in accordance with the views of the Government, and was sanctioned by Parliament under section 17 of the *Public Service Act* 1890. The Board has already expressed the opinion that the office of Secretary to the Premier and that of Clerk of the Executive Council should be combined.
- D. The Board declines to offer any decided opinion, but is not prepared to agree with the statement of the Committee.
- E. It is not thought that the officers are overclassified for the duties they perform.

T. COUCHMAN, } Members of the  
M. H. IRVING, } Public Service Board.  
C. W. LANGTREE, } 3/6/92.

## APPENDIX A.

Public Service Board,  
Melbourne, 8th June, 1891.

SIR,

In accordance with the request contained in your letter of the 24th April last, I have the honor to inform you that the Public Service Board has, under the provisions of section 11 of the *Public Service Act* 1890 made an examination of the several branches of the head office of the Education Department, and begs to submit the following Report upon the efficiency, economy, and general working of that establishment.

The amount of business transacted in the Department is very great, and the Board found that the officers generally appeared to be fully occupied and to be performing their duties satisfactorily and intelligently. There are, however, a few matters in which it is thought that some change in practice might be made with a view of securing greater economy in the working of the office; your attention is therefore invited to the following remarks upon the several branches.

*Examiners' Branch.*

There are three officers engaged in this branch classified as Inspector of Schools in the Professional Division, viz.:—Messrs. Stewart, Cox, and Laing. According to the last published return, the two first-named are each in receipt of £611 13s. 4d. per annum, and the last of £435 per annum.

Without any sacrifice of efficiency, and with a view to economy, it is suggested for your consideration that the service of School Inspectors should be restricted within reasonable bounds to professional duties in connexion with the Schools, and that arrangements might be made under which they might be consistently relieved of the routine work connected with the following duties which they are now performing, and that such work might be dealt with subject to supervision, by officers of the Clerical Division, in receipt of very much lower salaries.

Dealing with all applications for new schools, and with all correspondence connected therewith.

Dealing with reports and correspondence relating to the establishment and maintenance of schools.

Dealing with sites—their selection, rejection, survey, purchase, lease, revocation, reservation, sale, alienation, exchange. Questions concerning titles and conveyances.

Buildings—their erection, size, enlargement, removal, leasing, sale. Questions as to portable buildings.

Classification of schools, *i.e.*, whether they are to be opened as classified or unclassified.

Questions relating to the removal and disposal of closed schools.

Questions as to mining.

Repairs to buildings. Questions as to sanitation, such as ventilation, drainage, &c., &c.

Residences—some questions as to rent, enlargement, repairs, letting, supplying portable buildings.

Dealing with applications for furniture, and all matters connected with tanks, fencing, out-offices, shelter-sheds, wood-sheds, asphaltting, and levelling.

Allowances to Teachers and Boards of Advice for maintenance, and all questions regarding the works to be performed in consideration of such allowance. Travelling allowances to part-time Teachers, and other special allowances.

Sub-letting residences.

In making the above suggestions, the Board desires to state that it has no reason whatever to suppose that the Examiners are not fulfilling the duties at present entrusted to them creditably and efficiently.

*Correspondence Branch.*

In regard to this branch the Board suggests that all letters should, in accordance with the usual practice, be initialed by the writers and by the officers who check them, and furthermore, that the word "done," or some other short memo., should be written on the original instructions, as evidence that they had been complied with, and that when the letters have been registered for despatch the registration number should be shown on "the case."

The leases of schools and school sites kept in this branch show that leases are obtained in the first instance for a period of twelve months, and subsequently that new leases are entered into for the same sites at the end of every six-monthly period. It is suggested that the original leases might be issued for a fixed period, with a condition that after that period the tenancy might be terminated by notice upon such conditions as might be agreed upon, so as to avoid the necessity of obtaining new leases except in such cases in which new conditions require to be made.

*Teachers' Branch.*

In this branch the Board would suggest that entries in the Teachers' records should be checked by a second officer, and that the copying work pertaining to such entries might be undertaken by a senior officer of the 5th class instead as at present by one of the 4th class.

*Boards of Advice Room.*

In this branch it is suggested that, to avoid unnecessary work, the records of accounts for election expenses of Members of Boards of Advice should not be made in detail. That the returns of prosecutions by Truant Officers need not be enclosed in covers.

It was explained that unnecessary work had to be undertaken from time to time in the branch by reason of many teachers failing to forward their quarterly returns in proper time. It is suggested that this might be remedied by the infliction of a few judicious fines upon officers who are found to be in default.

*Ante Room.*

It is said that an occasional assistant is employed in this room who is not in the Service under the provisions of the Public Service Act, and who is paid out of some special vote for Technological Schools. The employment of this gentleman in ordinary office work appears to be an evasion of the law, and it is recommended that it should be discontinued.

*Account's Branch.*

It is stated that unnecessary trouble is given to the Government Printer by the Education Department omitting to comply with the direction contained in the *Government Gazette* of the 18th December, 1866, that orders for advertising should be issued through the Advertising Department of the Government Printing Office. The present practice of the Education Department renders it necessary for the Government Printer to certify in many instances to two accounts from the same newspaper office, and causes other additional work in the passing and payment of the claims, &c. The Board suggests that the Department should follow the practice pursued in all other Departments in this matter. In other respects the system pursued for the transaction of the work of the branch is commendable.

*Searchers' Branch.*

The system observed in this Branch appears to be good, but it is thought that the number of papers registered and attached to the files ("cases") might with advantage be limited. For instance, the Board found a report that a teacher had resumed duty at the expiration of a short term of leave of absence, had been registered, covered, and attached to "the case." It is suggested that the return to duty might have been noted on the application upon which leave of absence was granted, and that the report referred to might have been put away with unregistered papers as being no longer required.

*Stores Branch.*

It is thought that there is hardly sufficient work for two officers in this branch, and that the work might be performed by officers of the fifth class under supervision of an officer in another branch.

The Board is also of opinion that the requisitions sent to this room should be made more intelligible.

