

VICTORIA.



VOTES  
AND  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
ASSEMBLY.

SESSION.

1862-3.

I.

OLD LIBRARY.

VICTORIA.



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY,

SESSION 1862-3,

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

---

VOL. I.

---

By Authority:

JOHN FERRES, GOVERNMENT PRINTER, MELBOURNE.

# TABLE OF CONTENTS.

---

## VOL. I.

---

	PAGE.
INDEX ... ..	vii.
SUMMARY OF BILLS ... ..	xxxii.
VOTES AND PROCEEDINGS ... ..	1
APPOINTMENTS OF SELECT COMMITTEES ... ..	451
WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE HOUSE ... ..	455

---

### PAPERS LAID ON THE TABLE OF THE ASSEMBLY—

A.	1. Bank Liabilities and Assets for quarter ending 30th June, 1862 ... ..	529
„	2. Savings Banks—Statements and Returns for the year ending 30th June, 1862	533
„	3. Victorian Railways—Return shewing—	
	(1.) The quantity of goods sent up by special trains to Sandhurst on Friday, 28th October, consigned to Reynolds and English, and to any other parties—	
	(2.) The quantity of signal posts sent by the above special trains—	
	(3.) The goods trucks sent to Kyneton since the opening of the line—	
	(4.) The goods trucks loaded for and despatched to Tylden, and for whom	563
„	4. Sewerage and Water Department—Receipts and Expenditure from 1st January, to 31st December, 1861 ... ..	565
„	5. No Paper.	
„	6. Governor's Salary Reduction Bill—Copy Memorandum, agreed to at a Cabinet meeting, transmitting the Governor's Salary Reduction Bill through His Excellency the Governor to the Imperial Government ... ..	569
„	7. Melbourne and Hobson's Bay Railway Company's Extension Bill—Report of the Engineer-in-Chief upon the proposal of the Melbourne and Hobson's Bay Railway Company to connect their Line with the Government Railways	573
„	8. Bank Liabilities and Assets for quarter ending 30th September, 1862 ... ..	575
„	9. Lunatic Asylum—(Drs. Bowie and Callan)—Report of a Board recently appointed to enquire into the conduct of Drs. Bowie and Callan respecting the death of Charles Jenkins at—with copy of evidence taken before the Board ... ..	579
„	10. Defences of the Colony—Correspondence between the Honorable Minister of Finance and the Honorable H. C. E. Childers, M.P., relative to—and the purchase of a Floating Battery ... ..	583
„	11. Land Officer, Camperdown—Report relative to the conduct and proceedings of—	587
„	12. Exploration of Australia—Summary of Disbursements from the Votes for—	609
„	13. Real Property Act—Report of Mr. Carter on ... ..	611
A.	14. Jordan Gold Fields—Report by Mr. Assistant-Surveyor Callanan on the various Tracks to— <i>viâ</i> the river Yarra ... ..	619

	PAGE.
A. 15. New Creek Channel, Castlemaine—Report and Minutes of Evidence forwarded by the Board appointed to inquire into the circumstances connected with the Destruction of— ... ..	621
„ 16. Board of Education—Copy of a Letter from the Secretary to the Board of Education, containing statement of the number of Schools established, the number of Teachers of all classes employed, and the Amount required for Salaries and Allowances ... ..	625
„ 17. Bank Liabilities and Assets—for quarter ending 31st December, 1862 ...	627
„ 18. Board of Education—Copy of a further Letter from the Secretary to—stating the amount that could be beneficially applied to the establishment of New Schools ... ..	631
„ 19. Education—Report and Estimate of the Inspector-General, referred to in the first Report of the Board of—relative to the probable sum that would be required by the Board during the whole or some part of the year 1863; also in reference to the system of payment by results, &c. ... ..	638
„ 20. Public Education—Return showing the probable amount which will be required during the year 1863, for the purpose of— ... ..	635
„ 21. Railway Traffic Superintendent—Correspondence and Declarations respecting—	637
„ 22. Public Education—Continuation of the Correspondence laid upon the Table on 10th December last, respecting the amount required for Public Education during the year 1863 ... ..	649
„ 23. Awards for Discovery of New Gold Fields—Return for the year 1862 ...	651
„ 24. Pleuro-Pneumonia—Copy of a Progress Report of the Royal Commission appointed to enquire into the Origin and Nature of the Disease of— ...	653
„ 25. Lien on Crops Bill—Copy of Despatch from the Secretary of State, intimating that the Lien on Crops Reserved Bill will not be submitted for Her Majesty's approval ... ..	659
„ 26. Real Property Bill—Opinion of the Attorney-General and the Minister of Justice on— ... ..	661
„ 27. Lien on Crops Bill—Opinion of the Attorney-General and the Minister of Justice on— ... ..	665
„ 28. Civil Service Act—Opinion of the Attorney-General and the Minister of Justice in reference to appeals under— ... ..	667
„ 29. Inter-Colonial Conference—Minutes of the Conference held in Melbourne in the months of March and April, 1863 ... ..	669
„ 30. Customs Duties, Murray River—Copy Correspondence between the Government of this Colony and that of New South Wales relative to— ...	701
„ 31. Public Accounts—Regulation respecting ... ..	705
„ 32. Bank Liabilities and Assets for quarter ending 31st March, 1863 ... ..	709
„ 33. Finance—Statement prepared by the Honorable the Treasurer of the receipts and payments of the Public Account, for the year 1861 ... ..	713
„ 34. Inter-Colonial Conference—Tariff adopted by— ... ..	871
„ 35. Public Accounts—(Store and Transport)—Regulations respecting ... ..	873
„ 36. Mining and Geological Survey of Victoria—Reports and Papers relative to—with sketch map ... ..	875
„ 37. Land Act, 1862—Correspondence and Reports respecting fees payable to Arbitrators appointed under— ... ..	921
„ 38. Pensions to Responsible Officers—Copy of Despatch from His Excellency the Governor to the Right Honorable the Secretary of State respecting—and copy of the Right Honorable the Secretary of State's Reply ... ..	925
„ 39. Pensions to Responsible Officers—Correspondence, Opinion, and other Papers relating to— ... ..	927
„ 40. Islanders of the Pacific—Letter from His Excellency Sir Henry Barkly to His Grace the Duke of Newcastle in relation to recent kidnaping of— ...	935

	PAGE.
A. 41. Supreme Court—Rule—Divorce and Matrimonial Causes ... ..	937
„ 42. Geelong Junction Railway—Reports of the Presidents of the Chamber of Commerce of Melbourne, Geelong, and Ballaarat, on the advisability of forming a Loop Line between the Geelong and Ballaarat Railway .. ..	939
„ 43. Bank Liabilities and Assets for quarter ending 30th June, 1863 ... ..	941
„ 44. Sewerage and Water Supply—Receipts and Expenditure from 1st January to 31st December, 1862 ... ..	945
„ 45. Military—Copy of a Despatch from His Grace the Duke of Newcastle relative to the Colonial Military Establishment and Memorandum of Treasurer thereon ... ..	949
„ 46. County Court, Beaufort—Order in Council ... ..	951
„ 47. District Court of Ararat—Court of Mines—Order in Council ... ..	953
„ 48. Land Sales Act—(No. CXVII.)—Progress Report on the working of Sections 37 and 44 of— ... ..	955

MESSAGES FROM HIS EXCELLENCY THE GOVERNOR, TRANSMITTING—

B. 1. Death of H. R. H. Prince Albert—Notifying receipt of Despatch from Secretary of State for the Colonies, acknowledging the Receipt of the Assembly's Address of Condolence to Her Majesty on— ... ..	963
„ 2. Road Districts and Shires—Recommending Appropriation for Endowment of—	965
„ 3. Estimates of Expenditure for 1863, and Supplementary Estimates for 1862 ...	967
„ 4. Governor's Salary Reduction Bill—Transmitting Copy of Correspondence with Secretary of State in relation to—and expressing his Opinion in reference to the application of the Assembly for its production ... ..	1059
„ 5. Country Discovered by Burke and Wills—Reply to Address for any Communication he may have received from the Home Government in reference to— ... ..	1067
„ 6. Appropriation Act of 1861—Reply to Addresses from Legislative Assembly for Copy of the Despatch of the Secretary of State with reference to— ...	1069
„ 7. Substituted Estimates of Expenditure for the Colonial Military Establishments for 1863, and H. M. C. S. S. <i>Victoria</i> for 1863 ... ..	1071
„ 8. Further Supplementary Estimates of Expenditure for 1862, and Additional Estimates of Expenditure for 1863 ... ..	1075
„ 9. Judges of Inferior Courts—Recommending Appropriation for Retiring Allowances to— ... ..	1093
„ 10. Real Property Act—Recommending Appropriation for purposes of— ...	1095
„ 11. Loan for Public Buildings—Recommending Appropriation for purposes of— ...	1097
„ 12. Substituted Estimates of Expenditure on Municipalities and Charitable Institutions for 1863 ... ..	1099
„ 13. Municipal Corporations—Recommending incorporation of Boroughs and bodies corporate, and appropriation of funds for purposes of— ... ..	1103
„ 14. Lunatics—Recommending Appropriation for Salaries of officers, &c., under Bill to consolidate the law relating to— ... ..	1105
„ 15. Additional Estimates of Expenditure, 1863, for Charitable Institutions ...	1107
„ 16. Further Additional Estimates of Expenditure, 1863, and Third Supplementary Estimates of Expenditure, 1862 ... ..	1111
„ 17. Local Government Bill—Recommending Amendments in— ... ..	1129
„ 18. Real Property Act—Recommending Appropriation under— ... ..	1131
„ 19. Real Property Act—Assurance Fund—Recommending Appropriation for— ...	1133
„ 20. Fifth Additional Estimates for the year 1863 ... ..	1135
„ 21. Electoral Act Amendment Bill, 1863—Recommending Amendment in— ...	1143
„ 22. Further Additional Estimates of Expenditure for the year 1863 ... ..	1145
„ 23. Electoral Act Amendment Bill, 1863—Recommending amendments in— ...	1151

# INDEX.

NOTE.—For reference to the proceedings on Bills, subsequent to their initiation, see "Summary of Proceedings on Bills."

\*\* To facilitate reference to papers ordered to be printed, the Cypher (as A. 1) at the bottom of the title-page of each Paper has been introduced into the Index and Table of Contents.

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<b>A.</b>					
Aborigines—Second Report of Central Board—Presented (No. 11) ...	2	...	...	1271	
Appointment of Select Committee to enquire into best means of improving condition of ( <i>Mr. Houston</i> ) ...	143				
Addition of name ...	165				
Accidents Bill—Initiated ...	21				
Addresses to Her Majesty—Praying Her Majesty to refuse sanction to any proposal for the continuance or revival of Transportation to any portion of Australia ...	201				
Congratulation on Marriage of Prince of Wales ...	273				
Addresses to His Excellency the Governor—					
In reply to Opening Speech ...	21				
Requesting His Excellency to recommend the appropriation of a sufficient sum of money to provide for compensation and superannuation allowance to reduced officers of the late Denominational and National School Boards ...	38				
Requesting His Excellency to cause to be laid on the Table of the House copies of all correspondence with the Secretary of State in relation to the Governor's Salary Reduction Bill ...	58				
Requesting His Excellency to cause to be laid on the Table of the House a copy of a Despatch from the Secretary of State to His Excellency with reference to the Appropriation Act of 1861 ...	59				
Requesting His Excellency to cause to be laid on the Table of the House copies of all correspondence with the Secretary of State having reference to the Appropriation Act of 1861 ...	116				
Requesting His Excellency to cause to be laid on the Table of the House any communication he may have received from the Home Government in reference to the country discovered by Burke and Wills ...	117				
Requesting His Excellency to place certain sums on Additional Estimate for 1863 as compensation to certain gentlemen ...	136				
Requesting His Excellency to place £200 on an Additional Estimate for 1863 for a Queen's Plate ...	149				
Requesting His Excellency to place £355 on an Additional Estimate for 1863 for payment of Cattle destroyed under Pleuro-Pneumonia Act ...	178				
Requesting His Excellency to place the following sums of money on an Additional Estimate for 1863, viz.:—£100 for Mr. R. Taylor, £50 for Stablekeeper ...	200				
Requesting His Excellency to place a sum of £500 on an Additional Estimate for 1863 in aid of the Horticultural Society of Victoria ...	250				
Requesting His Excellency to place a sum of £1,000 on an Additional Estimate for 1863 for expenditure on Public Rejoicings on Marriage of His Royal Highness the Prince of Wales ...	257				
Requesting His Excellency to place on an Additional Estimate for 1863 a sum of £275 for Mrs. Dora Kerr ...	332				
Requesting His Excellency to place on an Additional Estimate the sum of £225 to be paid to Mr. John Sullivan for clearing a track to the Jordan Gold Fields ...	345				
Requesting His Excellency to cause to be laid on the Table of the House copies of all correspondence and papers relating to the application of the Postmaster-General for a Pension... ..	348				
Requesting His Excellency to place a sum on an Additional Estimate for 1863, as an allowance at the rate of £100 a year to Mr. W. G. Palmer, Comptroller of the Refreshment Rooms ...	379				
Requesting His Excellency the Governor to place the sum of £1,500 on an Additional Estimate for 1863, in aid of the Melbourne Benevolent Asylum ...	379				
Requesting His Excellency to place a sum of £2,000 for supplementing the expense of constructing the Bridge over the Darebin Creek at Alphington ...	384				
Requesting His Excellency to place a sum of £500 on an Additional Estimate for 1863, for testing Propositions for the Defence of Melbourne ...	388				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<b>Addresses to His Excellency the Governor—</b>					
Requesting His Excellency to place on an Additional Estimate for 1863 a sum of £4,600 to reward the discoverers of Gold Fields ... ..	407				
Requesting His Excellency to place on an Additional Estimate for 1863 a sum of £200, to be paid to the Wooragee District Road Board ... ..	408				
Requesting His Excellency to place a sum of £500 on an Additional Estimate for 1863, as compensation to Mr. P. C. Buckley	410				
Of congratulation to His Excellency Sir Charles H. Darling upon his assuming Office ... ..	440				
<b>Addresses—Replies to. See "Privilege."</b>					
<b>Adulteration of Food Bill—Initiated</b> ... ..	30				
<b>Advertising—Motion for going into Committee to consider Address (Mr. Kyte)—Withdrawn</b> ... ..	188				
<b>Agriculture—Board of—Third Annual Report—Presented (No. 7)</b> ... ..	2			197	
Fourth Annual Report—Presented (No. 75) ... ..	447				1313
<b>Albert, His Royal Highness the late Prince—Message from the Governor transmitting Reply to Address of Condolence to Her Majesty on death of—Presented (B. 1)</b> ... ..	2				
<b>Alphington Bridge, Darebin Creek—Motion for going into Committee to consider Address (Mr. Kirk)</b> ... ..	345				
House in Committee ... ..	360, 378				
Resolution reported, agreed to, and Address ordered ... ..	384				
<b>Applicants for Allotments. See "Land Act."</b>					
<b>Appropriation Act, 1861—Motion for addresses for copy of Despatch of Secretary of State relating to (Mr. Grant)</b> ... ..	59				
Motion for Address for copies of all correspondence with Secretary of State relating to (Mr. Levi) ... ..	116				
Message in reply (B. 6) ... ..	131				
<b>Appropriation Bill—Initiated</b> ... ..	437				
Also see "Ways and Means."					
	4, 65, 120,				
	122, 124,				
	152, 189,				
	196, 211,				
	217, 221,				
<b>ASSEMBLY—Adjournments of—Special</b> ... ..	261, 264,				
	274, 277,				
	278, 310,				
	320, 322,				
	324, 325,				
	390, 440				
	13, 31, 43,				
	62, 117,				
	133, 171,				
	197, 207,				
For want of a quorum ... ..	213, 234,				
	254, 262,				
	271, 275,				
	361, 434,				
	438				
On a division ... ..	186, 188,				
	194				
Motion for—Negatived ... ..	117, 138,				
	148, 446				
	121, 161,				
	215, 325,				
<b>Bills—Governor's assent to—Reported by Mr. Speaker</b> ... ..	333, 405,				
	436, 448				
	406, 436				
Reserved ... ..	342				
Alteration in, by Government Printer—Motion prohibiting (Mr. Higinbotham) ... ..	6, 391				
<b>Business—Days of—Appointed</b> ... ..	6				
Government Days of—Appointed ... ..	11				
Despatch of—Motion respecting (Mr. Heales)—Negatived ... ..	6				
<b>Hours of Meeting...</b> ... ..	6				
<b>Call of House—Ordered</b> ... ..	132, 297				
House called ... ..	148, 319				
<b>Committees—Temporary Chairman of—Appointed</b> ... ..	295				
<b>Governor—</b>					
Message to attend in Council Chamber ... ..	1				
Speech reported ... ..	2				
Motion for Address in reply ... ..	4, 6, 10,				
	15, 18				
Amendment upon Motion ... ..	4, 7, 10,				
	16, 19				
Committee appointed to draw up Address ... ..	20				
Report brought up with Address ... ..	20				
Address agreed to ... ..	21				
Address presented, and His Excellency's Reply reported ... ..	29				
Attendance of House at administering Oath to Sir Chas. H. Darling ... ..	439				
Speech on Prorogation ... ..	448				
<b>Members—Leave of Absence granted to</b> ... ..	195, 254				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<b>ASSEMBLY—Members—Resignation of Seats by—Announced</b>	Page. 1, 273, 329				
Sworn ... ..	2, 7, 255, 329, 365				
On Motion ... ..	283				
Opening of—Proceedings on ... ..	1				
Order—Points of—Ruled by Mr. Speaker ... ..	56, 138, 262, 377				
Orders of the Day—Discharged ... ..	34, 246, 249, 331, 359, 376, 379				
Motion for proceeding to consider ... ..	189				
Lapsed ... ..	264, 332, 339, 349, 364, 427, 446				
Precedence of Business ... ..	241				
Privilege—Breach of—Mr. B. G. Davies ... ..	189				
Mr. L. L. Smith ... ..	265, 269				
Mr. Wilson—Ordered to attend in his place ... ..	337				
Further proceedings thereon ... ..	365, 367				
Proclamation for convening—Read ... ..	1				
Writs of Election—Issue of—Notified ... ..	1, 273, 325, 329				
Returns to—Read ... ..	2, 253, 283, 329, 365				
<b>Assessment on Stock—Motion for going into Committee to consider Resolutions (Mr. Gavan Duffy)...</b>	298, 321				
<b>Audit Act—Report of Audit Commissioners for 1861. See also "Finance," (A. 33)</b>	323	713			
<b>B.</b>					
<b>Ballaarat and Ararat—Survey for Railway. See "Railways."</b>					
Road—Motion for Return, showing expenditure of Vote for ( <i>Dr. Girdlestone</i> ) ... ..	391				
Return ... ..	411				
<b>Ballaarat to Hamilton Railway. See "Railways."</b>					
<b>Ballaarat Mining Board. See "Mining Board."</b>					
<b>Bank Returns—For Quarter ending 30th June, 1862—Presented (A. 1)</b>	2	529			
For Quarter ending 30th September, 1862—Presented (A. 8) ...	31	575			
For Quarter ending 31st December, 1862—Presented (A. 17) ...	157	627			
For Quarter ending 31st March, 1863—Presented (A. 32) ...	281	709			
For Quarter ending 30th June, 1863—Presented (A. 43) ...	369	941			
<b>Banks—Joint Stock, in England, carrying on business in Colonies—Copy of Despatch from Secretary of State—Presented (No. 65)</b>	274				1061
<b>Barkly, Sir Henry—Motion for going into Committee to consider Address for £200 for a Bust of—(Mr. Levey)—Withdrawn</b>	338				
Motion for Committee to prepare Address to—previous to departure of—from Colony ( <i>Mr. McCulloch</i> ) ... ..	429				
Report brought up, and Address agreed to, and ordered to be presented by Mr. Speaker and Members ... ..	430				
Reply reported ... ..	435				
<b>Barristers Admission Bill—Initiated</b> ... ..	37				
<b>Bills—Cost of preparing—Motion for Return of (Mr. Don)</b> ... ..	427				
<b>Botanist—Government—Annual Report of—Presented (No. 61)</b> ...	274				1001
<b>Braithwaite's, Mr., Claim—Copy of Correspondence respecting—Presented</b> ... ..	157				
<b>Brighton—Baths—Motion for copies of all documents and papers relative to application for Lease of portion of Beach at Brighton (Mr. Heales)</b> ... ..	185				
Return ... ..	199				
<b>Buckley, Mr. P. C., and Leonard Mason—Motion for going into Committee to consider Resolutions (Mr. Orkney)</b> ... ..	37, 247, 388				
House in Committee ... ..	408				
Resolution reported, agreed to, and Address ordered ... ..	410				
<b>Buildings rented by Government—Motion for Returns relating to (Mr. Houston)</b> ... ..	25				
Return ... ..	31				
<b>Burke and Wills—Discovery of Country by, See "Discovery of Country."</b>					
<b>C.</b>					
<b>Cahill, Mr. Warder—Appointment of Select Committee to inquire into case of (Mr. O'Connor)</b> ... ..	188				
Report brought up (D. 24) ... ..	249		341		
Motion for going into Committee to consider Report ( <i>Mr. O'Connor</i> ) ... ..	268, 378				
Similar Motion—Negatived ... ..	370, 384				
Order for going into Committee—Lapsed ... ..	332				
Order for restoring same to paper ( <i>Mr. O'Connor</i> ) ... ..	360				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
Carruthers, Mr.—Motion for copies of all correspondence, evidence, &c., respecting case of ( <i>Mr. Howard</i> ) ... ..	295				
Cape Paterson Coal Field—Motion for Return relating to accommodation at, for shipping, &c. ( <i>Mr. Ramsay</i> ) ... ..	119				
Return ... ..	135				
Railway at—Motion for Return of conditions on which Coal Company are allowed the use of ( <i>Mr. Ramsay</i> ) ... ..	119				
Return (C. 4) ... ..	119	...	15		
Grant to Victoria Coal Company—Motion respecting ( <i>Mr. Grant</i> )	162				
Castlemaine to Maryborough—Motion for Drawings, Tracings, and Reports, respecting Trial Survey Lines ( <i>Mr. Levi</i> )—Negatived	446				
New Creek Channel—Report and Minutes of Evidence of Board appointed to enquire into cause of destruction of—Presented (A. 15) ... ..	153	621			
Cemetery (General)—Melbourne. See "Melbourne."					
Census of Victoria—Population Tables, Part I.—Presented (No. 1) ...	45	...	...	1	
Part II.—Occupation of the People (No. 59) ... ..	329	...	...	...	605
Part III.—Birthplaces of the People (No. 74) ... ..	381	...	...	...	1185
Chewton Railway Station. See "Railways." ... ..					
Chief Medical Officer—Report of, on the Sanitary Station for Year 1861—Presented (No. 13) ... ..	2	...	...	1341	
Similar Return for 1862 (No. 53) ... ..	219	...	...	...	587
Return of Diseases for 1862 (No. 64) ... ..	281	...	...	...	1039
Chinese Immigrants Act Amendment Bill—Initiated ... ..	243				
Civil Service Act—Appeals under—Motion for copy of Report of Commission ( <i>Mr. Houston</i> ) ... ..	167				
Return ... ..	167				
Copy Opinion of Law Officers in reference to Appeals under—Presented (A. 28) ... ..	263	667			
Motion for re-hearing of ( <i>Mr. Higinbotham</i> ) ... ..	207, 216				
Medical Certificates—Motion respecting ( <i>Mr. L. L. Smith</i> )—Negatived ... ..	316				
Superannuated Servants—Motion for Return of ( <i>Mr. Tucker</i> ) ...	119				
Return ... ..	119				
Claims to Compensation—Motion for going into Committee to consider Report of last Session on ( <i>Mr. Haines</i> ) ... ..	61				
House in Committee ... ..	116				
Resolutions reported, agreed to, and Address ordered ... ..	133, 136				
Coal Field, Cape Paterson. See "Cape Paterson."					
Colonial Wine. See "Wine" ... ..					
Common Schools Act amendment Bill—Initiated ... ..	316				
Consolidated Revenue Bills. See "Ways and Means."					
Constitution Act—Schedule D., Part 2—Statement of Expenditure under, on account of 1860—Presented (No. 24) ... ..	53	...	...	...	5
Similar Statement of Expenditure during and on account of 1861—Presented (No. 25) ... ..	53	...	...	...	9
Motion for detailed statement of Expenditure incurred under Schedule D., Part 1 of—for salaries, repairs to Government House, &c., since 1856 ( <i>Mr. J. T. Smith</i> ) ... ..	148				
Return (C. 13) ... ..	219	...	59		
Contractors and Workmen's Lien Bill—Initiated ... ..	46				
Conveyancers Bill—Initiated ... ..	21				
See also "Petitions—Conveyancers."					
Motion for Third Reading—Adjourned ... ..	120				
Motion—That Bill do now pass—Negatived ... ..	126				
County Court—Melbourne—Motion for Return of Process issued out of, and business transacted in ( <i>Mr. Lambert</i> ) ... ..	63				
Return (C. 8) ... ..	125	...	47		
Order in Council (A. 46) ... ..	381	951			
Criminal Law Procedure Bill—Initiated ... ..	10				
Criminal Returns—Assaults on Females—Motion for, for 1860, 1861, and 1862 ( <i>Dr. Mackay</i> ) ... ..	206				
Return (C. 27) ... ..	387	...	133		
Criminal Statistics. See "Statistics."					
Crossen, Dr.—Motion for copies of correspondence respecting ( <i>Mr. Pope</i> )—Negatived ... ..	40				
Crooke, Mr., and others—Motion for Select Committee to enquire and report upon Claims to Compensation ( <i>Dr. Mackay</i> )—Negatived	206				
Crown Lands. See "Land."					
Crown Solicitor's Office—Appointment of Select Committee to report upon working of—By ballot ( <i>Mr. Jones</i> ) ... ..	26				
Cunningham and Thomson, Messrs. See "Thomson and Cunningham."					
Customs—Acts Amendment—Motion for going into Committee to consider Resolution ( <i>Mr. Anderson</i> ) ... ..	34				
House in Committee ... ..	40				
Resolutions reported, agreed to, and Bill ordered ... ..	42				
Bill initiated ... ..	55				
Duties of—River Murray—Copy correspondence with Governor of New South Wales—Presented (A. 30) ... ..	284	701			
D.					
Darling, Sir Charles H.—Motion for Address to—on assumption of office as Governor ( <i>Mr. McCulloch</i> ) ... ..	440				
Address agreed to, and ordered to be presented by House ... ..	440				
Reply reported by Mr. Speaker ... ..	447				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<b>Defences of the Colony</b> —Motion for copy of Despatch of Sir J. Burgoyne in reference to ( <i>Mr. Verdon</i> ) ... ..	15				
Copy Despatch in reference to (No. 29) ... ..	41	...	...	...	55
Correspondence with the Hon. H. C. E. Childers relative to—and purchase of Floating Battery—Presented (A. 10)... ..	45	583			
Further Correspondence—Presented (No. 36) ... ..	137	...	...	...	203
<b>Discovery of Country by Burke and Wills</b> —Motion for Address for copies of Communication received from the Home Government respecting ( <i>Mr. Levey</i> ) ... ..	117				
Message from His Excellency the Governor in reply—Presented (B. 5) ... ..	123				
<b>Distress for Rent Bill</b> —Initiated ... ..	46				
<b>District Surveyor, Inglewood</b> —Motion for copies of Correspondence—( <i>Dr. Girdlestone</i> ) ... ..	154				
Return (C. 10) ... ..	161	...	51		
E.					
<b>East Collingwood Improvement Bill</b> —Notification by Clerk of Assembly of deposit of Bill ... ..	5				
Motion for reading Petition and Order of Leave of previous Session ( <i>Mr. Don</i> ) ... ..	5				
Bill read a first and second time, and committed to a Select Committee, with copies of evidence ... ..	5				
Appointment of Select Committee ( <i>Mr. Don</i> ) ... ..	27				
Report brought up ... ..	147	...	1271		
Message from Legislative Council applying to be furnished with copies of Report and Proceedings—Same ordered to be transmitted ... ..	206				
<b>Education</b> —Board of—Motion for copy of Correspondence between and Inspector-General of Schools ( <i>Mr. Woods</i> )—Withdrawn ... ..	26				
Motion for copies of Correspondence since 1st January, 1862, between the Committee of the National School at Chinaman's Flat, Maryborough, and Boards of Education ( <i>Mr. Levi</i> ) ... ..	255				
Return ... ..	329				
Letter from Secretary of, with Statement of Schools established, Number of Teachers, and Amount required to pay Salaries, &c.—Presented (A. 16) ... ..	153	625			
Further Letter from Secretary—Presented (A. 18) ... ..	167	631			
First Report of—Presented (No. 44) ... ..	157	...	...	...	345
Amended Appendix to be added to above Report—Presented (No. 44e) ... ..	161	...	...	...	359
Letter from Board to Chief Secretary on subject of Vote for Education (No. 71) ... ..	...	...	...	...	1163
National Board of—Ninth and last Report of Commissioners of—Presented (No. 15) ... ..	65	...	...	1351	
National School Teachers—Appointment of Select Committee to consider and report upon Claims of ( <i>Mr. McCann</i> ) ... ..	59				
Addition of Name ... ..	139				
Petition of Wellington Church of England Committee : Referred to Committee ... ..	152				
Progress Report, by leave, brought up (D. 21) ... ..	233	...	321		
Motion for payment of five per cent. to, being deduction formerly made ( <i>Mr. McCann</i> )—Withdrawn ... ..	283				
Motion for going into Committee to consider Address for £1,212, 10s. 5d. to pay teachers, under—the five per cent. reduction ( <i>Mr. McCann</i> ) ... ..	345				
Similar motion—Negatived ... ..	407				
Reply to question for Report and Estimate of Inspector-General of probable sum required for Education purposes for the whole or part of the year 1863 ; also on the subject of Results—Presented (A. 19) ... ..	179	633			
Public—Reply to question as to Amount required for, during 1863—Presented (A. 20) ... ..	57	635			
Continuation of Correspondence—Presented (A. 22) ... ..	235	649			
Schools—Motion for Returns in reference to aid granted to ( <i>Mr. A. J. Smith</i> ) ... ..	434				
School Board's Officers—Motion for going into Committee to consider Address ( <i>Mr. Higinbotham</i> ) ... ..	26				
House in Committee ... ..	35				
Resolution reported, agreed to, and Address ordered ... ..	38				
<b>Elections</b> —and Qualifications Committee—Mr. Speaker's warrant appointing—Laid on the Table ... ..	9, 15, 17				
Motion for appointment of Board to enquire into charges made against Officials connected with the Electoral Districts of Avoca and Polwarth and South Grenville at recent Elections—Mr. B. G. Davies—Withdrawn ... ..	370				
<b>Electoral</b> —Act Amendment Bill—Initiated ... ..	137				
Message from Legislative Council desiring that a Clause inserted by them in, may be expunged ... ..	281				
Act 1863 Amendment Bill—Initiated ... ..	334				
Letter from Clerk of Parliaments pointing out Clerical Errors in Considered and Message ordered ... ..	411				

	VOTES.		PRINTED PAPERS.			
	Vol. I.		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
	Page.		Page.	Page.	Page.	Page.
Electoral Registration—Return showing result of—for Legislative Council—Presented ... ..	347					
Similar Return for Legislative Assembly—Presented ...	347					
Electric Telegraph—Messages—Motion for Return of Revenue from, for 1862 ( <i>Mr. Mollison</i> ) ... ..	148					
Return (C. 12) ... ..	175	...	57			
Report of General Superintendent for the year 1862—Presented (No. 70) ... ..	311	...	...	...		1137
Emigration and Immigration—Regulations respecting introduction of Immigrants and of persons skilled in Special Industries—Presented (No. 89) ... ..	439	...	...	...		1417
Exploration of Australia—Statement of Expenditure on account of—Presented (A. 12) ... ..	55	609				
Motion for Return of Total Expenditure on ( <i>Mr. Tucher</i> ) ...	148					
Motion for going into Committee to consider Address for money towards printing and publishing a full and authentic account of ( <i>Dr. Macadam</i> )—Withdrawn ... ..	359					
F.						
Ferguson, Donald—Motion for Select Committee to enquire into powers of Grand Jury exercised by Attorney-General with reference to case of ( <i>Mr. Snodgrass</i> )—Withdrawn ...	179					
Field Officers of Volunteers. See "Volunteers."						
Finance—Statement by Treasurer of Receipts and Payments for 1861 (A. 33) ... ..	315	713				
Fisherman's Bend. See "Sandridge."						
Friendly Societies—Return of, registered during the year 1862—Presented (No. 57) ... ..	235	...	...	...		601
G.						
Geelong Commissioner of Insolvent Estates Bill—Initiated ... ..	151					
Geelong Junction. See "Railways."						
Geelong Water Supply. See "Water Supply."						
Geological and Mining Survey of Victoria—Reports and Papers for 1863. Also see "Mining and Geological Survey, Gold Fields." (A. 36)	323	875				
Gippsland—Motion for appointment of Commission to enquire into wants of ( <i>Dr. Mackay</i> )—Withdrawn ... ..	35					
Geological Surveyor's Report on entrance to Lakes—Presented	199					
Motion for plan and estimate for connecting Lakes with the sea ( <i>Dr. Mackay</i> ) ... ..	295					
See also "North Gipps Land."						
Gold Fields Act—Orders in Council—Presented :						
(No. 19) ... ..	41	...	...	1543		
(No. 35) ... ..	125	...	...	...		201
(No. 28) ... ..	125	...	...	...		47
(No. 39) ... ..	129	...	...	...		211
(No. 31) ... ..	129	...	...	...		117
(No. 43) ... ..	153	...	...	...		343
(No. 42) ... ..	153	...	...	...		341
(No. 41) ... ..	153	...	...	...		339
(No. 46) ... ..	175	...	...	...		375
(No. 48) ... ..	175	...	...	...		379
(No. 56) ... ..	235	...	...	...		599
(No. 55) ... ..	235	...	...	...		595
(No. 63) ... ..	243	...	...	...		1037
(No. 77) ... ..	337	...	...	...		1371
(No. 78) ... ..	387	...	...	...		1373
Awards for Discovery of — Return of — for the Year 1862 — Presented (A. 23) ... ..	249	651				
Commission — Report of — on condition and prospects of — Presented (No. 10) ... ..	365	...	...	721		
Discovery of New—Motion for going into Committee to consider Address ( <i>Mr. Levi</i> )—Negatived ... ..	116					
Expenditure — Motion for Return of — out of Vote of last Session for Rewards for—( <i>Mr. Gillies</i> ) ... ..	121					
Jordan—Report on various Tracks to—Presented (A. 14) ...	147	619				
Motion for Statement of Expenditure on, 1863 ( <i>Mr. Orr</i> )	167					
Return ... ..	183					
Mining and Geological Survey of Victoria—Reports and Papers relative to, with Sketch Map—Presented (A. 36) ...	323					
Mining Leases—Orders in Council—Presented :						
(No. 20) ... ..	39	...	...	1545		
(No. 18) ... ..	123	...	...	1535		
Prospectors—Motion for revival of Select Committee for enquiring into claims of ( <i>Mr. B. G. Davies</i> ) ... ..	177					
Motion to reduce quorum of Committee ( <i>Mr. B. G. Davies</i> )—House counted out ... ..	194					
Negatived ... ..	195					
Addition of names ... ..	254					
Report brought up (D. 33) ... ..	311	...	441			
Motion for considering recommendation of Committee ( <i>Mr. McLellan</i> ) ... ..	316					
House in Committee ... ..	379, 403					
Resolution reported, agreed to, and Address ordered	407					

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
Gold Fields—Reservoirs on. <i>See</i> "Reservoirs."					
Statistics of—for 1862—Presented (No. 62) ...	297	...	...	...	1019
Statistics in relation to Sale of Spirituous and Fermented Liquors without a License on ...	433				
Governor's Salary Reduction Bill—Copy Despatch from Secretary of State acknowledging receipt of two despatches from the Governor; one, in relation to—the other referring to Governor's proposed resignation of office—Presented (No. 30) ...	37	...	...	...	115
Copy Memorandum (agreed to at Cabinet Meeting) transmitting Bill through His Excellency to the Imperial Government—Presented (A. 6) ...	37	569			
Motion for copies of Correspondence respecting ( <i>Mr. Mollison</i> ) ...	58				
Message from His Excellency in reply (B. 4) ...	59	1059			
Ordered to be printed ...	61				
Bill initiated ...	126				
H.					
Hammet, Mr. W. P.—Petition from—praying the House to take steps to have cause of his dismissal reconsidered—Presented ...	249				
Motion for referring Petition to Select Committee on Traffic Department of Railways ( <i>Mr. Hood</i> ) ...	254, 259				
Hawkers and Pedlars Acts Amendment Bill—Initiated ...	21				
Health—Central Board of—Seventh Annual Report—Presented (No. 8) Officer—Report for the year 1862—Presented (No. 45) ...	219	...	...	219	361
Hebard and Sanderson, Messrs.—Petition from—Presented ...	137	...	...	...	
Appointment of Select Committee to consider Petition of ( <i>Mr. Grant</i> ) ...	144				
Hines, Mr.—Motion for going into Committee to consider Address—( <i>Mr. Woods</i> ) ...	164				
House counted out on division ...	188				
Order of the Day lapsed ...	264				
Restored upon Motion ( <i>Mr. Woods</i> ) ...	280				
House in Committee ...	434				
Horticultural Society of Victoria—Motion for going into Committee to consider Address ( <i>Mr. O'Grady</i> ) ...	241				
House in Committee ...	247				
Resolution reported, agreed to, and Address ordered ...	250				
I.					
Immigrants—Contract for Conveyance of—to Victoria—Motion for copy of ...	55				
Return ...	55				
Free Passages—Motion for Return of Persons selected in Great Britain, from 1861 to present time ( <i>Mr. O'Grady</i> ) ...	233				
Return (C. 15) ...	235	...	69		
Regulations for introduction of—Presented ...	329				
Immigration—Motion for Returns relating to ( <i>Mr. Loader</i> ) ...	15, 56				
Returns presented (C. 1) ...	17	...	1		
(C. 5) ...	56	...	17		
...	135, 185, 219, 261, 279, 297, 347, 369, 435				
Introduction of Vinedressers, &c.—Copy Despatch from Secretary of State, with Copies of Reports, &c.—Presented (No. 60) ...	233	...	...	...	993
Further Despatch respecting—Presented (No. 69) ...	297	...	...	...	1127
Further Despatch from Secretary of State relating to persons from Europe skilled in the Manufacture of Wine, Oil, and Tobacco (No. 79) ...	369	...	...	...	1375
Further Despatch from Secretary of State, with a Note from the French Ambassador relating to—Presented (No. 87) ...	393	...	...	...	1411
Regulations for—and Emigration—Presented (No. 89) <i>Also see</i> "Emigration." ...	439	...	...	...	1417
Letter from Colonial Land and Emigration Commissioners, with Summary of Emigration to Victoria in 1862—Presented (No. 58) ...	263	...	...	...	603
Impounding Act Amendment Bill—Initiated ...	26				
Lapsed in Committee ...	38				
Recommitted ...	46				
Imprisonment for Debt Bill—Initiated ...	26				
Motion for Return in reference to persons imprisoned for Debt ( <i>Dr. Mackay</i> ) ...	34				
Return ...	221				
Indictable Offences Bill—Initiated ...	10				
Industrial Schools Bill—Initiated ...	154				
Inglewood District Surveyor. <i>See</i> "District Surveyor." <i>See</i> "Land Officer."					
Inquests—Motion for Return of—in Police Districts of Digby, Coleraine, and Casterton, during the year ending 31st July, 1863 ( <i>Mr. Levey</i> ) ...	341				
Return ...	405				

	VOTES.		PRINTED PAPERS.				
	Vol. I.		Vol. I.	Vol. II.	Vol. III.	Vol. IV.	
	Page.		Page.	Page.	Page.	Page.	
Intercolonial Conference—Report and Proceedings of—Presented (A. 29)	284		669				
Resolution of certain Members of—adopting a Tariff—Sealed packet—Presented to Mr. Speaker (A. 34) ...	285		871				
International Exhibition—Copy of Reports and Enclosures from Victorian Commissioners—Presented (No. 26) ...	123		...	...	...	13	
Copy Letter from Earl Granville to Sir Redmond Barry, one of the Commissioners—Presented (No. 83)...	125		...	...	...	1383	
Statement of Accounts—Presented (No. 84)...	125		...	...	...	1385	
Intestate and Insolvent Estates—Motion for Return of Moneys at credit of Officers of ( <i>Mr. Houston</i> ) ...	121						
Islanders of the Pacific—Copy Letter from His Excellency the Governor to the Duke of Newcastle respecting enticement of—Presented (A. 40) ...	333		935				
J.							
Jack, W.—Motion for production of Papers in the case of ( <i>Mr. McLellan</i> ) ...	233						
Jordan Gold Fields—Jordan Road. See "Gold Fields."							
Judges of Inferior Courts Salaries—Message from His Excellency, recommending appropriation for purposes of (B. 9) ...	219						
Motion for going into Committee to consider Resolutions ( <i>Mr. Wood</i> ) ...	239						
House in Committee ...	244						
Resolution reported, agreed to, and Bill ordered ...	250						
Bill initiated ...	255						
K.							
Kerr, Mrs. Dora—Motion for going into Committee to consider Address ( <i>Mr. Howard</i> ) ...	253						
House in Committee ...	268						
Resolution reported, agreed to, and Address ordered ...	332						
L.							
Land Act 1862—Amendment Bill—Initiated ...	137						
Amendment Bill (2)—Initiated ...	334						
Applicants for Allotments under—Motion for return of names of ( <i>Mr. Humffray</i> ) ...	62						
Return ...	199						
Applicants for Grants for New Industries—Return of—Presented	55						
Arbitrators—Appointment of—Copy of Circular addressed to County Court Judges in relation to, &c.—Presented (No. 54)	199		...	...	...	593	
Instructions issued to—Motion for Copy of ( <i>Mr. Wilson</i> )	158						
Return ...	158						
Charges preferred against—Motion for appointment of Select Committee to report upon ( <i>Mr. Tucker</i> )—Negatived ...	345						
Fees payable to—Correspondence and Report respecting Presented (A. 37) ...	330		921				
Assessment under—Return of Squatters who appealed against Second Progress Report—Presented (No. 66) ...	281						
Crown Grants—Fees paid on—Motion respecting ( <i>Mr. Tucker</i> )—Withdrawn ...	279		...	...	...	1065	
Fees chargeable on issue of—Presented (No. 4)	143				191		
Deposits under Mining Lease Regulations—Presented (No. 51)	6		...	...	...	397	
Land Officer at Camperdown—Report relative to conduct and proceedings of—Presented (A. 11) ...	185		...	...	...		
Motion for copy of protest against conduct of ( <i>Mr. Morton</i> ) ...	6		587				
Return ...	35						
Return ...	35						
Land Officer at Inglewood—Motion for copy of Correspondence with Head of Department ( <i>Dr. Girdlestone</i> ) ...	173, 176						
Return (C. 11) ...	176		...	53			
Lands—Alienated under—Return of, for Quarter ending 31st March, 1862—Presented (No. 49) ...	161		...	...	...	381	
Similar Return for Quarter ending 30th June, 1862—Presented (No. 50) ...	161		...	...	...	389	
Similar Return for Quarter ending 31st December, 1862—Presented (No. 68) ...	261		...	...	...	1117	
Reserved for Agricultural Settlement—Motion for prohibiting sale of within the Ten Millions of Acres ( <i>Mr. Berry</i> )—Negatived... ..	446						
Reserved under—Motion for tabulated Return of—since passing of Act ( <i>Mr. Sinclair</i> ) ...	241						
Return (C. 24) ...	347		...	125			
Order in Council—Regulating Leases to mine for other minerals than gold (No. 37) ...	129		...	...	...	207	
Amended Schedule to—Presented (No. 47) ...	175		...	...	...	377	
Proclamations under—Presented—of Gold Fields Common and enlarging Farmers' Commons (No. 5) ...	6		...	...	...	193	
Gold Fields' Commons and Town Common (No. 6) ...	6		...	...	...	195	

	VOTES.					PRINTED PAPERS.				
	Vol. I.		Vol. II.		Vol. III.		Vol. IV.			
	Page.	Page.	Page.	Page.	Page.	Page.	Page.	Page.		
Land Act 1852—Progress Report of Proceedings under—Presented (No. 17) ... ..	6	...	...	1521	...	...	...	...	...	
Regulations under—Presented (No. 3) ... ..	6	...	...	185	...	...	...	...	...	
Supplementary—respecting leases to mine on Crown Lands (No. 38) ... ..	129	...	...	...	...	...	...	209	...	
Additional—respecting licenses to search for other Metal than Gold—Presented (No. 73) ... ..	330	...	...	...	...	...	...	1183	...	
Religious Purposes—Grants of Land for—Motion for Return (Mr. Macgregor) ... ..	46	...	...	...	...	...	...	...	...	
Return ... ..	125	...	...	...	...	...	...	...	...	
Reservations—Motion for Return of quantity of Land reserved under 5th Section of (Mr. Brodribb) ... ..	221	...	...	...	...	...	...	...	...	
Return (C. 23) ... ..	347	...	123	...	...	...	...	...	...	
Runs—District Surveyor's Report on Classification of Selection of Lands under—Return of Names of successful Selectors, from 10th September to 31st January, 1863—Presented ... ..	181	...	...	...	...	...	...	...	...	
Motion for further Returns (Mr. Snodgrass) ... ..	161	...	...	...	...	...	...	...	...	
Return ... ..	336	...	...	...	...	...	...	...	...	
Sales Act, No. CXVII—Progress Report upon working of sections 37 and 44—Presented (A. 48) ... ..	405	...	...	...	...	...	...	...	...	
Law Reports—Motion for going into Committee to consider Resolution in reference to Staff of Reporters (Dr. Machay)—Withdrawn ... ..	439	955	...	...	...	...	...	...	...	
Library Committee appointed ... ..	206	...	...	...	...	...	...	...	...	
Licenses—Publicans—Motion for going into Committee to consider resolution respecting (Mr. Wood) ... ..	6	...	...	...	...	...	...	...	...	
House in Committee ... ..	129	...	...	...	...	...	...	...	...	
Resolutions reported, agreed to, and Bill ordered ... ..	141	...	...	...	...	...	...	...	...	
Licensed Publicans Acts Amendment Bill—Initiated ... ..	146	...	...	...	...	...	...	...	...	
Lien on Crops Bill—Copy Despatch from Secretary of State respecting disallowance of—Presented (A. 25) ... ..	146	...	...	...	...	...	...	...	...	
Opinion of Law Officers on (A. 27) ... ..	261	659	...	...	...	...	...	...	...	
Local Government Bill—Initiated ... ..	263	665	...	...	...	...	...	...	...	
Message from His Excellency recommending incorporation of Boroughs, &c., and appropriation under (B. 13) ... ..	23	...	...	...	...	...	...	...	...	
Motion for taking same into consideration—Withdrawn ... ..	241	1103	...	...	...	...	...	...	...	
Local Government Officers Bill—Initiated ... ..	326	...	...	...	...	...	...	...	...	
Lunatic Asylum—Reply to question for copy of Evidence and Report of Board on conduct of Drs. Bowie and Callan respecting death of Charles Jenkins—Presented (A. 9) ... ..	254	...	...	...	...	...	...	...	...	
Progress Report of Commission on—Presented (No. 34) ... ..	45	579	...	...	...	...	...	...	...	
Motion for Return respecting (Mr. McLellan) ... ..	123	...	...	...	...	...	...	195	...	
Return (C. 9) ... ..	144	...	...	...	...	...	...	...	...	
Bill—Message from His Excellency the Governor recommending appropriation of Revenue for purposes of ... ..	144	...	49	...	...	...	...	...	...	
	253	...	...	...	...	...	...	...	...	
M.										
Magistrates—Melbourne General Sessions—Motion for Return of attendance at (Mr. Frazer)—during the year 1862 ... ..	18	...	...	...	...	...	...	...	...	...
Return ... ..	18	...	...	...	...	...	...	...	...	...
Main, Mr. J. P.—Motion for referring Petition of—for consideration of his unadjusted accounts to a Select Committee (Mr. Edwards) ... ..	310	...	...	...	...	...	...	...	...	...
Motion for referring Reports and Evidence of Session 1856-7 (Mr. Weeks) ... ..	319	...	...	...	...	...	...	...	...	...
Addition of Names ... ..	363	...	...	...	...	...	...	...	...	...
Motion for reference of all Papers and Documents laid before Select Committee on the case in 1856-7 to present Committee (Mr. Edwards) ... ..	369	...	...	...	...	...	...	...	...	...
Progress Report by leave brought up (D. 49) ... ..	440	...	1255	...	...	...	...	...	...	...
Manslaughter—Convictions for—Motion for Return of—since January, 1861 (Mr. Tucker) ... ..	41	...	...	...	...	...	...	...	...	...
Return ... ..	274	...	...	...	...	...	...	...	...	...
Mariners Examination Bill—Initiated ... ..	163	...	...	...	...	...	...	...	...	...
Maryborough National School, Chinaman's Flat. See "Education."	...	...	...	...	...	...	...	...	...	...
Mason, Leonard (See also "Mr. P. C. Buckley")—Motion for Address for copies of all Petitions presented to the Governor in relation to (Mr. Orkney) ... ..	29	...	...	...	...	...	...	...	...	...
Return ... ..	31	...	...	...	...	...	...	...	...	...
Motion for going into Committee to consider Resolutions (Mr. Orkney) ... ..	37, 247	...	...	...	...	...	...	...	...	...
Melbourne Benevolent Asylum—Motion for going into Committee to consider Address (Mr. O'Grady) ... ..	359	...	...	...	...	...	...	...	...	...
House in Committee ... ..	376	...	...	...	...	...	...	...	...	...
Resolution reported, agreed to, and Address ordered ... ..	379	...	...	...	...	...	...	...	...	...
Melbourne—Defence of—Motion for going into Committee to consider Address (Mr. Woods) ... ..	379	...	...	...	...	...	...	...	...	...
House in Committee ... ..	385	...	...	...	...	...	...	...	...	...
Resolution reported, agreed to, and Address ordered ... ..	388	...	...	...	...	...	...	...	...	...
Melbourne General Cemetery—Reply to question for copy of Correspondence with reference to non-publication of Accounts—Presented ... ..	435	...	...	...	...	...	...	...	...	...