*Registration and Despatch Branch.*

The work in this branch appears to be very well done, but the Board thinks much of the simpler kinds of correspondence, upon which but little action requires to be taken, might be registered without covers, and thus effect a saving of stationery and unnecessary work. It is also of opinion that the work of the despatch division might be performed by clerks of the fifth class under the supervision of the officer in charge of registration, when a suitable opportunity occurs to effect a change.

We have the honour to be, Sir,

Your obedient servants,

(Signed)

T. COUCHMAN,  
M. H. IRVING,  
C. W. LANGTREE, } Members of the  
Public Service Board.

The Honorable the Minister of Education.



1892.  
—  
VICTORIA.

LEGISLATIVE COUNCIL.

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STANDING ORDERS COMMITTEE.

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FIRST REPORT.

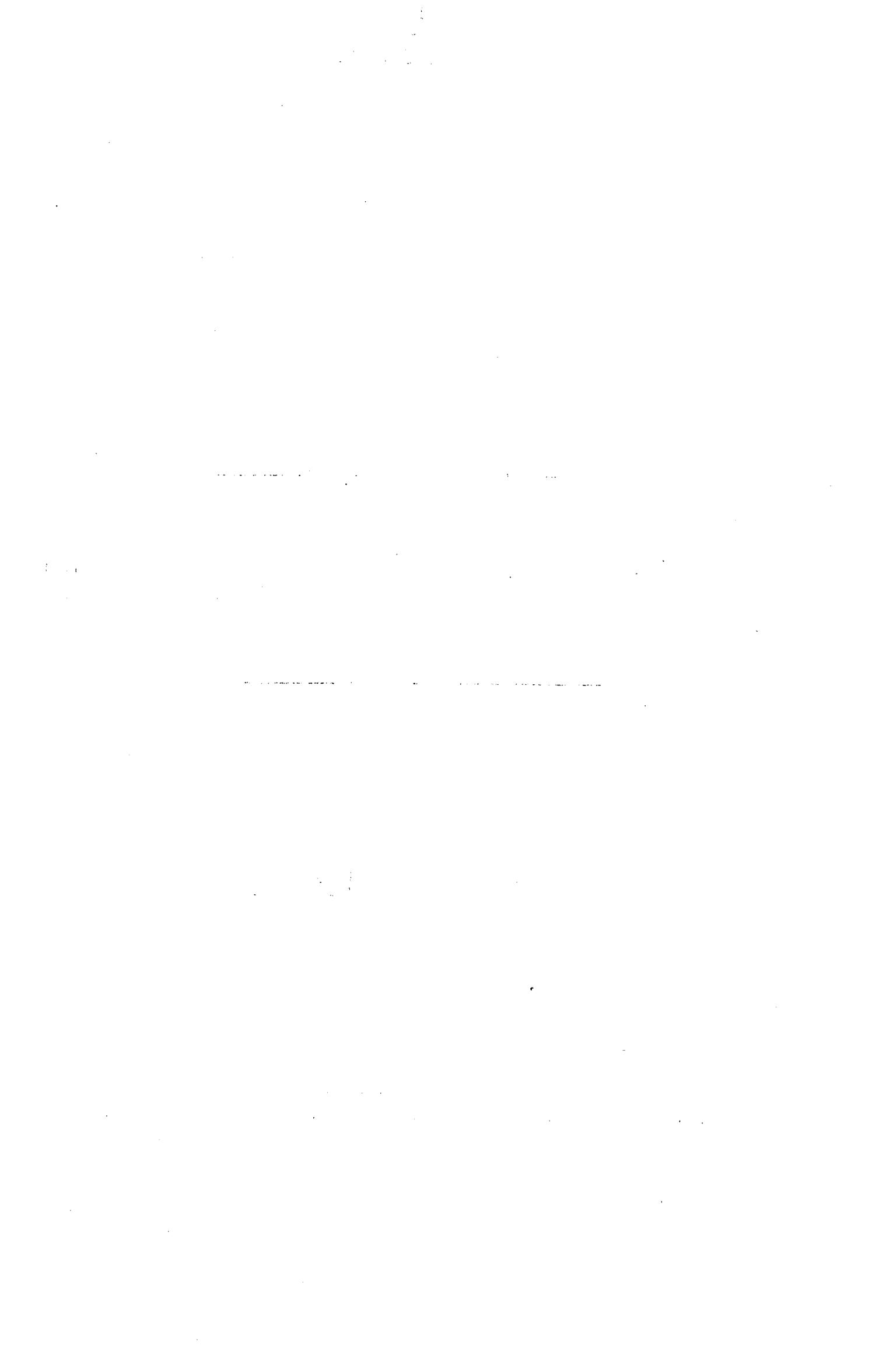
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ORDERED BY THE LEGISLATIVE COUNCIL TO BE PRINTED, 23RD AUGUST, 1892.

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.



## REPORT.

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THE SELECT COMMITTEE on Standing Orders have the honour to report that they have, in accordance with the resolution of the 14th June last, revised the Standing Orders of your Honorable House, as follow:—

That Standing Orders Nos. 26 and 27 be repealed, and the following adopted in lieu thereof:—

After such Commission has been read the Clerk shall read, with the returns indorsed thereon, any Writs delivered to him that have been issued during the prorogation either by the President, while in office, or by His Excellency the Governor, in pursuance of *The Constitution Act Amendment Act 1890*.

Members returned pursuant to such Writs will then be sworn as prescribed by *The Constitution Act Amendment Act 1890*.

That Standing Orders Nos. 30, 31, and 32 be repealed, and the following adopted in lieu thereof:—

If only one Member be proposed and seconded as President, he expresses in his place his sense of the honour proposed to be conferred upon him, and submits himself to the Council, and he is then taken out of his place by the Members who proposed and seconded him, and by them conducted to the Chair.

That the following Order, to follow Standing Order No. 53, be adopted:—

The custody of all records or other documents belonging to the Council shall be in the Clerk, who shall not permit any to be removed without leave of the Council, or during any adjournment or prorogation without leave of the President.