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
Melbourne and Geelong Corporations Acts—Petition from Mayor, Aldermen, Councillors, and Citizens of Melbourne, and Mayor, Aldermen, Councillors, and Burgesses of the Town of Geelong, praying for leave to introduce a Bill to amend Acts, and for suspension of certain Standing Orders relating to Private Bills ... ..	33				
Motion for suspension of Standing Orders, and for leave to introduce Bill ( <i>Mr. Cohen</i> ) ... ..	47				
Bill initiated ... ..	47				
Referred to Select Committee ... ..	143				
Report brought up ... ..	153	...	1293		
Message from Council for copies of Report and Proceedings Ordered to be transmitted ... ..	195				
Melbourne and Geelong—Public Works—Motion for Return of Cost and Revenue from ( <i>Mr. Smyth</i> )—Negatived ... ..	187				
Melbourne and Hobson's Bay Railway Act Amendment Bill. See "Railways."					
Melbourne and Hobson's Bay Railway Act Extension Bill. See "Railways."					
Mercantile Law Amendment Bill—Initiated ... ..	34				
Motion for considering Amendments of Legislative Council ( <i>Mr. Levi</i> )—Negatived ... ..	384				
Motion for restoring Order of the Day to Paper ( <i>Mr. Levi</i> ) ... ..	385				
Messages from the Governor—Notifying receipt of Despatch from Secretary of State conveying Her Majesty's Reply to Address of Condolence on death of His Royal Highness Prince Albert (B. 1) ... ..	2	963			
Recommending Appropriation out of Consolidated Revenue for endowment under Local Government Bill (B. 2) ... ..	5	965			
Transmitting Estimates of Expenditure for 1863 and Supplementary Estimates for 1862 (B. 3) ... ..	33	967			
Transmitting copy of all Despatches relating to Governor's Salary Reduction Bill and His Excellency's Resignation of Office (B. 4) ... ..	59	1059			
In reply to an Address applying for copy of any communication with the Home Government respecting the Country discovered by Burke and Wills (B. 5) ... ..	123	1067			
In reply to Address from the Assembly asking for copies of Despatches and Correspondence in relation to the Appropriation Act of 1861 (B. 6) ... ..	131	1069			
Transmitting substituted Estimates of Expenditure for 1863 for Colonial Military Establishments and for H.M.S.S. <i>Victoria</i> (B. 7) ... ..	157	1071			
Transmitting Further Supplementary Estimates for 1862 and Additional Estimates for 1863 (B. 8) ... ..	157	1075			
Recommending appropriation from Consolidated Revenue for Retiring Allowances to Master in Equity and Salaries and Retiring Allowances to Judges of Courts of Mines and County Courts (B. 9) ... ..	219	1093			
Recommending appropriation for purposes of Real Property Act Amendment Bill (B. 10) ... ..	219	1095			
Recommending appropriation from Consolidated Revenue for Loan for Public Buildings (B. 11) ... ..	235	1097			
Transmitting substituted Estimates for Municipalities and Charitable Institutions (B. 12) ... ..	235	1099			
Recommending incorporation of certain Boroughs and Bodies Corporate and appropriation of certain Funds for the use of the same (B. 13) ... ..	241	1103			
Recommending Appropriation from Consolidated Revenue for purposes of Lunatic Asylum Bill (B. 14) ... ..	253	1105			
Transmitting Additional Estimates of Expenditure for 1863 on Charitable Institutions (B. 15) ... ..	261	1107			
Transmitting Further Additional Estimates for 1863 and Third Supplementary for 1862 (B. 16) ... ..	334	1111			
Suggesting Amendments in Local Government Bill (B. 17) ... ..	373	1129			
Recommending appropriation for purposes of Real Property Act Amendment Bill (B. 18) ... ..	406	1131			
Similar Message in reference to Assurance in Real Property Act Amendment Bill (B. 19) ... ..	409	1133			
Transmitting Fifth Additional Estimate for 1863 (B. 20) ... ..	412	1135			
Recommending Amendments in Electoral Act 1863 Amendment Bill (B. 21) ... ..	429	1143			
Transmitting further Additional Estimates for 1863 (B. 22) ... ..	430	1145			
Recommending Amendments in Electoral Act 1863 Amendment Bill (B. 23) ... ..	439	1151			
Messages from the Legislative Council—Informing Legislative Assembly of appointment of Joint Committees ... ..	18				
Notifying agreement in Consolidated Revenue Bill ... ..	120				
Requesting to be furnished with copies of Report and Proceedings of Select Committee on Provident Institute Bill ... ..	147				
Notifying that they had adopted the Report of the Refreshment Rooms Committee, and desiring concurrence therein ... ..	151				
Notifying agreement in the Provident Institute Bill ... ..	151				
Transmitting Punishment of Frauds Bill, and asking concurrence therein ... ..	158				

	VOTES.	PRINTED PAPERS.			
	Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
	Page.	Page.	Page.	Page.	Page.
Messages from the Legislative Council—Notifying agreement in Registration Act Amendment Bill ... ..	161				
Notifying agreement in Geelong Commissioner of Insolvent Estates Bill ... ..	167				
Requesting concurrence in additional Joint Standing Order agreed to by them ... ..	175				
Requesting to be furnished with copies of Report and Proceedings from Select Committee on Melbourne and Geelong Corporations Acts Amendment Bill ... ..	195				
Requesting to be furnished with copies of Report and Proceedings of Select Committee on East Collingwood Improvement Bill ... ..	206				
Notifying agreement in Consolidated Revenue Bill ... ..	213				
Applying for copies of Report, Proceedings, and Evidence from Select Committee on the Melbourne and Hobson's Bay Railway Act Amendment Bill ... ..	215				
Notifying agreement in the Amendments made by the Assembly in Punishment of Frauds Bill ... ..	265				
Returning Electoral Act Amendment Bill with Amendments ... ..	279				
Returning Local Government Bill with Amendments ... ..	279				
Returning the East Collingwood Improvement Bill with Amendments ... ..	279				
Requesting to be furnished with any plans and specifications connected with the Melbourne and Hobson's Bay Railway Act in the possession of the Assembly ... ..	280				
Requesting the Assembly to expunge new Clause E from Electoral Act Amendment Bill inserted by the Council in error	281				
Returning Passage Brokers Bill with Amendments ... ..	293				
Returning Customs Laws Amendment Bill with Amendments ... ..	293				
Returning Chinese Immigrants Bill with Amendments ... ..	297				
Transmitting Report of Refreshment Rooms Committee, and requesting concurrence therein ... ..	311				
Notifying agreement in amendments made in the Electoral Act Amendment Bill on the amendments of the Council, and that they do not insist on the insertion of new clause E ... ..	311				
Returning Reformatory and Industrial Schools Bill with Amendments ... ..	323				
Notifying agreement in amendment of Legislative Assembly on amendment of Legislative Council in Chinese Immigrants Bill ... ..	323				
Informing that the Council do not insist on their amendment in Customs Laws Amendment Bill ... ..	323				
Returning the Immigration Bill with amendments ... ..	323				
Informing that they do not agree in the Amendment made by the Legislative Assembly in the Amendment of the Legislative Council in the Passenger Brokers Bill ... ..	324				
Returning Local Government Bill, and notifying agreement in some Amendments made by Assembly on Amendments of Council and disagreement in others ... ..	325				
Acquainting the Assembly of some clerical errors made in Local Government Bill, and requesting concurrence in correction of same ... ..	333				
Notifying agreement in Consolidated Revenue Bill (3) ... ..	334				
Returning Governor's Salary Reduction Bill with Amendments... ..	337				
Returning the Supreme Court Bill with Amendments... ..	348				
Returning the Adulteration of Food Bill with Amendments ... ..	348				
Notifying that they do not insist upon a certain Amendment made by them in the Local Government Bill, and that they agree to the Amendments made by Assembly in the Amendments of the Legislative Council in this Bill ... ..	367				
Informing that they have agreed to the Amendments made by the Assembly in the Amendments of the Council in the Immigration Bill, and that they do not insist upon the insertion of the new Clause B. in this Bill ... ..	367				
Returning Melbourne and Geelong Corporations Acts Amendment Bill, with Amendments ... ..	367				
Notifying agreement with Amendments made by Legislative Assembly in their Amendments in Adulteration of Food Bill ... ..	378				
Returning Mercantile Law Amendment Bill, with Amendments	378				
Notifying agreement in Amendments suggested by the Governor in Local Government Bill ... ..	378				
Informing that they insist on their Amendments in Clause IV. of Melbourne and Geelong Corporations Acts Amendment Bill ... ..	384				
Returning Partnerships Bill (2), with Amendments ... ..	388				
Returning Electoral Act 1863 Amendment Bill, with Amendments	388				
Notifying agreement in the Amendments made by the Assembly in their Amendments in the Partnerships Bill, and that they do not insist upon their Amendments in Clause XII. of the Bill disagreed to by the Assembly ... ..	406				
Informing that they insist upon their Amendment to leave out Clause XVIII. of the "Act to amend the Electoral Act 1863" for the reasons stated ... ..	406				
Returning Real Property Act Amendment Bill with Amendments	410				

	Votes.	PRINTED PAPERS.				
		Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.	Page.
Messages from the Legislative Council—Informing that they insist upon their Amendments to insert certain words in First Schedule to Mercantile Law Amendment Bill ... ..	410					
Returning Railway Management Bill, with Amendments ... ..	411					
Returning Supreme Court Costs Bill, with Amendments ... ..	411					
Notifying agreement in correcting Clerical Errors in Electoral Act 1863 Amendment Bill ... ..	412					
Notifying agreement in Real Property Act Amendment Bill (2) ... ..	412					
Acquainting that they do not insist on inserting certain words in the First Schedule to the Mercantile Law Amendment Bill disagreed to by the Legislative Assembly ... ..	430					
Notifying agreement in Amendment of Assembly in new Clause D of the Real Property Act Amendment Bill ... ..	430					
Notifying agreement in Amendments suggested by His Excellency the Governor in Electoral Act 1863 Amendment Bill ... ..	430					
Transmitting Message from His Excellency the Governor, suggesting Amendments in Mercantile Law Amendment Bill, and notifying agreement in such Amendments ... ..	435					
Notifying agreement in Volunteer Corps Bill (No. 2), without Amendment ... ..	438					
Notifying their agreement in some Amendments made by the Legislative Assembly on Amendments of the Legislative Council in the Railway Management Bill, and that they have agreed to one Amendment with a consequential Amendment, in another part of Bill, and that they insist upon certain of their Amendments, and do not insist on another of such Amendments ... ..	438					
Notifying agreement in Municipalities Act Amendment Bill, without Amendment ... ..	440					
Notifying agreement in the Amendments recommended by His Excellency the Governor in Electoral Act 1863 Amendment Bill ... ..	441					
Acquainting that the Council insist upon their Amendment to insert words in Clause X. of the Railway Management Bill for the reasons stated ... ..	441					
Notifying agreement in Appropriation Bill without Amendment ... ..	441					
Notifying appointment of Committee to confer with Committee of Assembly on the Amendment in Clause X. of the Railway Management Bill insisted on by them ... ..	442					
Acquainting that they do not insist on their Amendment in Clause X. of the Railway Management Bill, and agree to the Amendments made by the Legislative Assembly in this Clause ... ..	445					
Notifying agreement in Amendments of Assembly on Amendments of Council in the Supreme Court Costs Bill ... ..	445					
Transmitting three Schedules, which had been omitted in the transcription of the Amendments made by the Council in the Supreme Court Costs Bill ... ..	447					
Military—Copy of Despatch from the Secretary of State respecting colonial allowance to the (No. 81) ... ..	363					137
Reply to question for copy of Despatch from Secretary of State containing proposal relating to—Presented (A. 45) ... ..	377	949				
Correspondence relating to removal of Troops to New Zealand—Presented (No. 88) ... ..	387					1413
Motion for Return of Expenditure, &c., in relation to ( <i>Mr. Haines</i> ) ... ..	434					
Militia and Volunteers—Copy of Despatch from Secretary of State respecting relations between the Colonial Government and Local Forces—Presented (No. 82) ... ..	329					1381
Mines—Court of, Rule—Presented ... ..	17					
Order in Council—Presented (A. 47) ... ..	381	953				
Mining Associations Act Amendment Bill—Initiated ... ..	61					
Mining Board—Ballarat—Motion for Return respecting ( <i>Mr. Pope</i> ) ... ..	53					
Return ... ..	151					
Commission—Motion for appointment of Select Committee to inquire into delay of, in printing Evidence taken before—( <i>Mr. McLellan</i> )—Negatived ... ..	149					
Letter to Chief Secretary from Secretary of—Presented ... ..	191					
Mining Leases. See "Gold Fields." ... ..						
Mining on Private Property Bill—Initiated ... ..	46					
Motion for taking precedence ( <i>Mr. Pope</i> )—Negatived ... ..	253					
Mining on Private Property Bill (2)—Initiated ... ..	262					
Municipalities and Charitable Institutions—Report of Commissioners appointed to enquire into—Presented (No. 52) ... ..	211					399
Municipal Corporations Acts Amendment—Motion for going into Committee to consider Resolutions ( <i>Mr. Wood</i> ) ... ..	236					
House in Committee ... ..	244					
Resolution reported, agreed to, and Bill ordered ... ..	250					
Municipalities Acts Amendment Bill—Initiated ... ..	252					
Murchison's Big Hill—Motion for going into Committee to consider Address ( <i>Mr. Snodgrass</i> ) ... ..	164					
Motion negatived ... ..	179					
Murray River—Clearing of—Motion for going into Committee to consider Address ( <i>Mr. Weeks</i> )—Withdrawn ... ..	283					
Motion respecting ( <i>Mr. Weeks</i> ) ... ..	338					
Navigation of. See "Riverine Districts." ... ..						
Customs Duties. See "Customs Duties." ... ..						

	VOTES.		PRINTED PAPERS.				
	Vol. I.		Vol. I.	Vol. II.	Vol. III.	Vol. IV.	
	Page.		Page.	Page.	Page.	Page.	
N.							
Nash, Mr. Richard—Motion for Copies of Correspondence relating to ( <i>Mr. Brodribb</i> ) ... ..	15						
Return ... ..	41						
Reply to question for report of Court upon case of—as Captain of St. Kilda Rifles—Presented ... ..	39						
Naval and Military Forces Bill—Initiated ... ..	285						
Nelson, Constable—Motion for Copies of Correspondence in reference to case of ( <i>Mr. Pope</i> )—Negatived ... ..	173						
New Industries—Motion for Return respecting ( <i>Mr. Foott</i> ) ... ..	23						
Return ... ..	55						
New Manufactures—Motion for going into Committee to consider Address ( <i>Mr. L. L. Smith</i> )—Withdrawn... ..	46						
Newspapers Bill—Initiated ... ..	236						
Motion for second reading adjourned ... ..	250						
North Gippsland—Motion for Copies of Letters in reference to public requirements of ( <i>Dr. Mackay</i> ) ... ..	25						
Nosological Index, or guide to the classification and tabulation of the various causes of death—Presented (No. 76) ... ..	337					1343	
O.							
Oaths Bill—Motion for leave to introduce same ( <i>Mr McLellan</i> )— Negatived on division ... ..	337						
Observatories—Special Report of Visitors—Presented (No. 32) ... ..	121					119	
Third Report of Visitors, with Report of Government Astro- nomer, &c. (No. 86) ... ..	447					1399	
Officials in Parliament Act Amendment Bill—Initiated ... ..	127						
Order for second reading lapsed ... ..	264						
Restored upon Motion ( <i>Mr. Woods</i> ) ... ..	280						
Oyster Fisheries—Motion for going into Committee to consider Address ( <i>Mr. L. L. Smith</i> ) ... ..	144						
Negatived ... ..	188						
P.							
Pacific, Islanders of— <i>See</i> "Islanders"							
Parliament Buildings—Committee appointed ... ..	6						
Addition of Name ... ..	334						
Parliamentary Draftsmen—Motion for Return of Moneys paid to, from 30th September, 1858, to 30th June, 1863 ( <i>Mr. Mollison</i> ) ... ..	347						
Return (C. 25) ... ..	374		127				
Partnerships Bill—Initiated ... ..	2						
Referred to Select Committee ( <i>Dr. Mackay</i> ) ... ..	29						
Motion for extracts from Evidence and opinions laid before Committee of House of Commons on subject of ( <i>Dr. Mackay</i> ) Return (C. 7) ... ..	53			23			
Motion for reducing quorum ( <i>Dr. Mackay</i> ) ... ..	125						
Addition of name ... ..	168						
Progress Report by leave brought up (D. 26) ... ..	202						
Referred back to Committee ... ..	253		355				
Report brought up (D. 34) ... ..	295						
Bill withdrawn ... ..	311		517				
Bill withdrawn ... ..	321						
Partnerships Bill (2)—Initiated ... ..	321						
Passengers—Motion for going into Committee to consider resolutions respecting ... ..	145						
House in Committee ... ..	145						
Resolutions reported, agreed to, and Bill ordered ... ..	145						
Bill initiated ... ..	145						
Motion for instruction to Committee of the whole House on Bill to divide same into two Bills ( <i>Mr. Anderson</i> ) ... ..	202						
Pensions—Motion for Address for copies of Correspondence, Minutes, &c., respecting ( <i>Mr. Brooke</i> ) ... ..	283						
Return (C. 19) ... ..	311						
Further Return (C. 19) ... ..	312		77				
Motion for Address for copies of Correspondence and Papers in relation to the Pension of the Postmaster-General ( <i>Mr.</i> <i>Snodgrass</i> ) ... ..	348						
Return (A. 38.)... ..	349	925					
Further Return (A. 39) ... ..	349	927					
Motion respecting ( <i>Mr. Snodgrass</i> ) ... ..	348						
Motion in reference to Pension of the late Postmaster-General ( <i>Mr. Howard</i> ) ... ..	374						
PETITIONS presented from—							
<i>Ballaarat</i> —Inhabitants of—praying for the construction of channels to carry off storm water from the township ... ..							
Certain Members of Local bodies, and Inhabitants of, praying the House to take their case, as set forth in the Petition, into consideration, and to take such measures as would prevent the calamity they apprehend ... ..	177						
<i>Beilby, John Wood</i> , of Mordialloc, praying the House to consider his claim ... ..	239						
<i>Conness, Mr.</i> —Certain Merchants, Storekeepers, Farmers, &c., of the Indigo and neighborhood, praying the House to refer the case of <i>Mr. Conness</i> to a Select Committee (E. 3) ... ..	65		1325				

	VOTES.	PRINTED PAPERS.				
		Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.	Page.
<b>PETITIONS presented from—</b>						
<i>Conveyancers' Bill</i> —James Scott of the City of Melbourne, Notary Public and Conveyancer, of Scotland, praying the House to insert a provision in the Conveyancers' Bill, to enable conveyancers of Scotland to be admitted as Attorneys, Solicitors, and Proctors of Supreme Court ...	33					
Council of Law Institute of Victoria, praying the House not to pass the Bill ...	55					
<i>Crook, Edward</i> of Holey Plain, Gippsland, praying the House to enquire into the subject matter of his Petition ...	191					
<b>Customs—</b>						
Municipal Council of Castlemaine, praying the House to make provision in the Customs Act Amendment Bill for Inland Bonded Warehouses ...	251					
<i>Davis, Richard</i> , Coal Discoverer, Griffith's Point, praying for enquiry into his agreement with the Government ...	59					
<i>Dog Nuisance</i> —Inhabitants of Victoria, praying the House to take the statements set forth in the Petition into consideration, and pass an enactment to restrain the dangerous practice therein referred to ...	239					
<b>EDUCATION:</b>						
<b>Common Schools Act—</b>						
Thomas M. Barry, chairman of meeting of teachers of the common schools in the Ovens district, praying the House to devise measures to prevent certain proposed regulations in reference to—from becoming law ...	177					
Certain teachers of the Warrnambool district under—praying the House to define the interpretation of the 15th clause of proposed Rules and Regulations of Board of Education, and to insist upon the Board adhering strictly to the Act ...	153					
Certain teachers of common schools in Castlemaine district praying the House to take the subject of the proposed rules and regulations into consideration, and devise means whereby reasonable education might be secured to the colony, and whereby the teachers may be placed in a position to secure a provision for old age (E. 7) ...	154	...	1333			
Certain inhabitants of Daylesford and vicinity praying that the average attendance of scholars at common schools might be reduced (E. 10) ...	283	...	1339			
Certain members of Church of England School Committee at Wellington, praying the House to consider the case of Salaries of Teachers, as set forth in the petition ...	147					
Referred to Select Committee on Teachers' Salaries ...	152					
Certain members of Local Committee of Common Schools and Teachers in Kyneton district, praying the House to take steps to prevent teachers being dependent upon reports of inspectors for their payment ...	199					
Certain inhabitants of Geelong, praying the House to make provision for retaining services of Singing and Drawing Masters in Common Schools ...	63					
<i>National School Board</i> —Certain teachers employed under—at Sandhurst and Mandurang, praying the House to grant restitution or indemnification to the teachers who have had a deduction from their salaries, as set forth in the petition ...	330					
<i>Ewart, John</i> , of Prahran, praying the House to take his statements in his petition into consideration and deal therewith as the House may see fit ...	125					
<i>Fisheries Act</i> —Certain fishermen of the colony of Victoria, praying the House to amend Act No. 152. ...	363					
Certain fishermen of Queenscliff praying the House to redress their grievances as set forth in the petition ...	393					
<i>Hammet, William Paley</i> , praying the House to take steps to have the cause of his dismissal reconsidered ...	249					
Referred to Committee on Traffic Department of Railways ...	254, 259					
<i>Hargraves, Edward Hammond</i> , of Brisbane Water, New South Wales, praying the House to take the statements in the petition into consideration ...	221					
<i>Hebard, Edward, and Joseph Sanderson</i> , of Avoca, praying the House to appoint a Select Committee to enquire into their case ...	137					
<i>Holway, Ambrose Maurice</i> , late of Greta, praying the House to take his case as set forth in the petition into consideration ...	55					
<b>Impounding Act Amendment Bill—</b>						
Certain Landowners, Land Occupiers, Householders, &c., at and near Carisbrook, praying the House to relieve them from certain oppressive losses and perplexities by amending the Impounding Act ...	55					
E. O'Farrell, Chairman of Mining Board, District of Maryborough, praying the House to remove certain difficulties referred to in the petition in respect to Poundage Fees ...	57					

	VOTES.	PRINTED PAPERS.				
		Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.	Page.
PETITIONS presented from—						
<i>Imprisonment for Debt Abolition Bill</i> —Certain Members of Melbourne and Provincial Trade Protection and Debts recovery Society, praying the House to negative the Imprisonment for Debt Abolition Bill ... ..	181					
<i>Land Act</i> —						
Certain Inhabitants of Ararat, praying the House to take steps to put a stop to the illegal transactions referred to in the Memorial, and to prevent any further mal-appropriation of the public domain (E. 1.) ... ..	5	...	1321			
Certain Arbitrators appointed under—Read but not received	321					
John McPhillimy, Chairman of Public Meeting of farmers and landholders of the agricultural districts of Burrumbeet, Learmonth and Ascot, praying the House to take the case of persons entitled to select in Land Act 1862, into consideration, and grant them further time	381					
<i>Land Act Amendment Bill</i> —						
John McPhillimy, as Chairman of farmers of agricultural districts of Burrumbeet, Learmonth and Escot, praying the House to adopt an amendment suggested in the Land Sales Act Amendment Bill, and give extended areas, may be surveyed and divided into allotments for purchase... ..	381					
Certain farmers of Little River, praying the House to make certain amendments in the Land Act Amendment Bill	365					
McIntyre, Alexander Hamilton, of Glenlyon, praying the House to protect him in the occupation of Glenlyon... ..	181					
<i>Law Courts</i> —						
Melbourne Chamber of Commerce, praying the House to take steps for removal of Courts of Law and Equity to a more convenient site ... ..	293					
Referred to a Select Committee ... ..	315					
Certain Merchants, Bankers, Barristers, &c., similar prayer	293					
Referred to Select Committee appointed to consider the subject... ..	315					
<i>Licensed Publicans Acts Amendment Bill</i> —						
<i>Against the Clause in the Bill authorising the issue for £10 of a Grocer's License to Sell Fermented and Spirituous Liquors</i> —						
Representatives of the Victoria Licensed Victuallers' Federal Association (E. 5) ... ..	147	...	1329			
Certain Licensed Victuallers of Castlemaine and District ... ..	154					
Representatives of the Victorian Licensed Victuallers' Federal Association ... ..	154					
Licensed Victuallers within the Municipality of Kyneton ... ..	154					
Certain Licensed Victuallers of Castlemaine and District ... ..	157					
Licensed Victuallers at Sandridge ... ..	165					
Certain Licensed Victuallers of Williamstown ... ..	167					
Certain Persons, Representatives of Victoria Licensed Victuallers' Federal Association ... ..	169					
Licensed Victuallers of Emerald Hill ... ..	173					
Certain Licensed Victuallers, Melbourne and vicinity ... ..	173					
Licensed Victuallers, Richmond ... ..	173					
Certain Licensed Victuallers of Geelong and vicinity ... ..	211					
Inhabitants of District of Ballarat ... ..	221					
Licensed Victuallers of Fitz Roy and East Collingwood ... ..	234					
Certain Inhabitants of Fitz Roy and East Collingwood Municipalities and vicinity ... ..	243					
Gilbert Duncan, President, Ballarat District Licensed Victuallers' Association, praying the House not to pass the eleventh clause of the Licensed Victuallers Amendment Bill without awarding them reasonable compensation ... ..	177					
<i>Against the Clause in the Bill limiting the Hours for the Sale of Wines and Spirits by Grocers</i> —						
Certain Grocers and Spirit Merchants of Emerald Hill (E. 6)	153	...	1331			
Certain Grocers, and others, at North Melbourne and Carlton	153					
Certain Grocers, &c., at Fitzroy ... ..	153					
Certain Grocers, &c., at East Collingwood ... ..	153					
Certain Grocers, &c., at Sandridge ... ..	153					
Certain Grocers, &c., Richmond ... ..	153					
Grocers and Storekeepers, Maryborough ... ..	175					
<i>Praying the House to make amendments in the Licensed Publicans Act Amendment Bill, or refer it to a Select Committee</i> —						
Certain Grocers and Wine and Spirit Merchants of the City of Melbourne and Suburbs ... ..	167					
Certain Merchants of the City of Melbourne ... ..	167					
Householders, Residents in Melbourne and Suburban Districts	189					
Certain Householders and Residents in Melbourne and Suburban Districts ... ..	205					
Certain Householders and Residents in North Melbourne and Carlton ... ..	211					
Certain Householders and Residents in Melbourne and its Suburbs ... ..	239					

	VOTES.		PRINTED PAPERS.			
	Vol. I.		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
	Page.		Page.	Page.	Page.	Page.
<b>PETITIONS presented from—</b>						
<i>Licensed Publicans Act Amendment Bill—</i>						
<i>Praying the House to adopt the Amendments suggested by them in the Bill—</i>						
Certain Householders and Residents of Richmond ...	199					
Certain Householders and Residents at Avoca ...	199					
<i>Praying that the Laws affecting the Sale of Fermented and Spirituous Liquors might be revised—</i>						
Certain Licensed Publicans of the Town and neighborhood of Talbot ...	121					
<i>Praying the House to pass the Licensed Publicans Acts Amendment Bill—</i>						
Certain Storekeepers and other Residents at Redbank, praying that the measure introduced by Mr. Wood might become Law ...	189					
Certain Storekeepers and others, in the Municipality and District of Ararat ...	241					
Certain residents in Town and District of Dunolly, praying that the Grocers' Clause may be retained in the Licensed Publicans Acts Amendment Bill ...	239					
Richard Sharp, Chairman of Public Meeting of Licensed Victuallers, Maldon, praying House to pass the Bill without delay, with a proviso referred to in the Petition ...	311					
<i>Praying the House not to pass a law that a £10 License should be issued for the Sale of Beer in other than Public House—</i>						
Licensed Victuallers of the Municipalities of Creswick and Clunes ...	283					
Licensed Publicans in and near Talbot ...	283					
Licensed Victuallers of the Municipalities of Smythesdale, Scarsdale, Linton's, Lucky Woman's, and Carngham ...	319					
<i>Praying the House to pass the Licensed Victuallers Act Amendment Bill, with the exception of a certain clause and proviso—</i>						
R. A. Cooper, Chairman of Public Meeting of Licensed Victuallers of Melbourne ...	285					
J. Farrell, President of Castlemaine Licensed Victuallers Association ...	293					
Christopher Cutter, Chairman of Public Meeting of Licensed Victuallers at Richmond ...	293					
E. D. Burrows, President, and Joseph Johnston, Vice-President, of Licensed Victuallers' Association of Sandhurst and Mandurang ...	297					
Gilbert Duncan, President of the Ballarat Licensed Victuallers' Association ...	297					
Thomas Grimwood, President, and James Cattach, Vice-President, of the Collingwood Licensed Victualler' Society ...	297					
<i>Little River—Rothwell Ford—</i> Certain Inhabitants of Little River, in County of Grant, praying the House to take the statements in the Petition into consideration, and grant a speedy remedy ...	211					
<i>Local Government Bill—</i>						
Certain Residents in the South Barwon Municipality, praying the House not to agree to certain amendments by the Legislative Council in the Local Government Bill (E. 9) ...	285	...	1337			
Robert Burke, Chairman of the Mortlake Road Board, praying the House to pass a clause inserted by the Legislative Council for Taxation of Dogs ...	330					
Mayor, Aldermen, Councillors, and Citizens, of Melbourne, praying the House to agree to new clause M, introduced by the Legislative Council in ...	337					
Ludovic, Marie—praying the House to cause enquiry into his case ...	63					
Lunatic Asylum—Certain Landowners and Householders of the Municipal District of Kew, against the erection of a National Lunatic Asylum in that Village Reserve ...	199					
Municipal Council at Kew, similar prayer ...	199					
McDonnell, Sarah, of East Collingwood, praying the House to take her case, as set forth in the petition into consideration ...	154					
Maupertuis, ship—Certain passengers by the Maupertuis bound to New Zealand, praying the House to cause steps to be taken to compel the captain of the ship to proceed to sea ...	135					
Melbourne and Geelong Corporations — Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, and the Mayor, Aldermen, Councillors, and Burgesses of the Town of Geelong, praying the House for leave to introduce a Bill to further alter and amend the laws relating to those Corporations, and for suspension of certain Standing Orders ...	93					

	Votes.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<b>PETITIONS presented from—</b>					
<i>Municipalities Act Amendment Bill—</i>					
Chairman and Members of the Municipal Council of Maldon, praying the House to expunge clause No. 190 of—	351				
Certain inhabitants of municipality of Emerald Hill, praying House to strike out certain clauses of the	374				
Charles Vaughan, praying the House to take steps to alter and amend the provisions in the Municipalities Acts Amendment Bill, referred to in the petition	377				
Certain ratepayers at Brunswick, praying the House to reject certain portions of the Municipalities Acts Amendment Bill	393				
Certain ratepayers of Richmond, praying the House to reject certain portions of the Municipalities Act Amendment Bill	397				
<i>Murray and Ovens River District—</i> Certain inhabitants of the Murray and Ovens River District, praying the House to take steps to connect those districts with Port of Melbourne (E. 8)	205	...			
Referred to Select Committee on Trade of Riverine district	216				
<i>Newspapers Bill—</i> Certain Residents South Barwon Municipality, praying the House not to adopt the Newspapers Bill	279				
<i>Ocean Mail Service</i> , certain colonists of Victoria, praying the House to give favorable consideration to the undertaking referred to in their petition (E. 2)	17	...			
<i>Parker, Edward Stone</i> , praying the House to take the statements in his Petition into consideration and grant him relief	191				
<i>Pensions—</i> Mayor, aldermen and councillors of the town of Geelong, praying the House to pass a Bill to abolish pensions to responsible ministers	405				
<i>Pleuro-pneumonia—</i> Certain Residents of Fitz Roy and elsewhere in Victoria, praying the House to pass a stringent measure for prevention of Sale of Animals affected with—	429				
<i>Provident Institute Company's Bill</i> , Edward Courtney, Official Assignee, and John Langlands, Merchant, praying suspension of Standing Orders relating to Private Bills, and for leave to introduce a Bill for the purposes set forth in the Petition	25				
<i>Railways—</i> Municipal Council, Emerald Hill, praying that the Committee on the Melbourne and Hobson's Bay Railway Company's Amendment Bill may have power to substitute certain clauses attached to the Petition in lieu of others in the Bill	17				
Melbourne and Hobson's Bay Railway Company, praying for leave to introduce Bill to extend provisions of the Company's Acts, and for Suspension of certain Standing Orders relating to Private Bills	39				
Certain Carriers and Forwarding Agents, praying the House to take steps to relieve the petitioners from the evils of which they complain, in reference to Railway Traffic	63				
Referred to Committee on Railway Traffic	63				
Certain Graziers, Cattle Dealers, Butchers, and Others, resident at Melbourne, Sandhurst, &c., praying the House to take immediate action in reference to improved Traffic for Stock, &c., on Railways	177				
<i>Ross, William Murray</i> , of Melbourne, praying that the statements in his Petition may be taken into consideration, and that justice might be done to him	175				
<i>Smith, L. L., M.L.A.</i> , praying for release from custody	269				
<i>State Aid to Religion—</i>					
Certain members of the congregation of christians assembling in Temperance Hall, Melbourne, praying the House to abolish state aid	393				
Rev. Isaac New, Chairman, and William Poole, Secretary of certain members of the Baptist association, and others at Castlemaine, praying the House to abolish state aid to religion	440				
<i>Water Supply, Beechworth—</i> Certain Inhabitants of Beechworth, praying the House to devise measures to assist the Municipal Council in bringing Water into the Township, for the prevention of calamities by Fire (E. 4.)	129	...	1327		
<i>Yachandandah—</i> Certain Miners and others, to take steps for securing Petitioners a sufficient supply of Water	129				
<i>Yarra Pollution Prevention Act—</i> Inhabitants of Richmond, praying the House to repeal the Yarra Pollution Prevention Act	181				
Petroleum Storage Bill—Initiated	60				
Pleuro-pneumonia Act—Cattle destroyed under—Motion for going into Committee to consider Address ( <i>Mr. McCulloch</i> )	132				
House in Committee	176				
Resolution reported, agreed to, and Address ordered	178				
Amendment Bill—Initiated	253				
Copy of Progress Report of Royal Commission—Presented (A. 24)	279	653			
Pleuro-pneumonia in Cattle Act Continuation Bill—Initiated	440				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
Police Dépôt, Richmond—Motion for Return respecting ( <i>Dr. Girdlestone</i> )	39				
Return	145				
Police Force—Motion for laying Evidence, &c., taken before Select Committee of last Session relating to—on Table of the House ( <i>Mr. Pope</i> )	35, 52				
Appointment of Select Committee to enquire into and report upon management of ( <i>Mr. Frazer</i> )—by ballot	42, 45				
Evidence referred to Select Committee	52				
Motion for leave to sit during adjournments of House ( <i>Mr. Frazer</i> )	265				
Report from Select Committee brought up (D. 36)	324	...	545		
Motion for Return of cost of investigation into	392				
Return (C. 29)	435	...	137		
Postal Communication with Europe. See "Steam Postal Communication."					
Post Office—Report on Department of—for 1862 (No. 33)	33	...	...	...	127
Presbyterians—Grant-in-Aid—Motion for copies of Correspondence relating to ( <i>Mr. Macgregor</i> )	206				
Return	219				
Prince of Wales, H.R.H.—Marriage of—Motion for going into Committee to consider Address to His Excellency the Governor requesting a sum of money to be placed on Estimates to be expended on public rejoicings ( <i>Mr. Cohen</i> )	251				
House in Committee	256				
Resolution reported, agreed to, and Address ordered	257				
Motion for going into Committee to consider Address ( <i>Mr. L. Smith</i> )	263				
House in Committee—no Report	265				
Appointment of Select Committee to prepare Address of Congratulation to Her Majesty upon the Marriage of ( <i>Mr. O'Shanassy</i> )	273				
Address brought up, agreed to, and ordered to be presented	273				
Presentation of Address to the Governor, and Reply reported	277				
Printing Bill—Initiated	254				
Printing Committee appointed	6				
Addition of name	334				
First Report—Presented (D. 1)	33	...	167		
Second Report—Presented (D. 2)	53	...	171		
Third Report—Presented (D. 3)	57	...	173		
Fourth Report—Presented (D. 4)	65	...	175		
Fifth Report—Presented (D. 6)	129	...	181		
Sixth Report—Presented (D. 7)	132	...	183		
Seventh Report—Presented (D. 8)	145	...	185		
Eighth Report—Presented (D. 10)	154	...	191		
Ninth Report—Presented (D. 11)	162	...	193		
Tenth Report—Presented (D. 12)	173	...	195		
Eleventh Report—Presented (D. 13)	179	...	199		
Twelfth Report—Presented (D. 14)	189	...	201		
Thirteenth Report—Presented (D. 19)	205	...	317		
Fourteenth Report—Presented (D. 20)	215	...	319		
Fifteenth Report—Presented (D. 22)	233	...	337		
Sixteenth Report—Presented (D. 23)	239	...	339		
Seventeenth Report—Presented (D. 25)	251	...	353		
Eighteenth Report—Presented (D. 27)	261	...	365		
Nineteenth Report—Presented (D. 28)	279	...	367		
Twentieth Report—Presented (D. 31)	294	...	411		
Twenty-first Report—Presented (D. 35)	319	...	543		
Twenty-second Report—Presented (D. 37)	324	...	997		
Twenty-third Report—Presented (D. 38)	363	...	999		
Twenty-fourth Report—Presented (D. 43)	377	...	1153		
Twenty-fifth Report—Presented (D. 44)	393	...	1155		
Twenty-sixth Report—Presented (D. 46)	405	...	1185		
Printing, Government, Establishment—Report on—for years 1859-60, and 1861—Presented (No. 27)	55	...	...	...	29
Privilege—Appointment of Select Committee to consider manner of communicating Replies from His Excellency the Governor to Addresses presented by the House ( <i>Mr. Ireland</i> )	137				
Report brought up (D. 17)	201	...	293		
Mr. Wilson—Proceedings in relation to	337, 365				
Appointment of Select Committee to consider question ( <i>Mr. McCulloch</i> )	367				
Report brought up (D. 45)	405	...	1157		
See also "Assembly."					
Probates Bill—Initiated	25				
Property taken from Prisoners—Motion for Return of, during years 1850, 1851, and 1852 ( <i>Mr. McLellan</i> )	241				
Return (C. 30)	439	...	139		
Provident Institute—Petition from Edward Courtney and John Langlands, praying for suspension of Standing Orders and for leave to introduce Bill in relation to—Presented	25				
Motion for suspension of Standing Orders and for leave to introduce a Bill ( <i>Capt. MacMahon</i> )	30				
Bill initiated	30				
Referred to Select Committee	47				
Report brought up	63	...	1259		
Message from Legislative Council for copies of Report and Proceedings of Committee	147				
Motion for sending same ( <i>Capt. MacMahon</i> )	147				

	VOTES.	PRINTED PAPERS.				
		Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.	Page.
<b>Public Accounts—General Regulations respecting—Presented</b> ...	23					
Additional Regulation (A. 31) ... ..	281	705				
"      "      (A. 35) ... ..	311	873				
"      "      (No. 90) ... ..	429	...	...	...	1423	
<b>Public Buildings Loan—Message from His Excellency the Governor, recommending appropriation from Consolidated Revenue on account (B. 11)</b> ... ..	235					
Ordered to be considered in Committee .. ..	235					
House in Committee .. ..	239					
Resolutions reported, agreed to, and Bill ordered .. ..	244					
Bill initiated .. ..	244					
<b>Punishment of Frauds Bill—Initiated</b> ... ..	158					
Q.						
<b>Queen v. Simmonds. See "Simmonds."</b>						
<b>Queen's Plate—Motion for going into Committee to consider Address (Mr. Levey)</b> ... ..	143					
House in Committee .. ..	146					
Resolution reported, agreed to, and Address ordered .. ..	149					
R.						
<b>RAILWAYS—</b>						
<b>Ballaarat and Ararat—</b>						
Motion respecting sale of land required for formation of Railway between (Mr. McLellan) ... ..	42					
Survey of—Motion for going into Committee to consider Address (Dr. Girdlestone)—Withdrawn .. ..	46					
<b>Ballaarat and Hamilton—</b>						
Motion for going into Committee to consider address (Mr. Levey)—Withdrawn .. ..	117					
<b>Government—</b>						
Accidents on—Motion for Return of—from opening of until 31st March, 1863 (Mr. Houston) ... ..	220					
Board of Land and Works—Report of—Presented (No. 21) ... ..	17	...	...	1553		
Motion for considering Resolution in Committee on the subject of (Capt. MacMahon) ... ..	30					
House in Committee .. ..	31					
Resolutions reported, agreed to, and Bill ordered .. ..	34					
Break Power—Reply to question in reference to deficiency of—Presented .. ..	391					
Cattle Traffic—Appointment of Select Committee (Mr. Frazer) Report brought up (D. 32) .. ..	216	...	413			
Chewton Station—						
Motion for Copy of Report of Engineer-in-chief respecting—and expenditure incurred in erection of (Mr. A. J. Smith) Return .. ..	236					
Letter from Engineer-in-chief correcting his former statement—Presented .. ..	243					
Appointment of Select Committee to enquire into and report on the causes that lead to closing of (Mr. A. J. Smith)... ..	285					
Addition of Names .. ..	278					
Motion for leave to adjourn from place to place (Mr. A. J. Smith) .. ..	283, 294,					
Report brought up (D. 39) .. ..	338					
Motion for taking same into consideration (Dr. Macadam) House in Committee .. ..	315	...	1001			
"      "      No report .. ..	363					
"      "      Return (C. 6) .. ..	374					
"      "      Return (C. 6) .. ..	407					
"      "      Return (C. 6) .. ..	445					
Employés—Motion for Return of hours of attendance of (Mr. Gillies) .. ..	33					
Return (C. 6) .. ..	124	...	21			
Engineer-in-chief's Department — Motion for Return of Officers in .. ..	263					
Engines—Motion for Return respecting (Mr. Woods) .. ..	268					
Essendon Collision — Reply to question for Return showing result of enquiry into, cause of—Presented .. ..	36					
Estimates for 1863—Detailed statement regarding—Presented .. ..	57					
Free Passes on—Motion for Return (Mr. Berry) .. ..	18					
Return .. ..	57					
Geelong and Ballaarat—Contract—Motion for Correspondence relative to the transfer of (Mr. Woods) .. ..	336					
<b>Geelong Junction—</b>						
Reports of Presidents of Melbourne, Geelong, and Ballaarat Chambers of Commerce—Presented (A. 42) ... ..	147					
Motion for printing same (Mr. McCann)—Negatived .. ..	152					
Ordered to be printed (A. 42) .. ..	370	939				
<b>Geelong and Melbourne Railway—</b>						
Accident on—Motion for report in reference to (Mr. Woods) Return .. ..	164					
Return .. ..	165					
Motion for appointment of Select Committee to enquire into claims for injury to property on line (Mr. Foott) .. ..	216					
Report brought up (D. 41) .. ..	377	...	1075			