That Standing Order No. 54 be repealed, and the following adopted in lieu thereof:—

No Member, unless he be a Minister of the Crown, or some Member deputed by him, shall be allowed to move, "That the Council do now adjourn," unless, on his rising to make such motion, six other members shall rise in their places and require the motion to be proposed. The Member moving the adjournment shall state the subject that he proposes to speak to, and the debate shall be strictly confined to the subject so stated. And no Member having moved or seconded any such motion shall be entitled to move or second any similar motion during the same debate.

That Standing Order No. 67 be repealed, and the following adopted in lieu thereof:—

The ordinary business of each day consists of the giving of notice of Questions and Motions, the answering of Questions, the presentation of Petitions, and the discussion of Motions and of Orders of the Day.

That Standing Order No. 77 be repealed, and the following adopted in lieu thereof:—

Every Member in giving notice of a Question or Motion shall read it aloud and deliver at the Table a copy of such notice fairly written, signed by him or on his behalf, and stating the day proposed for asking such question or bringing on such motion.

That Standing Order No. 78 be repealed, and the following adopted in lieu thereof:—

A Member may not give for himself two notices of Question or of Motion consecutively if any other member has any notice to submit.

That Standing Order No. 80 be repealed, and the following adopted in lieu thereof:—

No notice of Question or of Motion may be given for a day beyond fourteen days from the day of giving the same.

That Standing Order No. 82 be repealed, and the following adopted in lieu thereof:—

Any notice or part of a notice of Question or of Motion containing, in the opinion of the President, unbecoming expressions, or, in the case of a notice of question, debatable matter, may be omitted from the Notice-paper by order of the President.

That Standing Order No. 85 be repealed, and the following adopted in lieu thereof:—

All questions of Order or Privilege at any time arising shall suspend the consideration and decision of every other question, but an adjourned debate on such questions shall not be entitled to precedence unless so ordered.

That Standing Order No. 89 be repealed, and the following adopted in lieu thereof:—

Any motion not seconded may not be further debated, and no entry thereof shall be made in the Minutes of Proceedings.

That Standing Order No. 93 be repealed, and the following adopted in lieu thereof:—

A question for reading the Orders of the Day, and also the motion "That this question be now put," may be superseded by the adjournment of the Council upon motion to that effect being carried, or for the want of a quorum.

That the following Order, to follow Standing Order No. 118, be adopted:—

A Member moving or seconding the adjournment of the debate on any question shall, whether the adjournment be carried or not, be entitled to speak again on the main question, provided he has not discussed that question in moving or seconding the motion for adjournment.

That Standing Order No. 122 be repealed, and the following adopted in lieu thereof:—

A reply shall be allowed to a Member who has made a substantive motion to the Council, but not to any Member who has moved an Order of the Day, an amendment, or an instruction to a Committee, or the previous question.

A Member who seconds a motion or amendment before the Council without speaking to it, may address the Council on the subject of such motion or amendment at any subsequent period of the debate.

A Member while speaking to a question may move the adjournment of the debate.

That Standing Orders Nos. 125 and 126 be transposed.

That Standing Order No. 131 be repealed, and the following adopted in lieu thereof :—

When any Member objects to words used in debate, and desires them to be taken down, the President, if it appear to him to be the pleasure of the Council, shall direct the Clerk to take them down accordingly.

That Standing Order No. 132 be repealed, and the following adopted in lieu thereof :—

Every such objection shall be taken at the time when such words are used.

That Standing Orders Nos. 147 and 148 be transposed.

That the following Order, to follow Standing Order No. 152, be adopted :—

While the Council or a Committee of the whole Council is dividing, a member can only speak to a point of order by permission of the President or Chairman.

That Standing Order No. 155 be repealed, and the following adopted in lieu thereof :—

A member shall be appointed Chairman of Committees of the whole Council, and when so appointed he shall continue to act as Chairman during the continuance of the Parliament, unless the Council shall otherwise direct.

That Standing Order No. 160 be transposed to follow No. 157.

That Standing Order No. 159 be repealed, and the following adopted in lieu thereof :—

Every such objection shall be taken at the time when such words are used.

That Standing Orders Nos. 173 and 175 be transposed.

That Standing Order No. 181 be repealed, and the following adopted in lieu thereof :—

It shall not be compulsory on the President or Chairman of Committees to serve on any Select Committee.

That the following Order, to follow Standing Order No. 184, be adopted :—

Before the Council proceeds to ballot for a Committee the bells shall be rung as for a division.

That Standing Order No. 200 be repealed, and the following adopted in lieu thereof :—

All Select Committees may meet, if they so desire, on days on which the Council does not sit, unless the Council shall otherwise direct.

That Standing Order No. 202 be repealed, and the following adopted in lieu thereof :—

All Select Committees may, if they so desire, have power to report their opinions, observations, minutes of evidence, or proceedings from time to time unless the Council shall otherwise direct.

That the following Order, to follow Standing Order No. 205, be adopted :—

Upon the presentation of a report no discussion shall take place, unless by leave of the Council, but the report may be ordered to be printed with the documents accompanying it, and an order made for its being taken into consideration on a future day.

That Standing Order No. 214 be repealed, and the following adopted in lieu thereof :—

A witness not attending in obedience to an order of the Council, or of a Committee having power to summon witnesses, or in obedience to a Warrant of the President, may be censured or declared guilty of contempt.

That Standing Order No. 220 be repealed.

That Standing Order No. 241 be repealed, and the following adopted in lieu thereof :—

Every Petition shall be in the English language, and shall be respectful, decorous, and temperate in its language.

That Standing Order No. 249 be repealed.

That Standing Order No. 270 be repealed, and the following adopted in lieu thereof :—

A question shall be put “That each clause stand part of the Bill” or “That each clause, as amended, stand part of the Bill,” or, “That certain clauses stand part of the Bill.”

That the following Order, to follow Standing Order No. 270, be adopted :—

When the Chairman has called out the number of a clause, and the marginal note or the clause has been read, such clause shall be open for discussion and amendment, and when the debate has terminated the Chairman shall put the question—“That the clause [*or* the clause as amended] stand part of the Bill.”