RAILWAYS—	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
<i>Government—</i>					
Lands purchased for—Motion for Return ( <i>Mr. Houston</i> ) ...	25				
Return ... ..	147				
Little River, Duck Ponds, Cowie's Creek, &c., Stations—					
Receipts for Passenger Traffic at—Presented ...	124				
Loan Act, 1862—Motion for Return of Expenditure under, in					
repairing Geelong and Melbourne Railway ( <i>Mr. McCann</i> )	53				
Return ... ..	65				
Debentures—Further correspondence with the Con-					
tracting Banks on subject of—Presented (No. 16)	61	...	...	1417	
Management Bill—Initiated ... ..	63				
Motion for appointment of Committee to confer with					
Committee of Legislative Council on Amendment					
disagreed to by Council in—( <i>Mr. Grant</i> ) ...	441				
Revenue from each of the Stations on, for January, February,					
March, and April, 1863 ( <i>Mr. W. C. Smith</i> ) ...	251				
Return (C. 16) ... ..	263	...	71		
Rolling Stock, &c.—Motion for Return of Estimated Cost of					
( <i>Mr Woods</i> ) ... ..	316				
Sandhurst and Echuca Railway—Report of Engineer-in-Chief					
on the alternative line at Huntly with plan and sections—					
Presented ... ..	175				
Stock—Motion for Returns of ( <i>Mr. Woods</i> ) ... ..	246				
Return (C. 20) ... ..	294	...	111		
Tickets—Motion for Return of, from 10th January to 10th July,					
1862 ( <i>Mr. Gillies</i> ) ... ..	45				
Return ... ..	59				
Timber, &c. — Motion for Return of—brought from Middle					
Gully Station, Mount Macedon, during February last					
( <i>Mr. Houston</i> ) ... ..	191				
Traffic Branch—Reply to question for Return of Goods sent to					
Sandhurst by Special Train, on 28th October, 1863 (A. 3)	17	563			
Appointment of Select Committee to report upon					
working of ( <i>Mr. Houston</i> ) ... ..	58				
Petition of certain Carriers, &c., referred to Com-					
mittee ... ..	63				
Progress Report with leave brought up (D. 15) ...	199	...	205		
Evidence ordered to be printed ... ..	215				
Correspondence and declaration of Traffic Superinten-					
dent—Presented (A. 21) ... ..	221	637			
Referred to Select Committee ... ..	243				
Petition of W. P. Hammett referred to ... ..	254				
Second Progress Report, with leave brought up (D. 29)	279	...	369		
Addition of names ... ..	334				
Melbourne to Geelong and Ballarat—Motion for Return					
of Passengers and Goods carried on ( <i>Mr. Pope</i> ) ...	42				
Return ... ..	57				
Melbourne to Sandhurst and Intermediate Stations—					
Motion for Returns ( <i>Mr. Houston</i> ) ... ..	31				
Return ... ..	57				
Motion for Return of—Goods forwarded from Melbourne					
to Sandhurst, and <i>vice versa</i> , from opening of Passenger					
Traffic to opening of Goods Traffic ( <i>Mr. McCann</i> ) ...	254				
Return ... ..	274				
Superintendent. See "Mr. Carruthers."					
Valuators—Motion for Return respecting Salaries to, &c. ( <i>Mr.</i>					
<i>Houston</i> ) ... ..	25				
Williamstown—Revenue—Motion for Return of loss on					
( <i>Mr. Woods</i> ) ... ..	58				
Financial Position of—Motion for Return of—from					
31st December, 1861, to 31st December, 1862 ( <i>Mr.</i>					
<i>Howard</i> ) ... ..	206				
Return ... ..	274				
Melbourne and Hobson's Bay Railway Act Amendment Bill—					
Notification by Clerk of Assembly of deposit of Bill	5				
Motion for reading Petition and Order of previous Session ( <i>Mr.</i>					
<i>Anderson</i> ) ... ..	5				
Bill read a first and second time, and Committed to a Select					
Committee ... ..	5				
Petition from Emerald Hill Municipal Council praying for					
substitution of new clauses and additional provisions					
in—Presented ... ..	17				
Motion for reading clauses a first time and reference to					
Examiners ( <i>Mr. Anderson</i> ) ... ..	26				
Appointment of Select Committee ... ..	46				
Motion for instructions to Committee on Bill ( <i>Mr. Anderson</i> )	132				
Addition of name ... ..	158				
Report brought up ... ..	169	...	1301		
Message from Legislative Council for copies of Report and					
evidence ... ..	215				
Ordered to be transmitted ... ..					
Message from the Legislative Council requesting plans, &c.,					
in custody of Assembly ... ..	280				
Ordered to be transmitted ... ..	280				

	VOTES.					PRINTED PAPERS.				
	Vol. I.					Vol. I.	Vol. II.	Vol. III.	Vol. IV.	
	Page.					Page.	Page.	Page.	Page.	Page.
<b>RAILWAYS—</b>										
<i>Melbourne and Hobson's Bay Railway Extension—</i>										
Engineer-in-chief—Report of, upon—Presented ...	39									
Ordered to be printed (A. 7) ( <i>Mr. Orkney</i> ) ...	47	573								
Petition from Melbourne and Hobson's Bay Railway Company, praying for leave to introduce a Bill to extend the provisions of the Company's Acts, and for leave to suspend certain Standing Orders relating to private Bills ...	39									
<b>Real Property Act—</b> Report of Mr. Carter on—Presented (A 13) ...	121	611								
<b>Amendment Bill—</b> Message from His Excellency recommending appropriation for purposes of (B. 10) ...	219									
Initiated ...	222									
Motion for going into Committee to consider Resolution ( <i>Mr. Ireland</i> ) ...	243									
House in Committee ...	249									
Resolution reported, agreed to, and Bill ordered ...	252									
Opinion of Attorney-General and Minister of Justice—Presented (A. 26) ...	263	661								
<b>Message from His Excellency the Governor</b> recommending appropriation for purposes of Assurance Fund under— ...	409									
Motion for going into Committee to consider resolution ( <i>Mr. Higinbotham</i> ) ...	409									
House in Committee ...	409									
Resolution reported, agreed to, and Bill ordered ...	409									
Amendment Bill Initiated ...	409									
<b>Refreshment Rooms Committee—</b> Appointed ...	6									
Addition of Name ...	334									
First Report of Committee—Brought up (D. 5) ...	121	177								
Second Report—Brought up (D. 9) ...	151	187								
Motion for going into Committee to consider Reports ( <i>Mr. Howard</i> ) ...	165									
House in Committee ...	195									
Resolutions reported, agreed to, and Address ordered ...	200									
Report brought up (D. 30) ...	293	407								
Ordered to be considered ...	310									
Report brought up, and ordered to be considered (D. 40) ...	369	1071								
House in Committee ...	376									
Resolution reported, agreed to, and Address ordered ...	379									
Replies to Addresses. See "Privilege."										
<b>Responsible Ministers—</b> Salaries to—Motion for Address for copies of Schedules ( <i>Mr. Brooke</i> ) ...	374									
Return (C. 26) ...	381	131								
<b>Registration Act Suspension Bill—</b> Initiated ...	126									
<b>Reservoirs to Gold Fields—</b> Motion for Return showing state of ( <i>Mr. Macgregor</i> ) ...	179									
Return (C 21) ...	330	113								
Richmond Police Depôt. See "Police Depôt."										
<b>Rife Association—</b> Motion for going into Committee to consider Address for Grant in aid of ( <i>Mr. Anderson</i> )—Negatived ...	446									
<b>Riverine Districts—</b> Trade of—Appointment of Select Committee to report upon best method of securing to Victorian Railways Trade of ( <i>Mr. Loader</i> ) ...	183									
Progress Report—By leave brought up (D 16) ...	199	289								
Second Progress Report—By leave brought up (D. 18) ...	201	313								
Petition from the inhabitants of the Murray districts, praying that those districts be connected with the port of Melbourne Presented ...	205									
Petition referred to Committee ...	216									
Addition of Name ...	246									
Report brought up (D. 42) ...	377	1091								
<b>Road Boards —</b> Grant to—Motion for Returns of distribution and expenditure of ( <i>Mr. O'Grady</i> ) ...	29									
Return (C. 2) ...	29	3								
Motion for Return of, with Names and Number of, formed in 1862 ( <i>Mr. McCann</i> ) ...	209									
Return (C 14) ...	219	67								
Motion for Return, showing estimated Area and Population of each, formed in 1862 ...	249									
Motion condemnatory of Distribution of Grant for ( <i>Mr. McCann</i> )—Negatived ...	283, 309									
Motion for further Return ( <i>Mr. McCann</i> ) ...	317									
Return ...	351									
Motion for Return of Special Grants made to, during the year ending 30th June, 1863 ( <i>Mr. Levey</i> ) ...	359									
Return (C. 28) ...	429	135								
<b>Road Districts and Shires—</b> Message from His Excellency the Governor recommending appropriation in reference to—Presented (B. 2) ...	5									
Motion for considering same in Committee ( <i>Mr. O'Shanassy</i> ) ...	9									
House in Committee ...	21									
Resolutions reported, agreed to, and Bill ordered ...	23									
Bill initiated. See "Local Government Bill."										
<b>Ross, Mr. Murray—</b> Petition praying enquiry into his case ...	175									
Appointment of Select Committee to consider same ( <i>Mr. Francis</i> ) ...	179									
Report brought up (D. 47) ...	405	1187								

	VOTES.	PRINTED PAPERS.				
		Vol. I.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.	Page.
Rothwell Bridge, Little River—Motion for going into Committee to consider Address ( <i>Mr. Cummins</i> )—Negatived ... ..	384					
Rutherglen Road District—Motion for copies of Correspondence relating to proposed division of ( <i>Mr. Orr</i> ) ... ..	148					
Return ... ..	175					
S.						
Sanderson, Mr. See "Messrs. Hebard and Sanderson" ... ..						
Sandhurst—McCrae-street—Motion respecting formation of ( <i>Mr. Strickland</i> )—Negatived ... ..	37					
Mining Board—Motion for copies of Correspondence, Reports, &c., connected with removal of ( <i>Mr. Strickland</i> ) ... ..	195					
Sandridge—Motion for all Petitions, Correspondence, &c., relating to annexation of Fisherman's Bend to Municipality ( <i>Mr. Anderson</i> ) ... ..	412					
Sanitary Station, Point Nepean—Motion for Select Committee to inquire into certain charges against Dr. Callan; also as to cost and public utility of such institution ( <i>Dr. Girdlestone</i> )—Negatived ... ..	187					
Savings Banks—Statements and Returns for the year ending 30th June, 1862. Presented (A. 2) ... ..	2	533				
Scab Act, Licenses under—Motion for Returns respecting ( <i>Mr. Wilson</i> )	158					
Part Return ... ..	183					
Further Return ... ..	251					
Amended Return ... ..	257					
School Boards' Officers. See "Education." Teachers. See "Education."						
Sewerage and Water Department—Receipts and Expenditure for the year 1861. Presented (A. 4) ... ..	9	565				
Similar Return for 1862 (A. 44) ... ..	369	945				
Simmonds, Queen v.—Motion for copies of Proceedings taken in case of ( <i>Mr. McCann</i> ) ... ..	23					
Return ... ..	34					
Motion for copies of Correspondence between the Attorney-General and the Geelong Bench respecting ( <i>Mr. McCann</i> )	53					
Return ... ..	53					
Motion for appointment of Select Committee to inquire into case of ( <i>Mr. McCann</i> )—Negatived ... ..	143					
Smith, W. J.—Motion for referring Petition and Papers to Select Committee on Gold Prospectors ( <i>Dr. Mackay</i> )—Negatived ... ..	265					
Spencer-street Dock—Motion for Correspondence with Mr. Maxwell respecting ( <i>Mr. Tucker</i> ) ... ..	374					
St. Kilda Drainage—Motion for Copies of Correspondence respecting ( <i>Mr. Brodrigg</i> ) ... ..	151					
Return ... ..	175					
Staff Officers, Volunteer Force. See "Volunteer Force."						
Standing Orders Committee appointed ... ..	6					
Addition of name ... ..	334					
Motion for Suspension of— ... ..	326, 409,					
... ..	437					
Statistics—Agricultural and Live Stock, for the year 1862—Presented (No. 40) ... ..	265				213	
Criminal, for the year 1861—Presented (No. 12) ... ..	131			1293		
General, for the year 1861—Presented (No. 9) ... ..	131			277		
Steam Postal Communication with Europe—Motion for going into Committee to consider resolutions ( <i>Mr. Higinbotham</i> ) ... ..	163					
House in Committee ... ..	163					
Resolutions reported and agreed to ... ..	164					
Steam Sloop "Victoria"—Motion for printing Return of Commercial Services rendered by—Presented, 31st Jan., 1860 ( <i>Mr. Levi</i> )—(C. 3) ... ..	61		7			
Succession to Real Estate Bill—Initiated ... ..	144					
Sullivan, Mr. John—Motion for going into Committee to consider Address ( <i>Mr. Wright</i> ) ... ..	336					
House in Committee ... ..	339					
Resolution reported, agreed to, and Address ordered ... ..	345					
Supreme Court Bill—Initiated ... ..	132					
Motion for going into Committee to consider the eighth section of ( <i>Dr. Mackay</i> ) ... ..	158					
House in Committee ... ..	180					
Resolution reported and agreed to ... ..	181					
Supreme Court Buildings and offices—Petitions from &c.—Appointment Select Committee to consider site of ( <i>Dr. Mackay</i> ) ... ..	295					
Motion for leave to send for persons and papers, and to sit during adjournment of Assembly ... ..	315					
Petitions referred ... ..	315					
Addition of names ... ..	338					
Report brought up (D. 48) ... ..	411		1213			
Supreme Court Costs Bill—Initiated ... ..	25					
Rule of Court—Presented (A. 41) ... ..	333	937				
Supply—Governor's speech—Ordered to be considered ... ..	21					
Considered and motion for supply made ( <i>Mr. Haines</i> ) ... ..	23					
Referred and motion for supply considered in Committee	30					
Resolution reported and agreed to ... ..	31					

	PRINTED PAPERS.				
	VOTES.	Vol. I.	Vol. II.	Vol. III.	Vol. IV.
	Page.	Page.	Page.	Page.	Page.
Supply—Message from His Excellency the Governor, transmitting Estimates of Expenditure for 1863, and Supplementary Estimates for 1862 (B. 3) ... ..	33	967			
Referred to Committee of Supply ... ..	33				
Railway Estimates—Detailed statement regarding—Presented Message from His Excellency the Governor, transmitting substituted Estimates of Expenditure for Colonial Military Establishments, and for Her Majesty's s.s. <i>Victoria</i> , for 1863 (B. 7) ... ..	57				
Referred to Committee of Supply ... ..	157	1071			
Message from His Excellency the Governor, transmitting Further Supplementary Estimates for 1862, and Additional Estimates for 1863 (B. 8) ... ..	157	1075			
Referred to Committee of Supply ... ..	157				
Message from His Excellency the Governor, transmitting substituted Estimates for Municipalities and Charitable Institutions (B. 12) ... ..	235	1099			
Referred to Committee of Supply ... ..	235				
Transmitting additional Estimates for 1863 Charitable Institutions (B. 15) ... ..	261	1107			
Referred to Committee of Supply ... ..	261				
Transmitting further additional Estimates for 1863, and Third Supplementary for 1862 (B. 16) ... ..	334	1111			
Referred to Committee of Supply ... ..	334				
Message from His Excellency the Governor—Transmitting Fifth Additional Estimate for 1863 (B. 20) ... ..	412	1135			
Referred to Committee of Supply ... ..	412				
Transmitting further Additional Estimates for 1863 (B. 22) ... ..	430	1145			
Referred to Committee of Supply ... ..	430				
House in Committee ... ..	30, 34, 40, 41, 53, 56, 58, 61, 64, 209, 220, 236, 240, 262, 280, 335, 344, 394, 410, 414, 433				
Resolutions reported and agreed to ... ..	31, 47, 66, 211, 222, 245, 266, 331, 352, 397, 412, 421, 436				
Amendment upon Report ... ..	71, 75, 116				
Supreme Court Rule—Matrimonial Causes. Presented (A. 41) ...	333				
T.					
Tariff—Resolution of certain Members of Intercolonial Conference. See "Intercolonial Conference" ... ..					
Telegraphic Messages. See "Electric Telegraph" ... ..					
Telescope Reflecting—Motion for Address for copy of Despatch from Secretary of State respecting ( <i>Mr. Verdon</i> ) ... ..	319				
Thomson and Cunningham, Messrs.—Motion for copies of Correspondence and Plans connected with application by, for Pre-emptive Rights ( <i>Mr. Heales</i> ) ... ..	158				
Return. Presented ... ..	183				
Tickets of Leave—Motion for Return relating to ( <i>Mr. Gillies</i> ) ... ..	45				
Return ... ..	123				
Torrens, R. R.—Motion for Presentation of Thanks to ( <i>Mr. Heales</i> ); withdrawn ... ..	132				
Trade and Customs—Accounts relating to—for the year 1862 (No. 67) ... ..	329				1081
Trading Companies—Motion for going into Committee to consider resolutions ... ..	9				
House in Committee—Resolutions reported, agreed to, and Bill ordered ... ..	9				
Bill initiated ... ..	30				
Referred to Select Committee on Partnerships Bill ... ..	122				
Motion that consideration of Report take precedence ( <i>Mr. Levi</i> ) ... ..	370				
Transportation—Motion for Address to Her Majesty ( <i>Mr. O'Shanassy</i> ) and proceedings thereon ... ..	201				
U.					
University Students—Motion for Return relating to ( <i>Mr. Woods</i> ) ...	316				
Return (C. 22) ... ..	347		121		
Report of Proceedings of, for the year ending 31st May, 1863 (No. 72) ... ..	329				1175
V.					
<i>Victoria</i> . See "Steam-Sloop <i>Victoria</i> ."					
Volunteer Corps Bill—Initiated ... ..	61				
Order for second reading—Discharged ... ..	246				
Act Amendment Bill (2)—Initiated ... ..	285				

	VOTES.	PRINTED PAPERS.			
		Vol. I.	Vol. II.	Vol. III.	Vol. IV.
		Page.	Page.	Page.	Page.
Volunteer Act Amendment Bill (2)—Initiated ... ..	377				
Volunteer Force—Organization of—Copies of Correspondence relating to Return (No. 29) ... ..	18				
Report on the Course of Musketry Instruction, for the year ending 31st August, 1862—Presented (No. 14) ... ..	41	...	...	...	55
Report on the state of—Presented (No. 2) ... ..	2	...	...	1345	
Report on the Course of Musketry Instruction, for the year ending 30th June, 1863 (No. 85) ... ..	41	...	...	177	
Volunteers—Field Officers of—Motion for going into Committee to consider Address ( <i>Mr. Morton</i> ) ... ..	381	...	...	...	1393
House in Committee—No Report ... ..	38, 62,				
Staff Officers of—Motion for Return showing number of paid officers, &c. ( <i>Mr. Tucker</i> ) ... ..	117				
Return (C. 17) ... ..	119		73		
	249				
	281				
W.					
Water Rights Bill—Initiated ... ..	38				
Water Supply—Motion for appointment of Commission to enquire into best means of—to mining districts ( <i>Mr. Weeks</i> )—Withdrawn	206				
Williamstown—Motion for copies of correspondence ( <i>Mr. Verdon</i> )	38				
Return... ..	61				
Motion for copies of record and other papers in office of Commissioner of Public Works relating to original promise to extend the Yan Yean to ( <i>Mr. McCann</i> ) ... ..	121				
Return ... ..	148				
To Geelong—Motion for Reports and Documents ( <i>Mr. McCann</i> )	153				
Return ... ..	132				
Ways and Means—Motion for going into Committee ( <i>Mr. Haines</i> ) ...					
House in Committee ... ..	60, 62,				
Resolutions reported, agreed to, and Bill ordered ... ..	202, 326,				
Consolidated Revenue Bill—Initiated ... ..	437				
Consolidated Revenue Bill (2)—Initiated ... ..	64				
Consolidated Revenue Bill (3)—Initiated ... ..	205				
Weights and Measures—Copy of Despatch from Secretary of State relating to Act No. CLI.—Presented (No. 22) ... ..	326				
Welshpool Harbor—Motion for copy of Survey and Report of Marine Surveyor ( <i>Dr. Mackay</i> ) ... ..	17	...	...	...	1
Return (C 18) ... ..	255				
Western District—Separation of—Copy of Despatch from Secretary of State relating to—Petition for—Presented (No. 23) ... ..	285	...	75		
Williamstown Railway Revenue. See "Railways."	45	...	...	...	3
Williamstown Water Supply. See "Water Supply."					
Wine, Colonial—Motion for going into Committee to consider Resolution ( <i>Mr. Levey</i> ) ... ..	187				
House in Committee, Resolution reported, agreed to, and Bill ordered ... ..	196				
Sales Bill—Initiated ... ..	205				
Winter's Forest Road—Motion for going into Committee to consider Address ( <i>Dr. Mackay</i> )—Withdrawn ... ..	195				
Wives and Children—Desertion of—Motion for Return respecting ( <i>Mr. W. C. Smith</i> ) ... ..	176				
Woragee Road District—Motion for going into Committee to consider Address ( <i>Mr. Wright</i> ) ... ..	370				
House in Committee ... ..	403				
Resolution reported, agreed to, and Address ordered ... ..	408				
Y.					
Yarra—Bridge over—Plans for—Presented ... ..	55				
Youthful Offenders Bill—Initiated ... ..	154				





4. **RETURN TO WRITS.**—Mr. Speaker also announced that he had received returns to the several Writs hereafter mentioned, from which it appears that the several gentlemen had been returned as Members to serve in the Assembly for the several electoral districts set opposite their respective names, viz. :—

George Smyth, Esq., for the Electoral District of	Castlemaine.
George Glenwilliam Morton, Esq., ... ..	Ripon and Hampden.
Robert Strickland, Esq. ... ..	Sandhurst.
John Johnson, Esq. ... ..	South Gipps Land.
John Macgregor, Esq. ... ..	Rodney.

5. **MEMBERS SWORN.**—George Smyth, Esq., Robert Strickland, Esq., George Glenwilliam Morton, Esq., and John Macgregor, Esq., were then introduced and sworn, and took their seats as Members of the Assembly.

6. **MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.**—The following Message from His Excellency the Governor received and read :—

HENRY BARKLY,  
*Governor.*

*Message, No. 1.*

The Governor acquaints the Legislative Assembly that he has received a despatch from the Secretary of State for the Colonies, acknowledging the receipt of the Assembly's Address of Condolence to Her Majesty on the death of His Royal Highness the Prince Consort.

His Grace requests the Governor to convey to the Assembly the assurance that the Queen values very highly the expression of its sympathy and attachment, and adds that the marks of affection which have reached Her Majesty from all parts of her empire and all classes of her subjects, have afforded her sensible consolation under the bereavement which she has sustained.

Government Offices,

Melbourne, 7th November, 1862.

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

7. **PAPERS.**—Mr. O'Shanassy, by command of His Excellency the Governor, presented—  
Board of Agriculture—Third Annual Report, presented by the Council to the Board of Agriculture.

Central Board of Health—Seventh Annual Report.

Chief Medical Officer—Report on the Sanitary Station for the year 1861.

Aborigines—Second Report of the Central Board appointed to watch over the interests of the Aborigines in the Colony of Victoria.

Severally ordered to lie on the Table.

Mr. Haines presented by command of His Excellency the Governor—

Victoria Volunteer Force.—Report on the course of Musketry Instruction of the Force, which commenced on the 15th September, 1861, and concluded on the 31st August, 1862.

Ordered to lie on the Table.

Mr. Haines presented—

Bank Liabilities and Assets.—General Abstract of sworn Returns of the average Liabilities and Assets of the several Banks in Victoria, for the quarter ending 30th June, 1862.

Savings Banks.—Statements and Returns for the year ending 30th June, 1862.

Severally ordered to be printed.

8. **PARTNERSHIPS BILL.**—Mr. O'Shanassy moved, That he have leave to bring in a Bill on the subject of Partnerships.

Question—put and resolved in the affirmative.

Ordered—That Mr. O'Shanassy do prepare and bring in the Bill.

Mr. O'Shanassy then brought up a Bill, intituled, "*A Bill on the subject of Partnerships,*" and moved that it be now read a first time.

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

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

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In calling you together for the despatch of business, I anticipate that it will be found that the measures passed by you during the last session will tend materially to shorten the period to be devoted to your Parliamentary duties and that you will now be able to direct your attention to several subjects of a practical character which have hitherto not been disposed of, although their pressing importance has been generally admitted.

In order further to relieve you from the necessity of having to give to matters of detail that time which may more profitably be given to questions of a wider range, a

measure will be submitted to you, the object of which is to confer upon local bodies many of those duties and responsibilities which have hitherto devolved upon the general Government, and have therefore formed more or less the subject of the deliberations of the Legislature.

A Bill will also be laid before you for consolidating and amending the laws relating to local government in our towns, and the object has been kept in view of making its provisions, as far as possible, harmonize with those contained in the Bill for the local government of the other portions of Victoria.

The advantages to be derived from the extension of local government are not confined to relieving Parliament of a burthensome portion of its functions. Public works will be carried out more economically than hitherto has been the case, when their execution shall be placed under the control of those who will be directly benefited by them: while there are certain sources of revenue out of which a portion of the cost of these works might properly be defrayed, which would be more productive if the task of collecting them were entrusted to the same persons upon whom the duty of expending them devolved.

In accordance with a desire expressed during the last session, steps have been taken towards the consolidation of our statute law. Among others, a Bill has been prepared embracing the substance of all the Acts now in force relating to the commission of crimes and the punishment of criminals. The establishment of local insolvency courts has been long desired, and a Bill will be submitted for your consideration which contains provisions to effect this end, while, at the same time, it will form an Insolvency Code.

The Act for the Registration of Parliamentary Electors has been found of such an unsatisfactory character that it has been deemed necessary in two sessions to pass Acts for suspending its operation. It occasions a heavy expenditure; it has not been found to ensure that the names of all persons entitled to votes are placed on the Electoral Rolls; the improper repetition of names which so frequently occurs under it has, it is to be feared, in too many instances, facilitated frauds; and it has afforded no adequate protection against personation. The laws which regulate proceeding at elections and provide for the determination of the questions which arise out of elections also stand in need of amendment.

My advisers have prepared a Bill relating to the registration of electors, the conduct of elections and the investigation of disputed returns, of such a character that, while it does not restrict the existing franchise, or abridge the political privileges now enjoyed, it will, as they believe, tend to economy, and check the offences to which I have referred; and to it therefore I have to invite you to give your careful consideration.

Several Acts relating to partnerships and the formation of companies with limited liability are at present in force, but serious defects have been found to exist in all of them, and your attention will be called to the necessity of further legislation on this subject, with the view of affording additional facilities for the safe investment of capital in those industrial enterprises which develop the resources of a new country.

#### GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

It affords me much satisfaction to be able to inform you, that when the accounts of the year 1862 are finally closed, the deficiency of the year 1861 will, in all probability, be extinguished, and that no liabilities on account of preceding years will burthen the revenue of the year 1863.

The Estimates will be laid before you without delay. They have been framed with a view to keep the expenditure within such limits as will render additional taxation unnecessary. Should the measures, which will be submitted to you for the purpose of extending the powers and duties of local bodies, receive your sanction, I trust the time is at hand at which considerable reductions may be effected in the cost of central establishments.

#### MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL:

#### MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

At the close of last session I intimated my intention of appointing a Commission to enquire into the condition and requirements of the population on the gold fields. I have accordingly appointed three Commissioners, who have given much time and attention to the subject, and whose Report I am assured will be prepared in time to enable measures based upon it to be submitted for your consideration during the present session.

I have also appointed a Commission to enquire into the best method of dealing with lunatics. It has recommended that new Lunatic Asylums should be erected: and it will be the duty of my advisers to invite you to consider the best mode of giving effect to this recommendation. Your attention will also be called to a Bill embracing the whole question of the treatment of lunatics and the management of their property.

In addition to those which I have already enumerated, Bills will be submitted to you in the course of the session relating to the management of railways, the sale of fermented and spirituous liquors, industrial schools, and reformatories for juvenile offenders, the post office, the regulation of the police force, and other important subjects.

Full and exact information in respect to the working of the Land Act which came into force at the close of the last session, will be speedily laid before you, as well as a

report of the measures which have been taken, and which it is still proposed to take, to prevent the evasion of the law.

I have to congratulate you upon the opening up, since last session, of one of our national lines of railway through the north-western gold fields. Steps have already been taken towards its extension to the Murray, in accordance with the decision of the Legislature.

I am rejoiced to say that the resources and industrial enterprise of Victoria have received so satisfactory a recognition at the International Exhibition in London as cannot fail to be highly advantageous to our interests.

I trust that the labor to be devoted by you to the consideration of the various measures to which I have referred will, by the blessing of God, greatly tend to the moral, social, and material prosperity of the inhabitants of this country.

Government Offices,

7th November, 1862.

10. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Mr. Smyth moved, That this House do resolve—

1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency's speech.

2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.

3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency's advisers to submit a series of measures, based upon that Report, to our attention during the present session.

4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.

5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency's advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors, for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.

6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.

7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of this year.

9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.

10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition, in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this Colony.

Mr. Snodgrass moved, as an amendment, That the following words be added to paragraph 6, viz.—“Although we feel called upon to express our conviction that the maladministration of the Land Act has facilitated such evasions.”

Debate ensued.

Mr. Gavan Duffy moved, That the further debate be now adjourned until Tuesday next.

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

11. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do now adjourn until Tuesday next at four o'clock.

Question—put and resolved in the affirmative.

Whereupon Assembly adjourned at nine minutes past six o'clock, until four o'clock on Tuesday next.

FRAN<sup>o</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

TUESDAY, 11<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment, Mr. Speaker took the chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

HENRY BARKLY,  
*Governor.*

*Message No. 2.*

The Governor recommends the appropriation of a portion of the Consolidated Revenue for the endowment of Road Districts and Shires, and the appropriation of the revenue to be derived from some local sources for the endowment of Shires, for the purposes of a Bill relating to local government.

Government Offices,  
7th November, 1862.

Ordered to lie on the Table and to be printed.

3. PETITION.—Mr. McLellan presented a Memorial from certain inhabitants of Ararat, praying that steps might be taken forthwith (either by the withdrawal from selection of all Agricultural Land, or by such other means as might be at once immediate and effectual) to put a stop to the illegal transactions referred to in the Memorial, and to prevent any further malappropriation of the Public Domain.  
Petition read and ordered to lie on the Table.

4. EAST COLLINGWOOD IMPROVEMENT BILL.—The Clerk of the Assembly having laid upon the Table of the House a Bill that had been duly deposited with him, intituled "*A Bill for the Improvement of the Municipal District of East Collingwood in the Colony of Victoria.*"—Mr. Don moved, That the Petition for the East Collingwood Improvement Bill, which was presented on the 15th day of January, in the last session of Parliament, and the order of leave for bringing in the same on the 13th day of February following be read, and that the said Bill be read a first time and a second time, and referred to a Select Committee together with the evidence taken before the Committee of the last session of Parliament.

Question—put and resolved in the affirmative.

Whereupon the Bill was read a first time and second time and committed to a Select Committee.

5. MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.—The Clerk of the Assembly having laid upon the Table of the House a Bill that had been duly deposited with him, intituled, "*A Bill to amend an Act passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria intituled 'An Act to incorporate a Company to be called The Melbourne and Hobson's Bay Railway Company and to compel the said Company to allow a carriage road or street called Moray-street to be continued across the said Company's Railway'*"—Mr. Anderson moved, That the Petition for the Melbourne and Hobson's Bay Railway Act Amendment Bill, which was presented upon the 27th day of February, 1861, and the order of leave for bringing in the said Bill made upon the 17th day of April following, and also the order of leave for the re-introduction of the said Bill on the 4th day of September, in the last session of Parliament, be read; and that the said Bill be read a first and second time, and referred to a Select Committee, together with the evidence taken before the several Committees.

Question—put and resolved in the affirmative.

Whereupon the Bill was read a first and second time, and committed to a Select Committee.

6. PAPERS.—Mr. Gavan Duffy presented, by command of His Excellency the Governor:—  
 The Land Act, 1862.—Progress Report of Proceedings taken under “*The Land Act, 1862.*”  
 The Land Act, 1862.—Regulations under.  
 The Land Act, 1862.—Fees chargeable on Issue of Deeds.  
 Crown Land Sales Act.—Proclamation of Gold Fields Common, Glasgow Lead, and enlarging Axedale Farmers’ Common.  
 Crown Land Sales Act.—Great Western Gold Fields Common enlarged, and Hotham Town Common.  
 Severally ordered to lie on the Table.
- Mr. Gavan Duffy also presented:—  
 Land Officer Camperdown.—Report relative to the conduct and proceedings of the Land officer at Camperdown.  
 Ordered to lie on the Table.
7. DAYS OF BUSINESS.—Mr. O’Shanassy moved, pursuant to *amended* notice, That Tuesday, Wednesday, Thursday, and Friday, in each week, during the present session, be the days on which the Assembly shall meet for the despatch of business; and that four o’clock be the hour of meeting on each day.  
 Debate ensued.  
 Question—put and resolved in the affirmative.
8. DAYS OF GOVERNMENT BUSINESS.—Mr. O’Shanassy moved, pursuant to notice, That on Tuesday, Wednesday, and Friday, in each week during the present session, the transaction of Government Business shall take precedence of all other business.  
 Question—put and resolved in the affirmative.
9. PRINTING COMMITTEE.—Mr. O’Shanassy moved, pursuant to notice, That the following Members do form the Printing Committee during the present session:—Mr. Speaker, Mr. Smyth, Mr. Berry, Mr. Richardson, Mr. Howard, Mr. Lalor, Mr. Gillies, Mr. Heales, Mr. Mollison; three to form a quorum.  
 Question—put and resolved in the affirmative.
10. STANDING ORDERS COMMITTEE.—Mr. O’Shanassy moved, pursuant to notice, That the following Members form the Select Committee on Standing Orders; three to form a quorum:—Mr. Speaker, Mr. Lalor, Mr. Gavan Duffy, Mr. Snodgrass, Mr. O’Shanassy, Dr. Owens, Mr. Brooke, Mr. Aspinall, Mr. Higinbotham.  
 Question—put and resolved in the affirmative.
11. REFRESHMENT ROOMS COMMITTEE.—Mr. O’Shanassy moved, pursuant to *amended* notice, That the following Members form the Refreshment Rooms Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. Howard, Mr. Anderson, Mr. Verdon, Mr. J. T. Smith, Mr. Snodgrass.  
 Question—put and resolved in the affirmative.
12. LIBRARY COMMITTEE.—Mr. O’Shanassy moved, pursuant to notice, That the following Members form the Library Committee of the Assembly during the present session, with power to confer with the Committee of the Legislative Council:—Mr. Speaker, Mr. Edwards, Mr. Mollison, Dr. Macadam, and Mr. Gavan Duffy.  
 Question—put and resolved in the affirmative.
13. PARLIAMENT BUILDINGS COMMITTEE.—Mr. O’Shanassy moved, pursuant to notice, That the following Members form the Parliament Buildings Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. Speaker, Mr. J. S. Johnston, Mr. Gavan Duffy, Mr. Don, and Mr. Francis.  
 Question—put and resolved in the affirmative.
14. ADDRESS IN REPLY TO THE GOVERNOR’S OPENING SPEECH.—The Order of the Day for the resumption of the debate on the question That this House do resolve—  
 1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency’s speech.  
 2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.  
 3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency’s advisers to submit a series of measures, based upon that Report, to our attention during the present session.  
 4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.  
 5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency’s advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors. for the

amendment of the law of partnership, for the improvement of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.

6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.

7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of the year.

9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.

10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this Colony.

And upon the amendment—That the following words be added to paragraph 6, viz.—  
“Although we feel called upon to express our conviction that the maladministration of the Land Act has facilitated such evasions,”—having been read—

Debate resumed.

15. MEMBER SWORN.—Mr. John Johnson was introduced and took the oath and his seat as Member for South Gipp's Land.

16. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Debate continued.

Mr. Brooke moved, as a prior amendment, That paragraph 6 in the above proposed Resolutions be omitted, with a view to insert, instead thereof, the words “To express the interest with which we have perused the information afforded by Your Excellency's advisers relative to the working of the Land Act; but that we are bound, nevertheless, to record our deliberate opinion that the Act of last session has failed to promote agricultural settlement, while, at the same time, the land has been unavailingly sacrificed.

“That the working of the Act has been productive of great immorality by the numerous frauds and evasions known to have been practised under it, and that though it may be found possible to visit with penal consequences such of the offenders as may be convicted, we are of opinion that no further sale of land within the agricultural areas should be permitted until the Act itself has been amended.”

Debate continued.

Mr. Verdon moved, That the further debate be now adjourned.

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

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 3.

WEDNESDAY, 12TH NOVEMBER, 1862.

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

“VICTORIA.

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

Robert Stirling Anderson, Esquire,  
John Edwards, Esquire,  
Duncan Gillies, Esquire,  
George Higinbotham, Esquire,  
John Houston, Esquire,  
James McCulloch, Esquire,  
Alexander John Smith, Esquire,

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

“Given under my hand this twelfth day of November, 1862.

(Signed)

“FRANS. MURPHY,  
Speaker.”

3. PAPERS.—Mr. J. S. Johnston presented—  
Sewerage and Water Department—Receipts and Expenditure from 1st January, 1861, to 31st December, 1861.  
Ordered to lie on the Table.
4. TRADING COMPANIES.—Mr. Wood moved, pursuant to notice given by Mr. Ireland, That this House do now resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
  - (1.) That it is desirable to provide for the incorporation, regulation, and winding up of trading companies and other associations.
  - (2.) That a Bill be brought in for that purpose.Question—put and resolved in the affirmative.  
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.  
Mr. Speaker resumed the Chair.  
Mr. Lalor having reported that the Committee had come to the following resolutions, viz. :—
  - (1.) That it is desirable to provide for the incorporation, regulation, and winding up of trading companies and other associations.
  - (2.) That a Bill be brought in for that purpose.The Assembly agreed to the same, and ordered a Bill to be brought in accordingly.
5. ROAD DISTRICTS AND SHIRES.—Mr. O’Shanassy moved, pursuant to notice—
  - (1.) That this House will, on Friday next, resolve itself into a Committee of the whole to take into consideration His Excellency the Governor’s Message recommending an appropriation of the Consolidated Revenue for the endowment of road districts and shires, and the appropriation of the revenue to be derived from some local sources for the endowment of shires.
  - (2.) That a Bill be brought in for those purposes.Question—put and resolved in the affirmative.

6. **INDICTABLE OFFENCES BILL.**—Mr. Wood moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to consolidate and amend the Statute Law of Victoria relating to indictable offences.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Wood and Mr. O'Shanassy do prepare and bring in the Bill.  
 Mr. Wood then brought up a Bill, intituled, "*A Bill to consolidate and amend the Statute Law of Victoria relating to indictable offences,*" and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 18th November instant.
7. **CRIMINAL LAW PROCEDURE BILL.**—Mr. Wood moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to consolidate and amend the Statute Law of Victoria relating to the Procedure and Practice in Criminal Cases.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Wood and Mr. O'Shanassy do prepare and bring in the Bill.  
 Mr. Wood then brought up a Bill, intituled, "*A Bill to consolidate and amend the Statute Law of Victoria relating to the Procedure and Practice in Criminal Cases,*" and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 18th November instant.
8. **ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH.**—The Order of the Day for the resumption of the debate on the question, That this House do resolve—
1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency's speech.
  2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.
  3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency's advisers to submit a series of measures, based upon that Report, to our attention during the present session.
  4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.
  5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency's advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors, for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.
  6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.
  7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.
  8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of the year.
  9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.
  10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this Colony.
- And upon the amendment—That the following words be added to paragraph 6, viz.—  
 "Although we feel called upon to express our conviction that the maladministration of the Land Act has facilitated such evasions"—
- And upon the further amendment, That paragraph 6 in the above proposed resolutions be omitted, with a view to insert, instead thereof, the words "To express the interest with which we have perused the information afforded by Your Excellency's advisers relative to the working of the Land Act; but that we are bound, nevertheless, to record our deliberate opinion that the Act of last session has failed to promote agricultural settlement, while, at the same time, the land has been unavailingly sacrificed."

“That the working of the Act has been productive of great immorality by the numerous frauds and evasions known to have been practised under it, and that though it may be found possible to visit with penal consequences such of the offenders as may be convicted, we are of opinion that no further sale of land within the agricultural areas should be permitted until the Act itself has been amended.”—having been read.

Debate resumed.

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

Question—put and resolved in the affirmative.

Question—That the debate be adjourned until Friday next—put and resolved in the affirmative.

9. BUSINESS OF THE SESSION.—Mr. Heales moved, pursuant to notice, That during the present session no fresh business (excepting the postponement of business on the Paper, and unopposed business), be called on after eleven o'clock, and that no business shall be continued after half-past eleven o'clock.

Mr. Frazer moved, as an amendment, That the following words be omitted, viz. :—“That no business shall be continued after half-past eleven o'clock.”

Debate ensued.

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

Assembly divided.

Ayes, 23.		Noes, 23.	
Mr. Brodribb,	Mr. Nixon,	Mr. Aspinall,	Mr. O'Shanassy,
Mr. Cohen,	Mr. O'Connor,	Mr. Cummins,	Mr. Richardson,
Mr. J. Davies,	Mr. Orkney,	Mr. Foott,	Mr. Riddell,
Mr. Gavan Duffy,	Mr. Pope,	Mr. Frazer,	Mr. A. J. Smith,
Mr. Heales,	Mr. Ramsay,	Mr. Haines,	Mr. W. C. Smith,
Mr. J. S. Johnston,	Mr. Tucker,	Mr. Howard,	Mr. Snodgrass,
Mr. Lalor,	Mr. Verdon,	Mr. John Johnson,	Mr. Weeks,
Mr. Lambert,	Mr. Wright.	Mr. Levey,	Mr. Wood.
Mr. Levi,		Dr. Macadam.	
Mr. Macgregor,		Mr. McDonald,	
Dr. Mackay,	<i>Tellers.</i>	Mr. Mollison,	<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Anderson,	Mr. Morton,	Mr. Edwards,
Mr. Nicholson,	Mr. Gillies.	Mr. O'Grady,	Mr. Woods.

The Tellers having declared the numbers for the Ayes and the Noes to be respectively 23, or equal, Mr. Speaker gave his voice with the Noes, and declared the question to be negatived.

Question—That during the present session no fresh business (excepting the postponement of business on the Paper, and unopposed business), be called on after eleven o'clock—put.

Assembly divided.

Ayes, 22.		Noes, 24.	
Mr. Brodribb,	Mr. Nicholson,	Mr. Aspinall,	Mr. O'Grady,
Mr. Cohen,	Mr. Nixon,	Mr. Cummins,	Mr. O'Shanassy,
Mr. J. Davies,	Mr. O'Connor,	Mr. Foott,	Mr. Richardson,
Mr. Gavan Duffy,	Mr. Orkney,	Mr. Haines,	Mr. Riddell,
Mr. Frazer,	Mr. Pope,	Mr. Howard,	Mr. A. J. Smith,
Mr. Heales,	Mr. Ramsay,	Mr. Ireland,	Mr. W. C. Smith,
Mr. J. S. Johnston,	Mr. Tucker,	Mr. John Johnson,	Mr. Snodgrass,
Mr. Lalor,	Mr. Wright.	Mr. Levey,	Mr. Weeks,
Mr. Lambert,		Dr. Macadam,	Mr. Wood.
Mr. Levi,		Mr. Macgregor,	
Dr. Mackay,	<i>Tellers.</i>	Mr. McDonald,	<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Anderson,	Mr. Mollison,	Mr. Edwards,
	Mr. Gillies.	Mr. Morton,	Mr. Woods.

And so it passed in the negative.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 4.

---

---

THURSDAY, 13<sup>TH</sup> NOVEMBER, 1862.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 5.

---

FRIDAY, 14<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing "*The Committee of Elections and Qualifications*" was again laid upon the Table of the Assembly by Mr. Speaker.
3. DEFENCES OF THE COLONY.—Mr. Verdon moved, pursuant to notice, That the Despatch from Sir J. Burgoyne, on the defences and volunteers of this colony, be laid upon the Table of the House.  
Question—put and resolved in the affirmative.
4. MR. R. NASH.—Mr. O'Shanassy moved, pursuant to notice given by Mr. Brodribb, That there be laid upon the Table of the House copies of all correspondence, notes of evidence taken before the Board of Enquiry, report of Board, and all papers whatever relating to the suspension and removal from office of the late Secretary of Railways, Mr. Nash.  
Question—put and resolved in the affirmative.
5. IMMIGRATION.—Mr. Cohen moved, pursuant to notice given by Mr. Loader, That there be laid upon the Table of the House copies of all the returns and papers relating to Immigration up to 1st November, 1862.  
Question—put and resolved in the affirmative.
6. ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH.—The Order of the Day for the resumption of the debate on the question That this House do resolve—
  1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency's speech.
  2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.
  3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency's advisers to submit a series of measures, based upon that Report, to our attention during the present session.
  4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.
  5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency's advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors. for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.
  6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.
  7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of the year.

9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.

10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this Colony.

And upon the amendment—That the following words be added to paragraph 6, viz.—  
“Although we feel called upon to express our conviction that the maladministration of the Land Act has facilitated such evasions”—

And upon the further amendment, That paragraph 6 in the above proposed resolutions be omitted, with a view to insert, instead thereof, the words “To express the interest with which we have perused the information afforded by Your Excellency’s advisers relative to the working of the Land Act; but that we are bound, nevertheless, to record our deliberate opinion that the Act of last session has failed to promote agricultural settlement, while, at the same time, the land has been unavailingly sacrificed.

“That the working of the Act has been productive of great immorality by the numerous frauds and evasions known to have been practised under it, and that though it may be found possible to visit with penal consequences such of the offenders as may be convicted, we are of opinion that no further sale of land within the agricultural areas should be permitted until the Act itself has been amended”—having been read—

Debate resumed.

Mr. Mollison moved, That the further debate be now adjourned.

Debate ensued.

Question—That the further debate be now adjourned—put.

Assembly divided.

Ayes, 37.

Mr. Aspinall,	Mr. McCulloch,
Mr. Brodribb,	Mr. Mollison,
Mr. Cathie,	Mr. Morton,
Mr. Cohen,	Mr. Nicholson,
Mr. Cummins,	Mr. O’Connor,
Mr. Gavan Duffy,	Mr. O’Grady,
Mr. Haines,	Mr. Orkney,
Mr. Higinbotham,	Mr. O’Shanassy,
Mr. Hood,	Mr. Riddell,
Mr. Howard,	Mr. A. J. Smith,
Mr. Humffray,	Mr. W. C. Smith,
Mr. Ireland,	Mr. Smyth,
Mr. John Johnson,	Mr. Tucker,
Mr. J. S. Johnston,	Mr. Wilson,
Mr. Kyte,	Mr. Wood.
Mr. Lalor,	
Mr. Levi,	
Mr. Loader,	<i>Tellers.</i>
Dr. Mackay,	Mr. Levey,
Capt. Mac Mahon,	Mr. Anderson.