That Standing Order No. 272 be repealed, and the following adopted in lieu thereof :—

New clauses relevant to the subject-matter of the Bill, or pursuant to any instruction, shall be proposed after the clauses in the Bill have been considered and before the schedules, if any, are proposed, unless the Committee otherwise direct.

That the following Order, to follow Standing Order No. 276, be adopted :—

A Bill reported without amendment may be ordered to be read a third time at such time as may be appointed by the Council.

That Standing Order No. 278 be repealed.

That Standing Order No. 284 be repealed, and the following adopted in lieu thereof :—

Bills of an urgent nature may be passed with unusual expedition through their several stages.

That the following Order, to follow Standing Order No. 293, be adopted :—

Clerical or typographical errors may be corrected in any part of a Bill by the Clerk after such Bill has been read a third time and passed, and the Clerk shall forthwith inform the Council what errors he has corrected.

## JOINT STANDING ORDERS.

That the Joint Standing Orders of the Legislative Council and the Legislative Assembly be repealed, and the following adopted in lieu thereof :—

1. All communications between the Legislative Council and the Legislative Assembly shall be by message.
2. Messages from one House to the other shall be communicated by the Usher or the Serjeant-at-Arms, as the case may be, unless the House transmitting the message shall otherwise direct.
3. Members carrying any message from either House to the other shall be announced at once, unless any Member shall be addressing the House, or unless the President or Speaker, as the case may be, shall be ascertaining the sense of the House upon any question, in which case the bearer of the message shall not be announced until the Member shall have concluded his speech, or until the sense of the House shall have been declared by the President or Speaker, as the case may be; and the bearer of the message shall be introduced by the Usher or the Serjeant-at-Arms, and shall deliver the message to the President or Speaker.
4. Messages carried by the Usher or the Serjeant-at-Arms shall be delivered to the Serjeant-at-Arms or the Usher, as the case may be.
5. Bills, Votes, and Resolutions of either House, to which the consent of the other House shall be desired, shall be communicated to such other House by message; and, in the first instance without any reason being assigned for the passing of such Bills, Votes, or Resolutions.
6. Bills, Votes, and Resolutions of either House, to which the consent of the other House shall have been desired, shall if returned from such other House be sent by message; and, in the first instance without any reason being assigned for passing, declining to assent to, or amending, as the case may be, such Bills, Votes, or Resolutions.
7. When either House shall not agree to any amendment made by the other House in any Bill, Vote, or other Resolution with which its concurrence shall have been desired, or when either House shall insist upon any amendment previously proposed by such House, and any communication shall be desired, then the communication shall be by message, and the House transmitting such message shall at the same time transmit reasons for not agreeing to the amendment proposed by the other House, or for insisting upon any amendment previously proposed by the House sending such message.
8. The number of Members of each House appointed to serve on any Joint Committee shall be equal, and the Chairman thereof shall have a vote, but not a casting vote.
9. At the commencement of each Session there shall be appointed by each House a Committee of five Members respectively to constitute a Joint Committee to manage the Library; another Committee of five Members of each House respectively to constitute a Joint Committee for the management of the Refreshment Rooms; another Committee of five Members of each House respectively to constitute a Joint Committee for the management and superintendence of the Parliament Buildings; and three Members shall form a quorum of each of the said Committees.
10. Every proposal for a Joint Committee not provided for in these Orders shall be by message, which message shall state the object of such Committee, and the

number of Members to serve thereon, and the number of Members to form a quorum thereof; and the House whose concurrence shall be desired shall name the time and place of meeting.

11. Every Bill shall be printed fair immediately after it shall have been passed in the House in which it originated; and the Clerk of the House in which the Bill shall have passed shall certify the passing thereof on such fair print together with the day upon which the Bill did pass.

12. If any amendment shall be made by the House to which the Bill shall be sent, a copy of such amendment shall be attached to the Bill, and reference shall be made to the clause and line of the Bill where the words are to be inserted or omitted, as the case may be, and such amendment shall be certified by the Clerk of the House in which it shall have passed.

13. When a Bill shall have passed both Houses, it shall be printed by the Government Printer, who shall furnish three copies thereof on vellum to the Clerk of the Parliaments, who shall duly authenticate such copies.

14. The said three copies of all Bills, except the Appropriation Bill, shall be presented to the Governor for Her Majesty's assent by the Clerk of the Parliaments.

15. In case of amendments to Bills, made upon a message from the Governor, pursuant to section 36 of the Constitution Act, after such Bills shall have passed both Houses, the Clerk of the Parliaments shall indorse the same on the original Bill and shall order three copies of the Bill on vellum as amended, and shall authenticate the same before they are presented for Her Majesty's assent.

16. When the Governor shall have assented in the name of Her Majesty to any Bill, one of the copies shall be deposited by the Clerk of the Parliaments with the Registrar of the Supreme Court, another shall be delivered to the Private Secretary of His Excellency the Governor, for transmission to Her Majesty's Principal Secretary of State for the Colonies, and the third shall be retained in the Record Office of the Parliament House.

17. The title of every Bill shall succinctly set forth the general object thereof,

18. Every Act of the Legislature, commencing No. 1, from the 1st January, 1857, shall be numbered in regular arithmetical series, in the order in which the same shall be assented to by the Governor.

19. Any Act which shall, as a Bill, have been passed by both Houses of Parliament, but reserved by the Governor for the signification of Her Majesty's pleasure, and shall afterwards receive the Royal Assent, shall be numbered with the number next in arithmetical progression to the number already given to the last Act assented to by the Governor.

20. The Clerk of the Parliaments shall be empowered to correct literal typographical errors in Bills that have passed both Houses.

21. Upon the discovery of any clerical error in any Bill which shall have passed both Houses and before the same be presented to the Governor for the Royal Assent, the Clerk of the Parliaments shall report the same to the House in which the Bill originated, which House may deal with the same as with other amendments.

22. In case of unavoidable absence or illness of the Clerk of the Parliaments, his duties shall be performed by the Clerk-Assistant of the Legislative Council.

16th August, 1892.

1892.  
—  
VICTORIA.