And so it was resolved in the affirmative.

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

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

“*Road Districts and Shires—Message of His Excellency the Governor—To be considered in Committee.*”

Assembly adjourned at twenty-three minutes to twelve o’clock until four o’clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 6.

TUESDAY, 18TH NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Anderson presented a Petition from the Municipal Council of Emerald Hill, under the seal of that municipality, praying that the Select Committee to which the Bill, intituled, “A Bill to amend an Act passed in the sixteenth year of the reign of Her present Majesty Queen Victoria, intituled, ‘*An Act to incorporate a Company to be called the Melbourne and Hobson’s Bay Railway Company*,’ and to compel the said company to allow a carriage road or street, called Moray-street, to be continued across the said company’s railway,” might have instructions from this House to entertain and consider the expediency of substituting certain clauses, annexed to the petition, in the place, and stead, and in lieu of the second clause in the said Bill; and, also, instructions to entertain and consider the several other matters embodied in the said clauses annexed to the petition; and, also, instructions to entertain and consider the expediency of obtaining and securing for the Petitioners crossings over the said Melbourne and Hobson’s Bay Railway Company’s Railway; and that the liabilities of the said company under the 38th clause in their Act might be defined and declared.  
Ordered to lie on the Table.  
Mr. Verdon presented a Petition from certain colonists of Victoria, praying the House to give such favorable consideration to the promotion of the undertaking referred to in the Petition, as would tend to give weight and importance to the enterprise in the estimation of the British public.  
Petition read and ordered to lie on the Table.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant, appointing “The Committee of Elections and Qualifications” was again laid upon the Table of the Assembly by Mr. Speaker.
4. PAPERS.—Mr. Anderson presented—  
Immigration—Return to Order of the Legislative Assembly, dated 14th November instant, for copies of all the returns and papers relating to Immigration up to 1st November, 1862.  
Ordered to lie on the Table.  
Captain Mac Mahon presented, by command of His Excellency the Governor—  
Victorian Railways.—Report of the Board of Land and Works, November, 1862.  
Ordered to lie on the Table.  
Captain Mac Mahon presented—  
Victorian Railways.—Reply to questions put by Dr. Owens, 14th November, instant, for
  - (1.) The quantity of goods sent up to Sandhurst by special trains on Friday, 28th October, consigned to Reynolds and English, and also to any other parties.
  - (2.) What quantity of signal posts (if any) were sent by the above special trains.
  - (3.) What special goods trucks have been sent to Kyneton since the opening of the line, and on what account.
  - (4.) What (if any) goods trucks have been loaded for and despatched to Tylden; and, if so, for whom.  
Ordered to lie on the Table.  
Mr. Wood presented—  
Court of Mines.—Rule of Practice.  
Ordered to lie on the Table.  
Mr. Ireland presented, by command of His Excellency the Governor—  
Weights and Measures.—Copy of a Despatch from the Secretary of State relative to the Act No. 151.  
Ordered to lie on the Table.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have appointed certain members to serve on the following Joint Committees, viz., Library, Refreshment Rooms, and Parliament Buildings.

(Signed)

J. F. PALMER,

Legislative Council Chamber,  
11th November, 1862.

President.

6. ORGANIZATION OF VOLUNTEER FORCE.—Mr. Mollison moved, pursuant to *amended* notice,
- (1.) That there be laid on the Table of this House copies of all correspondence between the Treasury and the Inspecting Field Officer of Volunteers (since his appointment in May last) on the subject of the organization of local corps, and of colonial military departments, with a view to their establishment on a permanent footing for the defence of the colony.
  - (2.) Copies of any further correspondence resulting therefrom which may have passed between the Imperial Military Authorities and the Colonial Government.
  - (3.) Copy of a letter and memorandum addressed to the Major-General, about a year since, by the Deputy Adjutant-General, on the subject of the defences of the colony.
  - (4.) Copy of a letter addressed by the Major-General to his Excellency on the subject of the despatch addressed by Sir John Burgoyne to the Duke of Newcastle.
- Question—put and resolved in the affirmative.

7. MAGISTRATES—MELBOURNE GENERAL SESSIONS.—Mr. Frazer moved, pursuant to notice, That there be laid on the Table of the House a return showing the names of the magistrates who attended on the bench at the Melbourne General Sessions during the year 1862; the dates on which they sat, and the number of times each magistrate was present.

Question—put and resolved in the affirmative.

8. PAPERS.—Mr. Wood presented—

Magistrates—Melbourne General Sessions.—Return to above order.

Ordered to lie on the Table.

9. VICTORIAN RAILWAYS—FREE PASSES.—Mr. Berry moved, pursuant to notice, That there be laid upon the Table of the House a return showing the whole of the Free Passes issued for use on the Government lines of railway from the 1st of January to the 8th November of the current year, setting forth—

- (1.) The date of issue.
- (2.) The period available for.
- (3.) By whom issued.
- (4.) To whom issued.
- (5.) The nature of service or purpose which justified the issue.

Question—put and resolved in the affirmative.

10. ADDRESS IN REPLY TO THE GOVERNOR'S OPENING SPEECH.—The Order of the Day for the resumption of the debate on the question, That this House do resolve—

1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency's speech.

2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.

3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency's advisers to submit a series of measures, based upon that Report, to our attention during the present session.

4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.

5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency's advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors, for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.

6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.

7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of the year.

9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.

10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this colony.

And upon the amendment—That the following words be added to paragraph 6, viz.—  
“Although we feel called upon to express our conviction that the maladministration of the Land Act has facilitated such evasions”—

And upon the further amendment, That paragraph 6 in the above proposed resolutions be omitted, with a view to insert, instead thereof, the words “To express the interest with which we have perused the information afforded by Your Excellency’s advisers relative to the working of the Land Act; but that we are bound, nevertheless, to record our deliberate opinion that the Act of last session has failed to promote agricultural settlement, while, at the same time, the land has been unavailingly sacrificed.

“That the working of the Act has been productive of great immorality by the numerous frauds and evasions known to have been practised under it, and that though it may be found possible to visit with penal consequences such of the offenders as may be convicted, we are of opinion that no further sale of land within the agricultural areas should be permitted until the Act itself has been amended”—having been read—

Debate resumed.

Question—That paragraph 6, proposed to be omitted, stand part of the question—put.

Assembly divided.

Ayes, 40.

Mr. Aspinall,	Mr. McCulloch,
Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O’Connor,
Dr. Evans,	Mr. O’Grady,
Mr. Francis,	Mr. Orkney,
Mr. Haines,	Mr. O’Shanassy,
Mr. Hood,	Mr. Riddell,
Mr. Howard,	Mr. A. J. Smith,
Mr. Ireland,	Mr. J. T. Smith,
Mr. John Johnson,	Mr. W. C. Smith,
Mr. J. S. Johnston,	Mr. G. Smyth,
Mr. Kirk,	Mr. Tucker,
Mr. Kyte,	Mr. Wilson,
Mr. Lalor,	Mr. Wood.

*Tellers.*

Mr. Loader,  
Dr. Mackay,  
Capt. Mac Mahon,

Mr. Anderson,  
Mr. Levey.

And so it was resolved in the affirmative.

Noes, 30.

Mr. Berry,	Mr. McLellan,
Mr. Brooke,	Mr. Nixon,
Mr. B. G. Davies,	Dr. Owens,
Mr. J. Davies,	Mr. Pope,
Mr. Don,	Mr. Ramsay,
Mr. Foott,	Mr. Richardson,
Mr. Frazer,	Mr. Sinclair,
Mr. Gillies,	Mr. L. L. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Weeks,
Mr. Houston,	Mr. Wright.
Mr. Lambert,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Edwards,
Mr. McCann,	Mr. Woods.

Question—That the words proposed to be added by Mr. Snodgrass to paragraph 6, be so added—put and negatived.

Question—

1. That an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and to thank His Excellency for having called the Parliament together to consider the various and important subjects announced in His Excellency’s speech.

2. To express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay.

3. To assure His Excellency that we rejoice to learn that the Report of the Gold Fields Commission, appointed during the recess, will enable His Excellency’s advisers to submit a series of measures, based upon that Report, to our attention during the present session.

4. To assure His Excellency that our earnest attention will be given to the recommendations of the Commission appointed to consider the best mode of dealing with our lunatics, and expressing our sincere hope that before this session closes, practical effect will be given to the reforms so urgently required in the management and treatment of the insane.

5. To assure His Excellency that we shall cheerfully give our best consideration to those measures which His Excellency’s advisers are about to introduce to Parliament

for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors, for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.

6. To express the deep interest with which we await the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law.

7. And to assure His Excellency that we rejoice with him that one of our national lines of railway, through the north-western gold fields, has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

8. To assure His Excellency that we learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished at the close of the year.

9. To thank His Excellency for directing the Estimates to be laid before us without delay, and to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced, and that it will not render necessary the imposition of any new burthens on the people.

10. To express the gratification with which we learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International Exhibition in London, and to assure His Excellency that we join with him in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this colony—put and resolved in the affirmative.

Mr. Smyth moved, That a Committee be appointed to draw up an Address to be presented to His Excellency the Governor, upon the said resolution, and that such Committee consist of Mr. K. E. Brodribb, Mr. Cohen, Mr. McCulloch, Mr. Mollison, Mr. O'Shanassy, and the Mover, and that they withdraw immediately.

Question—put and resolved in the affirmative.

Ordered—That His Excellency the Governor's speech to both Houses of Parliament, be referred to the said Committee.

Mr. Smyth, Chairman, brought up the report from the above Committee, which was read and is in the words following:—

*To His Excellency Sir Henry Barkly, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.*

We, Her Majesty's faithful subjects, the members of the Legislative Assembly of Victoria, in Parliament assembled, desire to express our loyalty to our Most Gracious Sovereign, and to thank Your Excellency for having called the Parliament together to consider the various and important subjects announced in Your Excellency's speech.

We desire to express our satisfaction that the Bills relating to local government in country districts and in towns will be laid before us without delay, for it is generally admitted that immediate legislation on these subjects has become indispensable.

We rejoice to learn that the report of the Gold Fields Commission, appointed during the recess, will enable Your Excellency's advisers to submit a series of measures based upon that report to our attention during the present session.

Our earnest attention will be given to the recommendations of the Commission appointed to consider the best method of dealing with our lunatics, and we sincerely hope that before this session closes practical effect will be given to the reforms so urgently required in the management and treatment of the insane.

We shall cheerfully give our best consideration to those measures which Your Excellency's advisers are about to introduce to Parliament for the establishment of local insolvency courts, for regulating the sale of fermented and spirituous liquors, for the conduct of elections and the registration of electors, for the amendment of the law of partnership, for the management of railways, for the regulation of the police force, for the control and establishment of industrial schools and reformatories, and for the consolidation of our statute law.

We await with deep interest the promised information on the working of the Land Act, as well as for the report of the measures taken to prevent the evasion of the law, and we rejoice with Your Excellency that one of our national lines of railway through the north-western gold fields has been auspiciously opened for traffic during the recess, and that its extension to the River Murray is to be effected with as little delay as possible.

We learn with much pleasure that there are reasonable grounds for the anticipation that the deficiency of 1861 will be extinguished when the accounts for the year 1862 are finally closed.

We beg to thank Your Excellency for directing the Estimates to be laid before us without delay, and desire to express our satisfaction at hearing that the proposed expenditure is kept within moderate limits, and may shortly be still further reduced; and that it will not render necessary the imposition of any new burthens on the people.

We are gratified to learn that our efforts in furtherance of the Industrial Interests of Victoria have earned a corresponding recognition at the Great International

Exhibition in London; and we join Your Excellency in prayer to Almighty God that our deliberations and labors may advance the moral, social, and material prosperity of the people of this country.

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

Question—put and resolved in the affirmative.

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

11. HIS EXCELLENCY THE GOVERNOR'S SPEECH.—Mr. Haines moved, That His Excellency the Governor's speech to both Houses of Parliament be taken into consideration to-morrow.

Question—put and resolved in the affirmative.

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

“*Indictable Offences Bill*”—*Second reading.*

“*Criminal Law Procedure Bill*”—*Second reading.*

13. ROAD DISTRICTS AND SHIRES.—The Order of the Day for the consideration in Committee of the whole Assembly—

(1.) Of His Excellency the Governor's Message recommending an appropriation of the Consolidated Revenue for the endowment of road districts and shires, and the appropriation of the revenue to be derived from some local sources for the endowment of shires.

(2.) That a Bill be brought in for these purposes having been read—on the motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

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

Ordered—That the report be received to-morrow.

14. CONVEYANCERS BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill to authorise the admission of certain Conveyancers as Attorneys, Solicitors, and Proctors of the Supreme Court of Victoria.

Question—put and resolved in the affirmative.

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

Mr. Higinbotham then brought up a Bill, intituled, “*A Bill to authorise the admission of certain Conveyancers as Attorneys Solicitors and Proctors of the Supreme Court of Victoria,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 25th November instant.

15. HAWKERS AND PEDLARS ACTS AMENDMENT BILL.—Mr. Loader moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act to repeal the laws relating to Hawkers and Pedlars in the Colony of New South Wales and to substitute other provisions in lieu thereof.

Question—put and resolved in the affirmative.

Ordered—That Mr. Loader and Mr. Levey do prepare and bring in the Bill.

Mr. Loader then brought up a Bill, intituled, “*A Bill to amend an Act to repeal the laws relating to Hawkers and Pedlars in the Colony of New South Wales and to substitute other provisions in lieu thereof,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 21st November instant.

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

WEDNESDAY, 19TH NOVEMBER, 1862.

16. ACCIDENTS BILL.—Mr. Weeks moved, pursuant to notice, That he have leave to bring in a Bill for the prevention of accidents arising from the improper management of steam engine boilers on the gold fields.

Question—put and resolved in the affirmative.

Ordered—That Mr. Weeks and Mr. Edwards do prepare and bring in the Bill.

Mr. Weeks then brought up a Bill, intituled, “*A Bill for the prevention of Accidents arising from the improper management of Steam Engine Boilers on the Gold Fields,*” and moved that it be now read a first time.

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

Assembly adjourned at one minute past 12 o'clock until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

WEDNESDAY, 19<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Haines presented—  
Public Accounts—General Regulations respecting Public Accounts.  
Ordered to lie on the Table.
3. QUEEN *v.* SIMMONDS.—Mr. Lalor moved, pursuant to notice given by Mr. McCann, That there be laid upon the Table of the House, copies of all papers relating to the proceedings taken in the case of the Queen *v.* Simmonds for perjury, at Geelong.  
Question—put and resolved in the affirmative.
4. ROAD DISTRICTS AND SHIRES.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and agreed to, and are as follow:—  
18<sup>th</sup> November.  
*Resolved—*  
(1.) That in the opinion of the Committee an appropriation of the Consolidated Revenue should be made for the endowment of road districts and shires, and an appropriation of the revenue to be derived from some local sources for the endowment of shires.  
(2.) That a Bill be brought in for those purposes.
5. LOCAL GOVERNMENT BILL.—Mr. O'Shanassy then brought in a Bill, intituled, "*A Bill to establish Road Districts and Shires and generally to provide for the administration of local affairs out of Boroughs,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 26<sup>th</sup> November instant.
6. HIS EXCELLENCY THE GOVERNOR'S SPEECH CONSIDERED.—The House, according to Order, proceeded to take into consideration His Excellency the Governor's Speech to both Houses of Parliament, and the same was again read by Mr. Speaker.  
Mr. Haines moved, That a Supply be granted to Her Majesty.  
Question—That this House will, on Friday next, resolve itself into a Committee to consider that question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Wednesday, 26<sup>th</sup> November instant:—  
*"Indictable Offences Bill—Second reading."*  
*"Criminal Law Procedure Bill—Second reading."*
8. NEW INDUSTRIES.—Mr. Lalor moved, pursuant to notice given by Mr. Foott, That there be laid on the Table of the House, a return showing—  
(1.) The number of applicants, with their names, for grants of land for New Industries.  
(2.) Number of persons, and their names, having selected land under clause XXIII. of the Land Act 1862.  
Question—put and resolved in the affirmative.

Assembly adjourned at quarter to five o'clock until four o'clock to-morrow.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

# VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 8.

THURSDAY, 20TH NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Captain MacMahon presented a Petition from Edward Courtney, of the City of Melbourne, Official Assignee, and John Langlands, of the same place, merchant, praying this House to suspend Standing Orders relating to Private Bills, numbered 3, 4, 7, 19, 102, 108, 114, 116, 117, 132, 133, 134, and 136, and that leave might be given to bring in a Bill to effectuate the objects and intentions of the Petitioners therein set forth in such manner, by such ways and means, and under such regulations and restrictions as to this House might seem meet.  
Ordered to lie on the Table.
3. NORTH GIPPS LAND.—Dr. Mackay moved, pursuant to notice, That there be laid upon the Table of the House copies of any letters addressed to the Honorable the Chief Secretary on the subject of the public requirements of North Gipps Land, dated respectively the 18th July, 1862, and 18th September, 1862, and the replies thereto; stating also whether any steps have been taken to meet the wants specified in this correspondence.  
Question—put and resolved in the affirmative.
4. BUILDINGS RENTED BY GOVERNMENT.—Mr. Houston moved, pursuant to notice, That there be laid upon the Table of this House, a return of all buildings not the property of the State, hired, rented, leased, or occupied by the Government, showing—
  - (1.) The names of the owners.
  - (2.) The annual amount or rental paid.
  - (3.) The term for which all such buildings are engaged.Question—put and resolved in the affirmative.
5. RAILWAY VALUATORS.—Mr. Houston moved, pursuant to notice, That there be laid on the Table of this House, a return of the amount paid to each of the Government Railway Valuers as salary, the term for which their services were engaged, and also the sum paid to each as travelling expenses while they were in the Government Service.  
Question—put and resolved in the affirmative.
6. RAILWAYS—LANDS PURCHASED FOR.—Mr. Houston moved, pursuant to notice, That there be laid upon the Table of this House, a return showing the gross quantity of land purchased from private individuals to form our National Railways, specifying in each purchase—
  - (1.) The name of owner of such land.
  - (2.) The amount of purchase money.
  - (3.) The position, situation, and county in which such lands are situate.Question—put and resolved in the affirmative.
7. SUPREME COURT COSTS BILL.—Dr. Mackay moved, pursuant to notice, That he have leave to bring in a Bill to reduce the expenses of proceedings in the Supreme Court at Common Law.  
Question—put and resolved in the affirmative.  
Ordered—That Dr. Mackay and Mr. Macgregor do prepare and bring in the Bill.  
Dr. Mackay then brought up a Bill, intituled, "*A Bill to reduce the expenses of proceedings in the Supreme Court at Common Law,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 4th December next.
8. PROBATES BILL.—Mr. Smyth moved, pursuant to notice, That he have leave to bring in a Bill to enable the judges of the County Courts in the country districts to grant probates, or letters of administration, to the estates of persons dying within their respective districts.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Smyth and Dr. Mackay do prepare and bring in the Bill.

Mr. Smyth then brought up a Bill, intituled, "*A Bill to enable the Judges of the County Courts in the country districts to grant Probates or Letters of Administration to the estates of persons dying within their respective districts,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 26th November instant.

9. **IMPOUNDING ACT AMENDMENT BILL.**—Mr. Tucker moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act intituled "*An Act to amend the Law relating to the Impounding of Cattle and for other purposes.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. Tucker and Mr. Macgregor do prepare and bring in the Bill.

Mr. Tucker then brought up a Bill, intituled, "*A Bill to amend an Act intituled 'An Act to amend the Law relating to the Impounding of Cattle 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 Thursday, 27th November instant.

10. **BOARD OF EDUCATION.**—Mr. Houston moved, pursuant to notice given by Mr. Woods, That there be laid on the Table of this House a copy of all correspondence between the Board of Education and the Inspector-General of Common Schools.

Debate ensued.

Motion, by leave, withdrawn.

11. **IMPRISONMENT FOR DEBT BILL.**—Dr. Mackay moved, pursuant to notice, That he have leave to bring in a Bill to limit the power of imprisonment for small debts exercised by the County Court Judges and Justices of the Peace.

Question—put and resolved in the affirmative.

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

Dr. Mackay then brought up a Bill, intituled, "*A Bill to limit the power of Imprisonment for Small Debts exercised by the County Court Judges and Justices of the Peace,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 4th December next.

12. **SCHOOL BOARD'S OFFICERS.**—Mr. Higinbotham moved, pursuant to amended notice—

(1.) That, in the opinion of this House, the provisions of the Civil Service Act ought to apply to officers appointed by the Governor in Council under the Act for the better Maintenance and Establishment of Common Schools in Victoria, and receiving salaries out of the vote for education.

(2.) That such of the said officers as had previously to the first day of September, 1862, held offices in the public service of Victoria under appointments by the Governor in Council are entitled to the benefits under the Civil Service Act of their respective periods of service.

(3.) That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to recommend the appropriation of a sufficient sum of money to provide for compensation and superannuation allowance to reduced officers of the late Denominational and National Boards of Education in accordance with the provisions of the Civil Service Act.

Debate ensued.

Mr. Higinbotham, by leave, withdrew paragraphs 1 and 2.

Question—That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to recommend the appropriation of a sufficient sum of money to provide for compensation and superannuation allowance to reduced officers of the late Denominational and National Boards of Education in accordance with the provisions of the Civil Service Act—put and resolved in the affirmative.

13. **MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY'S ACT AMENDMENT BILL.**—Mr. Anderson moved, pursuant to notice, That the clauses annexed to the Petition for additional provisions in the Melbourne and Hobson's Bay Railway Company's Act Amendment Bill be now read a first time; and that the Petition be referred to the Examiners of Private Bills.

Question—put and resolved in the affirmative.

14. **CROWN SOLICITOR'S OFFICE.**—Mr. Jones moved, pursuant to amended notice, That a Select Committee be appointed to inquire into and report upon the working of the Crown Solicitor's Office, the various branches of business transacted therein, the staff in connection with the moneys received by the Crown Solicitor over and above his salary in relation to such business, and as to the correctness of a Return laid upon the Table of this House by the Honorable the Attorney-General on the 5th day of June, 1861, and generally as to the working of this Department, such Committee to have power to call for persons and papers, and to consist of Mr. Anderson, Mr. Francis, Mr. J. Davies, Mr. Edwards, and the Mover; three to form a quorum.

Debate ensued.

Six Members of the Assembly having required that this Committee be appointed by ballot, Question—That a Select Committee be appointed to inquire into and report upon the working of the Crown Solicitor's Office, the various branches of business transacted therein, the staff in connection with the moneys received by the Crown Solicitor over and above his salary in relation to such business, and as to the correctness of a Return laid upon the Table of this House by the Honorable the Attorney-General on the 5th day of June, 1861, and generally as to the working of this Department, such Committee to have power to call for persons and papers, and to consist of six members; three to form a quorum—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Jones and Mr. Ireland, to be scrutineers.

The scrutineers, with the Clerk of the Assembly, having reported that the following members, viz. :—Mr. Jones, Mr. J. Davies, Mr. Cohen, Dr. Evans, Mr. Anderson, and Mr. Francis, had the greatest number of votes, but that the two last named gentlemen had an equal number of votes, Mr. Speaker declared Mr. Jones, Mr. J. Davies, Mr. Cohen, Dr. Evans, and Mr. Anderson, to be Members of the Committee.

15. EAST COLLINGWOOD IMPROVEMENT BILL.—Mr. Don, moved pursuant to *amended* notice, That the following be the Select Committee to which the East Collingwood Improvement Bill be referred, viz. :—Mr. Cummins, Mr. Lalor, Mr. Heales, Dr. Girdlestone, Mr. Kyte, Mr. B. G. Davies, Mr. Edwards, Mr. Houston, and the Mover; three to form a quorum; and that leave be given to print the evidence taken before such Committee.

Question—put and resolved in the affirmative.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

FRIDAY, 21ST NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he had, with several Members of this House, waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to on Tuesday, the 18th instant, and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I thank you for the loyal Address which you have just presented, and assure you that I look forward with confidence to the beneficial results of the attention which you promise to the important business to be brought under your consideration.

(Signed) HENRY BARKLY.

Government Offices,  
21st November, 1862.

- GRANT TO ROAD BOARDS.—Mr. O'Grady moved, pursuant to notice, That there be laid upon the Table of the House, a return of the distribution and expenditure of £218,000, sanctioned under the *Appropriation Act*, Division No. 80, distinguishing the amounts under the several heads—
  - (1.) In the construction of lines of road to be recognized as main lines.
  - (2.) In aid of tolls.
  - (3.) The distribution *pro rata* according to assessment, 1861, and to certain Road Boards formed in that year. The amounts in subsidising each of the Road Boards created during the current year.Question—put and resolved in the affirmative.
4. PAPERS.—Capt. Mac Mahon presented—

Grant to Road Boards.—Return to the above order.

Ordered to lie on the Table.
5. LEONARD MASON.—Mr. Orkney moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be laid upon the Table of this House all petitions which have been addressed from Gipps Land and elsewhere, on behalf of Leonard Mason, a prisoner now under sentence in Pentridge Stockade.  
Question—put and resolved in the affirmative.
6. PARTNERSHIPS BILL.—Mr. Ireland moved, pursuant to notice, that this Bill “be” now read a second time.  
Debate ensued.  
Dr. Mackay moved as an amendment, That all the words after the word “be” be omitted, with a view to insert instead thereof the words “referred to a Select Committee, consisting of Mr. O'Shanassy, Mr. Ireland, Mr. McCulloch, Mr. Brodribb, Mr. Higinbotham, Mr. Heales, Mr. Houston, Mr. Francis, Mr. Loader, Mr. Nicholson, Mr. McGregor, and Dr. Mackay, five to form a quorum.”  
Question—That the words proposed to be omitted stand part of the question—put and negatived.  
Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.  
Question—That this Bill be referred to a Select Committee consisting of Mr. O'Shanassy, Mr. Ireland, Mr. McCulloch, Mr. Brodribb, Mr. Higinbotham, Mr. Heales, Mr. Houston, Mr. Francis, Mr. Loader, Mr. Nicholson, Mr. McGregor, and Dr. Mackay ; five to form a quorum—put and resolved in the affirmative.

7. **GOVERNMENT RAILWAYS.**—Captain Mac Mahon moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions, viz. :—
- (1.) That it is expedient that the Board of Land and Works should have power to sell or lease land not required by it for railway purposes, and to lease all or any of the lines of railway; and should be authorised to collect tolls and rates for the carriage of passengers and goods.
  - (2.) That a Bill be brought in for the above purposes.
- Question—put and resolved in the affirmative.
8. **SUPPLY.**—The Order of the Day being read for the House to resolve itself into a Committee to consider the motion made on Wednesday last—That a Supply be granted to Her Majesty.
- On the motion of Mr. Haines, it was ordered that His Excellency's Speech be referred to the Committee; and—
- On the further motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the motion—That a Supply be granted to Her Majesty.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a resolution.
- Ordered—That the report be received on Tuesday, 25th November instant.
9. **PROVIDENT INSTITUTE ESTATE BILL.**—Capt. Mac Mahon moved, pursuant to notice, That Standing Orders, numbered 7, 19, and 114, relating to Private Bills, be suspended, and that leave be given to introduce a Bill, intituled, "*An Act for the better enabling the Assignees of the Insolvent Estate of the Provident Institute of Victoria to collect and administer the same for the benefit of the Creditors of such Company and to vest the said Estate in the said Assignees with power to sell and give Discharges for Moneys received by them and for other purposes,*" the short title of which will be "*Provident Institute Estate Act,*" and that the Bill be now read a first time.
- Debate ensued.
- Question—put and resolved in the affirmative.—Bill read a first time.
10. **ADULTERATION OF FOOD BILL.**—Dr. Macadam moved, pursuant to notice, That he have leave to bring in a Bill to prevent the adulteration of articles of food or drink and the fraudulent imitation of trade marks.
- Question—put and resolved in the affirmative.
- Ordered—That Dr. Macadam and Dr. Girdlestone do prepare and bring in the Bill.
- Dr. Macadam then brought up a Bill, intituled, "*A Bill to prevent the Adulteration of articles of Food or Drink and the fraudulent imitation of Trade Marks,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 26th November instant.
11. **TRADING COMPANIES BILL.**—Mr. Ireland, pursuant to the Order of this House, brought up a Bill, intituled, "*A Bill to provide for the Incorporation Regulation and Winding-up of Trading Companies and other Associations,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 28th November instant.
12. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 27th November instant :—

*"Hawkers and Pedlars Acts Amendment Bill—Second reading."*

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 10.

TUESDAY, 25<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. J. S. Johnston presented—  
Buildings rented by Government.—Return to Order of the Legislative Assembly, dated 20th November instant, for return of all buildings not the property of the State, hired, rented, leased, or occupied by the Government, showing—
    - (1.) The names of the owners.
    - (2.) The annual amount or rental paid.
    - (3.) The term for which all such buildings are engaged.Ordered to lie on the Table.  
Mr. Haines presented—  
Bank Liabilities and Assets.—General Abstract of sworn Returns of the average Liabilities and Assets of the several Banks in Victoria, for the Quarter ending 30th September, 1862.  
Ordered to lie on the Table.  
Mr. Wood presented—  
Leonard Mason.—Reply to Address of the Legislative Assembly, dated 21st November instant, for copies of all Petitions which have been addressed from Gipps Land and elsewhere, on behalf of Leonard Mason, a prisoner now under sentence in Pentridge Stockade.  
Ordered to lie on the Table.
  3. RAILWAY TRAFFIC.—Mr. Houston moved, pursuant to notice, That there be laid on the Table of this House a return—
    - (1.) Of all goods sent by rail to Sandhurst and all intermediate stations from the opening of the line to Sandhurst to the present time.
    - (2.) From whom sent, and to whom consigned.
    - (3.) Copies of the way-bills for all such goods.Question—put and resolved in the affirmative.
  4. GOVERNMENT RAILWAYS.—The Order of the Day for the consideration in Committee of the whole Assembly of the following questions—
    - (1.) That it is expedient that the Board of Land and Works should have power to sell or lease land not required by it for railway purposes, and to lease all or any of the lines of railway; and should be authorised to collect tolls and rates for the carriage of passengers and goods.
    - (2.) That a Bill be brought in for the above purpose—  
having been read—on the motion of Capt. Mac Mahon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof. Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had agreed to certain resolutions.  
Ordered—That the report be received to-morrow.
  5. SUPPLY.—Mr. Lalor reported from the Committee to whom it was referred to consider the motion, That a supply be granted to Her Majesty, a resolution, which was read as followeth:—  
That a supply be granted to Her Majesty.  
The said resolution being read a second time.  
Mr. Haines moved, That this House doth agree with the Committee in the said resolution.  
That a supply be granted to Her Majesty.  
Question—put and resolved in the affirmative.  
Mr. Haines moved, That this House will, to-morrow, resolve itself into a Committee to consider of the Supply granted to Her Majesty.  
Question—put and resolved in the affirmative.
- Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at twenty minutes past five o'clock, adjourned the House, without question first put, until four o'clock to-morrow.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

---

---

WEDNESDAY, 26<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

*Estimates of Expenditure for 1863,*  
and  
*Supplementary Estimates for 1862.*

HENRY BARKLY,  
*Governor,*

*Message No. 3.*

The Governor transmits to the Legislative Assembly Estimates of Expenditure for the Year 1863, and Supplementary Estimates for the Year 1862, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
November, 1862.

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

3. PETITIONS.—Mr. Orkney presented a Petition from the mayor, aldermen, councillors, and citizens of the City of Melbourne, under the seal of the said city, and from the mayor, aldermen, councillors, and burgesses of the Town of Geelong, under the seal of the said borough, praying this House to grant leave for the introduction of a Bill to further alter and amend the laws relating to the corporations of the City of Melbourne and of the Town of Geelong respectively, and to extend and apply other existing Acts thereto; and that this House would allow the petitioners to appear, if needful, themselves by their town clerks, their counsel, agents, and witnesses, in support of the said Bill, and that this House would suspend the Standing Rules and Orders of this House relating to Private Bills, numbered respectively CXII., requiring that every Private Bill upon being read a second time and committed shall be referred to a Select Committee to be appointed at the time the Bill is committed, and from LI. to LXXX., both numbers inclusive, and from numbers CXIII. to CXVIII., both numbers inclusive, being Standing Orders defining the duties of Select Committees and the practice of the House in relation to Private Bills, and numbers CXXXIII. to CXL., both numbers inclusive, being certain of the Orders regulating the practice in the office of the Clerk of the Assembly, and chiefly imposing intervals between the several stages in the progress of Private Bills.

Ordered to lie on the Table.

Mr. Berry presented a Petition from James Scott, of the City of Melbourne, gentleman, notary public and conveyancer, of Scotland, praying the House to insert a provision in the Conveyancers' Bill, now before this House, to the effect that the conveyancers of Scotland should be admitted as attorneys, solicitors, and proctors of the Supreme Court of the Colony of Victoria, upon passing an examination in regard to their knowledge of the law and its practice in this colony, including conveyancing, or to do otherwise as to this House might seem proper.

Ordered to lie on the Table.

4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the First Report from this Committee.

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

5. RAILWAY EMPLOYÉS.—Mr. Gillies, moved pursuant to notice, That a return be laid upon the Table of this House, setting forth the hours during which each railway employé is required to attend duty, distinguishing the various classes of employés.

Question—put and resolved in the affirmative.

6. IMPRISONMENT FOR DEBT.—Dr. Mackay moved, pursuant to *amended* notice, That a Return be furnished from the keeper of each gaol or prison, showing—
- (1.) The number of debtors committed in execution of county court judgments, under the 54th section of the County Court Act, 21 Vict. No. 29.
  - (2.) The expense of conveying each debtor to prison, stating whether the debtor was married or single, male or female, the number of days each debtor was incarcerated, the amount of debt, whether the debt was paid or not, and the average cost of maintenance of each debtor in prison for the year 1861.
  - (3.) A similar return for the portion of the year ending 1st October, 1862.
  - (4.) A like return for the two months ending 31st December, 1862, when the same has expired.
  - (5.) Similar returns for commitments in execution by justices of the peace for orders under the 22nd section of the County Court Act, showing the same particulars and for the same periods.
  - (6.) And the sentences pronounced by justices and the number of persons released under the Insolvency Laws.
- Question—put and resolved in the affirmative.
7. CUSTOMS ACTS AMENDMENT—Mr. Anderson moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole—
- (1.) To consider the propriety of amending the laws relating to the Customs in certain particulars.
  - (2.) That it is expedient to impose a fee, to be paid in advance by the proprietor or occupier of every warehouse now or hereafter to be appointed for bonding purposes under *The Customs Act 1857*.
  - (3.) That fees be also paid for every “carrier” or “boat” licensed under such Act.
  - (4.) That leave be given to introduce a Bill to carry into effect the above objects.
- Debate ensued.  
Question—put and resolved in the affirmative.
8. LAW AMENDMENT BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill for the further amendment of the law.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Wood and Mr. O'Shanassy do prepare and bring in the Bill.  
Mr. Wood then brought up a Bill, intituled, “*A Bill for the further amendment of the Law*,” and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 3rd December next.
9. PAPERS.—Mr. Ireland presented—
- Queen *v.* Simmonds.—Return to Order of the Legislative Assembly, dated 19th November instant, for copies of all papers relating to the proceedings taken in the case of The Queen *v.* Simmonds for perjury, at Geelong.  
Ordered to lie on the Table.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :
- “*Local Government Bill—Second reading*,” until after the consideration of the fifth Order for to-day ;  
“*Criminal Law Procedure Bill—Second reading*,” until Wednesday, 10th December next.
11. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Ireland, the following Order of the Day was read and discharged :—
- “*Indictable Offences Bill—Second reading*.”  
Ordered—That the said Bill be withdrawn.
12. GOVERNMENT RAILWAYS.—Mr. Lalor reported from a Committee of the whole certain resolutions which were read and are as follow :—
- Resolved—*
- (1.) That it is expedient that the Board of Land and Works should have power to sell or lease land not required by it for railway purposes, and to lease all or any of the lines of railway ; and should be authorised to collect tolls and rates for the carriage of passengers and goods.
  - (2.) That a Bill be brought in for the above purposes.
- And the said resolutions were read a second time and agreed to by the Assembly.
13. SUPPLY.—Mr. Haines moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.  
Question—put and resolved in the affirmative, whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair: Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

14. GIPPS LAND.—Dr. Mackay moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that a Commission be appointed to visit Gipps Land, to enquire into and report on the present condition of that district, its requirements as to public works, and the best steps to be taken for the development of its natural resources.  
 Debate ensued.  
 Motion, by leave, withdrawn.
15. LAND OFFICER, CAMPERDOWN.—Mr. Morton moved, pursuant to notice, That there be laid upon the Table of the House a copy of the protest entered against the conduct of the land officer at Camperdown.  
 Question—put and resolved in the affirmative.
16. PAPERS.—Mr. Gavan Duffy presented—  
 Land Officer, Camperdown.—Return to the above Order.  
 Ordered to lie on the Table.
17. POLICE FORCE COMMITTEE.—Mr. Pope moved, pursuant to *amended* notice, That the evidence taken by the Select Committee of last session appointed to enquire into matters affecting the police force of the colony, together with all documents presented to the Committee, and the charges to which the evidence refers, be laid upon the Table of this House.  
 Debate ensued.  
 Mr. Higinbotham moved, That this debate be now adjourned.  
 Question—That this debate be now adjourned until Wednesday, 3rd December next—put and resolved in the affirmative.
18. SCHOOL BOARD'S OFFICERS.—The Order of the Day for the consideration in Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying him to recommend the appropriation of a sufficient sum of money to provide for compensation and superannuation allowance to reduced officers of the late Denominational and National Boards of Education, in accordance with the provisions of the Civil Service Act—having been read,  
 On the motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
 Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to a certain resolution.  
 Ordered—That the said Report be received to-morrow.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “ *Local Government Bill—Second reading,*” until Friday, 28th November instant ;  
 “ *Conveyancers Bill—Second reading,*” until Tuesday, 2nd December next ;  
 “ *Probates Bill—Second reading,*” until Wednesday, 10th December next ; and  
 “ *Adulteration of Food Bill—Second reading,*” until to-morrow.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 12.

THURSDAY, 27<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MR. P. C. BUCKLEY.—Mr. Orkney moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions, being the recommendations contained in the report of a Select Committee appointed by this House last session to consider the case of Mr. P. C. Buckley:—
  - (1.) That an Address be presented to His Excellency the Governor, requesting him to place upon the Estimates for 1863 a sum of £3123 as compensation to Mr. Buckley; and
  - (2.) That His Excellency be respectfully requested to extend the mercy of the Crown to Leonard Mason, now a prisoner in Her Majesty's gaol, Pentridge."Debate ensued.  
Mr. Macgregor moved, That this debate be now adjourned.  
Question—That this debate be now adjourned until Thursday, 4th December next—put and resolved in the affirmative.
3. BARRISTERS ADMISSION BILL.—Mr. Edwards moved, pursuant to notice, That he have leave to bring in a Bill to remove disabilities at present affecting certain classes of persons desiring to enrol themselves as law students, with a view to admission as Barristers-at-Law.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Edwards and Mr. Sullivan do prepare and bring in the Bill.  
Mr. Edwards then brought up a Bill, intituled, "*A Bill to remove disabilities at present affecting certain classes of persons desiring to enrol themselves as law students, with a view to admission as Barristers-at-Law,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Thursday, 4th December next.
4. McCRAE-STREET, SANDHURST.—Mr. Strickland moved, pursuant to notice, That inasmuch as the formation of McCrae-street, Sandhurst, is being carried out contrary to the expressed vote of the Legislative Assembly, and is detrimental to the interest of a number of miners working in that locality, and is also not required for the public convenience, this House is of opinion that it is unwise of the Government to proceed further with the work, and recommends that it should be discontinued forthwith, and the impediments to the mining operations created by such formation at once removed.  
Debate ensued.  
Question—put and negatived.
5. PAPERS.—Mr. Ireland presented by command of His Excellency the Governor—  
Governor's Salary Reduction Bill.—Copy despatch from His Grace the Duke of Newcastle, dated 26th July, 1862, acknowledging the receipt from His Excellency the Governor of Victoria of two despatches, one dated 22nd May, 1862, transmitting the Governor's Salary Reduction Bill, and another dated 7th May, 1862, tendering the resignation of his office of Governor of Victoria.  
Despatch read and ordered to lie on the Table.  
Mr. O'Shanassy presented—  
Governor's Salary Reduction Bill.—Copy Memorandum, agreed to at a Cabinet meeting, transmitting the Governor's Salary Reduction Bill through His Excellency the Governor to the Imperial Government.  
Minute read and ordered to lie on the Table.

6. **WATER RIGHTS BILL.**—Mr. Wright moved, pursuant to *amended* notice, That he have leave to bring in a Bill for the better regulation of Water Rights used for mining purposes.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Wright and Mr. Weeks do prepare and bring in the Bill.  
 Mr. Wright then brought up a Bill, intituled, “*A Bill for the better regulation of Water Rights used for Mining 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 Thursday, 11th December next.
7. **FIELD OFFICERS OF VOLUNTEERS.**—Mr. Morton moved, pursuant to *amended* notice, That this House will, on Friday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £200 be placed on the Estimates to defray the travelling expenses of Field Officers of Volunteers in command of districts.  
 Debate ensued.  
 Question—put and resolved in the affirmative.
8. **IMPOUNDING ACT AMENDMENT BILL.**—Mr. Tucker moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.—Bill read a second time.  
 Mr. Tucker moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of Mr. Tucker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair.
9. **SCHOOL BOARDS’ OFFICERS.**—Mr. Lalor reported from the Committee of the whole a certain resolution, which was read and is as follows :—  
*26th November.*  
 Resolved—That an Address be presented to His Excellency the Governor, praying him to recommend the appropriation of a sufficient sum of money to provide for compensation and superannuation allowance to reduced officers of the late Denominational and National Boards of Education, in accordance with the provisions of the Civil Service Act.  
 And the said resolution was read a second time, and agreed to by the Assembly.
10. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 4th December next :—  
 “*Accidents Bill—Second reading,*”  
 “*Hawkers and Pedlars Acts Amendment Bill—Second reading.*”
11. **ADULTERATION OF FOOD BILL.**—Dr. Macadam moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Bill read a second time.  
 Dr. Macadam moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of Dr. Macadam, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had made progress in this Bill, and that he was directed to move that he have leave to sit again.  
 Resolved—That this House will, on Wednesday, 3rd December next, again resolve itself into the said Committee.
- Assembly adjourned at twenty-six minutes past nine o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

FRIDAY, 28<sup>TH</sup> NOVEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Captain Mac Mahon presented—  
Melbourne and Hobson's Bay Railway Company's Extension Bill.—Report of the Engineer-in-Chief upon.  
Report read, and ordered to lie on the Table.  
Dr. Evans presented, by command of His Excellency the Governor—  
Mining Leases.—Orders in Council.  
Ordered to lie on the Table.  
Mr. Haines presented—  
Captain Nash.—Reply to question put by Mr. Houston, 12th November instant, for copies of all correspondence and notes of evidence taken before the court of enquiry, report of court, with their rider, and all papers relating to the case of Captain Nash, late of the First St. Kilda Rifles.  
Ordered to lie on the Table.
3. PETITION.—Mr. Jones presented a Petition from the Melbourne and Hobson's Bay Railway Company, under the seal of the said company, praying that they might have leave to bring in a Bill to enable the Melbourne and Hobson's Bay Railway Company to connect their railway with the Government railways, and to extend the provisions of the company's Acts, and for conferring on the company additional powers, and for other purposes; and that this House will dispense with the Standing Orders, numbered VIII., XVI., XXXVI., XL., XLIV., LXXXI., XC., and XCI., in the case of the said Bill, and that this House would pass the said Bill.  
Ordered to lie on the Table.
4. RICHMOND POLICE DEPÔT.—Dr. Girdlestone moved, pursuant to notice, That there be laid upon the Table of this House a return, showing—
  - (1.) The number of police officers attached to the Richmond depôt who have received an allowance in lieu of quarters, from the 1st September, 1860, to the 27th November, 1862, and the amount per annum allowed to each.
  - (2.) The number of officers who were residing in the buildings in the Richmond depôt, allotted for that purpose at the time of such allowance.
  - (3.) The number of officers these buildings are capable of accommodating.Question—put and resolved in the affirmative.
5. LOCAL GOVERNMENT BILL.—Mr. O'Shanassy moved, That this Bill be now read a second time.  
Mr. Brooke moved, That this debate be now adjourned.  
Debate ensued.  
Question—That this debate be now adjourned—put and negatived.  
Question—That this Bill be now read a second time—put and resolved in the affirmative.  
Bill read a second time.  
Mr. O'Shanassy moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And, on the further motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had made progress in the Bill and that he was directed to move that he have leave to sit again.  
Resolved—That this House will on Friday, 12th December next, again resolve itself into the said Committee.

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

“ *Trading Companies Bill—Second reading,*” until Friday, 5th December next ;  
 “ *Field Officers of Volunteers—Motion for Address to be considered in Committee,*” until Tuesday, 9th December next.

7. CUSTOMS ACT AMENDMENT.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolutions—

(1.) That it is expedient the laws relating to the Customs should be amended in certain particulars.

(2.) That it is expedient to impose a fee, to be paid in advance by the proprietor or occupier of every warehouse now or hereafter to be appointed for bonding purposes under *The Customs Act 1857*.

(3.) That fees be also paid for every “carrier” or “boat” licensed under such Act.

(4.) That a Bill be introduced to carry into effect the above objects,

having been read—on the motion of Mr. Anderson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the said Report be received on Tuesday, 2nd December next.

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

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

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

Resolved—That this House will, on Tuesday, 2nd December next, again resolve itself into the said Committee.

9. DR. CROSSEN.—Mr. Pope moved, pursuant to notice, That there be laid upon the Table of the House copies of any correspondence having reference to a charge, preferred some time since, against Dr. Crossen, a district coroner, resident at Smythesdale ; also, copies of the several affidavits made in explanation, and the report of the Commission or Board (if any) appointed to inquire into the matter.

Debate ensued.

Question—put and negatived.

Assembly adjourned at eighteen minutes past eleven until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 14.

---

TUESDAY, 2ND DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—  
Gold Fields Act—Orders in Council.  
Ordered to lie on the Table.  
Mr. Haines presented, by command of His Excellency the Governor—  
Organization of Volunteer Force—
  - (1.) Copies of all correspondence between the Treasury and the Inspecting Field Officer of Volunteers (since his appointment in May last) on the subject of the organization of local corps and of colonial military departments, with a view to their establishment on a permanent footing for the defence of the colony.
  - (2.) Copies of further correspondence resulting therefrom which has passed between the Imperial Military Authorities and the Colonial Government.
  - (3.) Copy of a letter and memorandum addressed to the Major-General, about a year since, by the Deputy Adjutant-General, on the subject of the defences of the colony.
  - (4.) Copy of a letter addressed by the Major-General to His Excellency on the subject of the despatch addressed by Sir John Burgoyne to the Duke of Newcastle.Ordered to lie on the Table.  
Defences of the Colony—Copy despatch from Sir John Burgoyne on the Defences and Volunteers of this Colony.  
Ordered to lie on the Table.  
Volunteer Force in Victoria—Report on the State of.  
Ordered to lie on the Table.  
Captain McMahon presented—  
Mr. R. Nash—Return to Order of the Legislative Assembly, dated 14th November, 1862, for copies of all correspondence, notes of evidence taken before the Board of Enquiry, report of Board, and all papers whatever relating to the suspension and removal from office of the late Secretary of Railways, Mr. Nash.  
Ordered to lie on the Table.
3. MANSLAUGHTER, CONVICTIONS FOR.—Mr. Tucker moved, pursuant to notice, for a return of the names of all persons convicted for Manslaughter, with the term of sentence in each case, since 1st January, 1861.  
Question—put and resolved in the affirmative.
4. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.  
Ordered—That the report be received to-morrow.  
Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.  
Resolved—That this House will to-morrow again resolve itself into the said Committee.

5. CUSTOMS LAWS AMENDMENT.—Mr. Lalor reported from a Committee of the whole, certain resolutions which were read and are as follow :—

28th November.

*Resolved—*

- (1.) That it is expedient the laws relating to the Customs should be amended in certain particulars.
- (2.) That it is expedient to impose a fee, to be paid in advance by the proprietor or occupier of every warehouse now or hereafter to be appointed for bonding purposes under *The Customs Act, 1857*.
- (3.) That fees be also paid for every "carrier" or "boat" licensed under such Act.
- (4.) That a Bill be introduced to carry into effect the above objects.

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

6. POLICE COMMITTEE.—Mr. Frazer moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the state and management of the Police Force of the colony, such Committee to consist of Mr. Gillies, Mr. Kyte, Dr. Owens, Mr. Verdon, Mr. O'Grady, Dr. Mackay, Mr. Levey, Captain Mac Mahon, Mr. Edwards, and the Mover ; three to form a quorum, with power to send for persons and papers.

Debate ensued.

Six members having required that the Committee be appointed by ballot.

Question—That a Select Committee be appointed to enquire into and report upon the state and management of the Police Force of the colony, such Committee to consist of ten members ; three to form a quorum, with power to send for persons and papers—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Frazer, and Captain Mac Mahon, to be scrutineers.

7. RAILWAY TRAFFIC.—Mr. Pope moved, pursuant to *amended* notice, That there be laid on the Table of the House a return showing—
- (1.) The number of passengers by Railway (each class being specified) and amount received for fares from Melbourne to Geelong, Melbourne to Ballaarat, and Geelong to Ballaarat, Geelong to Melbourne, Ballaarat to Geelong, Ballaarat to Melbourne, during the months of August, September, October, and November, each month's return to be stated separately.
  - (2.) A return of the goods traffic between the same stations and during the same months, showing the gross weight of the several classes of goods conveyed, and amount of money received as charges for such conveyance.
- Question—put and resolved in the affirmative.

8. RAILWAY BETWEEN BALLAARAT AND ARARAT.—Mr. McLellan moved, pursuant to notice, That it is desirable, in disposing of Crown lands situated between Ballaarat and Ararat, that care should be taken not to dispose of any land that may hereafter be required for the formation of a railroad between those places.

Question—put and resolved in the affirmative.

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

WEDNESDAY, 3RD DECEMBER, 1862.

9. PROVIDENT INSTITUTE ESTATE BILL.—Captain Mac Mahon moved, pursuant to notice, That this Bill be now read a second time.

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

10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until this day :—

*"Conveyancers Bill—Second reading."*

Assembly adjourned at 3 minutes past twelve o'clock until four o'clock p.m., this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

---

---

WEDNESDAY, 3RD DECEMBER, 1862.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 16.

THURSDAY, 4TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POLICE COMMITTEE.—The Scrutineers, with the Clerk, having reported that on the ballot for this Committee the following Members, viz., Mr. Frazer, Captain Mac Mahon, Mr. Gillies, Mr. Brodribb, Mr. Verdon, Dr. Mackay, Mr. Morton, Mr. Heales, Mr. Higinbotham, and Mr. Berry, had the greatest number of votes, Mr. Speaker declared them to be Members of the Committee.
3. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—
  - Separation of the Western District—Copy of a despatch from the Right Honorable the Secretary of State, acknowledging the receipt of a Petition from certain inhabitants of the Western portion of the Colony, praying for separation.
  - Census of Victoria, 1861—Population Tables, Part I.—Inhabitants and Houses showing the numbers and distribution of the people.Severally ordered to lie on the Table.
  - Mr. O'Shanassy presented—
    - Lunatic Asylum—Reply to question put by Dr. Girdlestone, 12th November last, for a copy of the evidence taken, and a report of a Board recently appointed to enquire into the conduct of Drs. Bowie and Callan respecting the death of Charles Jenkins, at the Lunatic Asylum.Ordered to lie on the Table.
  - Mr. Haines presented—
    - Defences of the Colony.—Correspondence between the Honorable the Minister of Finance and the Honorable H. C. E. Childers, M.P., relative to the Defences and the purchase of a floating battery.Ordered to lie on the Table.
4. RAILWAY TICKETS.—Mr. Gillies moved, pursuant to notice, That there be laid on the Table of this House a return of the number of passage tickets (distinguishing 1st and 2nd class) issued and collected at the various stations on the Geelong and Melbourne line of railway, from the 10th January to 9th April, 1862, both inclusive; also a similar return from the 11th April to the 10th July, 1862, inclusive, both returns exclusive of free passes.  
Question—put and resolved in the affirmative.
5. TICKETS-OF-LEAVE.—Mr. Gillies moved, pursuant to notice, That there be laid on the Table of this House a return showing—
  - (1.) The names of persons who, since the 1st of January, 1858, have been sentenced to penal servitude, and have been released on ticket-of-leave before their sentence of imprisonment had been completed.
  - (2.) The crimes of which such persons have been convicted.
  - (3.) The term of sentence.
  - (4.) The cause of release.
  - (5.) The persons so released who have been convicted of crimes (stating their character) before the expiration of their tickets-of-leave, and the period for which they were again sentenced; also stating when (in each case) the second sentence takes effect whether at the expiration of the first, or from the date of the second sentence.
  - (6.) The regulations (if any) which are in force, fixing the terms upon which prisoners are permitted to be released on ticket-of-leave.
  - (7.) The Act (if any) under which such regulations are framed; and a copy of such regulations.Question—put and resolved in the affirmative.

6. **MINING ON PRIVATE PROPERTY BILL.**—Mr. Pope moved, pursuant to notice, That he have leave to bring in a Bill to facilitate mining on private property.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Pope and Mr. MacGregor do prepare and bring in the Bill.  
 Mr. Pope then brought up a Bill, intituled, “*A Bill to facilitate Mining on Private Property,*” and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Thursday, 18th December, instant.
7. **MELBOURNE AND HOBSON’S BAY RAILWAY COMPANY’S ACT AMENDMENT BILL.**—Mr. Anderson moved, pursuant to notice, That the following be the Committee to which the Melbourne and Hobson’s Bay Railway Company’s Act Amendment Bill be referred, viz., Mr. O’Shanassy, Mr. Gavan Duffy, Mr. Grant, Mr. Lalor, Mr. Morton; three to form a quorum; and that leave be given to print the evidence taken before the said Committee.  
 Question—put and resolved in the affirmative.
8. **DISTRESS FOR RENT LAW AMENDMENT BILL.**—Mr. MacGregor moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to distress for rent.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. MacGregor and Mr. Ramsay do prepare and bring in the Bill.  
 Mr. MacGregor then brought up a Bill, intituled, “*A Bill to amend the Law relating to Distress for Rent,*” and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 18th December instant.
9. **IMPOUNDING ACTS AMENDMENT BILL.**—Mr. Tucker moved, pursuant to notice, That this House do now resolve itself into a Committee of the whole for the further consideration of this Bill.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. Tucker, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, on Thursday, 11th December instant, again resolve itself into the said Committee.
10. **NEW MANUFACTURES.**—Mr. L. L. Smith moved, pursuant to notice, That this House will on Thursday, December 18th, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of £10,000 may be placed upon a Supplementary Estimate for 1863, to be applied as follows, viz.:—Two prizes of £5,000 each—one of £5,000 to be given for five bales of the best blankets; and one of £5,000 for five bales of the best paper manufactured in this colony; such specimens of woollen and paper material to be equal to an average European sample of the same material, or no prize to be given.  
 Debate ensued.  
 Motion, by leave, withdrawn.
11. **BALLAARAT AND ARARAT RAILWAY—SURVEY FOR.**—Dr. Girdlestone moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of ten thousand pounds may be placed on the Supplementary Estimates for 1863, to defray the cost of surveying a line of railway between Ballaarat and Ararat.  
 Debate ensued.  
 Motion, by leave, withdrawn.
12. **CONTRACTORS AND WORKMEN’S LIEN BILL.**—Mr. Don moved, pursuant to notice, That he have leave to bring in a Bill “*For the better security of Mechanics and others performing work or furnishing material therefor.*”  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Don and Mr. MacGregor do prepare and bring in the Bill.  
 Mr. Don then brought up a Bill, intituled, “*A Bill for the better security of Mechanics and others performing work or furnishing material therefor,*” and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 11th December instant.
13. **GRANTS OF LAND FOR RELIGIOUS PURPOSES.**—Mr. MacGregor moved, pursuant to notice, That there be laid on the Table of this House a return of the various reservations, whether by grant, permissive occupation, proclamation, or otherwise, of public lands for church purposes, since 1st January, 1861; specifying the respective dates, localities and quantities, and the denominations in whose favor such reservations severally have been made.  
 Debate ensued.  
 Question—put and resolved in the affirmative.

14. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—Mr. Cohen moved pursuant to amended notice, That the petition of the mayor, aldermen, councillors, and citizens of the City of Melbourne, and of the mayor, aldermen, councillors, and burgesses of the Town of Geelong, presented to this House on the 26th ultimo, be now taken into consideration, and that leave be given bring in a Bill, intituled, "*A Bill to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively, and to extend and apply other existing Acts thereto;*" that Standing Order No. CXIV. be suspended in relation to this Bill, and that all fees payable by the promoters in respect to this Bill be remitted.

Question—put and resolved in the affirmative.

Ordered—That Mr. Cohen and Mr. Francis do prepare and bring in the Bill.

Mr. Cohen then brought up a Bill, intituled, "*A Bill to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively and to extend and apply other existing Acts thereto;*" and moved that it be now read a first time.

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

15. MELBOURNE AND HOBSON'S BAY RAILWAY COMPANY'S EXTENSION BILL.—Mr. Orkney moved, pursuant to notice, That the report of Mr. Higinbotham, the Engineer-in-Chief, upon the proposal of the Hobson's Bay Railway Company to connect their line with the Government Railway, be printed.

Question—put and resolved in the affirmative.

16. PROVIDENT INSTITUTE ESTATE BILL.—Mr. Levey moved, pursuant to notice given by Capt. MacMahon, That the Provident Institute Estate Bill be referred to a Select Committee to consist of the following Members:—Mr. Anderson, Mr. Heales, Mr. J. Davies, Mr. Lalor, and Capt. Mac Mahon; three to form a quorum; and that leave be given to print the evidence given before such Committee.

Question—put and resolved in the affirmative.

17. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1862.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow:—

2nd December.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the supplementary charges for the year 1862, for the several services hereunder specified, being—

### I.—CHIEF SECRETARY.

DIVISION No. 10.

Subdivision No. 3.

Class.	Schedule.
	3

#### MEDICAL.

##### LUNATIC ASYLUM.

Medical Assistant, from 1st October to 31st December, at £100 per annum ... ..	25	0	0
Six Male Attendants, at £80 each per annum, from 1st October to 31st December ... ..	120	0	0
One Messenger, at 10s. per week, from 1st October to 31st December ... ..	6	11	6

DIVISION No. 17.

Subdivision No. 5.

##### REGISTRAR GENERAL.

Stores, in addition—(Parchment and Printing Certificates of Title, &c.) ... ..	75	0	0
--	----	---	---

Subdivision No. 17.

##### AUDIT OFFICE.

Clerical Assistance, in addition ... ..	120	0	0
---	-----	---	---

Total, CHIEF SECRETARY ... ..	346	11	6
-------------------------------	-----	----	---

### II.—ATTORNEY GENERAL.

DIVISION No. 31.

Subdivision No. 1.

##### THEIR HONORS THE JUDGES.

For Defence of Prisoners in Capital Cases, &c., in-addition ... ..	150	0	0
--	-----	---	---

Subdivision No. 4.

##### MASTER IN EQUITY.

Stores, in addition—(Fire-proof Safe) ... ..	29	0	0
--	----	---	---

	179	0	0
--	-----	---	---

## III.—MINISTER OF JUSTICE.

	£	s.	d.
DIVISION No. 33.			
One Police Magistrate at £650 (one month) ...	54	3	4

## IV.—TREASURER.

DIVISION No. 38.					
GOVERNMENT PRINTER.					
Salaries and Wages of Compositors, Pressmen, &c., in addition ...	4,000	0	0		
DIVISION No. 40.					
VOLUNTEER FORCE.					
Subdivision No. 2.					
NAVAL BRIGADE.					
Amount short provided for Salary of the Gunnery Lieutenant for first half-year of 1862 ...	25	0	0		
DIVISION No. 43.					
Subdivision No. 1.					
TREASURY.					
Clerical Assistance, in addition ...	100	0	0		
Subdivision No. 2.					
STORES AND TRANSPORT.					
Clerical Assistance, in addition ...	19	0	0		
DIVISION No. 49.					
COMPENSATION.					
To Mrs. Virginius Murray ...	325	0	0		
To Mrs. J. S. Morphy ...	325	0	0		
To Mrs. Gilman ...	60	0	0		
To Mrs. Brown ...	125	0	0		
To Mrs. Dunstone ...	200	0	0		
To Mrs. R. Smith ...	150	0	0		
To Mrs. W. H. James ...	162	10	0		
To Mr. Hennelle... ..	2,000	0	0		
To N. H. Peck ... ..	91	5	0		
	3,438	15	0		
DIVISION No. 51.					
MISCELLANEOUS.					
(Subdivisions inalterable.)					
Subdivision No. 3.					
Expenses of Commissions and Boards of Inquiry, in addition ...	500	0	0		
Subdivision No. 4.					
Expenses of Prosecutions under the Revenue Laws in 1861.—Excess of Costs over the Amount realised by Sale of Goods seized ...	54	4	1		
Subdivision No. 17.					
P. H. McARDell.—Damages in Arbitration with Board of Land and Works, with half the costs of same ...	1,654	10	0		

	£	s.	d.	£	s.	d.
Subdivision No. 18. Allowance to Mr. McCrae, P.M., for Law Books destroyed by fire ... ..	20	0	0			
Subdivision No. 19. Value of a bag of gold abstracted from the Sub- Treasury, Castlemaine ... ..	106	1	0			
Subdivision No. 20. Allowance to Constable McCann—Expenses in waiting on Chief Secretary ... ..	25	0	0			
Subdivision No. 21. Cab-hire, Defence Commission ... ..	5	13	0			
Subdivision No. 22. Refund of Purchase-money of Land at Geelong to Geo. Bryant ... ..	351	8	1			
Subdivision No. 23. Expenses of Privilege Case... ..	281	2	6			
Subdivision No. 24. Compensation to J. Grylls—Gold abstracted from Sub-Treasury, Castlemaine ... ..	421	5	7			
Subdivision No. 25. Amount awarded to John Barrow for £ s. d. supervision of Portland Tramway, &c., in 1857 ... .. 420 0 0 Expenses of G. C. Darbyshire, Go- vernment Arbitrator in same case 10 10 0	430	10	0			
Subdivision No. 26. Reimbursement to W. Mair, amount paid for de- struction of Dogs in 1861 ... ..	2	10	0			
Subdivision No. 27. Advertising <i>Public Works, Roads, and Railways</i> <i>Gazette</i> in various Newspapers ... ..	25	0	0			
Subdivision No. 28. Advertising <i>Public Lands Gazette</i> in <i>Herald</i> and <i>Geelong Advertiser</i> ... ..	2	10	3			
Subdivision No. 29. For carrying out the "Weights and Measures Act" ... ..	300	0	0			
Subdivision No. 30. Compensation to A. McLachlan for the loss of Improvements on his Run at Ballaarat ... ..	1,205	0	0			
Subdivision No. 31. Gratuity to Mrs. Dora Kirk, widow of the late Mr. Superintendent Kirk... ..	368	11	4			
Subdivision No. 32. To compensate the Patrons of the National School at Dennington for the loss of the school-house, in consequence of no valuation having been allowed thereon when the land was sold ... ..	40	0	0			
To reimburse Constable Hugh Clugston expenses incurred by him in defending himself against a charge of ill-treating a prisoner ... ..	17	4	6			

## V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

		£	s.	d.
Subdivision No. 1.				
SURVEY BRANCH.				
One District Surveyor, in addition to £550 already voted ... ..	£	s.	d.	
	...			50 0 0
DIVISION No. 52.				
SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.				
Subdivision No. 2.				
ADMINISTRATIVE BRANCH.				
Clerk, in addition to £550 already voted ...	50	0	0	
Accountant, in addition to £450 already voted ...	25	0	0	
One Clerk, in addition to £375 already voted ...	25	0	0	
Two Clerks, at £175 each—in addition, to each £5	10	0	0	
				110 0 0
DIVISION No. 53.				
Subdivision No. 1.				
SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.				
Conveyance of Apparatus, Stores, &c., in addition	150	0	0	
Expenditure in connexion with marking a road to the Jordan Diggings ... ..	2,000	0	0	
Wages of Laborers, in addition ... ..	2,500	0	0	
Amount required to carry out the provisions of the new Land Act ... ..	1,300	0	0	
Printing Maps of Agricultural Areas ... ..	200	0	0	
				6,150 0 0
Total, COMMISSIONER OF CROWN LANDS AND SURVEY ... ..				6,310 0 0

## VI.—COMMISSIONER OF PUBLIC WORKS.

		£	s.	d.
PUBLIC WORKS.				
DIVISION No. 58.				
Travelling Expenses, in addition ... ..	...			250 0 0
DIVISION No. 59.				
WORKS AND BUILDINGS.				
Subdivision No. 1.— <i>Inalterable.</i>				
WHARVES, JETTIES, AND HARBORS.				
8. For Dredging Operations in the River Yarra, in addition ... ..	1,200	0	0	
Subdivision No. 5.— <i>Inalterable.</i>				
LUNATIC ASYLUM.				
2. Buildings, &c., for temporary use, and Fittings and Furniture ... ..	7,500	0	0	
Subdivision No. 16.— <i>Inalterable.</i>				
RENTS AND FURNITURE.				
2. Furniture and Fittings for Public Offices, in addition ... ..	1,000	0	0	
				9,700 0 0
Total, COMMISSIONER OF PUBLIC WORKS ... ..				9,950 0 0

## VII.—COMMISSIONER OF TRADE AND CUSTOMS.

DIVISION No. 60.

## CUSTOMS, MELBOURNE.

Subdivision No. 2. *Outdoor.*

Salary of a Locker—

Refund to Messrs. McCulloch, Sellar, and Co. and W. M. Bell  
and Co., £225 each ... ..

£	s.	d.
450	0	0

DIVISION No. 67.

Subdivision No. 2.

## PORTS AND HARBORS.

Rocket and Mortar Apparatus paid by Colonial Agent-General in  
excess of Remittance ... ..

115	5	5
-----	---	---

DIVISION No. 81.

## OYSTER FISHERIES.

For Forming Artificial Oyster Beds ... ..

100	0	0
-----	---	---

Total, COMMISSIONER OF TRADE AND CUSTOMS ...

665	5	5
-----	---	---

## VIII.—POSTMASTER GENERAL.

DIVISION No. 71.

## POST OFFICES.

Subdivision No. 20.

## PORTLAND.

Postmaster, one month, at £300 per annum ...

£	s.	d.
25	0	0

Subdivision No. 24.

ALLOWANCE TO COUNTRY POSTMASTERS,  
in addition ... ..

250	0	0
-----	---	---

275	0	0
-----	---	---

DIVISION No. 73.

Subdivision No. 1.

## POST OFFICE.

For Overtime and Night Service and occasional  
assistance or unforeseen requirements, in  
addition ... ..

500	0	0
-----	---	---

To build a Boat for landing the English Mail at  
Queenscliff ... ..

90	0	0
----	---	---

Stores, in addition—(For Postage Stamp Paper  
ordered from England) ... ..

450	0	0
-----	---	---

1,040	0	0
-------	---	---

Subdivision No. 2.

## ELECTRIC TELEGRAPH.

Purchase of Articles for the Department ... ..

1,000	0	0
-------	---	---

Subdivision No. 3.		£	s.	d.
DEPARTMENT OF MINES.				
To meet Claims for Compensation for loss and damage from				
destruction of the Daylesford Reservoir ... ..				
		1,275	0	0
DIVISION No 75.				
2. Gratuities to Masters of Vessels, in addition ... ..				
		1,000	0	0
Total, POSTMASTER GENERAL ... ..		4,590	0	0
<b>IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.</b>				
DIVISION No. 77.				
ROADS AND BRIDGES.				
Salary of Secretary, in addition to £550 already voted ... ..				
		50	0	0
DIVISION 78.				
Subdivision No. 8.				
Temporary Assistance of Engineers, Draughtsmen, Clerks, and				
Overseers ... ..				
		700	0	0
Total, COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES ... ..		750	0	0

- And the said several resolutions were read a second time and agreed to by the Assembly.
18. **MERCANTILE LAW AMENDMENT BILL.**—Mr. Wood moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.  
Bill read a second time.  
Mr. Wood moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Wood—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
19. **POLICE FORCE COMMITTEE.**—The Order of the Day for the resumption of the debate on the question, That the evidence taken by the Select Committee of last session appointed to enquire into matters affecting the police force of the colony, together with all documents presented to the Committee and the charges to which the evidence refers, be laid upon the Table of this House, having been read,  
Debate resumed.  
Question—That the evidence taken by the Select Committee of last session appointed to enquire into matters affecting the police force of the Colony, be laid on the Table of the House, and referred to the Police Committee appointed this session—put and resolved in the affirmative.
20. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“*Supreme Court Costs Bill—Second reading,*” and  
“*Imprisonment for Debt Bill—Second reading,*” until Thursday, 11th December instant;  
“*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Friday, 12th December instant;  
“*Barristers Admission Bill—Second reading,*”  
“*Accidents Bill—Second reading,*” and  
“*Hawkers and Peddlars Acts Amendment Bill—Second reading,*” until Thursday, 11th December instant;  
“*Supply—To be further considered in Committee,*” until to-morrow;  
“*Adulteration of Food Bill—To be further considered in Committee,*” until Thursday, 11th December, instant.
21. **CONVEYANCERS BILL.**—Mr. Higinbotham moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Assembly adjourned at seventeen minutes past eleven o'clock until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 17.

FRIDAY, 5TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Haines presented by command of His Excellency the Governor,  
Finance.—Statement of Expenditure under Schedule D to Act 18 and 19 Vict.,  
cap. 55, on account of the year 1860.  
Finance.—Statement of Expenditure under Schedule D to Act 18 and 19 Vict.,  
cap. 55, on account of the year 1861, defrayed during 1861.  
Severally ordered to lie on the Table.
3. BALLAARAT MINING BOARD.—Mr. Pope moved, pursuant to notice, That there be laid on  
the Table of this House a Return, showing—
  - (1.) The date at which the clerk of the Ballaarat Mining Board was appointed registrar  
for the Mining District of Ballaarat.
  - (2.) The amount of salary attached to the office, the amount which has been paid, and the  
fund or vote from which it has been paid.
  - (3.) The services which have been rendered in consideration of such payment, and the  
ordinary duties such officer is expected to perform ; also,
  - (4.) A statement showing the amounts paid to the several Mining Boards during the  
present year, and a similar statement with respect to the expenditure of the vote of  
“Allowances to Mining Surveyors in addition to their fees.”Question—put and resolved in the affirmative.
4. PARTNERSHIP.—Dr. Mackay moved, pursuant to *amended* notice, That there be laid upon  
the Table of this House extracts from the evidence taken by, and opinions laid before  
the Committee of the House of Commons on the subject of partnership, together with  
the report of the Committee thereon in full, published 8th July, 1851 ; and that the  
same be printed for the use of Members of the Legislature of this Colony ; and that  
the original document be laid on the Table of this House.  
Question—put and resolved in the affirmative.
5. QUEEN *v.* SIMMONDS.—Mr. McCann moved, pursuant to notice, That there be laid upon the  
Table of this House copies of all correspondence that may have taken place between the  
Honorable the Attorney-General and the magistrates at Geelong with reference to the  
case of the Queen *versus* Simmonds.  
Question put and resolved in the affirmative.
6. PAPERS.—Mr. Ireland presented—  
Queen *v.* Simmonds—Return to above order.  
Read, and ordered to lie on the Table.
7. RAILWAY LOAN ACT.—Mr. McCann moved, pursuant to notice, That a Return be laid on  
the Table of this House, showing in detail the various items of expenditure that have  
been incurred up to the present time in repairing the Geelong and Melbourne Railway, as  
provided for by the Railway Loan Act of last session.  
Question—put and resolved in the affirmative.
8. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the  
second report from this Committee.  
Ordered to lie on the Table, and to be printed.
9. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come  
to certain resolutions.  
Ordered—That the report be received Tuesday, 9th December instant.  
Mr. Lalor also acquainted the House that he was directed to move that he have leave to  
sit again.  
Resolved—That this House will, on Tuesday, 9th December instant, again resolve itself  
into the said Committee.

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

“ *Trading Companies Bill—Second reading,*” until Wednesday, 10th December instant ;

“ *Mercantile Law Amendment Bill—To be further considered in Committee,*” until Tuesday, 9th December instant.

Assembly adjourned at one minute to twelve o'clock until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

TUESDAY, 9TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Gavan Duffy presented—  
New Industries.—Return to Order of the Legislative Assembly dated 19th November last, for a Return showing—
  - (1.) The number of applicants, with their names, for grants of land for New Industries.
  - (2.) Number of persons, and their names, having selected land under clause XXIII. of the Land Act 1862.Ordered to lie on the Table.  
Captain Mac Mahon presented—  
Bridge over the Yarra—Plans for.  
Ordered to lie on the Table.  
Mr. Haines presented—  
Exploration of Australia—Statement of expenditure on account of.  
Ordered to lie on the Table.  
Mr. Haines presented by command of His Excellency the Governor—  
Government Printing Establishment—Report on, for the Years 1859, 1860, and 1861.  
Ordered to lie on the Table.
3. CUSTOMS LAWS AMENDMENT BILL.—Mr. Anderson, pursuant to the Order of this House, brought up a Bill, intituled, "*A Bill to further amend the Laws relating to the Customs,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 16th December instant.
4. PETITIONS.—Dr. Evans presented a Petition from certain Landowners, Land occupiers, Householders, Miners, and others, residing at and near the municipal town of Carisbrook, praying the House to relieve them from certain oppressive losses and perplexities, (referred to in the Petition) by amending the Impounding Act, so far as relates to impounding off unfenced lands alienated in fee, and also by fixing an uniform rate of sustenance, and other charges for impounded cattle, in lieu of the present unsatisfactory mode, more particularly so as the lands referred to in the Petition are in most cases without any visible mark or boundary line, rendering it therefore extremely difficult to prevent cattle trespassing thereon.  
Ordered to lie on the Table.  
Mr. Wright presented a Petition from Ambrose Maurice Holway, late of Greta, praying the House would take his hardshipful case, in connection with the facts set forth in the Petition, into consideration.  
Ordered to lie on the Table.  
Mr. Jones presented a Petition from the Council of the Law Institute of Victoria, praying the House would take into consideration the reasons set forth in the Petition against the expediency of passing the Conveyancers' Law Amendment Bill into law, and trusting the House would reject the said Bill, as being opposed to public interests.  
Ordered to lie on the Table.
5. CONVEYANCE OF IMMIGRANTS.—Mr. Loader moved, pursuant to notice, That there be laid on the Table of this House a copy of the contract between the Government and the contractors for the conveyance of immigrants to Victoria.  
Question—put and resolved in the affirmative.
6. PAPERS.—Mr. Anderson presented—  
Conveyance of Immigrants.—Return to above Order.  
Ordered to lie on the Table.

7. IMMIGRATION.—Mr. Loader moved, pursuant to notice, That a Progress Report, showing the Immigration Returns from the 25th October to 25th November, 1862, be laid upon the Table of this House, and that in future a Monthly Progress Report upon Immigration be laid upon the Table of the House when in session, and be published in the *Government Gazette* regularly once every month.

Question—put and resolved in the affirmative.

8. PAPERS.—Mr. Anderson presented—

Immigration.—Return to above Order.

Ordered to lie on the Table.

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

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the following point of order had arisen in the Committee:—

That the item “Expenses of Colonial Agency” having been proposed, Mr. Haines moved, That the words “The Agent of Victoria and” be inserted before “Expenses,” which he had considered his duty to refuse to put to the Committee, and after debate had thereon—

Mr. Speaker ruled that the power of the Committee of Supply was very limited, and that it could only deal with the items of Expenditure as submitted to it, either by way of assenting or dissenting to the amount; it had no power to extend their application, and further, that the proposed amendment could not be entertained.

The House then again resolved itself into the Committee of Supply.

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

Ordered—That the report be received to-morrow.

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

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

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

“*Supply—Resolutions to be reported,*” until to-morrow;

“*Mercantile Law Amendment Bill—To be further considered in Committee,*” until Friday, 12th December instant; and

“*Field Officers of Volunteers—Motion for Address,*” to be considered in Committee, until Thursday, 11th December instant.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 19.

WEDNESDAY, 10TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—
  - Public Education.—Reply to question put by Mr. Higinbotham, 5th December instant, for a return showing what sum of money will, in the opinion of the Board, be required for the purpose of public Education during the year 1863.  
Ordered to lie on the Table.
  - Captain Mac Mahon presented—
    - Railway Estimates for 1863.—Detailed Statement regarding.  
Ordered to lie on the Table.
    - Railway Traffic.—Return to an Order of the Legislative Assembly, dated 2nd December instant, for
      - (1.) The number of passengers by railway (each class being specified) and amount received for fares from Melbourne to Geelong, Melbourne to Ballaarat, and Geelong to Ballaarat, Geelong to Melbourne, Ballaarat to Geelong, Ballaarat to Melbourne, during the months of August, September, October, and November, each month's return to be stated separately.
      - (2.) A return of the goods traffic between the same stations and during the same months, showing the gross weight of the several classes of goods conveyed, and amount of money received as charges for such conveyance.  
Ordered to lie on the Table.
    - Railway Traffic.—Return to an Order of the Legislative Assembly, dated 25th November last, for
      - (1.) A Return of all goods sent by rail to Sandhurst and all intermediate stations from the opening of the line to Sandhurst to the present time.
      - (2.) From whom sent, and to whom consigned.
      - (3.) Copies of the way-bills for all such goods.  
Ordered to lie on the Table.
    - Victorian Railways—Free Passes.—Return to an Order of the Legislative Assembly, dated 18th November last, for a return showing the whole of the Free Passes issued for use on the Government lines of railway from the 1st of January to the 8th November of the current year, setting forth—
      - (1.) The date of issue.
      - (2.) The period available for.
      - (3.) By whom issued.
      - (4.) To whom issued.
      - (5.) The nature of service or purpose which justified the issue.  
Ordered to lie on the Table.
3. PETITION.—Mr. Levi presented a Petition from E. O'Farrell, styling himself Chairman of the Mining Board of the mining district of Maryborough, praying this House to remove the difficulties referred to in the Petition, by amending the laws (as far as thereto relates), as they press heavily on a class of men, who, by their exertions are striving to make permanent homes in the colony, while the only persons benefitted are the keepers of pounds, who take every opportunity through their agents, to drive their cattle to their pounds as they pass over such unfenced land; and further praying the House to vest the appointment of poundkeepers in the Executive Government, and to fix a schedule of poundage fees, as much complaint exists at the mode now existing, in electing persons to fill that office, and the high rate of poundage fees.  
Petition read and ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Third Report from this Committee.  
Ordered to lie on the Table and to be printed.

5. GOVERNOR'S SALARY REDUCTION BILL.—Mr. Mollison moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that he will cause to be laid on the Table of this House copies of all correspondence with the Secretary of State for the Colonies, having reference to the Governor's Salary Reduction Bill.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

THURSDAY, 11<sup>TH</sup> DECEMBER, 1862.

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

Ordered—That the report be received Friday, 12th December instant.

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

Resolved—That this House will, on Friday, 12th December instant, again resolve itself into the said Committee.

7. WILLIAMSTOWN RAILWAY REVENUE.—Mr. Woods moved, pursuant to notice, That there be laid on the Table of this House a Return of the nett loss to the Revenue by the Williamstown Railway, from its construction to the end of 1861, including interest of outlay at six per cent.

Question—put and resolved in the affirmative.

8. TRAFFIC BRANCH, RAILWAY DEPARTMENT.—Mr. Houston moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into, and report upon the working of the Traffic Branch of the Railway Department, and particularly as to the correctness of the return of goods forwarded by special train to Sandhurst on the 31st October last, and which was laid on the Table of this House on the 18th November last; such Committee to consist of Captain Mac Mahon, Mr. Gillies, Mr. Lalor, Mr. Francis, Dr. Owens, Mr. Hood, Mr. McCulloch and the Mover, with power to call for persons and papers; three to form a quorum.

Question—put and resolved in the affirmative.

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

“*Supply—Resolutions to be reported,*” until Friday, 12th December instant;

“*Criminal Law Procedure Bill—Second reading,*” until Wednesday, 17th December instant;

“*Trading Companies Bill—Second reading,*” until Friday, 12th December instant;

“*Probates Bill—Second reading,*” until Wednesday, 17th December instant.

Assembly adjourned at half-past twelve o'clock until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

THURSDAY, 11<sup>TH</sup> DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Higinbotham presented a Petition from Richard Davis, coal discoverer, of Griffiths Point, praying the House to investigate and examine the conditions of his agreement with the Government, and all letters and papers relating thereto, and award him such matter of justice as on examination of the facts, the Petitioner might appear to be honorably and equitably entitled to.  
Ordered to lie on the Table.
3. PAPERS.—Captain Mac Mahon presented—  
Railway Tickets.—Return to an Order of the Legislative Assembly, dated 4th December, 1862, for a statement of the number of passage tickets (distinguishing 1st and 2nd class) issued and collected at the various stations on the Geelong and Melbourne line of railway, from the 10th January to 9th April, 1862, both inclusive; also a similar return from the 11th April to the 10th July, 1862, inclusive; both returns exclusive of free passes.  
Ordered to lie on the Table.
4. APPROPRIATION ACT, 1861.—Mr. Grant moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting him to be pleased to cause to be laid on the Table of this House a copy of the despatch of the Secretary of State for the Colonies to His Excellency with reference to the Appropriation Act of 1861.  
Question—put and resolved in the affirmative.
5. SCHOOL TEACHERS.—Mr. McCann moved, pursuant to *amended* notice, That a Select Committee be appointed to consider and report upon the claims of those teachers, a portion of whose salary has been withheld, and also the claims of the teachers who have kept schools to which aid was promised conditionally upon the Board's having sufficient funds; such Committee to consist of Mr. Frazer, Mr. Lalor, Mr. Kyte, Mr. O'Connor, Mr. Weeks, Mr. Morton, Dr. Evans, and the Mover, with power to send for persons and papers; three to form a quorum.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

*Governor's Salary Reduction Bill.*

HENRY BARKLY,  
Governor.

*Message, No. 4.*

The Governor has received an Address from the Legislative Assembly, requesting that he will cause to be laid on the Table of the House copies of all correspondence with the Secretary of State for the Colonies having reference to the Governor's Salary Reduction Bill.

Personally, and in vindication of his honor, the Governor is most anxious that all he has told the Imperial Government as to this Bill should be publicly known, although he need hardly add that it was not intended at the time it was written to see the light whilst he remained in the administration of the Government.

But he feels it his duty to point out, that there exists a wide difference between publishing despatches from the Secretary of State, and despatches addressed to the Secretary of State, by the Governor of a Colony possessing responsible institutions.

This distinction is obviously founded on the two-fold position which such a Governor occupies, as the confidential agent of the Imperial Government on the one hand, and the representative of a constitutional sovereign in her relations to the colonial legislature on the other.

In the first capacity he is bound to give his opinion unreservedly on every question which he submits for the Queen's decision ; in the second, it is improper that his views on political questions should be publicly announced except under very peculiar circumstances.

In deference however to the wishes of the House the Governor in the present case transmits all the despatches which he has sent home on the subject referred to—the first, tendering his resignation and explaining the private motives by which he was actuated in so doing ; the second, regarding pecuniary arrangements connected with his passage ; and the third, reporting officially on the provisions of the Governor's Salary Reduction Bill.

7. CONVEYANCERS BILL.—Mr. Higinbotham moved, pursuant to notice, That this Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

And, on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 16th December instant.

Bill, as amended, to be printed.

8. WAYS AND MEANS.—Mr. Anderson moved, pursuant to notice given by Mr. Haines, That this House will to-morrow resolve itself into the Committee of Ways and Means.

Question—put and resolved in the affirmative.

9. PETROLEUM STORAGE BILL.—Dr. Macadam moved, pursuant to notice, That he have leave to bring in a Bill to regulate the Storage of Petroleum or any preparation therefrom.

Question—put and resolved in the affirmative.

Ordered—That Dr. Macadam and Mr. Cohen do prepare and bring in the Bill.

Dr. Macadam then brought up a Bill, intituled, "*A Bill to regulate the Storage of Petroleum or any preparation therefrom,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time on Thursday, 18th of December instant.

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

"*Water Rights Bill—Second reading,*"

"*Impounding Acts Amendment Bill—To be further considered in Committee,*"

"*Contractors and Workmen's Lien Bill—Second reading,*"

"*Supreme Court Costs Bill—Second reading,*"

"*Imprisonment for Debt Bill—Second reading,*"

"*Barristers Admission Bill—Second reading,*"

"*Accidents Bill—Second reading,*"

"*Hawkers and Pedlars Acts Amendment Bill—Second reading,*" and

"*Adulteration of Food Bill—To be further considered in Committee,*" until Thursday, 18th December, instant ;

"*Field Officers of Volunteers—Motion for Address—To be considered in Committee,*" until to-morrow.

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

FRAN<sup>a</sup>. MURPHY,  
*Speaker.*

# VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 21.

FRIDAY, 12TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—  
Victoria Railway Loan Debentures—Further correspondence between the Govern-  
ment and the contracting banks relative to the Railway Loan Contract.  
Ordered to lie on the Table.
3. GOVERNOR'S SALARY REDUCTION BILL—MESSAGE.—Mr. Mollison, by leave of the Assembly,  
moved, That the Message transmitted yesterday from His Excellency the Governor  
on this subject, together with its enclosures, be printed.  
Debate ensued.  
Question—put and resolved in the affirmative.
4. STEAM SLOOP "VICTORIA."—Mr. Levi moved, by leave of the Assembly, That the Return  
laid upon the Table of this House, 31st January, 1860, in connection with the commercial  
services rendered by the steam sloop *Victoria* from the date of her arrival to December,  
1859, be printed.  
Question—put and resolved in the affirmative.
5. SUPPLY OF WATER TO WILLIAMSTOWN.—Mr. Verdon moved, pursuant to notice, That the  
papers and correspondence on the subject of the extension of the Yan Yean water supply  
to Williamstown be laid on the Table of the House.  
Question—put and resolved in the affirmative.
6. MINING ASSOCIATIONS ACT AMENDMENT BILL.—Mr. Ireland moved, pursuant to notice,  
That he have leave to bring in a Bill to repeal and re-enact, with amendments, the  
Mining Association Act, 1858.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Ireland and Mr. Haines do prepare and bring in the Bill.  
Mr. Ireland then brought up a Bill, intituled, "*A Bill to repeal and re-enact with amend-  
ments the Mining Association Act 1858,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed,  
and read a second time Friday, 19th December instant.
7. VOLUNTEER CORPS BILL.—Mr. Haines moved, pursuant to notice, That he have leave to  
bring in a Bill to amend and consolidate the law relating to Volunteer Corps in Victoria  
and to provide for the formation of a Coast Guard.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Haines and Mr. Anderson do prepare and bring in the Bill.  
Mr. Haines then brought up a Bill, intituled "*A Bill to amend and consolidate the law  
relating to Volunteer Corps in Victoria and to provide for the formation of a Coast  
Guard,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed,  
and read a second time Friday, 19th December instant.
8. CLAIMS FOR COMPENSATION.—Mr. Haines moved, pursuant to notice, That this House will,  
on Tuesday next, resolve itself into a Committee of the whole to consider the report  
and evidence of the Committee appointed last session to enquire into "claims for com-  
pensation."  
Question—put and resolved in the affirmative.
9. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to  
certain resolutions.  
Ordered—That the report be received Tuesday, 16th December instant.  
Mr. Lalor also acquainted the House that he was directed to move, That he have leave to  
sit again.  
Resolved—That this House will, on Tuesday, 16th December instant, again resolve itself  
into the said Committee.

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

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

Ordered—That the report be received Tuesday, 16th December instant.

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

Resolved—That this House will on Friday, 19th December instant, again resolve itself into the said Committee.

11. **APPLICANTS FOR ALLOTMENTS.**—Mr. Humffray moved, pursuant to notice, That there be laid on the Table of this House a return, showing—

(1.) The names of all the applicants for allotments of land within the agricultural areas open for selection under the Land Act.

(2.) The names of all the allottees.

(3.) The districts in each case.

(4.) Also the names of the attorneys or agents, where such were employed, to put in the applications.

Debate ensued.

Question—put and resolved in the affirmative.

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

SATURDAY, 13TH DECEMBER, 1862.

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

“*Supply—Resolutions to be reported,*”

“*Local Government Bill—To be further considered in Committee,*” and

“*Mercantile Law Amendment Bill—To be further considered in Committee,*” until Tuesday, 16th December instant;

“*Trading Companies Bill—Second reading,*” until Wednesday, 17th December instant;

“*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Friday, 19th December instant.

13. **FIELD OFFICERS OF VOLUNTEERS.**—The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £200 be placed on the Estimates to defray the travelling expenses of Field Officers of Volunteers in command of districts, having been read; on the motion of Mr. Morton, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair; Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members was not present Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at sixteen minutes past twelve o'clock, adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

TUESDAY, 16TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Richardson presented a Petition from certain inhabitants of Geelong, praying the House would make provision for retaining the services of singing and drawing masters in common schools, under such arrangements as would combine economy with efficiency.  
Petition read and ordered to lie on the Table.  
Mr. MacGregor presented a Petition from Ludovic Marie, praying the House would cause investigation to be made into the allegations set forth in the Petition.  
Ordered to lie on the Table.  
Dr. Owens presented a Petition from certain carriers and forwarding agents, praying the House would take the statements set forth in the Petition into consideration, and elicit the truth thereof, and relieve the petitioners from the unjust and oppressive consequences of such management in future.  
Petition read and ordered to lie on the Table, and to be referred to the Committee on the Railway Traffic.
3. PROVIDENT INSTITUTE ESTATE BILL.—Captain Mac Mahon, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table.
4. RAILWAY MANAGEMENT BILL.—Captain Mac Mahon, by order of the Assembly, brought up a Bill intituled, "*A Bill for the better management of the Victorian Railways,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative. Bill read a first time, ordered to be printed, and read a second time Friday, 19th December instant.
5. PAPERS.—Capt. Mac Mahon presented—  
Railway Collision, Essendon.—Reply to question put this day by Mr. Houston for a return showing the result of an enquiry into the cause of the collision on the Government Railways, on 25th of November last, near the Essendon Junction.  
Ordered to lie on the Table, and to be referred to the Committee on the Railway Traffic.
6. COUNTY COURT, MELBOURNE.—Mr. Lambert moved, pursuant to *amended* notice, That there be laid upon the Table of this House a Return showing :—
  - (1.) The number of summonses issued in the County Court, Melbourne, for the year 1862.
  - (2.) The number of verdicts recorded.
  - (3.) The number of executions against goods issued.
  - (4.) The number of warrants of arrest issued.
  - (5.) The number of committals on such warrants.Question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Supply—Resolutions to be reported,*" until to-morrow ;  
"*Supply—To be further considered in Committee,*" until after the consideration of the third Order for to-day.

8. WAYS AND MEANS.—Mr. Lalor reported from the Committee of Ways and Means, certain resolutions which were read and are as follow :—

12th December.

*Resolved—*

- (1.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1862 any sums of money, not exceeding Thirty-six thousand pounds, which have been voted by the Legislative Assembly for the service of the year 1862.
- (2.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1863 any sums of money, not exceeding Five hundred thousand pounds, which have been voted by the Legislative Assembly for the service of the year 1863 prior to the passing of a Bill to be brought in for carrying out these resolutions.

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

Ordered—That a Bill be brought in to carry out the above resolutions.

9. CONSOLIDATED REVENUE BILL.—Mr. Haines, pursuant to the above resolution, brought up a Bill, intituled, "*A Bill to apply out of the Consolidated Revenue the sum of Thirty-six thousand pounds to the service of the year One thousand eight hundred and sixty-two and the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three,*" 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.

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

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

WEDNESDAY, 17TH DECEMBER, 1862.

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

Ordered—That the report be received this day.

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

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

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

"*Customs Laws Amendment Bill—Second reading,*" until Friday, 19th December instant;

"*Claims to Compensation—Report of Select Committee to be considered in Committee,*" until this day;

"*Local Government Bill—To be further considered in Committee,*" and

"*Mercantile Law Amendment Bill—To be further considered in Committee,*" until Friday, 19th December instant;

"*Field Officers of Volunteers—Motion for Address—To be further considered in Committee,*" and

"*Conveyancers Bill—Consideration of Report,*" until this day.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 23.