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# REPORT

OF THE

SELECT COMMITTEE OF THE LEGISLATIVE COUNCIL

ON THE

MESSAGE OF THE LEGISLATIVE ASSEMBLY

OF

RELATIVE TO THE

AMENDMENTS MADE BY THE LEGISLATIVE COUNCIL

IN THE

STAMP DUTIES BILL.

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*Ordered by the Legislative Council to be printed, 10th November, 1892.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS  
OF THE LEGISLATIVE COUNCIL.

TUESDAY, 25<sup>TH</sup> OCTOBER, 1892.

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

MR. PRESIDENT—

The Legislative Assembly return to the Legislative Council the Bill intituled "*An Act to amend the 'Stamps Act 1890,'*" and acquaint the Legislative Council that the Legislative Assembly have disagreed with the amendments made in such Bill by the Legislative Council for the following reason, viz. :—Because the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of *The Constitution Act*, which prohibits the Council from altering Bills "for imposing any duty rate tax rent return or impost;" and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient.

THOS. BENT,  
Speaker.

Legislative Assembly,  
Melbourne, 25<sup>th</sup> October, 1892.

The Honorable W. A. Zeal moved, That the Message be now taken into consideration.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert in place thereof the following words :—"the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report."

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

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

Question—That the Message from the Legislative Assembly returning the Stamp Duties Bill to this House be referred to a Select Committee for consideration and report—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That, by leave of the Council, the said Committee consist of fifteen members.

Debate ensued.

Question—put and resolved in the affirmative.

The Honorable Lieut.-Col. Sir F. T. Sargood moved, That the Honorables S. Austin, S. W. Cooke, D. Coutts, H. Cuthbert, J. M. Davies, Dr. Dobson, N. FitzGerald, F. S. Grimwade, D. Melville, C. Sargeant, J. Service, N. Thornley, S. Williamson, W. I. Winter-Irving, and the Mover be the members of the said Committee, and that the Committee have power to send for persons, papers, and records, and have leave to meet on days on which the Council does not sit.

Question—put and resolved in the affirmative.

## REPORT.

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THE SELECT COMMITTEE appointed by your Honorable House to which was referred the "Message from the Legislative Assembly disagreeing with the amendments made in the Stamp Duties Bill by the Legislative Council" have the honour to submit the following Report:—

Your Committee have given careful consideration to the amendments made by the Legislative Council in the Stamp Duties Bill, in view of the objection made thereto by the Legislative Assembly on the ground that such amendments are in contravention of the 56th section of the Constitution Act, and we recommend that the Bill be returned to the Legislative Assembly with the following Message:—

1. The Legislative Council acknowledge the courtesy of the Legislative Assembly in informing the Council that their amendments had been disagreed with "because" (in the opinion of the Assembly) "the Bill is a Bill for imposing a duty or tax, and the amendments made by the Council are an infraction of the provisions of section 56 of the Constitution Act, which prohibits the Council from altering Bills 'for imposing any duty, rate, tax, rent, return, or impost,' and the Assembly do not deem it necessary to offer any further reason, hoping the above may be sufficient."

2. The Legislative Council inform the Legislative Assembly that the Council are duly alive to the restriction placed on them by the 56th section of the Constitution Act, and have never claimed the right to alter any Bill the sole object of which was "for imposing any duty or tax."

3. The Legislative Council, however, point out to the Legislative Assembly that it cannot be maintained that this restriction can, without doing violence to the letter and spirit of the Constitution Act, be imposed on the Legislative Council in any case where a Bill contains clauses other than, and in addition to, those "for imposing a duty or tax."

4. The Legislative Council in setting forth their views on this subject, feel that they cannot do better than quote paragraphs 11 and 12 from the Report of the Select Committee appointed by the Council, in the Session of 1879, to which was referred the Stamp Duties Bill:—

"We think that the Council cannot alter any Bill of which the sole object is the imposition of taxation. But, if any Bill which purports to be a Bill for imposing taxes contains any matter in excess of the grant, that matter to the extent at least of that excess is in excess of the privilege. To that extent therefore (if not further, a point which it is unnecessary now to discuss) the Bill is not within the protection of the section, and may, as we conceive, be amended in the ordinary way. Unprivileged matter cannot become privileged by simply calling it so, and, if unprivileged matter be mixed with privileged matter, the several characters of the two matters remain unchanged. If, therefore, the Assembly desires that any tax Bill should be unalterable by the Council, it must take care to keep such Bill within the limits of that protection which the Constitution Act allows to it."

“The case of a Bill which incidentally imposes taxes, that is, of a Bill which imposes taxes as distinguished from a Bill for imposing taxes, is not within the words of the 56th section. It has, however, been the practice of the Council to treat the money clauses of such a Bill in the same manner as if they formed a Bill of which the sole object was the imposition of taxation.”

5. The Legislative Council are of opinion that they may amend or reject such clauses of any Bill of a mixed character as do not “impose any duty or tax,” and further that they may deal with the clauses in such a Bill, which “impose a duty or tax,” as if each clause were a separate Bill, and may reject but may not amend such clauses.

6. The present Stamp Duties Bill, in addition to the clauses that relate to the imposition of duties, contains clauses inflicting penalties—also a clause providing means for the recovery in a court of law upon promissory notes, the stamps of which have been improperly cancelled—also a clause declaring who shall cancel a stamp—also a clause providing for the appointment of a Deputy Collector—and also a clause defining the powers of the Collector, providing for the summoning of witnesses, and imposing a penalty for refusing to attend.

7. As bearing directly upon the duties and relations of the two Houses of Parliament under the 56th section, and as showing that the Assembly have not always put forth the claims which are now preferred, the Council would refer to the Report of the Select Committee upon the Bill intituled “*An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties,*” which Report was ordered by the Legislative Assembly to be printed 18th June, 1867—

- (a) This Bill contained, in addition to the clauses for “imposing the Duties” and the usual Schedule of Duties, several machinery clauses.
- (b) The Council having made amendments in the Bill, a conference took place between Committees appointed by both Houses.
- (c) The Committee of the Legislative Assembly, consisting of Mr. McCulloch, Mr. Verdon, Mr. Higinbotham, Mr. J. T. Smith, Mr. Riddell, Mr. G. V. Smith, and Mr. Francis, reported to the Legislative Assembly as follows :—

“The absence from the Bill now before your Honorable House of the preamble of free gift, the distinguishing and the all but uniformly adopted mark of Bills of Supply and Tax Bills properly so called, and the insertion in it of provisions not usually found in Bills of that character rendered it impossible, in the opinion of your Committee, to regard this Bill as a Bill strictly of Supply.”