---

---

WEDNESDAY, 17<sup>TH</sup> DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy, by command of His Excellency the Governor, presented—  
National Education.—Ninth and last Report of the Commissioners of National Education for the Colony of Victoria for the year 1861-62.  
Ordered to lie on the Table.  
Capt. Mac Mahon presented—  
Railway Loan Act.—Return to an Order of the Legislative Assembly, dated 5th December instant, for a Return showing in detail the various items of expenditure that have been incurred up to the present time in repairing the Geelong and Melbourne Railway, as provided for by the Railway Loan Act of last session.  
Ordered to lie on the Table.
3. PETITION.—Mr. Orr presented a Petition from certain merchants, storekeepers, farmers, miners, and others, of the Indigo and neighborhood, praying the House to refer the claim of Mr. Conness to a Select Committee, so that his claim might be enquired into and determined upon.  
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Fourth Report from this Committee.  
Ordered to lie on the Table and to be printed.
5. ADJOURNMENT.—Mr. O'Shanassy moved, pursuant to notice, That the House at its rising on Friday next do adjourn until Tuesday, 20th January, 1863.  
Question—put and resolved in the affirmative.
6. CONSOLIDATED REVENUE BILL.—Mr. Haines moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Haines moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same without amendment.  
On the motion of Mr. Haines this Bill was read a third time and *passed*.

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

*“An Act to apply out of the Consolidated Revenue the sum of Thirty-six thousand pounds to the service of the year One thousand eight hundred and sixty-two and the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three.”*

Question—put and resolved in the affirmative.

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

7. SUPPLY—ESTIMATES FOR 1863.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

5th December.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863, for the several services hereunder specified; being—

No.	Classification.			£ s. d.		
	Class.	Schedules.		£	s.	d.
<b>I.—CHIEF SECRETARY.</b>						
<b>SALARIES AND WAGES.</b>						
DIVISION No. 1.						
LEGISLATIVE COUNCIL.						
1	...	...	The President	1,000	0	0
1	...	...	The Chairman of Committees	400	0	0
2			Total, Division No. 1			1,400 0 0
DIVISION No. 2.						
LEGISLATIVE ASSEMBLY.						
1	...	...	The Speaker	1,500	0	0
1	...	...	The Chairman of Committees	800	0	0
1	1	1	The Clerk of the Assembly	900	0	0
1	1	1	The Clerk Assistant	700	0	0
1	...	2	Serjeant-at-Arms	400	0	0
1	3	...	Clerk	425	0	0
1	4	...	Clerk	325	0	0
2	5	...	Clerks, at £180	360	0	0
1	4	...	Reader	250	0	0
1	...	3	Boy, as Assistant Reader	65	0	0
1	...	3	Housekeeper, with quarters, fuel, and water	200	0	0
6	...	3	Doorkeepers at 72s. per week	1,126	5	6
1	...	3	Charwoman at 30s. per week	78	0	0
19			Total, Division No. 2			7,129 5 6
DIVISION No. 3.						
THE LIBRARY.						
1	1	1	The Librarian	700	0	0
1	4	...	Assistant Librarian	350	0	0
2	5	...	Clerks—One at £180, and one at £150	330	0	0
3	...	3	Messengers, &c.—One at 72s. per week, one at £100, and one at £75	362	4	0
7			Total, Division No. 3			1,742 4 0

No.	Classification.					£ s. d.		
	Class.	Schedule.				£	s.	d.
CHIEF SECRETARY— <i>continued</i> .								
SALARIES AND WAGES.								
DIVISION No. 4.								
CHIEF SECRETARY'S OFFICE.								
1	1	1	Under Secretary	...	...	1,000	0	0
1	2	...	Clerk	...	...	600	0	0
2	3	...	Clerks at £485	...	...	970	0	0
6	4	...	Clerks—Five at £350, one at £315	...	...	2,065	0	0
2	5	...	Clerks—One at £180, one at £100	...	...	280	0	0
1	...	3	Despatch Clerk and Keeper of Government Offices*	...	...	200	0	0
2	...	3	Messengers—One at £80, one at £70	...	...	150	0	0
1	...	3	Housekeeper*	...	...	100	0	0
16			Total, Division No. 4	...	...	5,365	0	0
DIVISION No. 5.								
REGISTRAR GENERAL AND REGISTRAR OF SUPREME COURT.								
1	1	1	Registrar General and Registrar Supreme Court	...	...	900	0	0
1	2	...	Clerk	...	...	516	13	4
2	3	...	Clerks—One at £450, one at £393 4s.	...	...	843	4	0
5	4	...	Clerks—One at £350, two at £300, one at £250, one at £225	...	...	1,425	0	0
12	5	...	Clerks—Two at £180, one at £175, one at £160, one at £150, seven at £96 13s. 4d.	...	...	1,521	13	4
1	...	3	Despatch Clerk and Keeper of Stores	...	...	100	0	0
2	...	3	Messengers—one, also office-keeper, at £150, one at £70	...	...	220	0	0
24			Total, Division No. 5	...	...	5,526	10	8
DIVISION No. 6. POLICE.								
Subdivision No. 1.								
CHIEF COMMISSIONER'S OFFICE.								
1	..	...	Chief Commissioner	...	...	900	0	0
1	...	...	Paymaster	...	...	600	0	0
1	2	...	Clerk	...	...	500	0	0
1	3	...	Clerk	...	...	400	0	0
3	4	...	Clerks—One at £275, two at £200	...	...	675	0	0
1	5	...	Clerk	...	...	180	0	0
						3,255	0	0
Subdivision No. 2.								
GENERAL POLICE.								
1	...	...	Inspecting Superintendent, including allowance for quarters, fuel, light, water, and travelling expenses	...	...	730	0	0
17	...	...	Superintendents—Nine at £375, and eight at £350	...	...	6,175	0	0
10	...	...	Inspectors—Five at £275, and five at £250	...	...	2,625	0	0
3	...	...	Sub-Inspectors at £230	...	...	690	0	0
39								
* With quarters, fuel, light, and water.								

No.	Classification.		CHIEF SECRETARY— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
39			<b>SALARIES AND WAGES.</b>			
			Subdivision No. 2.— <i>continued.</i>			
3	...	...	Sub-Inspectors at £230 (it being the intention of the Government not to fill up the vacancies caused by the retirement or promotion of these officers) ...	690	0	0
100	...	...	Sergeants—Fifty at 9s 6d., and fifty at 8s. 6d. per diem ...	16,425	0	0
1050	...	...	Constables—One hundred and forty at 8s., and nine hundred and ten at 7s. 6d. per diem ... £144,996 5 0			
			<i>Less</i> , reduction in pay of 1s. per diem in case of men under one year's service, say one hundred ... 1,825 0 0			
			Sergeant acting as Storekeeper, extra pay ...	*143,171	5	0
			Sergeant acting as Drill Instructor, extra pay, at 1s. ...	50	0	0
5	...	...	Escort Drivers at 9s. 6d. ...	866	17	6
1	...	...	Farrier at 11s. 6d. ...	209	17	6
1	...	...	Wheelwright at 9s. 6d. ...	173	7	6
1	...	...	Saddler at 9s. 6d. ...	173	7	6
50	...	...	Cooks and Searchers at not exceeding £20 per annum ...	1,000	0	0
1250			<small>NOTE.—The above salaries, with the exception of those of the Inspecting Superintendent and the Female Cooks and Searchers, are exclusive of the usual allowances of quarters, fuel, light, and water, and the officers are in addition entitled to the services of a groom.</small>	172,998	0	0
			Subdivision No. 3.			
			DETECTIVE POLICE.			
1	...	...	Superintendent, including £100 in lieu of all allowances ...	500	0	0
40	...	...	Detectives—Fourteen at 12s. 6d. per diem, fourteen at 10s. 6d. per diem, twelve at 9s. per diem	7,847	10	0
41				8,347	10	0
			Total, Division No. 6	...		184,600 10 0
			DIVISION NO. 7.			
			GAOLS.			
			Subdivision No. 1.			
			MELBOURNE GAOL.			
1	3	...	Governor ...	485	0	0
1	4	...	Clerk ...	350	0	0
2	5	...	Clerk at £180; Storekeeper at same rate ...	360	0	0
3	...	3	Senior Turnkeys at £200 ...	600	0	0
1	...	3	Overseer of Labor ...	200	0	0
1	...	3	Matron ...	100	0	0
1	...	3	Senior Female Turnkey ...	100	0	0
2	...	...	Chaplains at £100 ...	200	0	0
19	...	3	Turnkeys at 7s. 6d. ...	2,600	12	6
3	...	3	Female Turnkeys at 4s. 6d. ...	246	7	6
34			* A sum not exceeding £1,000 to be temporarily advanced out of this item for the purchase of uniform clothing for the police. The cost to be recovered by means of stoppages from their pay.	5,242	0	0

No.	Classification.		CHIEF SECRETARY— <i>continued.</i>	£	s.	d.
	Class.	Schedule.				
<b>SALARIES AND WAGES.</b>						
<b>GAOLS—<i>continued.</i></b>						
Subdivision No. 2.						
GEE LONG GAOL.						
1	4	...	Governor ... ..	300	0	0
3	...	3	Overseer of Labor, and two Senior Turnkeys, at £200 each ... ..	600	0	0
1	...	3	Matron ... ..	75	0	0
9	...	3	Turnkeys at 7s. 6d. per diem ... ..	1,231	17	6
1	...	3	Female Turnkey at 4s. 6d. per diem ... ..	82	2	6
15				2,289	0	0
Subdivision No. 3.						
BALLAARAT GAOL.						
1	4	...	Governor ... ..	300	0	0
1	...	3	Senior Turnkey ... ..	200	0	0
1	...	3	Matron ... ..	75	0	0
9	...	3	Turnkeys at 7s. 6d. per diem ... ..	1,231	17	6
1	...	3	Female Turnkey at 4s. 6d. per diem ... ..	82	2	6
13				1,889	0	0
Subdivision No. 4.						
ARARAT GAOL.						
1	4	...	Governor ... ..	300	0	0
1	...	3	Senior Turnkey ... ..	200	0	0
1	...	3	Matron ... ..	75	0	0
6	...	3	Turnkeys at 7s. 6d. per diem ... ..	821	5	0
1	...	3	Female Turnkey at 4s. 6d. per diem ... ..	82	2	6
10				1,478	7	6
Subdivision No. 5.						
BEECHWORTH GAOL.						
1	4	...	Governor ... ..	300	0	0
1	...	3	Senior Turnkey ... ..	200	0	0
1	...	3	Matron ... ..	75	0	0
8	...	3	Eight Turnkeys at 7s. 6d. per diem ... ..	1,095	0	0
1	...	3	One Female Turnkey at 4s. 6d. per diem ... ..	82	2	6
12				1,752	2	6
Subdivision No. 6.						
CASTLEMAINE GAOL.						
12	...	...	The same as Beechworth ... ..	1,752	2	6
Subdivision No. 7.						
MARYBOROUGH GAOL.						
10	...	...	The same as Ararat ... ..	1,478	7	6
Subdivision No. 8.						
SANDHURST GAOL.						
12	...	...	The same as Beechworth ... ..	1,752	2	6
118						

No.	Classification.		SALARIES AND WAGES.	£ s. d.		
	Class.	Schedule.		£	s.	d.
CHIEF SECRETARY— <i>continued.</i>						
SALARIES AND WAGES.						
118			Subdivision No. 9.			
KILMORE GAOL.						
1	4	...	Governor ... ..	250	0	0
1	...	3	Senior Turnkey ... ..	200	0	0
1	...	3	Matron ... ..	75	0	0
2	...	3	Two Turnkeys at 7s. 6d. ... ..	273	15	0
5				798	15	0
Subdivision No. 10.						
PORTLAND GAOL.						
5	...	...	The same as Kilmore ... ..	798	15	0
NOTE.—All officers of the Gaols Department, Chaplains and Clerks excepted, are provided with quarters, fuel, light, and water.						
128			Total, Division No. 7 ... ..			
19,230 12 6						
DIVISION No. 8.						
PENAL.						
Subdivision No. 1.						
INSPECTOR-GENERAL.						
1	1	1	Inspector-General, including allowance for forage ... ..	900	0	0
2	4	...	Clerks at £350 ... ..	700	0	0
1	5	...	Clerk ... ..	180	0	0
1	5	...	Clerk (at Pentridge) ... ..	180	0	0
1	4	...	The Storekeeper ... ..	300	0	0
1	5	...	Clerk and Storekeeper ... ..	180	0	0
				2,440	0	0
Subdivision No. 2.						
PENAL POLICE.						
3	3	...	Superintendents at £400 ... ..	1,200	0	0
2	4	...	Assistant Superintendents at £275 ... ..	550	0	0
1	4	...	Senior Chief Warder at £300 ... ..	300	0	0
1	...	3	Matron in charge of prison for females ... ..	175	0	0
1	...	3	Chief Warder ... ..	200	0	0
14	...	3	Overseers at £200 ... ..	2,800	0	0
5	...	3	Sergeant Warders at 9s. 6d. ... ..	866	17	6
11	...	3	Corporal Warders—Eleven at 8s. 6d. ... ..	1,706	7	6
104	...	3	Warders—One hundred and four at 7s. 6d. ... ..	14,235	0	0
1	...	3	Female Overseer—One at 6s. ... ..	109	10	0
5	...	3	Female Warders—Five at 4s. 6d. ... ..	410	12	6
2	...	...	Chaplains—One at £400, and one at £300 ... ..	700	0	0
2	...	...	Schoolmasters—Two at £180 ... ..	360	0	0
159				23,613	7	6
NOTE.—All officers of the Penal Department, excepting Chaplains, Schoolmasters, Clerks, and Overseers are provided with quarters, light, fuel, water, and prisoner servants.						
Total, Division No. 8 ... ..						
26,053 7 6						

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

Classification.		CHIEF SECRETARY— <i>continued.</i>				£	s.	d.	
No.	Class.	Schedule	SALARIES AND WAGES						
			DIVISION No. 9.				£	s.	d.
			STEAM SLOOP "VICTORIA."						
			(For Six Months.)						
1	...	...	Commander*	...	...	300	0	0	
1	...	...	First Lieutenant*	...	...	200	0	0	
1	...	...	Second Lieutenant	...	...	175	0	0	
1	...	...	Engineer	...	...	200	0	0	
1	...	...	Surgeon	...	...	200	0	0	
2	...	...	Assistant Engineers, at £250	...	...	250	0	0	
1	...	...	Paymaster	...	...	125	0	0	
1	...	...	Mate	...	...	100	0	0	
2	...	...	Midshipmen at £100	...	...	100	0	0	
1	...	...	Naval Cadet	...	...	25	0	0	
1	...	...	Gunner	} at 10s. per diem	...	273	15	0	
1	...	...	Boatswain						
1	...	...	Carpenter						
1	...	...	Leading Stoker at 7s. per diem	...	...	63	17	6	
1	...	...	Steward						
1	...	...	Cook						
1	...	...	Gunner's Mate	} at 6s. per diem	...	492	15	0	
1	...	...	Boatswain's Mate						
3	...	...	Quartermasters						
1	...	...	Sailmaker						
1	...	...	Carpenter's Mate						
2	...	...	Captains of Forecastle	} at 5s. 6d. per diem	...	401	10	0	
2	...	...	Captains of Fore-top						
2	...	...	Captains of Main-top						
2	...	...	Captains of After-guard						
2	...	...	Stokers at 6s. 6d. per diem	...	...	118	12	6	
5	...	...	Leading Seamen at 5s. 3d. per diem	...	...	239	10	7	
18	...	...	Able Seamen at 4s. 9d. per diem	...	...	780	3	9	
14	...	...	Trimmers at 6s. per diem	...	...	766	10	0	
8	...	...	Ordinary Seamen at 3s. 9d. per diem	...	...	273	15	0	
1	...	...	Ward-room Steward at 4s. 9d. per diem	...	...	43	6	10	
1	...	...	Cook's Mate at 3s. 9d. per diem	...	...	34	4	4	
1	...	...	Drummer at 3s. 9d. per diem	...	...	34	4	4	
12	...	...	Boys—Six at 3s., and six at 2s. 6d. per diem	...	...	301	2	6	
95			Total, Division No. 9	...	...	5,498	7	6	

And the said resolution having been read a second time,  
 Mr. Levi moved, That this resolution be recommitted to the Committee of Supply.  
 Debate ensued.

Question—put and resolved in the affirmative.

		DIVISION No. 10.—MEDICAL.						
		Subdivision No. 1.						
		MEDICAL OFFICER.						
1	1†	1	Chief Medical Officer	...	...	900	0	0
3	4	...	Clerk and Accountant at £325 ; Secretary to the Central Board of Health at £250 ; Superintending Inspector Board of Health at £250	...	...	825	0	0
1	3†	...	Resident Surgeon, Pentridge, with quarters, fuel, and water, and prisoner servant	...	...	400	0	0
1	2†	...	Health Officer, Queenscliff, with quarters	...	...	528	0	0
1	4†	...	Dispenser, Immigration Hospital, with quarters, rations, fuel, light, and water	...	...	220	0	0
1	...	3	Messenger	...	...	60	0	0
1	...	3	Matron, Immigration Hospital, with quarters, rations, fuel, light, and water	...	...	70	0	0
2	...	3	One Nurse and one Cook, at £36 each, with the same allowances	...	...	72	0	0
6	...	3	Health Officer's boat's crew, Coxswain at 9s. 6d., and Five Boatmen at 7s. 6d. per diem, with quarters	...	...	857	15	0
17						3,932	15	0

\* With house, fuel, light, and water.

† Professional.

Classification.						£	s.	d.
No.	Class.	Schedule.	CHIEF SECRETARY— <i>continued.</i>					
			SALARIES AND WAGES.			£	s.	d.
			MEDICAL— <i>continued.</i>					
			Subdivision No. 2.					
			SANATORY STATION.					
1†	3	...	Resident Surgeon, with quarters, fuel, light, water, and two rations	...	...	400	0	0
1	5	...	Clerk and Storekeeper, with quarters, rations, fuel, light, and water	...	...	150	0	0
2	...	3	Two Laborers, with quarters, rations, fuel, light, and water—One at £80, and one at £50	...	...	130	0	0
1	...	3	Nurse, with same allowances	...	...	50	0	0
5						730	0	0
			Subdivision No. 3.					
			LUNATIC ASYLUM.*					
1	5	...	Clerk and Storekeeper at £180	...	...	180	0	0
2	5	...	Assistant Clerks and Storekeepers—One at £150, and one at £100	...	...	250	0	0
1	...	3	Matron	...	...	100	0	0
1	...	3	Head Attendant	...	...	100	0	0
43	...	3	Male Attendants at from £78 to £120 per annum	...	...	4,500	0	0
30	...	3	Female Attendants at from £36 to £50	...	...	1,248	0	0
3	...	3	Cooks—One at £80, and two at £60	...	...	200	0	0
2	...	3	Carters—One at £80, and one at £65	...	...	145	0	0
1	...	3	Gardener	...	...	100	0	0
3	...	3	Laundresses—One at £40, and two at £36	...	...	112	0	0
1	...	3	Gatekeeper	...	...	60	0	0
1	...	3	Messenger at 10s. per week	...	...	26	0	0
89						7,021	0	0
			NOTE.—All employed in this department receive, in addition to their salaries, the allowances of quarters, rations, fuel, light, and water.					
			Total, Division No. 10	...	...			
							11,683	15 0
			DIVISION No. 11.					
			PUBLIC LIBRARY.					
1	2	...	Librarian	...	...	600	0	0
1	4	...	Sub-Librarian	...	...	270	0	0
1	4	...	Clerk	...	...	200	0	0
2	...	3	Assistants—One at £180, and one at £170	...	...	350	0	0
3	...	3	Attendants at £150	...	...	450	0	0
8			Total, Division No. 11	...	...			
							1,870	0 0
			DIVISION No. 12.					
			SHORTHAND WRITER.					
1	1	1	Shorthand Writer	...	...	610	0	0
1	3	...	Assistant	...	...	485	0	0
1	4	...	Clerk, qualified to act as Assistant	...	...	300	0	0
1	4	...	Clerk	...	...	225	0	0
1	...	...	Articled Clerk	...	...	150	0	0
1	...	3	Messenger	...	...	100	0	0
6			Total, Division No. 12	...	...			
							1,870	0 0
			† Professional.					
			* The superior officers of the establishment are omitted for the present.					

No.	Classification.			£ s. d.		
	Class.	Schedule.		£	s.	d.
CHIEF SECRETARY— <i>continued.</i>						
SALARIES AND WAGES.						
DIVISION No. 13.						
MAGNETIC SURVEY.						
1	...	...	Director, with quarters, fuel, and water, at £400 to 30th June ... ..	200	0	0
2	...	...	Assistants—One at £300, and one at £250, to same date ... ..	275	0	0
1	...	...	Assistant (to be transferred to the Astronomical Observatory) ... ..	300	0	0
1	...	...	Messenger, with quarters, fuel, and water, at £110, to 30th June ... ..	55	0	0
5			Total, Division No. 13 ... ..			830 0 0
DIVISION No. 14.						
BOTANIC GARDENS.						
1	1	1	Government Botanist and Director of the Botanic Gardens, with quarters ... ..	610	0	0
1	4	...	Assistant ... ..	200	0	0
			Wages for Gardeners, Artizans, Collectors, &c. ... ..	4,000	0	0
2			Total, Division No. 14 ... ..			4,810 0 0
DIVISION No. 15.						
MUSEUM.						
1	1	1	Director of Museum, Palæontologist (acting also as Zoologist) ... ..	300	0	0
1	...	...	Taxidermist ... ..	250	0	0
1	...	...	Model Maker ... ..	275	0	0
1	...	...	Mechanical Draftsman ... ..	250	0	0
1	...	...	Keeper of Museum ... ..	90	0	0
5			Total, Division No. 15 ... ..			1,165 0 0
DIVISION No. 16.						
AUDIT OFFICE.						
1	1	1	Secretary ... ..	600	0	0
3	3	...	Clerks at £400 ... ..	1,200	0	0
7	4	...	Clerks—Three at £350, one at £300, two at £225, one at £200 to 24th February, and £225 from 25th February ... ..	2,021	2	6
8	5	...	Clerks—Four at £180, three at £150, one at £80 to 7th September, and at £96 13s. 4d. from 8th September ... ..	1,255	4	8
2	...	3	Messengers—One at £110, and one at £70 ... ..	180	0	0
1	...	3	Housekeeper at £40 ... ..	40	0	0
22			Total, Division No. 16 ... ..			5,296 7 2
DIVISION No. 17.						
UNDER SCAB ACT.						
			Inspectors, including travelling and other expenses ... ..			3,000 0 0

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

CHIEF SECRETARY—*continued.*

£ s. d.

## DIVISION No. 18.

## DEPARTMENTAL CONTINGENCIES.

## Subdivision No. 1.

## LEGISLATIVE ASSEMBLY.

	£	s.	d.
Clerical Assistance ... ..	175	0	0
Fuel, Light, and Water ... ..	600	0	0
Stores ... ..	120	0	0
Travelling Expenses of Select Committees ...	100	0	0
Allowances to Witnesses attending Select Committees ... ..	200	0	0
Incidental Expenses ... ..	50	0	0
	1,245	0	0

## Subdivision No. 2.

## PARLIAMENTARY LIBRARY.

Books and Bookbinding ... ..	1,000	0	0
Fuel, Light, and Water ... ..	300	0	0
Stores and Stationery ... ..	100	0	0
Incidental Expenses ... ..	50	0	0
	1,450	0	0

## Subdivision No. 3.

## REFRESHMENT ROOMS.

Allowance to Contractor ... ..	400	0	0
Allowance to Comptroller ... ..	60	0	0
Incidental Expenses ... ..	75	0	0
	535	0	0

## Subdivision No. 4.

## CHIEF SECRETARY'S OFFICE.

Clerical Assistance ... ..	150	0	0
Fuel, Light, and Water ... ..	150	0	0
Stores ... ..	250	0	0
Incidental Expenses ... ..	75	0	0
Allowance to Chief Secretary's Orderly ..	26	0	0
	651	0	0

## Subdivision No. 5.

## REGISTRAR GENERAL.

Allowances to Deputy Registrars ... ..	5,400	0	0
Allowances for Vaccination... ..	2,800	0	0
Fuel, Light, and Water ... ..	120	0	0
Stores ... ..	200	0	0
Travelling Expenses ... ..	50	0	0
Incidental Expenses ... ..	50	0	0
Collecting and Compiling Agricultural Statistics	2,250	0	0
	10,870	0	0

CHIEF SECRETARY—*continued.*

£ s. d.

DEPARTMENTAL CONTINGENCIES—*continued.*

## Subdivision No. 6.

## GENERAL POLICE.

	£	s.	d.
Travelling Expenses ... ..	3,000	0	0
Transport of Prisoners ... ..	1,500	0	0
Purchase of Horses, at rates not to exceed £35 each	1,500	0	0
Shoeing and Farriery ... ..	1,800	0	0
Forage ... ..	20,000	0	0
Provisions for Prisoners ... ..	1,500	0	0
Stores, Carts, Conveyances for Escort, &c. ...	3,500	0	0
Fuel, Light, and Water ... ..	2,500	0	0
Medical Expenses of Police, and to reimburse Members of the Force for Clothing destroyed in the execution of their duty ... ..	300	0	0
Burial of Destitute Persons ... ..	1,500	0	0
Incidental Expenses, Repairs to Saddlery, &c.	1,500	0	0

38,600 0 0

## Subdivision No. 7.

## GAOLS.

Provisions ... ..	6,000	0	0
Clothing and Bedding ... ..	2,000	0	0
Fuel, Light, and Water ... ..	2,300	0	0
Stores ... ..	1,000	0	0
Burials ... ..	60	0	0
Incidental Expenses ... ..	400	0	0
Maintenance of Prisoners confined in Lockups proclaimed as Gaols ... ..	1,200	0	0

12,960 0 0

## Subdivision No. 8.

## PENAL DEPARTMENT.

Allowance to the Visiting Justice ... ..	280	0	0
Provisions ... ..	8,000	0	0
Forage ... ..	200	0	0
Fuel, Light, and Water ... ..	3,000	0	0
Stores—Bedding, clothing, and raw material for manufacture ... ..	6,500	0	0
Travelling Expenses and Transport of Prisoners	50	0	0
Burials ... ..	25	0	0
Books for Library and School ... ..	200	0	0
For Relief of Destitute Prisoners on discharge ...	500	0	0
Incidental Expenses ... ..	50	0	0

18,805 0 0

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

## Subdivision No. 9.

## STEAM SLOOP "VICTORIA."

Provisions ... ..	800	0	0
Fuel ... ..	500	0	0
Light and Water ... ..	75	0	0
Stores for Ship and Engine-room ... ..	550	0	0
Repairs ... ..	1,000	0	0
Incidental Expenses ... ..	60	0	0
Probable amount required to comply with clause 16 of the <i>Armed Vessels Regulation Bill</i> ...	50	0	0
Cabin Stores ... ..	75	0	0

3,110 0 0

And the said resolution having been read a second time,  
Mr. Haines moved, That this resolution be re-committed to the Committee of Supply.  
Question—put and resolved in the affirmative.

CHIEF SECRETARY—*continued.*

## DIVISION No. 18.

DEPARTMENTAL CONTINGENCIES—*continued.*

## Subdivision No. 10.

## MEDICAL.

	£	s.	d.
Medicines and Medical Comforts for Prisoners, Government Immigrants, and others ...	500	0	0
Medical Attendance on the same, and Medical Examination of Lunatics ...	1,600	0	0
Provisions, Fuel, Light, and Water for Sanatory Station, Immigration Hospital, and Office ...	300	0	0
Stores and Stationery for the same ...	100	0	0
Expenses of the Central Board of Health, including an allowance to one member of the Board at the rate of £100 per annum ...	350	0	0
Incidental Expenses ...	25	0	0
	2,875	0	0

## Subdivision No. 11.

## LUNATIC ASYLUM.

Provisions and extra Articles ...	12,000	0	0
Clothing and Bedding ...	6,000	0	0
Fuel ...	100	0	0
Stores, Library, and Amusements ...	1,500	0	0
Medicines, Medical Comforts, and Light ...	600	0	0
Forage ...	150	0	0
Fees to Official Visitors and for examination of Lunatics prior to discharge ...	250	0	0
Purchase of Stock ...	100	0	0
Incidental Expenses and for the relief of Persons discharged from the Asylum ...	100	0	0
	20,800	0	0

## Subdivision No. 12.

## PUBLIC LIBRARY.

Books and Binding ...	1,000	0	0
Purchase of Books for the Loan Department, &c. ...	500	0	0
Gas ...	400	0	0
Stores and Stationery ...	200	0	0
Fuel and Water ...	50	0	0
Insurance ...	60	0	0
Incidental Expenses ...	150	0	0
	2,360	0	0

## Subdivision No. 13.

## SHORTHAND WRITER.

Clerical Assistance ...	300	0	0
Stores ...	60	0	0
Incidental Expenses ...	10	0	0
	370	0	0

## Subdivision No. 14.

## MAGNETIC SURVEY.

Travelling Expenses, Equipment, and Wages of a Field Assistant occasionally ...	150	0	0
Purchase and Repair of Instruments ...	75	0	0
Fuel, Light, and Water ...	30	0	0
Stores ...	50	0	0
Incidental Expenses ...	10	0	0
	315	0	0

£ s. d.

CHIEF SECRETARY—*continued.*

£ s. d.

DEPARTMENTAL CONTINGENCIES—*continued.*

£ s. d.

## Subdivision No. 15.

## BOTANIC GARDENS.

Purchase of Plants and Seeds	...	...	...	150	0	0
Expense of publishing Work on Australian Plants	...	...	...	250	0	0
Stores, Stationery, Timber, Tools, Flower-pots, Labels	...	...	...	420	0	0
Forage for Horses, &c.	...	...	...	150	0	0
Transit Expenses and Incidentals	...	...	...	120	0	0
Travelling Expenses	...	...	...	40	0	0

1,130 0 0

## Subdivision No. 16.

## MUSEUM.

Specimens, Models, Books, Stores, occasional Collectors and Assistance in the Museum, and to defray expense of publishing Decades, illustrating the Natural History and Palæontology of Victoria	...	...	...	1,500	0	0
--	-----	-----	-----	-------	---	---

1,500 0 0

## Subdivision No. 17.

## AUDIT OFFICE.

Clerical Assistance	...	...	...	600	0	0
Travelling Expenses	...	...	...	350	0	0
Fuel, Light, and Water	...	...	...	60	0	0
Stores	...	...	...	100	0	0
Incidental Expenses	...	...	...	50	0	0

1,160 0 0

## DIVISION No. 19.

## ABORIGINES.

To meet all expenses for salaries of guardian and teachers, rations, clothing, stores, medical attendance, &c. ... ..

*And in the opinion of the Committee this item should be increased by £400.*

6,500 0 0

## DIVISION No. 20.

## ELECTORAL ... ..

3,000 0 0

CHIEF SECRETARY—*continued.*

£ s. d.

## DIVISION No. 22.

	£	s.	d.
GRANTS.			
Subdivision No. 1.			
To be dispensed by the Board of Agriculture ...	6,000	0	0
Subdivision No. 2.			
To Botanic Gardens, Geelong ... ..	1,000	0	0
Subdivision No. 3.			
Purchase of Books for Mechanics' Institutes or Public Libraries in country districts, on condition—I. That grants be made in proportion to sums collected by private subscription or local rates during 1863. II. That no grant exceeding £200 be paid to any one library. III. That no grant be made to any institution in Melbourne or more than one sixth of the entire sum be divided amongst Institutions within ten miles of it ... ..	2,000	0	0
<i>And that in the opinion of the Committee this item should be increased by £1000.</i>			
Subdivision No. 4.			
To the Acclimatization Society ... ..	3,000	0	0
Total, Division No. 22 ... ..	...		
			12,000 0 0
DIVISION No. 23.			
MISCELLANEOUS.			
Subdivision No. 1.			
Maintenance of Deserted Children .. ..	6,500	0	0
Subdivision No. 2.			
Rewards for apprehension of offenders ...	200	0	0
Subdivision No. 3.			
For the commencement of a National Gallery ...	1,000	0	0
Total, Division No. 23 ... ..	...		
			7,700 0 0

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



No.	Classification.						£ s. d.		
	Class.	Schedule.					£	s.	d.
ATTORNEY-GENERAL— <i>continued.</i>									
SALARIES AND WAGES.									
DIVISION No. 28.									
MASTER IN EQUITY.									
1	2	...	Chief Clerk*	...	...	...	550	0	0
1	3	...	Clerk	...	...	...	393	6	8
1	4	...	Clerk	...	...	...	250	0	0
2	5	...	Clerks at £180	...	...	...	360	0	0
1	...	3	Messenger and Housekeeper†	...	...	...	120	0	0
							1,673 6 8		
6									
DIVISION No. 29.									
CHIEF COMMISSIONER OF INSOLVENT ESTATES.									
1	...	...	Chief Commissioner	...	...	...	1,200	0	0
1	3	...	Clerk	...	...	...	450	0	0
2	4	...	Clerks, at £250	...	...	...	500	0	0
1	5	...	Clerk	...	...	...	180	0	0
1	...	3	Messenger and Housekeeper†	...	...	...	120	0	0
1	...	3	Messenger	...	...	...	70	0	0
1	...	...	Bailiff of Insolvent Court, Geelong (exclusive of £30 for travelling expenses)	...	...	...	200	0	0
							2,720 0 0		
8									
DIVISION No. 30.									
Subdivision No. 1.									
SHERIFFS.									
1	1	...	Sheriff	...	...	...	1,000	0	0
1	3	...	Sheriff's Deputy and Chief Clerk	...	...	...	450	0	0
3	4	...	Clerks, one at £350, and two Clerks at £300	...	...	...	950	0	0
1	...	3	Court Messenger	...	...	...	200	0	0
1	...	3	Court Keeper, Crier, and Messenger†	...	...	...	180	0	0
4	...	...	Bailiffs, Melbourne, at £350 each...	...	...	...	1,400	0	0
1	...	3	Crier	...	...	...	150	0	0
3	...	3	Messengers—one at £140, two at £120	...	...	...	380	0	0
							4,710 0 0		
15									
Subdivision No. 2.									
GEE LONG.									
1	2	...	Sheriff	...	...	...	600	0	0
1	4	...	Clerk and Bailiff	...	...	...	300	0	0
1	...	...	Bailiff	...	...	...	350	0	0
1	...	3	Courtkeeper, Crier, and Messenger†	...	...	...	150	0	0
							1,400 0 0		
4									
Subdivision No. 3.									
CASTLEMAINE.									
1	2	...	Sheriff ‡ (acting also at Maryborough and Sandhurst), exclusive of £100 per annum for travelling expenses	...	...	...	600	0	0
1	4	...	Clerk	...	...	...	250	0	0
1	...	...	Bailiff	...	...	...	350	0	0
1	...	3	Courtkeeper, Crier, and Messenger†	...	...	...	150	0	0
							1,350 0 0		
4									

\* Professional.

† With quarters, fuel, and water.

‡ With quarters.

No.	Classification.		ATTORNEY-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
			SALARIES AND WAGES.			
			SHERIFFS— <i>continued.</i>			
			Subdivision No. 4.			
			SANDHURST.			
			Sheriff. ( <i>See Castlemaine.</i> )			
1	...	...	Clerk and Bailiff ... ..	350	0	0
1	...	3	Court Keeper, Crier, and Messenger†	150	0	0
2				500	0	0
			Subdivision No. 5.			
			BALLAARAT.			
1	2	...	Sheriff* ... ..	600	0	0
1	4	...	Clerk and Bailiff ... ..	300	0	0
1	...	...	Bailiff ... ..	350	0	0
1	...	3	Court Keeper, Crier, and Messenger†	150	0	0
4				1,400	0	0
			Subdivision No. 6.			
			BEECHWORTH.			
1	2	...	Sheriff* ... ..	516	13	4
1	...	...	Clerk and Bailiff ... ..	350	0	0
1	...	3	Court Keeper, Crier, and Messenger†	150	0	0
3				1,016	13	4
			Subdivision No. 7.			
			ARARAT.			
1	2	...	Sheriff (acting also at Portland) ...	516	13	4
1	...	...	Clerk and Bailiff ... ..	350	0	0
1	...	3	Court Keeper, Crier, and Messenger†	150	0	0
3				1,016	13	4
			Subdivision No. 8.			
			MARYBOROUGH.			
1	...	...	Sheriff. ( <i>See Castlemaine.</i> )	300	0	0
1	...	3	Court Keeper, Crier, and Messenger†	150	0	0
2				450	0	0
			PORTLAND.			
			<i>See Ararat.</i>			
			Total, Division No. 30. ... ..		11,843	6 8
			DIVISION No. 31.			
			REAL PROPERTY SOLICITORS.			
2	...	...	Solicitors—one at £2,000, one at £1,200 ...	3,200	0	0
1	2	...	Secretary ... ..	500	0	0
1	4	...	Clerk ... ..	200	0	0
4					3,900	0 0

\* With quarters.

† With quarters, fuel, and water.



Classification.		III.—MINISTER OF JUSTICE.				£	s.	d.	
No.	Class.	Schedule.	SALARIES.						
							£	s.	d.
			DIVISION No. 33.						
			COUNTY COURTS, COURTS OF MINES, AND GENERAL SESSIONS.						
9	...	...	The Judges—Eight at £1,500 each; one at £1,500 for nine months ... ..				13,125	0	0
1	...	3	Court Keeper, Crier, and Messenger,* Melbourne County Court ... ..				150	0	0
1	...	3	Court Keeper, Melbourne Police Court Houses				120	0	0
11			Total, Division No. 33 ... ..				...	13,395	0 0
			DIVISION No. 34.						
			POLICE MAGISTRATES:						
52	...	2	Police Magistrates—One at £850 and one at £800 (Melbourne), forty-nine at £650, one at £100 ... ..				33,600	0	0
52			Total, Division No. 34 ... ..				...	33,600	0 0
			DIVISION No. 35.						
			CLERKS OF COURTS AND INTER- PRETERS.						
2	2	...	...	...	...	1,200	0	0	
13	3	...	...	...	...	5,403	6	8	
71	4	...	...	...	...	21,050	0	0	
6	...	...	Chinese Interpreters and Scribes—Six—for Castlemaine, Ballarat, Sandhurst, Ararat, Avoca, and Beechworth, at £200 ... ..				1,200	0	0
92			Total, Division No. 35 ... ..				...	28,853	6 8
			TOTAL, SALARIES AND WAGES, MINISTER OF JUSTICE ... ..				...	75,848	6 8

## DIVISION No. 36.

## DEPARTMENTAL CONTINGENCIES.

## Subdivision No. 1.

## COUNTY AND OTHER COURTS.

Fees to Assessors ... ..	1,000	0	0
Allowances to Witnesses at General Sessions, Medical Witnesses and Interpreters at Petty Sessions, Interpreters at Inquests and Magis- terial Inquiries, and other Witnesses (not being medical witnesses), at Petty Sessions, Inquests, and Magisterial Inquiries, when summoned from a distance beyond twenty miles ... ..	8,000	0	0
Allowances to Clerks who act at more than one Court, and remuneration to Clerks of Courts at various places ... ..	2,800	0	0
Allowances to Deputy Judges and Chairmen of General Sessions ... ..	100	0	0
Additional remuneration to Bailiffs where the fees prove inadequate ... ..	1,500	0	0
Fuel, Light, and Water ... ..	600	0	0
Stores ... ..	1,200	0	0
Incidental Expenses ... ..	200	0	0
* With quarters, fuel, and water.	15,400	0	0

MINISTER OF JUSTICE—*continued.*DEPARTMENTAL CONTINGENCIES—*continued.*  
Subdivision No. 2.

## POLICE MAGISTRATES.

Allowances to Police Magistrates for forage and travelling expenses ... .. 3,500 0 0

## Subdivision No. 3.

## CORONERS.

Remuneration to Coroners, at £2 2s. each Inquest and adjournment; travelling expenses, at 1s. 6d. per mile from usual place of abode to place of inquest or inquests only one way ... .. 3,000 0 0

Remuneration to Surgeons for each *post mortem* examination, £2 2s.; and £1 1s. each Inquest and adjournment, with travelling expenses at the same rate as Coroners ... .. 2,500 0 0

Stores ... .. 100 0 0

Incidental Expenses ... .. 50 0 0

£ s. d.

3,500 0 0

3,000 0 0

2,500 0 0

100 0 0

50 0 0

5,650 0 0

TOTAL, DIVISION No. 36, DEPARTMENTAL CONTINGENCIES ... ..

24,550 0 0

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

Classification.			IV.—TREASURER.			£	s.	d.
No.	Class.	Schedule.	SALARIES AND WAGES.			£	s.	d.
			DIVISION No. 37.					
			TREASURER.					
			Subdivision No. 1.					
			TREASURER'S OFFICE.					
1	1	1	Under Treasurer	...	...	900	0	0
			Secretary for Military Affairs ( <i>see</i> Military Vote)	...	...			
1	1	1	Accountant to the Treasury	...	...	625	0	0
1	2	...	Clerk	...	...	600	0	0
4	3	...	Clerks—Three at £450, one at £400	...	...	1,750	0	0
11*	4	...	Clerks—Four at £350, one at £300, four at £275, two at £250	...	...	3,300	0	0
7	5	...	Clerks—Six at £180, one at £175	...	...	1,255	0	0
3	...	3	Despatch Clerk and Office Keeper (with quarters, fuel, light, and water) at £175; Messengers—one at £120, and one at £100	...	...	395	0	0
						8,825	0	0

No.	Classification.					£ s. d.			
	Class.	Schedule.				£	s.	d.	
TREASURER— <i>continued.</i>									
SALARIES AND WAGES.									
Subdivision No. 2.									
RECEIVERS AND PAYMASTERS.									
<i>Melbourne.</i>									
1	1	1	Receiver and Paymaster	...	...	625	0	0	
1	3	...	Clerks {	One at £485	...	485	0	0	
2	4	...		One at £275, one at £260	...	535	0	0	
2	5	...		One at £175, one at £140	...	315	0	0	
1	...	3	Messenger	...	...	80	0	0	
<i>Geelong.</i>									
1	2	...	Receiver and Paymaster	...	...	600	0	0	
1	4	...	Clerk	...	...	300	0	0	
1	...	3	Messenger	...	...	80	0	0	
<i>Ballaarat, Beechworth, Castlemaine, Maryborough, Sandhurst.</i>									
5	2	...	Receivers and Paymasters at £525	...	...	2,625	0	0	
5	4	...	Clerks at £300	...	...	1,500	0	0	
<i>Ararat.</i>									
1	3	...	Receiver and Paymaster	...	...	485	0	0	
1	4	...	Clerk	...	...	300	0	0	
<i>Avoca, Talbot, Dunolly, Inglewood, and Creswick, Pleasant Creek, Landsborough, Jericho, Hamilton, and Daylesford.†</i>									
10	3	...	Receivers and Paymasters at £450	...	...	4,500	0	0	
* Includes one for Volunteer Office.									
† Acting also as Gold Receivers.									
						12,430	0	0	
Subdivision No. 3.									
GOLD RECEIVERS.									
<i>Melbourne.</i>									
1	2	...	Gold Receiver...	...	...	600	0	0	
1	3	...	Clerk	...	...	425	0	0	
2	4	...	Clerks—one at £350, and one at £325	...	...	675	0	0	
1	5	...	Clerk	...	...	180	0	0	
1	...	3	Messenger	...	...	100	0	0	
<i>At Heathcote, Kilmore, Indigo, Mount Blackwood, Rushworth, Smythesdale, Morse's Creek, Tarnagulla, Yachandah, Linton's, Jamieson, Benalla, and Maldon—</i>									
The Clerks of Courts perform the duties of Gold Receivers (say thirteen) at an annual allowance of £20						260	0	0	
ADDITIONAL GOLD OFFICES.									
To meet the Salaries of Officers whom it may be necessary to appoint						400	0	0	
						2,640	0	0	
66	Total, Division No. 37				...	...	23,895	0	0

Classification.						£	s.	d.	
No.	Class.	Schedule.					£	s.	d.
<b>TREASURER—continued.</b>									
<b>SALARIES AND WAGES.</b>									
DIVISION No. 38.									
STORES AND TRANSPORT.									
1	1	1	Government Storekeeper	...	...	625	0	0	
1	2	...	Accountant	...	...	516	13	4	
1	3	...	Clerk	...	...	400	0	0	
5	4	...	Clerks—three at £350, two at £300	...	...	1,650	0	0	
5	5	...	Clerks—three at £180, one at £100, and one at £80	...	...	720	0	0	
1	...	3	Resident Storeman	...	...	175	0	0	
1	...	3	Messenger	...	...	130	0	0	
1	...	3	Housekeeper	...	...	40	0	0	
16			Total, Division No. 38	...	...	...	4,256	13 4	
DIVISION No. 39.									
GOVERNMENT PRINTER.									
1	1	1	Government Printer, with quarters, fuel, light, and water	...	...	700	0	0	
1	3	...	Accountant	...	...	450	0	0	
4	4	...	Clerks—One at £300, two at £275, and one at £235	...	...	1,085	0	0	
1	5	...	Clerk	...	...	180	0	0	
1	3	...	Overseer	...	...	450	0	0	
2	4	...	Sub-Overseers at £350	...	...	700	0	0	
4	4	...	Readers at £275	...	...	1,100	0	0	
1	4	...	Overseer of Bookbinding Branch	...	...	350	0	0	
1	4	...	Sub-Overseer ditto	...	...	300	0	0	
			Compositors, Pressmen, and others, at current rates of wages	...	...	20,304	10	0	
			Bookbinders, Sewers and others at current rates	...	...	5,602	0	0	
16			Total, Division No. 39.	...	...	...	31,221	10 0	
DIVISION No. 41.									
DEPARTMENTAL CONTINGENCIES.									
Subdivision No. 1.									
TREASURY.									
			Clerical Assistance	...	...	500	0	0	
			Travelling Expenses	...	...	150	0	0	
			Gold Boxes, Saddle Bags, Safes, Scales and Weights	...	...	300	0	0	
			Fuel, Light, and Water	...	...	300	0	0	
			Stores	...	...	600	0	0	
			Allowance to Office Keepers	...	...	470	0	0	
			Incidental Expenses	...	...	100	0	0	
						2,420	0	0	

TREASURER—*continued.*

£ s. d.

DEPARTMENTAL CONTINGENCIES—*continued.*

## Subdivision No. 2.

## STORES AND TRANSPORT.

	£	s.	d.
Transport of Stores, Forage, &c. ... ..	3,500	0	0
Fuel, Light, and Water ... ..	50	0	0
Stores ... ..	100	0	0
Travelling and other Incidental Expenses ... ..	50	0	0
Purchase of Samples ... ..	50	0	0

3,750 0 0

## Subdivision No. 3.

## GOVERNMENT PRINTER.

Paper and Parchment ... ..	5,000	0	0
Type and Printers' Furniture ... ..	1,000	0	0
Repairs to Machinery ... ..	150	0	0
Bookbinders' Materials, Machines, and Tools ... ..	800	0	0
Fuel, Light, Water, and Coal for Engine ... ..	500	0	0
Stores ... ..	150	0	0
Incidental Expenses ... ..	50	0	0

7,650 0 0

## DIVISION No. 46.

## ADVANCE TO TREASURER.

To enable the Treasurer to make advances to Public Officers and others to facilitate expenditure under Votes of the Legislature, and to make advances on account of other Governments. The whole amount to be adjusted not later than 31st March, 1864, or earlier at the instance of the Legislative Assembly ... ..

40,000 0 0

## DIVISION No. 47.

## MISCELLANEOUS.

Subdivisions—(*Inalterable*).

	£	s.	d.
No. 1. Expenses of Colonial Agency ... ..	1,850	0	0
No. 2. Expenses of Commissions and Boards of Enquiry ... ..	1,000	0	0
No. 3. Expenses of Prosecutions under the Revenue Laws ... ..	1,000	0	0
No. 4. To meet unforeseen and accidental Expenditure for the Service generally, and to meet claims in 1863 against the Votes of previous years for which the books have been closed ... ..	10,000	0	0
No. 5. Reward for opening up a route to the Jordan Gold Fields ... ..	100	0	0
<i>And in the opinion of the Committee this item should be increased by £400.</i>			
No. 7. Grant in aid of the funds of the Jewish community ... ..	500	0	0

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

## V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

No.	Classification.		SALARIES AND WAGES.	£ s. d.		
	Class.	Schedule.		£	s.	d.
			DIVISION No. 48. SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS. Subdivision No. 1. SURVEY BRANCH.			
1*	1	1	Surveyor General ... ..	1,000	0	0
4*	2	...	District Surveyors at £550 ... ..	2,200	0	0
7*	3	...	District Surveyors—Two at £475, two at £450, one at £400; Two Geodetic Surveyors —One at £412, and one at £400 ... ..	3,062	0	0
10*	4	...	Nine Assistant Surveyors—Two at £350, two at £325, two at £300, three at £275, one Geodetic Surveyor at £325 ... ..	3,100	0	0
2	3	...	Draughtsman at £485, Photo-Lithographer at £393 6s. 8d. ... ..	878	6	8
14	4	...	Five Draughtsmen and one Field Clerk and Draughtsman at £350, two Clerks at £350; Photo-Lithographers—Two at £350, and four at £300 ... ..	4,700	0	0
12	5	...	Ten Field Clerks and Draughtsmen at £180; Two Draughtsmen — One at £180, one at £104 ... ..	2,084	0	0
			Subdivision No. 2. ADMINISTRATIVE BRANCH.	17,024	6	8
1	1	1	Assistant Commissioner of Lands and Survey † Thirty-seven District Commissioners of Crown Lands	900	0	0
1	2	...	Clerk at £600 ... ..	600	0	0
4	3	...	Accountant at £475; Clerks—Two at £400, one at £393 6s. 8d. ... ..	1,668	6	8
7	4	...	Clerks—Six at £350, one at £225 ... ..	2,325	0	0
8	5	...	Clerks—Five at £180, three at £80 ... ..	1,140	0	0
1	...	...	Crown Bailiff at £250 ... ..	250	0	0
2	...	3	† Two Gardeners and Parkkeepers at £150	300	0	0
4	...	3	† Three Parkkeepers at £100, one Office- keeper at £120 ... ..	420	0	0
78				7,603	6	8
			Subdivision No. 3. MINING AND GEOLOGICAL SURVEYS.			
1	1	1	Director of Mining and Geological Surveys...	800	0	0
1	3	...	Clerk ... ..	393	6	8
2	4	...	Two Draughtsmen—One at £275, one at £250	525	0	0
1	2	...	Field Geologist ... ..	516	13	4
3	3	...	Field Geologists at £450 ... ..	1,350	0	0
1	3	...	Superintendent of Mining and Topographic Work ... ..	425	0	0
1	5	...	Assistant Field Geologist ... ..	150	0	0
10				4,160	0	0
			Subdivision No. 4. OBSERVATORY.			
1*	1	1	Government Astronomer, also Superintendent of Geodetic Survey ... ..	600	0	0
1*	3	...	Assistant Astronomer ... ..	400	0	0
1	5	...	Junior Assistant ... ..	150	0	0
3				1,150	0	0
			TOTAL, DIVISION No. 48, AND OF SALARIES AND WAGES, COMMISSIONER OF CROWN LANDS AND SURVEY	...	29,937	13 4
			* Professional. † Receive Salaries as Police Magistrates. ‡ Cottage Accommodation.			

COMMISSIONER OF CROWN LANDS AND SURVEY—*continued.*

£ s. d.

## DEPARTMENTAL CONTINGENCIES.

## DIVISION No. 49.

## Subdivision No. 1.

## SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.

	£	s.	d.
Fuel, Light, and Water ... ..	250	0	0
Stores ... ..	800	0	0
Travelling Expenses ... ..	1,000	0	0
Lithographic Stores, Photographic Chemicals, Paper, Materials, &c. ... ..	500	0	0
Purchase and Repair of Instruments ... ..	450	0	0
Forage ... ..	150	0	0
Harness, Farriery, and Shoeing ... ..	50	0	0
Conveyance of Apparatus, Stores, &c. ... ..	300	0	0
Observatory Tents ... ..	50	0	0
Building Trigonometrical Stations ... ..	200	0	0
Carriage of Parcels and other incidental expenses	150	0	0
Allowances to Twelve District Surveyors, (in- cluding Superintendent Geodetic Survey), at £200 each, in lieu of equipment ... ..	2,400	0	0
Allowances to Ten Surveyors, at £150 each, in lieu of equipment ( <i>inalterable</i> ) ... ..	1,500	0	0
Allowance to Crown Bailiff in lieu of forage ... ..	75	0	0
Temporary Professional Assistance ... ..	4,545	0	0
Wages of Pressmen and Plan Moulder ... ..	925	0	0
Temporary Clerical Assistance ... ..	1,100	0	0
Wages of Laborers in Survey Parties ... ..	18,000	0	0
Wages of Messengers and House-cleaners ... ..	290	0	0
Wages of Laborers engaged in Parks and Re- serves ... ..	600	0	0
Printing Plans and Charts for sale ... ..	500	0	0
	33,835	0	0

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

## Subdivision No. 2.

## GEOLOGICAL SURVEY.

Prospecting for New Coal Seams or Fields of Coal ... ..	2,000	0	0
Boring for Water ... ..	2,000	0	0
Allowance to Mining Surveyors ... ..	2,700	0	0
Expenses of Testing and Reporting on New Inventions ... ..	250	0	0
Travelling Expenses of Geological Surveyors, including Equipment ... ..	900	0	0
Preparing and publishing Plans, Reports, and Sections ... ..	1,200	0	0
Labor and General Assistance ... ..	1,100	0	0
Laboratory and Analyses ... ..	400	0	0
Stores ... ..	200	0	0
Fuel, Light, and Water ... ..	50	0	0
Incidental Expenses ... ..	30	0	0
	10,830	0	0

And the said resolution having been read a second time,

Mr. Johnson moved, That this resolution be re-committed to the Committee of Supply.

Debate ensued.

Question—put and negatived.

Question—That this resolution be agreed to by the Assembly—put and resolved in the affirmative.

COMMISSIONER OF CROWN LANDS AND SURVEY—*continued.*

£ s. d.

DEPARTMENTAL CONTINGENCIES—*continued.*

DIVISION No. 49—*continued.*

Subdivision No. 3.

OBSERVATORY.

	£	s.	d.
Lighting, Water, &c. ... ..	40	0	0
Purchase of Books ... ..	50	0	0
Stationery, &c. ... ..	35	0	0
Instruments and Repairs to Instruments ...	150	0	0
Printing Observations ... ..	250	0	0
Incidental Expenses ... ..	50	0	0
	575	0	0

TOTAL, DIVISION No. 49, DEPARTMENTAL CONTINGENCIES ... 45,240 0 0

TOTAL, SALARIES AND WAGES, ... .. 29,937 13 4

75,177 13 4

DIVISION No. 50.

CONTRACT SURVEYS ... .. 15,000 0 0

DIVISION No. 51.

MARINE SURVEY ... .. 2,500 0 0

DIVISION No. 52.

FENCING AND IMPROVING PUBLIC PARKS AND GARDENS.

Under the control of the Board of Land and Works ... 1,200 0 0

DIVISION No. 53.

GRANTS IN AID TO OTHER PUBLIC BODIES

for fencing and improving Public Parks and Gardens in their  
respective districts ... .. 1,200 0 0

**Total, Commissioner of Crown Lands and Survey 95,077 13 4**

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

## VII.—COMMISSIONER OF TRADE AND CUSTOMS.

No.	Classification.		SALARIES AND WAGES.	£ s. d.		
	Class.	Schedule.		£	s.	d.
			DIVISION No. 57.			
			CUSTOMS.			
			Subdivision No. 1.			
			OFFICE, INCLUDING IMMIGRATION.			
1	1	1	Secretary for Customs and Immigration Agent	800	0	0
1	2	...	Comptroller of Accounts and Inspector of Out-ports ... ..	600	0	0
4	3	...	Shipping Master, Engineer-Surveyor (also Inspector of Steam Dredges), Clerk, at £450 each; Clerk at £393 6s. 8d. ... ..	1,743	6	8
5	4	...	Clerks—One at £325, two at £300, one at £275, one at £250 ... ..	1,450	0	0
4	5	...	Clerks—Three at £180, one at £110 ... ..	650	0	0
1*	3	...	Inspector and Secretary to the Steam Navigation Board ... ..	425	0	0
1	...	3	Officekeeper and housekeeper, with quarters, fuel, and water ... ..	150	0	0
1	...	3	Matron ... ..	100	0	0
2	...	3	Messengers—One at 8s. per diem, one at £50 per annum ... ..	196	0	0
1	...	3	Cook, with quarters, fuel, light, and water ... ..	40	0	0
				6,154	6	8
			Subdivision No. 2. MELBOURNE.			
			<i>Indoor.</i>			
1	1	1	Collector of Customs ... ..	900	0	0
3	2	...	Warehouse-keeper, Senior Clerk, Clerk and Receiver, at £550 each ... ..	1,650	0	0
4	3	...	Assistant Registrar of Shipping, and one Clerk at £485; two Clerks at £393 6s. 8d. ... ..	1,756	13	4
6	4	...	Clerks—Three at £350, two at £300, one at £225 ... ..	1,875	0	0
8	5	...	Clerks—Four at £180, four at £150 ... ..	1,320	0	0
1	...	3	Queen's Warehousekeeper and Locker† ... ..	175	0	0
3	...	3	Messengers—One at 8s. per diem, one at £75, one at £50 per annum ... ..	271	0	0
			<i>Outdoor.</i>			
3	2	...	Two Landing Surveyors at £600, one Landing Waiter at £525 ... ..	1,725	0	0
9	3	...	Landing Waiters—Three at £485, one at £425, five at £393 6s. 8d. ... ..	3,846	13	4
3	4	...	Landing Waiters—Two at £350, one at £300 ... ..	1,000	0	0
18	...	3	Lockers—Three at £275, three at £265, two at £255, one at £230, five at £225, four at £215 ... ..	4,345	0	0
27	...	3	Weighers—Six at £200, seven at £185, thirteen at £175, one at £150 ... ..	4,920	0	0
			WILLIAMSTOWN.			
1	3	...	Tide Inspector and Emigration Officer, with quarters ... ..	485	0	0
5	4	...	Four Tide Surveyors and Assistant Emigration Officers—One at £350, two at £325, one at £300; one Clerk and Landing Waiter at £300 ... ..	1,600	0	0
8	...	3	Tide Waiters—Three at £200, five at £185 ... ..	1,525	0	0
5	...	3	Coxswains, at 9s. 6d. per diem ... ..	866	17	6
20	...	3	Boatmen, at 7s. 6d. per diem ... ..	2,737	10	0
				30,998	14	2
146			* Professional. † With quarters, fuel, and water.			

No.	Classification.			£ s. d.		
	Class.	Schedule.		£	s.	d.
COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i>						
<b>SALARIES AND WAGES.</b>						
—						
146			Subdivision No. 3.			
GEE LONG.						
1	1	1	Collector of Customs, Assistant Immigration Agent, and Shipping Master ... ..	700	0	0
<i>Indoor.</i>						
2	3	...	Clerk at £485, Warehousekeeper at £393 6s. 8d. ... ..	878	6	8
2	4	...	Clerks—One at £350, one at £225 ... ..	575	0	0
1	5	...	Clerk ... ..	175	0	0
<i>Outdoor.</i>						
1	2	...	Landing Surveyor ... ..	516	13	4
2	3	...	Landing Waiters—One at £485, one at £400 ... ..	885	0	0
1	4	...	Landing Waiter ... ..	325	0	0
1	...	3	Locker ... ..	300	0	0
5	...	3	One Locker, £200; Three Weighers—One at £200, two at £185; One Tidewaiter, £150 ... ..	920	0	0
1	...	3	Office-keeper and Housekeeper, with quarters, fuel, and water ... ..	140	0	0
2	...	3	Coxswain at 9s. 6d. per diem, Boatman at 7s. 6d. per diem ... ..	310	5	0
QUEENSCLIFF.						
1	4	...	Tide Surveyor ... ..	350	0	0
6	...	3	Coxswain at 9s. 6d. per diem, and five Boatmen at 7s. 6d. per diem ... ..	857	15	0
				6,933	0	0
Subdivision No. 4.						
PORTLAND.						
1	2	...	Collector of Customs* ... ..	550	0	0
1	3	...	Landing Waiter and Tide Surveyor ... ..	393	6	8
1	4	...	Clerk and Warehousekeeper ... ..	225	0	0
1	...	3	Messenger at 7s. 6d. per diem† ... ..	136	17	6
				1,305	4	2
Subdivision No. 5.						
PORT FAIRY.						
1	2	...	Collector of Customs* ... ..	550	0	0
1	3	...	Landing Waiter and Tide Surveyor ... ..	393	6	8
1	4	...	Clerk and Warehousekeeper ... ..	225	0	0
1	...	3	Messenger at 7s. 6d. per diem† ... ..	136	17	6
				1,305	4	2
Subdivision No. 6.						
WARRNAMBOOL.						
1	2	...	Collector of Customs* ... ..	550	0	0
1	3	...	Landing Waiter ... ..	393	6	8
1	4	...	Clerk and Locker ... ..	225	0	0
1	...	3	Messenger at 7s. 6d. per diem† ... ..	136	17	6
				1,305	4	2
* To perform the duties of Collector of Customs, Receiver and Paymaster, Assistant Immigration Agent, and Land Officer.						
† With quarters, fuel, and water.						

Classification.		COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i>			£	s.	d.	
No.	Class.	Schedule.	SALARIES AND WAGES.			£	s.	d.
184			Subdivision No. 7.					
			PORT ALBERT.					
1	2	...	Collector of Customs * ...	...	...	550	0	0
1	3	...	Landing Waiter and Tide Surveyor	...	...	393	6	8
1	4	...	Clerk and Warehousekeeper	...	...	225	0	0
2	...	3	Boatmen at 7s. 6d. per diem	...	...	273	15	0
						1,442	1	8
			Subdivision No. 8.					
			WESTERN PORT.					
1	...	3	Officer in charge of Cutter	...	...	200	0	0
4	...	3	Boatmen—One at 8s., and three at 7s. 6d. per diem	...	...	556	12	6
						756	12	6
194			Total, Division No. 57	...	...	...	50,200	7 6
			DIVISION No. 58.					
			PORTS AND HARBORS.					
			Subdivision No. 1.					
			HOBSON'S BAY.					
1	1	1	Chief Harbor Master † ...	...	...	700	0	0
2	4		Foreman of Marine Yard and Storekeeper at £350, Clerk at £350	...	...	700	0	0
1	5		Clerk at £180	...	...	180	0	0
1	...	3	Messenger, with quarters	...	...	100	0	0
7	...	3	Artisans and Mechanics, at 12s. per working day	...	...	1,314	12	0
1	...	3	Water Bailiff	...	...	220	0	0
1	...	3	Boatman at 9s. per diem	...	...	164	5	0
3	...	3	Two Laborers at 8s. per working day, one Watchman at 8s. per diem, with quarters	...	...	396	8	0
3	...	3	Boatmen at 7s. 6d. per diem	...	...	410	12	6
1	...	3	Boy at 3s. per diem	...	...	54	15	0
2	...	3	Boys—One at 5s., and one at 4s. per working day	...	...	140	17	0
						4,381	9	6
			Subdivision No. 2.					
			SANDRIDGE.					
1	4	...	Assistant Harbor Master and Pier Master	...	...	350	0	0
			Subdivision No. 3.					
			MELBOURNE.					
1	3	...	Harbor Master	...	...	485	0	0
1	5	...	Berthing Officer and Clerk	...	...	150	0	0
26						635	0	0

\* This officer to perform the duties of Collector of Customs, Receiver and Paymaster, and Assistant Immigration Agent.

† Professional.



No.	Classification.		COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
			<b>SALARIES AND WAGES.</b>			
			DIVISION No. 59.			
			LIGHTHOUSES.			
			Subdivision No. 1.			
			CAPE OTWAY†.			
1	...	3	Keeper ... ..	200	0	0
2	...	3	Assistants at 8s. 6d. per diem ... ..	310	5	0
			Subdivision No. 2.	510	5	0
			CAPE SCHANCK †			
1	...	3	Keeper ... ..	200	0	0
2	...	3	Two Assistants at 8s. 6d. per diem ... ..	310	5	0
			Subdivision No. 3.	510	5	0
			WILSON'S PROMONTORY †.—(Moiety)*			
1	...	3	Keeper ... ..	100	0	0
2	...	3	Assistants at 8s. 6d. per diem ... ..	155	2	6
			Subdivision No. 4.	255	2	6
			GABO ISLAND †.—(Moiety)*			
1	...	3	Keeper ... ..	100	0	0
2	...	3	Assistants at 8s. 6d. per diem ... ..	155	2	6
			Subdivision No. 5.	255	2	6
12			Total, Division No. 59 ... ..	...		
					1,530	15 0
			DIVISION No. 60.			
			HARBOR LIGHTS.			
			Subdivision No. 1.			
			SHORTLAND'S BLUFF AND SWAN SPIT † (Three Lights).			
1	...	3	Keeper ... ..	200	0	0
5	...	3	Assistants at 7s. per diem ... ..	638	15	0
			Subdivision No. 2.	838	15	0
			WARRNAMBOOL † (Two Lights).			
3	...	3	Keepers—One at 8s. 6d., two at 7s. per diem each ... ..	410	12	6
			Subdivision No. 3.			
			PORTLAND †.			
2	...	3	Keepers—One at 8s. 6d., and one at 7s. per diem ... ..	282	17	6
			Subdivision No. 4.			
			PORT FAIRY †.			
2	...	3	Same as Portland ... ..	282	17	6
			Subdivision No. 5.			
			PORT ALBERT †.			
2	...	3	Same as Portland ... ..	282	17	6
15			Total, Division No. 60 ... ..	...		
					2,098	0 0

† Keepers and Assistants, with quarters, fuel, light, and water.

\* The other moiety is payable by the Government of New South Wales.

Classification.				£		s.		d.		
No.	Class.	Schedule.			£	s.	d.			
COMMISSIONER OF TRADE AND CUSTOMS— <i>continued.</i>										
SALARIES AND WAGES.										
DIVISION No. 61.										
LIGHT VESSELS.										
Subdivision No. 1.										
WEST CHANNEL* (Two Lights).										
1	...	3	Master	...	200	0	0			
5	...	3	Mate at 9s. 6d., four Seamen at 7s. 6d. per diem	...	720	17	6			
					920	17	6			
Subdivision No. 2.										
GELLIBRAND'S POINT.*										
1	...	3	Master	...	200	0	0			
4	...	3	Mate at 9s. 6d., three Seamen at 7s. 6d. per diem	...	584	0	0			
					784	0	0			
Subdivision No. 3.										
GEELONG SHIP CHANNEL.*										
1	...	3	Master	...	200	0	0			
3	...	3	Mate at 9s. 6d., two Seamen at 7s. 6d. per diem	...	447	2	6			
					647	2	6			
15			Total, Division No. 61	...	...			2,352	0	0
DIVISION No. 62.										
DISTILLERIES.										
1	1	1	Chief Inspector of Distilleries	...	700	0	0			
2	4	...	Two Inspectors at £300 each	...	600	0	0			
5	4	...	Officers to be appointed when required	...	1,500	0	0			
1	...	3	Officekeeper and Housekeeper	...	150	0	0			
12	...	3	Revenue Detectives at 12s. 6d. per diem	...	2,737	10	0			
21			Total, Division No. 62	...	...			5,687	10	0
DIVISION No. 63.										
POWDER MAGAZINES.										
Subdivision No. 1.										
MELBOURNE.										
1	...	3	Keeper, with quarters	...	200	0	0			
1	...	3	Cooper at 10s. per diem...	...	182	10	0			
					382	10	0			
Subdivision No. 2.										
FOOTSCRAY.										
1	...	3	Keeper, with quarters	...	200	0	0			
1	...	3	Cooper at 10s. per diem...	...	182	10	0			
					382	10	0			
Subdivision No. 3.										
GEELONG.										
1	...	3	Keeper, with quarters	...	110	0	0			
5			Total, Division No. 63	...	...			875	0	0
					...			74,651	4	6
TOTAL, SALARIES AND WAGES, COMMISSIONER OF TRADE AND CUSTOMS										
* The Persons employed are allowed quarters, fuel, light, and water.										

COMMISSIONER OF TRADE AND CUSTOMS—*continued.*

£ s. d.

DIVISION No. 64.		£	s.	d.
<b>DEPARTMENTAL CONTINGENCIES.</b>				
Subdivision No. 1.				
CUSTOMS (INCLUDING IMMIGRATION).				
Clerical Assistance and Occasional Officers	...	1,000	0	0
Fuel, Light, and Water	...	400	0	0
Stores	...	500	0	0
Travelling Expenses	...	150	0	0
Incidental Expenses	...	200	0	0
Rations for Immigrants	...	400	0	0
		2,650	0	0
Subdivision No. 2.				
PORTS AND HARBORS.				
Providing and Repairing Buoys, Beacons, and Moorings, inclusive of the Stores for Buoy Vessel " <i>Empire</i> ," also Repairs to Lightships and Lighting Apparatus	...	2,000	0	0
For Building a New Revenue Vessel for Western Port, and for New Boats for the Public Service	...	900	0	0
Materials and extra Labor for Repairs to Boats and Vessels in the Public Service, exclusive of the " <i>Victoria</i> "	...	350	0	0
Remuneration to Crews of Life Boats and for Extraordinary Services, and to meet Expenses caused by Marine Casualties	...	1,000	0	0
Travelling Expenses	...	150	0	0
Stores, Tools, Instruments, &c.	...	150	0	0
Fuel, Light, and Water	...	£	0	0
Incidental Expenses	...	50	0	0
		4,680	0	0
Subdivision No. 3.				
LIGHTHOUSES, LIGHT VESSELS, AND HARBOR LIGHTS.				
Oil, Wicks, and Glasses	...	1,860	0	0
Fuel, Light, and Water	...	282	0	0
Stores and Ship Chandlery	...	510	0	0
		2,652	0	0
Subdivision No. 4.				
LIGHTHOUSES—WILSON'S PROMONTORY AND GABO ISLAND.				
<i>(Moieties payable by Victoria, the other Moieties being payable by the Government of New South Wales.)</i>				
Oil, Wicks, and Glasses	...	410	0	0
Fuel, Light, and Water	...	60	0	0
Stores and Ship Chandlery	...	50	0	0
		520	0	0
Subdivision No. 5.				
DISTILLERIES.				
Fuel, Light, and Water	...	50	0	0
Stores and Instruments	...	80	0	0
Travelling Expenses	...	600	0	0
Rewards for the discovery of Illicit Distillation	...	350	0	0
Incidental Expenses	...	20	0	0
		1,100	0	0

COMMISSIONER OF TRADE AND CUSTOMS—*continued.*

£ s. d.

## Subdivision No. 6.

## POWDER MAGAZINES.

	£	s.	d.
Stores ... ..	50	0	0
Incidental Expenses ... ..	10	0	0
	60	0	0

TOTAL, DIVISION NO. 64, DEPARTMENTAL CONTINGENCIES ...

11,662 0 0

SALARIES AND WAGES, ... ..

74,651 4 6

## DIVISION No. 65.

86,313 4 6

## WHARF AND JETTY LIGHTS.

## MAINTENANCE—

At	£	s.	d.
Melbourne ... ..	}	...	1,200 0 0
Williamstown ... ..			
Sandridge ... ..			
Geelong ... ..			
Portland ... ..			
Schnapper Point ... ..			
Queenscliff ... ..			

## DIVISION No. 66.

## MAINTENANCE OF KENT'S GROUP AND KING'S ISLAND LIGHTHOUSES.

## PORTIONS PAYABLE TO THE MARINE BOARD, HOBART TOWN.

	£	s.	d.
One-third of Kent's Group ... ..	400	0	0
Half of King's Island ... ..	550	0	0

Total, Division No. 66 ... ..

950 0 0

Total, Commissioner of Trade and Customs ...

88,463 4 6

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

## VII.—POSTMASTER-GENERAL.

No.	Classification.		SALARIES AND WAGES.	£	s.	d.
	Class.	Schedule.				
DIVISION No. 67.						
POST OFFICES.						
Subdivision No. 1.						
GENERAL POST OFFICE.						
1	1	1	Secretary ... ..	900	0	0
1	1	1	Inspector of Postal Service ... ..	620	0	0
2	2	...	Accountant at £600; Superintendent of Mail Branch at £550 ... ..	1,150	0	0

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
<b>SALARIES AND WAGES.</b>						
Subdivision No. 1— <i>continued.</i>						
2	3	}	One Clerk ... ..	450	0	0
14	4		Inspector of Dead Letters ... ..	450	0	0
36	5	...	Clerks—Seven at £350, two at £325, two at £275, one at £250, and one at £225; Printer at £350 ... ..	4,475	0	0
17	...	3	Clerks—Twenty-two at £180, eight at £175, three at £120, one at £86 18s. 9d., one at £86 16s., and one at £84 8s. 10d. ... ..	5,978	3	7
12	...	3	Sorters—Two at 12s. 6d., six at 11s., five at 9s. 6d., four at 8s. 6d. per working day ... ..	2,699	12	6
41	...	3	Mail Guards—Twelve at 12s. 6d. per working day ... ..	2,347	10	0
1	...	3	Letter Carriers—Eighteen at 9s. 6d., seventeen at 8s. 6d., and six at 7s. 6d. per working day ... ..	5,641	16	6
1	...	3	Carpenter at 9s. 6d. per working day ... ..	148	13	6
1	...	3	Messenger at 5s. per working day ... ..	78	5	0
1	...	3	Printer's Assistant at 5s. per working day ... ..	78	5	0
				25,017	6	1
Subdivision No. 2.						
GEELONG.						
1	3	...	Postmaster* ... ..	485	0	0
1	4	...	Clerk ... ..	350	0	0
3	5	...	Clerks at £180 ... ..	540	0	0
1	...	3	Sorter at 11s. per working day ... ..	172	3	0
8	...	3	Letter Carriers—Five at 9s. 6d., and three at 8s. 6d. per working day ... ..	1,142	9	0
				2,689	12	0
Subdivision No. 3.						
BALLAARAT.						
1	3	...	Postmaster* ... ..	393	6	8
1	4	...	Clerk ... ..	275	0	0
1	5	...	Clerk ... ..	180	0	0
2	...	3	Sorters—Two at 11s. per working day ... ..	344	6	0
5	...	3	Letter Carriers—Two at 9s. 6d., two at 8s. 6d., and one at 7s. 6d. per working day ... ..	680	15	6
				1,873	8	2
Subdivision No. 4.						
SANDHURST.						
1	4	...	Postmaster* ... ..	350	0	0
1	4	...	Clerk ... ..	275	0	0
1	5	...	Clerk ... ..	180	0	0
1	...	3	Sorter at 11s. per working day ... ..	172	3	0
3	...	3	Letter Carriers—One at 9s. 6d., two at 8s. 6d. per working day ... ..	414	14	6
160				1,391	17	6
* With allowance of quarters, fuel, and water.						

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.				
			<b>SALARIES AND WAGES.</b>			
			Subdivision No. 5.			
			CASTLEMAINE.			
160						
1	4	...	Postmaster* ... ..	350	0	0
1	4	...	Clerk ... ..	275	0	0
1	5	...	Clerk ... ..	180	0	0
1	...	3	Sorter at 11s. per working day ... ..	172	3	0
3	...	3	Letter Carriers—Two at 9s. 6d., one at 7s. 6d. per working day ... ..	414	14	6
				1,391	17	6
			Subdivision No. 6.			
			BEECHWORTH.			
1	4	...	Postmaster* ... ..	350	0	0
1	4	...	Clerk ... ..	250	0	0
1	...	3	Sorter at 11s. per working day ... ..	172	3	0
1	...	3	Letter Carrier at 9s. 6d. per working day ... ..	148	13	6
				920	16	6
			Subdivision No. 7.			
			COUNTRY POST OFFICES.			
			MARYBOROUGH.			
1	4	...	Postmaster* ... ..	300	0	0
1	...	3	Letter Carrier at 8s. 6d. per working day ... ..	133	0	6
				433	0	6
			ARARAT.			
1	4	...	Postmaster* ... ..	325	0	0
1	...	3	Sorter at 11s. per working day ... ..	172	3	0
				497	3	0
			WILLIAMSTOWN.			
1	4	...	Postmaster* ... ..	300	0	0
2	...	3	Two Letter Carriers at 8s. 6d. per working day ... ..	266	1	0
				566	1	0
			HAMILTON.			
1	4	...	Postmaster* ... ..	300	0	0
1	...	3	Letter Carrier at 8s. 6d. per working day ... ..	133	0	6
				433	0	6
			KILMORE.			
1	5	...	Clerk at £80 for eight months ... ..	80	0	0
1	...	3	Letter Carrier at 8s. 6d. per working day ... ..	133	0	6
				213	0	6
			WARRNAMBOOL.			
1	...	3	Sorter at 11s. per working day ... ..	172	3	0

\* With allowance of quarters, fuel, and water.

No.	Classification.		POSTMASTER-GENERAL.— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
			<b>SALARIES AND WAGES.</b>			
			Subdivision No. 7— <i>continued.</i>			
183			<b>KYNETON.</b>			
1	...	3	Sorter at 11s. per working day ...	172	3	0
1	...	3	Letter Carrier at 8s. 6d. per working day ...	133	0	6
				305	3	6
			<b>CRESWICK.</b>			
1	...	3	Sorter at 11s. per working day ...	172	3	0
1	...	3	Letter Carrier at 8s. 6d. per working day ...	133	0	6
				305	3	6
			<b>INGLEWOOD.</b>			
1	...	3	Sorter at 11s. per working day ...	172	3	0
			<b>TALBOT.</b>			
1	...	3	Sorter at 11s. per working day ...	172	3	0
			<b>MALDON.</b>			
1	...	3	Letter Carrier at 8s. 6d. per working day ...	133	0	6
			<b>AVOCA.</b>			
1	..	3	Letter Carrier at 7s. 6d. per working day ...	117	7	6
			<b>HEATHCOTE.</b>			
1	...	3	Letter Carrier at 8s. 6d. per working day ...	133	0	6
			<b>PORTLAND.</b>			
1	5	...	Clerk ... ..	80	0	0
			<b>DUNOLLY.</b>			
1	...	3	Assistant Letter Carrier at 5s. per working day	78	5	0
			<b>DAYLESFORD.</b>			
1	...	3	Assistant Letter Carrier at 5s. per working day	78	5	0
			<b>CHILTERN.</b>			
1	...	3	Assistant Letter Carrier at 5s. per working day	78	5	0
			<b>Total Subdivision No. 7.</b>	3,967	5	0
			<b>Subdivision No. 8.</b>			
			Allowance to Country Postmasters ...	12,000	0	0
196			<b>Total, Division No. 67</b> ...	...	49,252	2 9

No.	Classification.			£ s. d.		
	Class.	Schedule.		£	s.	d.
POSTMASTER-GENERAL— <i>continued.</i>						
SALARIES AND WAGES.						
DIVISION No. 68.						
ELECTRIC TELEGRAPHS.						
Subdivision No. 1.						
GENERAL SUPERINTENDENT'S OFFICE.						
1	1	1	General Superintendent...	...	...	850 0 0
1	4	...	Accountant	...	...	350 0 0
1	4	...	Clerk	...	...	200 0 0
1	...	3	General Line Repairer at 12s. 6d. per working day	...	...	195 12 6
1	...	3	Carpenter at 10s.	...	...	156 10 0
						1,752 2 6
Subdivision No. 2.						
MELBOURNE STATION.						
1	3	...	Manager	...	...	400 0 0
1	4	...	Bookkeeper	...	...	325 0 0
10	5	...	Operators—Four at £180, one at £175, five at £150	...	...	1,645 0 0
2	5	...	Receiving Clerks—Two at £150	...	...	300 0 0
1	...	3	Instrument Fitter at 17s. per working day	...	...	266 1 0
1	...	3	Line Repairer at 9s. 6d. per working day	...	...	148 13 6
7	...	3	Messengers—One at 6s. 6d., six at 5s. per working day	...	...	571 4 6
						3,655 19 0
Subdivision No. 3.						
OTHER STATIONS.						
GEEELONG.						
1	4	...	Manager	...	...	325 0 0
2	5	...	Operators—One at £180, one at £150	...	...	330 0 0
1	...	3	Line Repairer at 9s. 6d. per working day	...	...	148 13 6
3	...	3	Messengers—One at 6s. 6d., two at 5s. per working day	...	...	258 4 6
						1,061 18 0
BALLAARAT.						
1	4	...	Manager	...	...	300 0 0
1	5	...	Operator	...	...	150 0 0
1	...	3	Line Repairer at 9s. 6d. per working day	...	...	148 13 6
3	...	3	Messengers—One at 6s. 6d., two at 5s. per working day	...	...	258 4 6
						856 18 0
SANDHURST.						
1	4	...	Manager	...	...	300 0 0
1	5	...	Operator	...	...	150 0 0
1	...	3	Line Repairer at 9s. 6d. per working day	...	...	148 13 6
2	...	3	Messengers—One at 6s. 6d. one at 5s. per working day	...	...	179 19 6
						778 13 0
BEECHWORTH.						
1	4	...	Manager	...	...	300 0 0
1	5	...	Operator	...	...	150 0 0
1	...	3	Line Repairer at 9s. 6d. per working day	...	...	148 13 6
2	...	3	Messengers—One at 6s. 6d., one at 5s. per working day	...	...	179 19 6
						778 13 0

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.				
<b>SALARIES AND WAGES.</b>						
Subdivision No. 3— <i>continued.</i>						
<b>CASTLEMAINE.</b>						
1	4	...	Manager ... ..	300	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
2	...	3	Two Messengers—One at 6s. 6d., one at 5s. per working day ... ..	179	19	6
				628	13	0
<b>ARARAT.</b>						
1	4	...	Manager ... ..	275	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
1	...	3	Messenger at 5s. per working day ...	78	5	0
				501	18	6
<b>MARYBOROUGH.</b>						
1	4	...	Manager ... ..	275	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
1	...	3	Messenger at 5s. per working day ...	78	5	0
				501	18	6
<b>DUNOLLY.*</b>						
1	4	...	Manager ... ..	275	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
1	...	3	Messenger at 5s. per working day ...	78	5	0
				501	18	6
<b>PORTLAND.*</b>						
1	4	...	Manager ... ..	300	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
1	...	3	Messenger at 5s. per working day ...	78	5	0
				526	18	6
<b>ECHUCA.*</b>						
1	4	...	Manager ... ..	275	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
				423	13	6
<b>RAGLAN.*</b>						
1	4	...	Manager ... ..	275	0	0
1	...	3	Line Repairer, 9s. 6d. per working day ...	148	13	6
				423	13	6
<b>WARRNAMBOOL.*</b>						
1	4	...	Manager ... ..	300	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
				378	5	0
<b>KYNETON.*</b>						
2	...	...	Same as Warrnambool ... ..	378	5	0
<b>QUEENSCLIFF.</b>						
1	4	...	Manager ... ..	275	0	0
1	5	...	Operator (Point Lonsdale) ... ..	96	13	4
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
1	...	3	Messenger at 5s. per working day ...	78	5	0
79				598	11	10

\* Manager acts as Postmaster.

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£	s.	d.
	Class.	Schedule.				
<b>SALARIES AND WAGES.</b>						
Subdivision No. 3— <i>continued.</i>						
WILLIAMSTOWN.						
79						
1	4	...	Manager ... ..	275	0	0
1	...	3	Messenger at 5s. per working day	78	5	0
				353	5	0
BELFAST.*						
1	4	...	Manager ... ..	300	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
1	...	3	Messenger at 5s. per working day	78	5	0
				526	18	6
CRESWICK.*						
1	4	...	Manager ... ..	275	0	0
1	...	3	Messenger at 5s. per working day	78	5	0
				353	5	0
MALDON.*						
2	...	...	Same as at Creswick ... ..	353	5	0
BELVOIR.*						
2	...	...	Same as at Creswick ... ..	353	5	0
TALBOT.*						
2	...	...	Same as at Creswick ... ..	353	5	0
ALBURY.						
1	4	...	Manager ... ..	300	0	0
1	5	...	Operator ... ..	150	0	0
				450	0	0
MOUNT GAMBIER.						
2	...	...	Same as at Albury ... ..	450	0	0
WANGARATTA.*						
1	4	...	Manager ... ..	250	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				398	13	6
DAYLESFORD.*						
1	4	...	Manager ... ..	250	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				398	13	6
KILMORE.*						
1	4	...	Manager .. ..	300	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				448	13	6
GISBORNE.*						
1	4	...	Manager ... ..	250	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				398	13	6
HEXHAM.*						
1	4	...	Manager ... ..	250	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				398	13	6
BENALLA.*						
1	4	...	Manager ... ..	250	0	0
1	...	3	Line Repairer at 9s. 6d. per working day	148	13	6
				398	13	6
108						
* Manager acts as Postmaster.						

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.	
	Class.	Schedule.		£	s. d.
<b>SALARIES AND WAGES.</b>					
Subdivision No. 3— <i>continued.</i>					
LONGWOOD.*					
1	4	...	Manager ... ..	250	0 0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13 6
				398	13 6
CLUNES.*					
1	4	...	Manager ... ..	250	0 0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13 6
				398	13 6
CHILTERN.*					
1	4	...	Manager ... ..	250	0 0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13 6
				398	13 6
HEATHCOTE.*					
1	4	...	Manager ... ..	300	0 0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13 6
				448	13 6
STREATHAM.*					
1	4	...	Manager ... ..	250	0 0
1	...	3	Messenger at 5s. per working day ...	78	5 0
				328	5 0
TARNAGULLA.*					
2	...	...	Same as at Streatham ..	328	5 0
WAHGUNYAH.*					
2	...	...	Same as at Streatham ...	328	5 0
YACKANDANDAH.*					
2	...	...	Same as at Streatham ...	328	5 0
SCHNAPPER POINT.*					
1	4	...	Manager ... ..	225	0 0
1	...	3	Messenger at 5s. per working day ...	78	5 0
				303	5 0
CAPE OTWAY.					
1	4	...	Manager ... ..	250	0 0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13 6
				398	13 6
SANDRIDGE.*					
1	4	...	Manager ... ..	225	0 0
129	* Manager acts as Postmaster.				

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.				
			<b>SALARIES AND WAGES.</b>			
			—			
129			Subdivision No. 3— <i>continued.</i>			
			HAMILTON.			
1	5	...	Operator ... ..	180	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
				328	13	6
			AVOCA.*			
1	4	...	Manager ... ..	300	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
				448	13	6
			STAWELL.*			
1	4	...	Manager ... ..	300	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
				378	5	0
			INGLEWOOD.*			
1	4	...	Manager ... ..	300	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
				526	18	6
			RUTHERGLEN.*			
1	4	...	Manager ... ..	200	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
				278	5	0
			CARISBROOK.*			
1	4	...	Manager ... ..	225	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
				303	5	0
			TARADALE.*			
1	4	...	Manager ... ..	225	0	0
1	...	3	Messenger at 5s. per working day ...	78	5	0
				303	5	0
			CAPE SCHANCK.			
1	4	...	Manager ... ..	225	0	0
			COLAC.			
1	4	...	Manager at £200 ... ..	200	0	0
1	...	3	Line Repairer at 9s. 6d. per working day ...	148	13	6
				348	13	6
			CAMPERDOWN.			
2	...	...	Same as at Colac ... ..	348	13	6
149						
			* Manager acts as Postmaster. The several Managers receive quarters, fuel, and water, except at Albany and Mount Gambier.			

No.	Classification.		POSTMASTER-GENERAL— <i>continued.</i>	£ s. d.		
	Class.	Schedule.		£	s.	d.
			<b>SALARIES AND WAGES.</b>			
			Subdivision No. 3— <i>continued.</i>			
			SWAN HILL.			
149	1	4	... Manager at £250 ... ..	250	0	0
	1	...	3 Line Repairer at 9s. 6d. per working day ...	148	13	6
				398	13	6
			KERANG.			
	1	4	... Manager at £200 (to act also as Line Repairer)	200	0	0
			RED BANK.			
	1	4	... Manager at £200 ... ..	200	0	0
	1	...	3 Messenger at 5s. per working day ...	78	5	0
				278	5	0
			MOONAMBEL.			
	2	...	... Same as at Redbank ... ..	278	5	0
			BUNINYONG.			
	2	...	... Same as at Redbank ... ..	278	5	0
			SMYTHESDALE.			
	1	4	... Manager ... ..	275	0	0
	1	...	3 Messenger at 5s. per working day ...	78	5	0
				353	5	0
			SALE.			
	1	4	... Manager at £200 (for six months) ...	100	0	0
	1	...	3 Line Repairer at 9s. 6d. per working day (for six months)... ..	75	1	0
				175	1	0
			PORT ALBERT.			
	1	4	... Manager at £200 (for six months) ...	100	0	0
	1	...	3 Line Repairer at 9s. 6d. per working day (for six months)... ..	75	1	0
	1	...	3 Messenger at 5s. per working day (for six months) ... ..	39	10	0
				214	11	0
			Total, Subdivision No. 3 ...	23,525	12	10
			GENERAL.			
			Subdivision No. 4.			
	4	5	... Operators in training, two at £100 each ...	200	0	0
			.. .. two at £80 each ...	160	0	0
				360	0	0
169			Total, Division No. 68 ...			
				29,293	14	4

POSTMASTER-GENERAL—*continued.*

## DIVISION No. 70.

## DEPARTMENTAL CONTINGENCIES.

## Subdivision No. 70.

## POST OFFICE.

	£	s.	d.
For additional and occasional Assistance, Allowance for Overtime in Sorting English Mails, and to meet unforeseen requirements ...	3,750	0	0
Allowance to Inspector of Postal Service in lieu of travelling expenses ... ..	250	0	0
Mail Bags and Boxes ... ..	1,200	0	0
Scales, Weights, and Stamps ... ..	600	0	0
Clothing for Letter Carriers ... ..	500	0	0
Travelling Expenses for Officers of the Department on special duty ... ..	200	0	0
Fuel, Light, and Water ... ..	500	0	0
Stores ... ..	1,400	0	0
Incidentals ... ..	200	0	0
	8,600	0	0

## Subdivision No. 2.

## ELECTRIC TELEGRAPH.

For Overtime and Night Service, and occasional Assistance or unforeseen requirements ...	700	0	0
Expenses of Landing and Shipping Mails ...	2,000	0	0
Allowance (in lieu of travelling expenses) to the Superintendent ... ..	200	0	0
Fuel, Light, and Water ... ..	1,000	0	0
Stores, including Office Materials, Tools, Implements, Instruments, &c. ... ..	1,650	0	0
Uniforms for 25 Messengers ... ..	100	0	0
Maintenance and Repair of Lines, including the Purchase, Hire, and Forage of Horses ...	2,200	0	0
Travelling Expenses ... ..	200	0	0
Expenses contingent on Opening up New Lines, or for unforeseen Contingencies through Existing Lines, including Salaries or Wages when requisite ... ..	500	0	0
Incidental Expenses ... ..	200	0	0
	8,750	0	0

## DIVISION No. 71.

## MAIL SERVICE.

Steam Postal Communication with England, Special Appropriation 18 Vic., No. 31, and 19 Vic. No. 10—			
1. Conveyance of Inland Mails ... ..	50,000	0	0
2. Gratuities to Masters of Vessels ... ..	3,500	0	0

53,500 0 0

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

10th December.

## VI.—COMMISSIONER OF PUBLIC WORKS.

No.	Classification.		SALARIES.	£ s. d.		
	Class.	Schedule.		£	s.	d.
DIVISION No. 54.						
PUBLIC WORKS.						
1*	1	1	Inspector-General of Public Works, &c. ...	1,200	0	0
3*	2	...	Clerks of Works and Draughtsmen at £516 13s. 4d. ...	1,550	0	0
8*	3	...	Clerks of Works and Draughtsmen, four at £450, one at £415, three at £393 6s. 8d. ...	3,395	0	0
1*	4	...	Clerk of Works and Draughtsman ...	325	0	0
1	2	...	Accountant and Chief Clerk ...	600	0	0
2	3	...	Clerks at £400 ...	800	0	0
4	4	...	Clerks—Three at £350, one at £250 ...	1,300	0	0
1	...	3	Messenger at £110† ...	110	0	0
1	...	3	Messenger (Female) at £40 ...	40	0	0
22						
				9,320	0	0

## DIVISION No. 55.

## DEPARTMENTAL CONTINGENCIES.

## PUBLIC WORKS.

	£	s.	d.
Temporary Assistance by Clerks and Draughtsmen, and one Assistant Messenger— <i>Inalterable</i> ...	2,000	0	0
Travelling Expenses ...	1,200	0	0
Fuel, Light, and Water ...	150	0	0
Stores—Printed Books, &c. ...	200	0	0
Lithographing, Engraving, and Printing Plans... 75	75	0	0
Allowance to Gas Engineer, &c., Houses of Parliament ...	200	0	0
Incidental Expenses ...	100	0	0
	3,925	0	0

## DIVISION No. 56.

## WORKS AND BUILDINGS.

## Subdivision No. 1.

## WHARVES, JETTIES, AND HARBORS.

	£	s.	d.
Repairs and Additions to Wharves, Sheds, &c., Melbourne ...	1,500	0	0
Extension of Gauging Shed and Erection of Crane at Sandridge ...	850	0	0
For Dredging Operations and River Improvements, River Yarra, including Maintenance and Repairs of Steam Dredges, &c. ...	14,500	0	0
For Plant and other expenses for landing Silt on the banks of the Yarra (in accordance with a resolution of the Legislative Assembly) ...	5,500	0	0
Repairs and Additions to Wharves, Sheds, Jetties, &c., throughout the Colony ...	1,500	0	0
New Shed on Wharf, Port Albert ...	600	0	0
New Shed at Belfast, and Repairs to Town Wharf ...	500	0	0
For Harbor Improvements at Warrnambool ...	2,200	0	0
For Additions, &c., to Jetty at Portland ...	1,500	0	0
	28,650	0	0

\* Professional.