“If it be viewed as a Bill operating as a charge upon the people, it is one which, in the opinion of your Committee, the Legislative Council might have altered in accordance with, and subject to the limitations of the rule acted upon by the House of Commons, namely, that “the Lords may, without objection from the Commons, make amendments in those provisions which do not concern the charge, or the mode of levying it, or its duration or distribution, or the management or collection of it.”

And the Committee also reported:—

“As your Honorable House have seen fit to depart from the usual practice in regard to this Bill by considering the resolutions on which it is founded in a Committee of the whole House, and by the adoption of the form of preamble prefixed to the ordinary Bills, your Committee felt themselves compelled to regard the Bill as resting on special grounds, and as one which could not, under the circumstances of the case, be viewed as a precedent on future occasions.”

The Assembly thereupon withdrew the original Bill and sent up to the Council a new Bill with the same title, but giving effect to all the amendments of the Council with the exception of one, and the new Bill was at once passed by the Council.

8. It is important to note that the Stamp Duties Bill now under consideration is in every respect identical with the Duties of Customs Bill of 1867. Like it, the Bill is founded in a Committee of the whole House. Like it, the preamble is not a free-gift preamble, but is the form of preamble affixed to ordinary Bills (although the Council attach no importance to this). Like it, the Bill contains provisions other than clauses for imposing Duties and Taxes.

9. The Legislative Council are aware that in their Message returning the Bill of 1867 to the Legislative Assembly they recorded their opinion “that amendments in a Bill for granting duties are not in accordance with the practice of either the Lords or Commons or warranted by the Constitution Act. The Legislative Council conceive that their legitimate course would have been to lay aside the Bill on the ground that its contents are foreign to a Bill for granting duties.”

But it must be borne in mind that at this period the Legislative Council acted upon the assumption that the two Houses here should be guided by the practice of the Imperial Parliament, and, further, that the opinion of Earl Grey, supported by Viscount Eversley, a former Speaker of the House of Commons, had not at this time been given, viz., “that the right of the Lords to omit a clause which they were unable to amend relating to a separate subject was equivalent to their right to reject a Bill which they could not amend without an infraction of the privileges of the Commons.”

It is fair to infer that had this opinion (given by such high authorities) been known on May 22nd, 1867, the Legislative Council would have held, as the Council did in 1879 and as the Council now do, that they were acting strictly within their constitutional rights, and in accordance with Parliamentary practice in amending the Customs Duties Bill instead of laying it aside.

The Council, however, do not rest upon any assumed resemblance of either of our Houses to either the House of Lords or to the House of Commons. The powers, duties, and relations of our two Houses of Parliament are exclusively statutory, and are derived solely from the Constitution Act and the Acts amending the same.

10. Having thus dealt with the constitutional features of the case, the Legislative Council deem it advisable in the public interest to place upon record the reasons which actuated them in making amendments in this Bill, viz. :—

That whilst the Bill was under consideration by the Council it was conclusively proved to them that the compulsory use of impressed stamps for bills and promissory notes of small amount would inflict great trouble, expense, and loss of time upon the large body of small buyers and sellers, more particularly in the country districts. The Council therefore, whilst not interfering in the slightest degree with the tax, proposed that, so far as all bills or promissory notes under £250 in amount were concerned, section 6 of the Stamps Act 1890, which permits either impressed or adhesive stamps to be used, should remain in force.

That it became clearly evident during the debate on clauses 31 and 32 that their effect would be—

- (a) In many instances to cause the tax on insurance business to be charged twice on the same transaction.
- (b) To place the local insurance companies at an unfair disadvantage, seeing that while they would have to pay the tax upon insurances effected outside Victoria such foreign offices as have not agencies here would be wholly exempt from the tax, and our local companies would consequently be unduly weighted in their competition with such foreign offices.
- (c) To compel many firms and commercial companies to remove the whole of their insurances from Victoria, and thus a large amount of business and the profit accruing therefrom would be entirely lost to this community, and that at a time when it can ill afford to have impediments cast in the way of any of its industries, or the volume of its commerce diminished.

11. The amendments in this Bill were made therefore not with any desire to re-open the controversy between the two Houses on constitutional questions, but purely on practical grounds in the public interest. The Legislative Council believed that the Legislative Assembly, when passing the clauses to which reference has been made, were not in possession of some of the foregoing facts, and the Council, therefore, rely with confidence upon the Assembly now taking such steps as in their wisdom they may deem necessary to secure the main objects of the Bill under consideration, without insisting upon those portions which will entail so much public inconvenience and heavy financial loss to the community.

1892-3.

VICTORIA.

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LEGISLATIVE COUNCIL.

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REPORT

OF THE

PRINTING COMMITTEE;

TOGETHER WITH THE

PROCEEDINGS OF THE COMMITTEE AND APPENDICES.

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*Ordered by the Legislative Council to be printed, 28th February, 1893.*

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By Authority:

ROBT. S. BRAIN, GOVERNMENT PRINTER, MELBOURNE.

EXTRACTED FROM THE MINUTES OF THE PROCEEDINGS OF THE LEGISLATIVE  
COUNCIL.

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TUESDAY, 17<sup>TH</sup> MAY, 1892.

10. PRINTING COMMITTEE.—The Honorable W. A. Zeal moved, That the Honorables the President, S. Austin, J. H. Connor, G. S. Coppin, D. Coutts, H. Gore, D. Ham, E. Morey, C. Sargeant, and J. Sternberg, be appointed a Printing Committee, five to be the quorum.

Question—put and resolved in the affirmative.

WEDNESDAY, 14<sup>TH</sup> SEPTEMBER, 1892.

7. PRINTING COMMITTEE.—The Honorable W. A. Zeal moved, by leave, That the Honorables D. Coutts and F. S. Grimwade be appointed Members of the Printing Committee.

Question—put and resolved in the affirmative.

## PROCEEDINGS OF THE COMMITTEE.

WEDNESDAY, 10TH AUGUST, 1892.

*Members present :*

The Hon. the PRESIDENT, in the Chair ;	
The Hon. D. Coutts	The Hon. E. Morey
D. Ham	C. Sargeant.

The Clerk of Committees read the following extract from the Minutes of the Proceedings of the Legislative Council of the 2nd August, 1892 :—

“ PARLIAMENTARY PRINTING.—The Honorable the President presented a Report from the Clerk of the Parliaments to the Honorable the Premier on the question of the printing of the Parliamentary Papers.

“ Ordered to lie on the Table.

“ The Honorable W. A. Zeal moved, That the Report of the Clerk of the Parliaments on the question of the Parliamentary Printing be referred to the Printing Committee for consideration and report.

“ Debate ensued.

“ Question—put and resolved in the affirmative.”

Copies of the Letter from the Honorable the Premier to the Clerk of the Parliaments on the question of Parliamentary Printing, and the Report of the Clerk in reply thereto, were laid before the Committee.—[See Appendices A and B.]

The Committee deliberated.

At the request of the Honorable the President, the Clerk of the Parliaments made a Statement to the Committee relative to the cost of the Parliamentary printing.

The Committee further deliberated.

The Committee adjourned.

TUESDAY, 28TH FEBRUARY, 1893.

*Members present :*

The Hon. the PRESIDENT, in the Chair ;	
The Hon. G. S. Coppin	The Hon. E. Morey
F. S. Grimwade	J. Sternberg.

The Clerk of the Parliaments laid before the Committee a letter he had received from the Secretary to the Law Department relative to the large and unnecessary supply of Parliamentary Papers. [See Appendix C.]

The Clerk also laid before the Committee all the original Papers laid upon the Table of the Legislative Council during the Session.

The Committee deliberated.

The Draft Report was then brought up and read.

On the motion of the Hon. E. Morey, the Report was adopted.

*Ordered*—That the Report be presented to the Council.

The Committee adjourned.



# REPORT.

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1. The Printing Committee have carefully considered the Report of the Clerk of the Parliaments on the subject of the Parliamentary printing, which was referred to them by your Honorable House.

2. Your Committee have inquired generally into the whole question of the Parliamentary printing and the distribution of the Parliamentary Papers.

3. From an examination of the Papers presented to Parliament this Session, your Committee are of opinion that a very large and useless expenditure of public money is incurred in the printing of many of these papers.

4. Your Committee are of opinion that there is an unnecessary number of copies of Parliamentary Papers printed ; and that, even after a distribution of such papers on the most lavish scale, a large number are retained in the Parliament House, so as to be available if required.

5. The question of the distribution of the Parliamentary Papers is one that should receive immediate attention, and from returns submitted to them your Committee are of opinion that a large reduction in the number of copies now issued can be made. With that object in view, they have requested the Clerk of the Parliaments to submit to your Honorable House, at the commencement of next Session, a Report showing how the number of copies now circulated can be reduced.

6. Your Committee would specially invite the attention of the Government to the Reports and Statements that are prepared by the various Government Departments for presentation to Parliament. Many of these could, in the opinion of your Committee, be greatly reduced in size without in the least impairing their efficiency.

7. A practice has been in existence for many years of publishing Orders in Council, Rules, and similar papers in the *Government Gazette*, and after presenting the same to Parliament they are again printed and circulated as Parliamentary Papers. In the opinion of your Committee this practice should be at once abolished.

8. The large expenditure now incurred in binding the Parliamentary Papers at the end of each Session, in the opinion of your Committee, can be considerably reduced. And the binding of the Parliamentary volumes should, for the future, be limited as far as possible.



## APPENDIX A.

No. 1387.

Premier's Department,  
Melbourne, 25th April, 1892.

SIR,

My attention has been directed to the subject of the great cost incurred by the Government in the printing of Parliamentary Proceedings and Papers.

If you can suggest a workable scheme for decreasing this expense it will be very acceptable to the Government, and I shall be much obliged, therefore, if you will give consideration to the matter.

I have the honour to be, Sir,

Your most obedient servant,

(Signed) WM. SHIELDS.

The Clerk of the Parliaments.

## APPENDIX B.

[COPY.]

Parliament House,  
Melbourne, 16th June, 1892.

SIR,

I do myself the honour to acknowledge the receipt of your letter, No. 1387, calling my attention to the subject of the great cost incurred by the Government in the printing of Parliamentary Proceedings and Papers, and asking me if I can suggest a workable scheme for decreasing the same.

I may at once state that, after my many years' experience in the Parliament of Victoria, I have been forced to the conclusion that an immense amount of the printing in connexion with the Papers presented to both Houses of Parliament could be entirely dispensed with, without the slightest inconvenience or loss to Parliament or the public.

As you are no doubt aware, the practice of Parliament requires that all Papers presented to both Houses, either by command of His Excellency the Governor or pursuant to Act of Parliament, are to be printed before presentation. The slightest examination of these Papers will show that for all practical purposes it is absolutely unnecessary for at least one half of them to be specially printed for presentation to Parliament, inasmuch as before they make their appearance in either House they have already been printed in the *Government Gazette*, a copy of which is forwarded to every Member of Parliament.

For your information, I may here state the number of copies printed of each Paper presented to Parliament—

- |   |     |     |             |
|---|-----|-----|-------------|
| 1. For presentation to both Houses of Parliament  | ... | ... | 760 copies. |
| 2. Relating to the Legislative Council only   | ... | ... | 650 "       |
| 3. Distributed out of these by the Government Printing Office                                 | ... | ... | 420 "       |
| 4. Retained for binding in the Government Printing Office                                     | ... | ... | 150 "       |
| 5. The balance is forwarded to the Parliament House, there to be kept and issued as required. |     |     |             |

There are now in the basement of the Parliament House tens of thousands of copies of Papers, not one of which will ever be required.

At the commencement of every session, a Printing Committee is appointed by each House, and I would recommend that in future no Paper be printed until it has been submitted to, and its printing authorized by, such Committee. I would further recommend that in future the number of copies of Parliamentary Papers to be printed be greatly reduced, and that it be left entirely to the Clerk of each House to determine and order the number of copies of such Papers as the Committee may authorize to be printed.

To show the unnecessary amount of printing that now takes place in connexion with Parliamentary Papers, I may state that the Papers presented to Parliament last Session by command of His Excellency the Governor or pursuant to Act of Parliament number altogether 216, comprising some thousands of pages of printed matter, and I find that 140 of these Papers had already been printed in the *Government Gazette*. As the information had thus been officially published, it was quite unnecessary, in my opinion, for the same to be printed again in the form of Parliamentary Papers.

In order that you may more clearly understand this point, I have forwarded to you herewith a collection of Papers, marked "A," that was issued from the Government Printing Office one morning during the present session, and a glance at these, I am sure, will convince you that it is an absolute waste of public money to continue the present practice. I feel quite safe in stating that not a single copy of these Papers will ever be applied for.

Although the subject is not referred to in your letter, may I invite your special attention to the character and contents of some of the Parliamentary Papers printed last session, which I forward to you herewith in a parcel marked "B." I think it will be observed at a glance that the manner in which these Papers are prepared for presentation to Parliament could be most advantageously altered. The information

they contain is in the possession of Members and the public generally, through the medium of the press, months before such papers are presented to Parliament. I am quite certain that if Ministers, to whom these reports are made by Government officials for presentation to Parliament, would give this matter their attention, they would at once direct that a large proportion of the contents of these reports and of the enormous amount of tabulated statements accompanying them be materially reduced.

Without more particularly indicating any of the Parliamentary Papers, I feel that from the slightest examination of the Papers forwarded herewith, marked "B," you will fully concur in the desirability of at once inviting the special attention of Ministers to the question of the preparation of Papers for presentation to Parliament, with a view to their contents being greatly condensed for the future.

I would suggest that, immediately Parliament meets again for the despatch of business, the President and the Speaker be invited to call together the Printing Committee to at once deal with the whole subject of the printing and distribution of the Parliamentary Papers.

I have delayed replying to your letter, as I was specially desirous of bringing under your immediate notice the Papers that are usually presented to Parliament at the commencement of each Session. I forward to you herewith a copy of all the Papers that have been presented to Parliament this Session, and I think that they will speak for themselves as to the urgent necessity there is for an immediate alteration in the existing practice.

I have the honour to be, Sir,

Your most obedient Servant,

(Signed)

GEO. H. JENKINS,

Clerk of the Parliaments.

The Hon. the Premier, &c., &c., &c.

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## APPENDIX C.

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4435/92.

Crown Law Offices,  
Melbourne, 18th August, 1892.

SIR,

I beg leave to invite your attention to the large number of copies of Parliamentary Papers and Publications sent unnecessarily to the officers of this department.

I have written both to the Under-Treasurer and to the Government Printer about Papers generally, and now address you specially with regard to those issued by order of the Legislative Council.

As an illustration of the prodigal supply which has of late been the rule, I may mention that I sent back to the Government Printer lately ten copies of the evidence taken before the Royal Commission on Charities; these were priced, I believe, at 32s. 6d. each.

No Parliamentary Papers are required here by the Solicitor-General. Neither the Commissioner of Titles, the Registrar-General, the Sheriff, the Prothonotary, nor the Clerk of the Peace has any use for Reports of Parliamentary Committees or Royal Commissions.

A couple of copies of all Publications—including Bills—for the library of this department, copies of all for the Parliamentary Draftsman and for myself, together with two or three copies of the daily Notice-paper are required here. The Commissioner of Titles and the Master-in-Equity need Notice-papers and Bills, to be addressed to the Titles-office and the Supreme Court respectively.

I have the honour to be, Sir,

Your obedient servant,

(Signed)

A. P. AKEHURST.

The Clerk of the Legislative Council.

1892.  
 VICTORIA.

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VICTORIAN RAILWAYS COMMISSIONERS.

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PETITION.

TO THE HONORABLE THE PRESIDENT AND OTHER MEMBERS OF THE LEGISLATIVE COUNCIL OF THE  
 COLONY OF VICTORIA IN PARLIAMENT ASSEMBLED.

The Petition of Richard Speight, Richard Ford, and William Henry Greene:

HUMBLY SHEWETH—

1. That your Petitioners are the Commissioners appointed under the Victorian Railways Commissioners Acts 1883, 1890, and 1891, for the management of the Victorian Railways.

2. That on the eighteenth day of March, One thousand eight hundred and ninety-two, your Petitioners received from the Honorable the Minister for Railways notice that the Governor in Council had suspended them from office for inefficiency and mismanagement, but no particulars of the matters constituting their alleged inefficiency or mismanagement were then or have since been supplied to them.

3. That your Petitioners have seen in the public newspapers what purports to be a copy of a statement of the cause of their suspension from office, which was laid before your Honorable House on the seventeenth day of May instant.

4. That your Petitioners deny the allegations in the said statement submitted to your Honorable House, and also that they have proved themselves inefficient in their office or that they have mismanaged the Railways intrusted to their charge, or that any good cause can be shown for their suspension from office.

5. That as your Petitioners have not had the opportunity of replying to or dealing with the charges preferred against them, they respectfully crave that your Honorable House will be pleased to direct that an inquiry may be made into the said charges, that your Petitioners may be permitted to be present at and to take part in such inquiry, and that your Petitioners shall receive such relief as to your Honorable House may seem just.

And your Petitioners, as in duty bound, will ever pray, &c.

R. SPEIGHT.  
 R. FORD.  
 W. H. GREENE.

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*Ordered by the Legislative Council to be printed, 31st May, 1892.*

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VICTORIA



MINUTES  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
COUNCIL

SESSION

1892-3

CLERK  
OF THE  
PARLIAMENTS