† With Quarters, Fuel, and Water

		£	s.	d.
<b>COMMISSIONER OF PUBLIC WORKS—continued.</b>				
Subdivision No. 2.— <i>Inalterable.</i>				
POLICE BUILDINGS.				
For Police Quarters, Lock-ups, Outbuildings, Fireplaces, Sheds, Portable Buildings, Transport, and Repairs and Additions to Police Buildings generally, and Furniture for the Police ... ..		18,750	0	0
Subdivision No. 4.				
PENAL ESTABLISHMENTS.				
1. Repairs and Additions to Buildings and Hulks		3,000	0	0
Subdivision No. 5.				
LUNATIC ASYLUMS.				
Repairs, Furniture, &c., at Yarra Bend ...		2,500	0	0
Subdivision No. 6.				
REFORMATORIES AND INDUSTRIAL SCHOOLS.				
Towards the establishment of Reformatories and Industrial Schools ... ..		9,000	0	0
Subdivision No. 7.— <i>Inalterable.</i>				
COURT HOUSES.				
1. Towards the erection or completion of Court Houses for the holding of Courts of Circuit, General and Petty Sessions, County Courts, Courts of Mines, and for Sheriffs' and Keepers' Quarters, including fittings and repairs and additions to existing buildings		5,000	0	0
2. Towards the completion of the City Courts, Swanston-street ... ..		4,000	0	0
3. For a new Court House at Sale ... ..		2,500	0	0
4. " " Kilmore ... ..		2,500	0	0
5. " of Petty Sessions at Essendon		600	0	0
6. " " Jordan ..		1,200	0	0
For Judges' Quarters at various places, and for Wardens' Quarters in remote districts ...		2,000	0	0
		17,800	0	0
Subdivision No. 8.				
MILITARY BUILDINGS AND WORKS OF DEFENCE.				
For Repairs, Additions, &c., to Barracks, Quarters, Batteries, Defences, and other Works and Buildings for the Military, including Fittings and Furniture ...		6,800	0	0
Subdivision No. 9.				
LIGHTHOUSES AND LIGHT SHIPS.				
1. Completion of Quarters, &c., for Lightkeepers, at Shortland's Bluff ... ..		2,500	0	0
2. Repairs and Additions to Lighthouses and Light Ships, and Keepers' Quarters ... ..		1,000	0	0
		3,500	0	0

COMMISSIONER OF PUBLIC WORKS—*continued.*

		£	s.	d.
Subdivision No. 10.				
POWDER MAGAZINES.				
1.	For a Powder Magazine at Sandhurst	2,600	0	0
2.	Ditto at Heathcote	1,000	0	0
3.	Other Powder Magazines, as required, including Repairs and Additions	2,000	0	0
		5,600	0	0
Subdivision No. 11.				
SURVEY OFFICES.				
1.	New Buildings, and Repairs and Additions to Buildings for the use of the Department of Lands and Survey	2,500	0	0
Subdivision No. 12.				
GOLD OFFICES, ETC.				
1.	For Buildings and other Works for the use of the Department of the Treasury	1,500	0	0
Subdivision No. 13.				
ELECTRIC TELEGRAPHS.				
1.	Extension of Telegraphic Communication into Gipps Land	10,000	0	0
2.	Repairs, Additions, &c., to existing Lines of Telegraph, including New Stations and Repairs	7,500	0	0
3.	Extension of Branch Line, Castlemaine to Newstead	500	0	0
4.	Ditto, Hexham to Mortlake	500	0	0
		18,500	0	0
Subdivision No. 14.— <i>Inalterable.</i>				
POST OFFICES AND TELEGRAPH STATIONS.				
1.	Towards the New Post Office at Melbourne	15,000	0	0
2.	For a new Post Office at Ballarat	3,000	0	0
3.	For new Post and Telegraph Stations throughout the country, including Repairs and Additions to existing buildings	12,600	0	0
4.	Furniture and Fittings for Post and Telegraph Offices throughout the country	1,500	0	0
		32,100	0	0
Subdivision No. 15.— <i>Inalterable.</i>				
FENCES AND REPAIRS TO FENCES.				
1.	Fencing, &c., Public Buildings and Lands	3,000	0	0
2.	Fencing, &c., Police Reserves	1,500	0	0
3.	Fencing, &c., to Cemeteries	2,000	0	0
		6,500	0	0
Subdivision No. 16.— <i>Inalterable.</i>				
RENTS AND FURNITURE, ETC.				
1.	Rents of Public Offices and Buildings	13,000	0	0
2.	Fittings and Furniture for Public Offices, &c., including Repairs	4,500	0	0
		17,500	0	0
Subdivision No. 17.— <i>Inalterable.</i>				
WATER SUPPLY TO GOLD FIELDS, ETC.				
1.	For Maintenance and Repairs of Works, and other expenses connected therewith	3,000	0	0
2.	For Water Supply to Clunes	2,000	0	0
		5,000	0	0

12th December.

## VI.—COMMISSIONER OF PUBLIC WORKS.

Subdivision No. 19.— <i>Inalterable.</i>		£	s.	d.	£	s.	d.
MISCELLANEOUS.							
1.	Additions to the Public Library ... ..	8,000	0	0			
2.	Additions to the Melbourne University ... ..	6,000	0	0			
3.	Towards a National Museum, near the University ( <i>on condition that the entire control and the free use of the National Museum and its contents are reserved to the public</i> ) ... ..	4,500	0	0			
4.	For Custom House Offices at Williamstown and Sandridge ... ..	1,000	0	0			
5.	Building Fences and other Works, Botanical Gardens	1,100	0	0			
6.	Repairs and additions to Public Works and Buildings, including laying on gas and water ... ..	5,000	0	0			
7.	For Public Buildings, &c., on the Gold Fields, including Repairs and Additions ... ..	4,000	0	0			
8.	For Public Offices at Sale ... ..	1,500	0	0			
9.	Fencing and other Works in connexion with the site reserved for the Metropolitan Manure Depôt ... ..	1,200	0	0			
10.	Other Public Works and Buildings ... ..	6,000	0	0			

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

## IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.

Division No. 70.— <i>General</i>		£	s.	d.		
FOR MAKING PRELIMINARY SURVEYS.						
Of such portions of the Colony through which it may be considered advisable to construct Railways or Tramways ... ..				5,000	0	0

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

16th December.

## VIII.—POSTMASTER-GENERAL.

Classification.		SALARIES AND WAGES.		£	s.	d.	£	s.	d.
No.	Class.	Schedule.							
DIVISION No. 69.									
MINING DEPARTMENT.									
Subdivision No. 1.									
1	1	1	Secretary for Mines ... ..	750	0	0			
1	3	...	One Clerk ... ..	450	0	0			
2	4	..	Clerks—One at £350, and one at £225 ... ..	575	0	0			
4				1,775	0	0			
Subdivision No. 2. GOLD-FIELDS.*									
4	3	...	Clerks—Four at £393 6s. 8d. ... ..	1,573	6	8			
1	3	...	Clerk—One at £375 ... ..	375	0	0			
1	4	..	Clerk—One at £325 ... ..	325	0	0			
4	4	...	Clerks—One at £300, three at £275 ... ..	1,125	0	0			
14				3,398	6	8			
Total, Division No. 69 ... ..							5,173	6	8

\* The Clerks to the Wardens act as Keepers of Powder Magazines where necessary. The Keepers of Powder Magazines at Stawell, Ballaarat, and Avoca, are allowed quarters.

POSTMASTER-GENERAL—*continued.*

£ s. d.

## DIVISION No. 70.

## DEPARTMENTAL CONTINGENCIES.

## Subdivision No. 3.

## MINING DEPARTMENT.

	£	s.	d.
Stores, including Books and Papers on Mining and Mining Jurisprudence ...	650	0	0
Clerical Assistance, and to cover Cost of Preparing and Engrossing Leases ...	700	0	0
Fuel, Light, and Water ...	450	0	0
Allowance to Office Keepers ...	652	0	0
Clerical Assistance to, and Expenses of Mining Boards ...	2,000	0	0
Expenses of New Gold Fields, unforeseen and accidental Expenses in connection with the Mining Department and Travelling Expenses	1,400	0	0
Allowance to Mining Registrars, in addition to their Fees ...	2,100	0	0
Incidentals ...	50	0	0
	8,002	0	0

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

## IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.

No.	Classification.		SALARIES AND WAGES.	£ s. d.		
	Class.	Schedule.		£	s.	d.
DIVISION No. 72.						
ROADS AND BRIDGES.						
1	1	1	Assistant Commissioner of Roads and Bridges	800	0	0
1	5	...	Clerk ...	180	0	0
1	...	3	Messenger (also Housekeeper) ...	110	0	0
(For Six months, from 1st January to 30th June.)				1,090	0	0
2	2	...	Secretary at £600, Treasurer, £550 ...	1,150	0	0
1	3	...	Clerk ...	393	6	8
1	4	...	Draughtsman ...	350	0	0
3	4	...	Clerks—Two at £300, one at £275 ...	875	0	0
1	5	...	Clerk ...	91	13	4
1	...	3	Messenger ...	40	0	0
				2,900	0	0
1*	1	1	Inspector General of Roads ...	800	0	0
2*	2	...	Road Engineers—One at £550, one at £516 13s. 4d. ...	1,066	13	4
6*	3	...	Road Engineers—Three at £450, one at £425, two at £400 ...	2,575	0	0
				4,441	13	4
				7,341	13	4
Deduct six months ...				3,670	16	8
* Professional.				3,670	16	8
				4,760	16	8

COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES—*continued.*

£ s. d.

DIVISION No. 73.

DEPARTMENTAL CONTINGENCIES.

(For Six months, from 1st January to 30th June.)

ROADS.

Allowance in lieu of Forage and purchase of Horses to the Inspector General of Roads and eight Road Engineers, at £140 each ... ..	1,260	0	0
Travelling Expenses ... ..	5,000	0	0
Fuel, Light, and Water ... ..	200	0	0
Stores ... ..	450	0	0
Incidental Expenses ... ..	145	0	0

7,055 0 0

Temporary Assistance of Engineers, Draughtsmen, Clerks, Overseers, &c. ... ..	9,000	0	0
---	-------	---	---

16,055 0 0

Deduct six months ... ..	8,027	10	0
--------------------------	-------	----	---

8,027 10 0

(For Six months, from 1st July to 31st December.)

Incidental Expenses, Fuel, &c. ... ..	200	0	0
---------------------------------------	-----	---	---

TOTAL, DIVISION No. 73, DEPARTMENTAL CONTINGENCIES ... ..

8,227 10 0

DIVISION No. 74.

ROAD WORKS AND BRIDGES.

Towards making Roads in such parts of the Colony as cannot be brought under the jurisdiction of any District Council ... ..	...	20,000	0	0
---	-----	--------	---	---

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

SALARIES AND WAGES.

DIVISION No. .

RAILWAYS.

Subdivision No. . SECRETARY'S OFFICE.

Secretary for Railways ... ..	£	s.	d.
Accountant and Chief Clerk, at £600 each ... ..	800	0	0
Fifteen Clerks—One at £500, one at £390, One at £375, two at £350, two at £225, one at £180, one at £170, three at £150, one at £125, two at £120 ... ..	1,200	0	0
Two Messengers—One at £110, one at £75 ... ..	3,580	0	0
	185	0	0
	5,765	0	0

COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES—*continued.*

£ s. d.

## SALARIES AND WAGES.

## Subdivision No. . STATIONS.

	£	s.	d.
Traffic Superintendent ... ..	750	0	0
Station Masters, at a maximum of £400, and a minimum of £50 per annum ... ..	9,050	0	0
Station Clerks, at a maximum of £450 and a minimum of £75 per annum ... ..	16,980	0	0
Guards and Ticket Collectors, at a maximum of 10s. and a minimum of 8s. per diem ... ..	5,429	7	6
Porters, at a maximum of 11s. and a minimum of 7s. 6d. per diem ... ..	20,990	10	0
Pointsmen, Watchmen, and Yardsmen, at a maximum of 9s. and a minimum of 7s. 6d. per diem ... ..	4,690	5	0
Gatekeepers, at a maximum of 8s. and a minimum of 5s. per diem ... ..	7,661	5	0
Cooper, Sailmaker, and Timekeepers, at a maximum of 11s. and a minimum of 7s. 6d. per diem ... ..	538	7	6
Wages of Laborers, at current rates ... ..	13,000	0	0

79,089 15 0

Total, Division No. ... ..

84,854 15 0

## DIVISION No.

## RAILWAY WORKS.

## Subdivision No. .

## WORKING EXPENSES OF LINES.

Salaries and Wages, Coals, Wood, Water, and Stores of every kind for the working and repair of Engines, Carriages, and Wagons, running a distance of 1,092,026 miles, being the number of miles that it is estimated will be run in 1863.

1,092,026 miles at 2s. ... .. 109,202 12 0

N.B.—The estimated mileage is as follows:—

	Miles.
On the main line ... ..	526,816
Melbourne, Geelong, and Ballaarat line ... ..	454,410
Williamstown line ... ..	90,000
Special and excursion trains ... ..	20,800

Premium to engine drivers for economy in the consumption of fuel and stores ... .. 600 0 0

## MAINTENANCE OF LINES.

## Subdivision No. .

Maintenance of 55 miles of double line, being the Williamstown Line, and that portion of the Main Line between Footscray and Woodend, including maintenance of stations, station roads, gate lodges, gates, signals, &c., at £242 per mile

Estimated cost of maintaining, in 1863, that part of the Main Line from Woodend to Sandhurst after it has been taken off the contractors' hands, £2,765 } 30,773 0 0

Estimated cost of maintaining, in 1863, the Geelong and Ballaarat Railway, after it has been taken off the contractors' hands, £7,561 }  
 Maintenance of 39 miles of the Geelong and Melbourne Railway, single line, including maintenance of stations, station roads, gate lodges, gates, signals, &c., at £183 per mile }

Total, Division No. ... ..

140,025 12 0

COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES— <i>continued.</i>				£	s.	d.
DIVISION No. . . . .						
DEPARTMENTAL CONTINGENCIES.				£	s.	d.
Subdivision No. . . . .						
SECRETARY'S OFFICE.						
Extra Clerical Assistance	...	...	...	500	0	0
Fuel, Light, and Water	...	...	...	50	0	0
Stores	...	...	...	300	0	0
Incidentals	...	...	...	200	0	0
				1,050	0	0
Subdivision No. . . STATIONS.						
Fuel, Light, and Water	...	...	...	3,500	0	0
Stores	...	...	...	6,000	0	0
Compensation	...	...	...	2,500	0	0
Clothing	...	...	...	1,000	0	0
Towage of ships	...	...	...	1,000	0	0
Rent	...	...	...	100	0	0
Travelling Expenses	...	...	...	500	0	0
Unforeseen	...	...	...	1,000	0	0
				15,600	0	0
Subdivision No. . . . .						
Unforeseen contingencies arising out of probable greatly increased traffic				4,369	13	0
Total Division No. { DEPARTMENTAL } { CONTINGENCIES }				...	21,019	13 0

And the said several resolutions having been read a second time,

On the motion of Captain Mac Mahon the Assembly ordered the above resolutions to be amended, by inserting therein the numbers 75, 75\*, and 75\*\*, after the words "Division," and by inserting several consecutive numbers after the several words "Subdivision."

Question—That the resolutions as so amended be agreed to by the Assembly—put and resolved in the affirmative.

8. CLAIMS TO COMPENSATION.—The Order of the Day for the consideration in Committee of the whole Assembly of the report and evidence of the Committee appointed last session to enquire into "Claims for compensation" having been read, on the motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received to-morrow.

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

"Supply—To be further considered in Committee," until Tuesday, 20th January, 1863.

"Criminal Law Procedure Bill—Second reading,"

"Trading Companies Bill—Second reading," until Friday, 19th December instant;

"Probates Bill—Second reading," until to-morrow.

10. DISCOVERERS OF NEW GOLD FIELDS.—Mr. Levi moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863, the sum of £50,000 for rewards to discoverers of new gold fields in this colony, to be applied for ten rewards in sums of £5000 for each new gold field that may yield 50,000 ounces of gold within the first six months of its discovery having been made known by the discoverer to the Government.

Question—put and negatived.

11. APPROPRIATION ACT, 1861.—Mr. Levi moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting him to cause to be laid on the Table of this House copies of all correspondence with the Secretary of State for the Colonies having reference to the Appropriation Act of 1861.

Debate ensued.

Mr. Heales moved, That this debate be now adjourned.  
Debate continued.

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

THURSDAY, 18TH DECEMBER, 1862.

Question—That this debate be now adjourned—put.  
Assembly divided.

Ayes, 10.		Noes, 19.	
Mr. J. Davies,	Mr. Wright.	Mr. Cathie,	Mr. Riddell,
Mr. Heales,		Dr. Evans,	Mr. A. J. Smith,
Dr. Macadam,		Mr. Haines,	Mr. W. C. Smith,
Mr. Nixon,	<i>Tellers.</i>	Mr. Johnson,	Mr. Snodgrass,
Mr. Richardson,	Mr. Macgregor,	Mr. J. S. Johnston,	Mr. Tucker,
Mr. Sullivan,	Mr. Gillies.	Mr. Lalor,	Mr. Wood.
Mr. Weeks,		Mr. Levey,	
		Capt. Mac Mahon,	<i>Tellers.</i>
		Mr. McDonald,	Mr. Anderson,
		Mr. Morton,	Mr. Levi.
		Mr. O'Shanassy,	

And so it passed in the negative.

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

Debate ensued.

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

Question—That an Address be presented to His Excellency the Governor, requesting him to cause to be laid on the Table of this House copies of all correspondence with the Secretary of State for the Colonies having reference to the Appropriation Act of 1861—put and resolved in the affirmative.

12. COUNTRY DISCOVERED BY BURKE AND WILLS.—Mr. Levey, moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will cause to be laid upon the Table of this House any communication he may have received from the Home Government with reference to the country discovered by Burke and Wills.

Question—put and resolved in the affirmative.

13. RAILWAY—BALLAARAT TO HAMILTON.—Mr. Levey, moved, pursuant to *amended* notice, That this House will, this day resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of ten thousand pounds may be placed on an Additional Estimate for 1863, to defray the cost of surveying a line of railway between Ballaarat and Hamilton.

Debate ensued.

Motion, by leave, withdrawn.

6. FIELD OFFICERS OF VOLUNTEERS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £200 be placed on the Estimates to defray the travelling expenses of Field Officers of Volunteers in command of districts having been read—

On the motion of Mr. Morton, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; Mr. Lalor having reported that notice had been taken in the Committee that a quorum of members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at two minutes past one o'clock, adjourned the House without question being first put, until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 24.

THURSDAY, 18TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CIVIL SERVICE.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of the House a Return showing—
  - (1.) The names and offices of gentlemen in the Civil Service who have attained the age of sixty.
  - (2.) The names of such as have been required by the Governor in Council to perform their duties, and the reasons for so continuing their services.Question—put and resolved in the affirmative.
3. CAPE PATERSON COAL FIELD.—Mr. Ramsay moved, pursuant to notice, That a Return be laid upon the Table of the House, showing—
  - (1.) What accommodation is provided at Cape Paterson for vessels coming to anchor.
  - (2.) What preference, if any, is allowed the vessels of the Cape Paterson Coal Field Company over other companies using said moorings.Question—put and resolved in the affirmative.
4. RAILWAY, CAPE PATERSON.—Mr. Ramsay moved, pursuant to notice, That a Report be laid upon the Table of the House showing the conditions under which the Cape Paterson Coal Field Company have been allowed the use of the railway to be constructed at Cape Paterson, and how the interests of the public have been conserved in the arrangement. Question—put and resolved in the affirmative.
5. PAPERS.—Mr. O'Shannassy presented—

Civil Service.—Return to order of the Legislative Assembly, made this day, for—

  - (1.) The names and offices of gentlemen in the Civil Service who have attained the age of sixty.
  - (2.) The names of such as have been required by the Governor in Council to perform their duties, and the reasons for so continuing their services.Read, and ordered to lie on the Table.

Railway, Cape Paterson.—Return to Order of the Legislative Assembly made this day, for a Return showing the conditions under which the Cape Paterson Coal Field Company have been allowed the use of the railway to be constructed at Cape Paterson, and how the interests of the public have been conserved in the arrangement.

Ordered to lie on the Table.
6. FIELD OFFICERS OF VOLUNTEERS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £200 be placed on the Estimates to defray the travelling expenses of Field Officers of Volunteers in command of districts having been read—

On the motion of Mr. Morton, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair.
7. CONVEYANCER'S BILL.—On the motion of Mr. Higinbotham the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Petition from James Scott to this House read by the Clerk.

Mr. Ramsay moved that the following clause be now read a first time :—

Every person duly admitted and enrolled as a notary for Scotland, and who shall have been resident in the Colony of Victoria for a period of three years previous to the passing of this Act, may and shall be entitled to be admitted an attorney solicitor and proctor of the said court, upon production of his certificate or commission as such notary, or an office copy thereof, and of a certificate of his having passed an examination and paid a fee similar to those by the present Supreme Court Rules prescribed for and directed to be paid by articulated clerks.

Question—put and resolved in the affirmative.—Clause read a first time.

Question—That the clause be now read a second time—proposed.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 10.

Mr. Frazer,	Mr. Strickland,
Dr. Macadam,	Mr. Wright.
Mr. O'Connor,	
Mr. Orkney,	<i>Tellers.</i>
Mr. Orr,	Mr. McCann,
Mr. Ramsay,	Mr. McLellan.

Noes, 22.

Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Edwards,	Mr. A. J. Smith,
Dr. Evans,	Mr. J. T. Smith,
Mr. Heales,	Mr. W. C. Smith,
Mr. Higinbotham,	Mr. G. Smyth,
Mr. Howard,	Mr. Tucker,
Mr. Ireland,	Mr. Wood,
Mr. Jones,	Mr. Woods.
Mr. Levey,	
Mr. Levi,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Anderson,
Dr. Mackay,	Mr. Berry.

And so it passed in the negative.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported.—Mr. Higinbotham moved, That this Bill be now read a third time.

Debate ensued.

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

Debate continued.

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

Ordered—That the debate be adjourned until Tuesday, 20th January next, to take precedence of all business.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to a Bill intituled "*An Act to apply out of the Consolidated Revenue the sum of Thirty-six thousand pounds to the service of the year One thousand eight hundred and sixty-two and the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three.*"

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
18th December, 1862.

9. ADJOURNMENT.—Mr. Weeks moved, That this House do now adjourn.

Question—put and resolved in the affirmative; whereupon the Assembly adjourned at twenty minutes to seven o'clock until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

FRIDAY, 19TH DECEMBER, 1862.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following Bill :—

*“ An Act to apply out of the Consolidated Revenue the sum of Thirty-six thousand pounds to the service of the year One thousand eight hundred and sixty-two and the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three.”*

3. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Observatories—Special Report of the Board of Visitors to the Observatories relative to the printing of the Magnetical, Meteorological, and Nautical Observations.  
Ordered to lie on the Table.  
Mr. J. S. Johnston presented—  
Supply of Water to Williamstown—Return to an Order of the Legislative Assembly dated 12th December instant, for the papers and correspondence on the subject of the extension of the Yan Yean Water Supply to Williamstown.  
Ordered to lie on the Table.  
Mr. Ireland presented—  
Real Property Act—Report of Mr. Carter.  
Ordered to lie on the Table, and to be printed.
4. PETITION.—Mr. Frazer presented a Petition from certain licensed publicans of the town and neighborhood of Talbot, praying that the laws affecting the sale of fermented and spirituous liquors might be forthwith revised, and that the same protection might be afforded to the licensed publicans of Victoria as given by the Imperial Government to those at the old country.  
Ordered to lie on the Table.
5. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard brought a Report from the Joint Committee on the Refreshment Rooms.  
Read, and ordered to be printed.
6. REWARDS FOR DISCOVERY OF GOLD FIELDS.—Mr. Gillies moved, pursuant to notice, That there be laid on the Table of this House a Return of the Expenditure of £6000 voted in the last session of Parliament as “ Rewards for the discovery of New Gold Fields,” such Return to show—
  - (1.) The sums paid or promised.
  - (2.) To whom paid or promised.
  - (3.) For what services.Question—put and resolved in the affirmative.
7. INTESTATES AND INSOLVENT ESTATES MONEYS.—Mr. Houston moved, pursuant to *amended* notice, That there be laid upon the Table of the House a Return of all moneys at present at the credit of the Curator of Intestate Estates, and also Returns of all moneys at present at the credit of the Official Assignees and how the same is invested.  
Question—put and resolved in the affirmative.

8. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the Orders of the Day, Government Business, 1 to 8 inclusive be postponed until after the consideration of the 9th Order for to-day.
9. **TRADING COMPANIES BILL.**—Mr. Ireland moved, That this Bill be now read a second time.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Bill read a second time.  
 Mr. Ireland, by leave of the Assembly, moved, That this Bill be committed to the Select Committee on the Partnerships Bill.  
 Question—put and resolved in the affirmative.
10. **ADJOURNMENT.**—Mr. Mollison moved, That this House do now adjourn.  
 Question—put and resolved in the affirmative; whereupon the Assembly adjourned at two minutes past five o'clock until Tuesday, 20th January next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 26.

TUESDAY, 20TH JANUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

*Country discovered by Burke and Wills.*

HENRY BARKLY,  
*Governor.*

*Message No. 5.*

The Governor, in reply to an Address from the Legislative Assembly asking for any communication which he may have received from the Home Government with reference to the country discovered by Burke and Wills, has to inform the Honorable House that no despatches on that subject have reached him, save some containing allusions complimentary to the memory of those gallant and unfortunate explorers, and to the exertions which this colony has made in the cause of exploration, and a reply to an application which Mr. John King, the survivor of the expedition, made for a grant of land on the Flinders River, referring him to the Queensland Government, as the district in question had been annexed to the latter colony.

Government Offices,

Melbourne, 20th January, 1863.

Ordered to lie on the Table and to be printed.

3. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Lunatic Asylum Commission.—Copy of a Progress Report of the Commissioners appointed to enquire into the state of the Yarra Bend Lunatic Asylum.  
International Exhibition, 1862.—Copy of Reports and Enclosures received from the Commissioners appointed to represent this Colony at the International Exhibition, 1862.

Severally ordered to lie on the Table.

Mr. O'Shanassy presented—

Tickets-of-Leave.—Return to an Order of the Legislative Assembly, dated 4th December last, for—

- (1). The names of persons who, since the 1st of January, 1858, have been sentenced to penal servitude, and have been released on ticket-of-leave before their sentence of imprisonment had been completed.
- (2). The crimes of which such persons have been convicted.
- (3). The term of sentence.
- (4). The cause of release.
- (5). The persons so released who have been convicted of crimes (stating their character) before the expiration of their tickets-of-leave, and the period for which they were again sentenced ; also stating when (in each case) the second sentence takes effect whether at the expiration of the first, or from the date of the second sentence.
- (6). The regulations (if any) which are in force, fixing the terms upon which prisoners are permitted to be released on ticket-of-leave.
- (7). The Act (if any) under which such regulations are framed ; and a copy of such regulations.

Ordered to lie on the Table.

Dr. Evans presented, by command of His Excellency the Governor—  
Auriferous Mining Leases Act—Order in Council.

Ordered to lie on the Table.

Captain Mac Mahon presented—

Railway Traffic.—Return showing the monthly receipts for passenger traffic at the Little River, Duck Ponds, Cowie's Creek, Steiglitz Road, Meredith, Buninyong, and Ballarat East stations.

Ordered to lie on the Table.

Railway Employés.—Return to an Order of the Legislative Assembly, dated 26th November, 1862, for a Return setting forth the hours during which each railway employé is required to attend duty, distinguishing the various classes of employés.

Ordered to lie on the Table.

4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 27th January instant :—

“ *Conveyancers Bill—Motion for third reading—Resumption of debate.* ”

5. ADJOURNMENT.—Mr. O'Shanassy, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday, 27th January instant.

Question—put and resolved in the affirmative.

Mr. O'Shanassy moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the Assembly at eight minutes to five o'clock adjourned until Tuesday next at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

TUESDAY, 27<sup>TH</sup> JANUARY, 1863.

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

2. PETITION.—Mr. Levey presented a Petition from John Ewart, of Prahran, gentleman, praying the House would take the statements set forth in the Petition into consideration and deal therewith as to this House should seem most fit and expedient.

Petition read, and ordered to lie on the Table.

3. PAPERS.—Mr. Ireland presented—

Partnership.—Return to an Order of the Legislative Assembly, dated 5th December last, for extracts from the evidence taken by, and opinions laid before the Committee of the House of Commons on the subject of partnership, together with the Report of the Committee thereon in full, published 8th July, 1851.

Ordered to lie on the Table.

Dr. Evans presented, by command of His Excellency the Governor—

Gold Fields Act—Order in Council.—Mining under Pound Reserve, Daylesford.  
Gold Fields Act.—Order in Council.—Races, dams, and reservoirs.

Severally ordered to lie on the Table.

Mr. Wood presented—

County Court, Melbourne.—Return to Order of the Legislative Assembly, dated 16th December, 1862, for a Return showing—

- (1.) The number of summonses issued in the County Court, Melbourne, for the year 1862.
- (2.) The number of verdicts recorded.
- (3.) The number of executions against goods issued.
- (4.) The number of warrants of arrest issued.
- (5.) The number of committals on such warrants.

Ordered to lie on the Table.

Mr. Gavan Duffy presented—

Grants for Religious Purposes.—Return to an Order of the Legislative Assembly dated 4th December last, for a Return of the various reservations, whether by grant, permissive occupation, proclamation, or otherwise, of public lands, for church purposes, since 1st January, 1861; specifying the respective dates, localities, and quantities, and the denominations in whose favor such reservations severally have been made.

Ordered to lie on the Table.

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

International Exhibition, 1862.—Copy Letter from Earl Granville to Sir Redmond Barry, one of the Commissioners appointed to represent this Colony at the International Exhibition, 1862.

International Exhibition, 1862.—Statement of Accounts furnished by the Commissioners.

Severally ordered to lie on the Table.

4. CONVEYANCERS BILL.—The Order of the Day for the resumption of the debate on the question, that this Bill be now read a third time, having been read,

Debate resumed.

Question—That this Bill be now read a third time—put.

Assembly divided.

Ayes, 22.

Mr. Cohen,	Mr. McLellan,
Mr. J. Davies,	Mr. O'Grady,
Mr. Don,	Mr. Orr,
Mr. Gillies,	Mr. Ramsay,
Dr. Girdlestone,	Mr. Richardson,
Mr. Heales,	Mr. Strickland,
Mr. Higinbotham,	Mr. Sullivan,
Mr. Humffray,	Mr. Wright.
Mr. Kyte,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Mackay,	Mr. Woods,
Mr. McCann,	Mr. Houston.

Noes, 21.

Mr. Brodribb,	Mr. McCulloch,
Mr. Cathie,	Mr. Mollison,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. Smyth,
Mr. Haines,	Mr. Wood.
Mr. Howard,	
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lalor,	Mr. Anderson,
Mr. Levi,	Mr. Levey.

And so it was resolved in the affirmative.—Bill read a third time.

Question—That this Bill do now pass—put.

Assembly divided.

Ayes, 20.

Mr. J. Davies,	Mr. Orr,
Mr. Don,	Mr. Ramsay,
Mr. Gillies,	Mr. Richardson,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Wright.
Mr. Humffray,	
Mr. Lambert,	
Dr. Mackay,	
Mr. McCann,	<i>Tellers.</i>
Mr. McLellan,	Mr. Woods.
Mr. O'Grady,	Mr. Houston.

Noes, 21.

Mr. Brodribb,	Mr. Macgregor,
Mr. Cathie,	Mr. McCulloch,
Mr. Cohen,	Mr. Mollison,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Smyth,
Mr. Francis,	Mr. Wood.
Mr. Haines,	
Mr. Howard,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Levi,
Mr. Lalor,	Mr. Anderson.

And so it passed in the negative.

5. GOVERNOR'S SALARY REDUCTION BILL.—Mr. Haines moved, pursuant to notice, That he have leave to bring in a Bill to alter the sum appropriated to the payment of the salary and allowances of future Governors.

Question—put and resolved in the affirmative.

Ordered—That Mr. Haines and Mr. Anderson do prepare and bring in the Bill.

Mr. Haines then brought up a Bill, intituled, "*A Bill to alter the Sum appropriated to the payment of the Salary and Allowances of future Governors,*" and moved, That it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 10th February next.

6. REGISTRATION ACT SUSPENSION BILL.—Mr. O'Shanassy moved, pursuant to notice, That he have leave to bring in a Bill to suspend the operations of certain enactments relating to registration of Parliamentary electors.

Question—put and resolved in the affirmative.

Ordered—That Mr. O'Shanassy and Mr. Wood do prepare and bring in the Bill.

Mr. O'Shanassy then brought up a Bill, intituled, "*A Bill to suspend the operations of certain Enactments relating to Registration of Parliamentary Electors,*" and moved that it be now read a first time.

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

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders of the Day—Government Business—1 to 6, both inclusive, be postponed until after the consideration of the 9th Order for to-day.

8. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

9. OFFICIALS IN PARLIAMENT ACT AMENDMENT BILL.—Mr. Woods moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act, intituled, “*An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria.*”

Question—put and resolved in the affirmative.

Ordered—That Mr. Woods and Mr. Edwards do prepare and bring in the Bill.

Mr. Woods then brought up a Bill, intituled, “*A Bill to amend an Act intituled ‘An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria,’ and moved that it be now read a first time.*”

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 10th February next.

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

- “*Supply—To be further considered in Committee,*”
- “*Mining Associations Act Amendment Bill—Second reading,*”
- “*Volunteer Corps Bill—Second reading,*”
- “*Ways and Means—To be further considered in Committee,*”
- “*Railway Management Bill—Second reading,*”
- “*Customs Laws Amendment Bill—Second reading,*” until to-morrow ;
- “*Mercantile Law Amendment Bill—To be further considered in Committee,*” until Friday, 30th January instant ;
- “*Criminal Law Procedure Bill—Second reading,*” until Tuesday, 10th February next ;
- “*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*”
- “*Mining on Private Property Bill—Second reading,*”
- “*Distress for Rent Bill.—Second reading,*”
- “*Petroleum Storage Bill.—Second reading,*” until the 29th January instant ;
- “*Water Rights Bill—Second reading,*” until Thursday, 5th February next ;
- “*Impounding Acts Amendment Bill—To be further considered in Committee,*”
- “*Contractors and Workmen’s Lien Bill—Second reading,*”
- “*Supreme Court Costs Bill—Second reading,*”
- “*Imprisonment for Debt Bill—Second reading,*” until Thursday, 29th January instant ;
- “*Barristers Admission Bill—Second reading,*” until Thursday, 5th February next ;
- “*Accidents Bill—Second reading,*”
- “*Hawkers and Pedlars Acts Amendment Bill—Second reading,*”
- “*Adulteration of Food Bill—To be further considered in Committee,*”
- “*Claims to Compensation—Resolutions to be reported,*”
- “*Probates Bill—Second reading,*” until Thursday, the 29th January instant.

Assembly adjourned at a quarter past eleven o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

WEDNESDAY, 28TH JANUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—  
Gold Fields Act—Order in Council.—Divisions of Mining District of Beechworth.  
Gold Fields Act—Order in Council.—Mining on Police Paddock, Beaufort.  
Land Act, 1862—Order in Council.—Supplementary Regulation respecting Leases to mine.  
Land Act, 1862—Order in Council.—Amendment of Order regulating Leases.  
Severally ordered to lie on the Table.
3. PETITIONS.—Mr. Weeks presented a Memorial from certain inhabitants of Beechworth, praying the House to take into consideration the imminent danger from fire, to which, as pointed out in the Memorial, that municipality is constantly subjected; and that this House would devise such measures as might be deemed expedient to assist the Municipal Council and inhabitants of Beechworth in bringing water into their township for the prevention of such ruinous calamities as of late visited Inglewood, Talbot, and other localities, the particulars of which are within the immediate recollection of this House.  
Ordered to lie on the Table.  
Mr. Wright presented a Petition from certain miners and others residents on the Yackandandah gold field, in public meeting assembled, praying this House to take into consideration the representations set forth in the Petition, and to take such steps as this House might deem necessary to procure the petitioners a sufficient supply of water.  
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Fifth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
5. LICENSES.—Mr. Wood moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—
  - (1.) That a fee of twenty-five pounds in Melbourne, Geelong, and municipal districts, and of ten pounds in other places, should be charged for a publican's license.
  - (2.) That a fee of five pounds should be charged for permission to keep billiard tables, to the holder of a publican's license for which a fee of ten pounds shall have been paid.
  - (3.) That a fee of ten pounds should be charged for a "packet license."
  - (4.) That a fee of ten pounds should be charged for a "grocer's license."
  - (5.) That a fee of five pounds should be charged for a "beer license."
  - (6.) That a fee of two pounds should be charged for a "temporary license."
  - (7.) That a fee of five pounds should be charged for a "night license."
  - (8.) That it is expedient that the laws relating to the licensing of public houses and the sale of fermented and spirituous liquors should be consolidated and amended, and that a Bill be brought in for that purpose.Question—put and resolved in the affirmative.
6. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Friday, 30th January instant, again resolve itself into the said Committee.

7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 30th January instant:—

- “*Registration Act Suspension Bill—Second reading.*”
- “*Supply—To be further considered in Committee.*”
- “*Mining Associations Act Amendment Bill—Second reading.*”
- “*Volunteer Corps Bill—Second reading.*”
- “*Ways and Means—To be further considered in Committee.*”
- “*Railway Management Bill—Second reading.*”
- “*Customs Laws Amendment Bill—Second reading.*”

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 29.

THURSDAY, 29TH JANUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Criminal Statistics.—Returns of the Number of Persons taken into Custody by the  
Victorian Police Force during the Year 1861, showing Offence, Total Number,  
Sex, Age, Country, Religion, Education, Occupation, and how disposed of.  
Statistics of the Colony of Victoria for the Year 1861.  
Severally ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His  
Excellency the Governor, by His Excellency's Private Secretary, received and read—  
HENRY BARKLY, *Message No. 6.*  
Governor.

The Governor received, simultaneously, just before the recess, two Addresses from the Legislative Assembly; the one asking for a copy of the Despatch of the Secretary of State for the Colonies, with reference to the Appropriation Act of 1861; the other for copies of all correspondence relating to the said enactment.

He is hence led, with deep regret, to infer that the Legislative Assembly is not prepared to recognize the distinction which he endeavored in a previous Message to point out between these two classes of documents; the first designed, as a general rule, to announce the views and intentions of the Imperial Government; the second to convey to that Government an impartial account of all important transactions in the colony.

It is, however, of so much consequence that no false step should be taken at this early stage of the constitutional history of Victoria, that the Governor, before complying with a second request for the production of his despatches—this time on a subject not raised by any communication from himself to the House, and with respect to which no question of legislation is pending—deems it his duty to present some further objections to the practice for the consideration of the Legislative Assembly.

Although elements precisely identical with those which constitute the basis of limited Monarchy in the mother country cannot, of course, be found in a colony, it appears undeniable that the closer that model is adhered to, the greater and more enduring will be the success attending the introduction of Responsible Government.

That fundamental maxim of the British Constitution, "the King can do no wrong," must be, for example, inapplicable to the Sovereign's Deputy, who is liable to impeachment, to action, to removal from office on Address from the House of Commons or the Colonial Legislature; the analogy, nevertheless, subject to these deductions, should, as far as practicable, be maintained; and the same policy, therefore, which prohibits at home the introduction of the Sovereign's name, or any allusion to his opinions in the debates of either Legislative Chamber, should be pursued wherever the Sovereign's representative is concerned.

If there be reason indeed to suppose that a Governor has wilfully perverted facts, or misrepresented circumstances, his conduct can be impugned, and evidence of his guilt obtained through the intervention of the Imperial Parliament, ever open to the complaints of Her Majesty's subjects in all parts of the Empire; but to demand, on every occasion, that his reports on local affairs should be submitted direct to the Legislature of the colony over which he presides, seems a needless departure from sound constitutional principles.

Such a course must, at any rate, tend to draw one who should be neutral, into the vortex of party strife; to bring him into collision with one side or other, if he have written under the influence of the Ministry of the day—perhaps with both, if he have ventured to exercise an independent judgment.

Impelled alike by his sense of duty to the Crown and by the warm interest he has ever felt in the successful working of the system of Responsible Government in the Australian colonies to offer these observations, the Governor now leaves the question to be dealt with as the Honorable House in its wisdom shall determine.

Ordered to lie on the Table and to be printed.

4. **PRINTING COMMITTEE.**—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Sixth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
5. **GEELONG WATER SUPPLY.**—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of this House copies of all Reports and other documents relating to the supply of Geelong with water.  
Question—put and resolved in the affirmative.
6. **PLEURO-PNEUMONIA ACT.**—Mr. McCulloch moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863, the sum of £355, in payment of cattle destroyed under the provisions of the Pleuro-Pneumonia Act.  
Question—put and resolved in the affirmative.
7. **SUPREME COURT BILL.**—Dr. Mackay moved, pursuant to notice, That he have leave to bring in a Bill to assimilate the practice of the Supreme Court on the Crown side, to the practice of the Queen's Bench in England on the Crown side.  
Question—put and resolved in the affirmative.  
Ordered—That Dr. Mackay and Mr. Higinbotham do prepare and bring in the Bill.  
Dr. Mackay then brought up a Bill, intituled, "*A Bill to assimilate the practice of the Supreme Court on the Crown side to the practice of the Queen's Bench in England on the Crown side,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 12th February next.
8. **MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—Mr. Anderson moved, pursuant to notice, That instructions be given to the Committee sitting on the Melbourne and Hobson's Bay Railway Company's Act Amendment Bill to entertain and consider the expediency of substituting the clauses marked A and B, deposited with the Clerk of the Legislative Assembly, in the place and stead and in lieu of the second clause in the said Bill; and also to entertain and consider the several other matters referred to in the Petition for additional provision, presented to this House on the eighteenth day of November last, and embodied in the said clauses marked A and B annexed to said Petition; and also to entertain and consider the expediency of obtaining and securing for the promoters of the said Bill crossings over the Melbourne and Hobson's Bay Railway Company's Railway, and that the liabilities of the said company under the thirty-eighth clause in their Act of Incorporation may be defined and declared.  
Debate ensued.  
Question—put and resolved in the affirmative.
9. **MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.**—Mr. Cohen moved, pursuant to notice, that this Bill be now read a second time.  
Question—put and resolved in the affirmative.  
Bill read a second time.
10. **CALL OF THE HOUSE.**—Mr. Haines moved, pursuant to notice, That, on Tuesday, the 10th February next, the House be called.  
Question—put and resolved in the affirmative.
11. **R. R. TORRENS, ESQ.**—Mr. Heales moved, pursuant to *amended* notice, That the thanks of this House be presented to R. R. Torrens, Esq., for his exertions in promoting the reform in the law of real property in this colony.  
Debate ensued.  
Motion by leave withdrawn.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed, as under:—  
"Mr. P. C. Buckley—*Motion respecting—Resumption of debate,*" until Thursday, 5th February next;  
"Mining on Private Property Bill—*Second reading,*" until Thursday, 12th February next;  
"Distress for Rent Bill.—*Second reading,*"  
"Petroleum Storage Bill.—*Second reading,*"  
"Impounding Acts Amendment Bill—*To be further considered in Committee,*"  
"Contractors and Workmen's Lien Bill—*Second reading,*" until Thursday, 5th February next;  
"Supreme Court Costs Bill—*Second reading,*"  
"Imprisonment for Debt Bill—*Second reading,*" until Thursday, 12th February next;  
"Accidents Bill—*Second reading,*"  
"Hawkers and Pedlars Acts Amendment Bill—*Second reading,*"  
"Adulteration of Food Bill—*To be further considered in Committee,*" until Thursday, 5th February next.

13. CLAIMS TO COMPENSATION.—Mr. Lalor reported from a Committee of the whole a certain resolution which was read, and is as follows :—

17th December.

*Resolved*—That an Address be presented to His Excellency the Governor requesting him to cause the following sums to be placed on an Additional Estimate for 1863 as compensation to the following gentlemen, viz. :—

			£
Mr. Edward Bell ...	...	...	650
Mr. J. D. Pinnock ...	...	...	3,500
Mr. F. A. Powlett ...	...	...	2,000
Mr. Putwain ...	...	...	150

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at nineteen minutes past seven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 30.

FRIDAY, 30TH JANUARY, 1863.

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

Cape Paterson Coal Field.—Return to an Order of the Legislative Assembly, dated 18th December last, for the following Returns, viz. :—

  - (1.) What accommodation is provided at Cape Paterson for vessels coming to anchor.
  - (2.) What preference, if any, is allowed the vessels of the Cape Paterson Coal Field Company over other companies using such moorings.

Immigration.—Return to an Order of the Legislative Assembly, dated 9th December last, for a Progress Report, showing the Immigration Returns from the 25th October to 25th November, 1862, be laid upon the Table of this House, and that in future a Monthly Progress Report upon Immigration be laid upon the Table of the House when in session, and be published in the *Government Gazette* regularly once every month.

Immigration—Monthly Report upon, for the month of December, 1862.

Severally ordered to lie on the Table.
3. PETITION.—Mr. Nicholson presented a Petition from certain passengers by the ship *Maupertius*, lying in Hobson's Bay, bound for New Zealand, praying this House would take the subject of the Petition into consideration, and that this House would direct proceedings to be taken by the Emigration Officers to compel the captain of the said ship to proceed to sea.

Petition read and ordered to lie on the Table.

4. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Resolved—That this House will, on Tuesday, 3rd February instant, again resolve itself into the said Committee.

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

“*Mercantile Law Amendment Bill—To be further considered in Committee,*”  
“*Licenses—Resolutions to be considered in Committee,*”  
“*Registration Act Suspension Bill—Second reading,*”  
“*Supply—To be further considered in Committee,*”  
“*Mining Associations Act Amendment Bill—Second reading,*”  
“*Volunteer Corps Bill—Second reading,*”  
“*Ways and Means—To be further considered in Committee,*”  
“*Railway Management Bill—Second reading,*”  
“*Customs Laws Amendment Bill—Second reading,*” until Tuesday, 3rd February next;  
“*Probates Bill—Second reading,*” until Wednesday, 4th February next.

G. CLAIMS TO COMPENSATION.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

17th December.

*Resolved*—That an Address be presented to His Excellency the Governor, requesting him to cause the following sums to be placed on an Additional Estimate for 1863 as compensation to the following gentlemen, viz. :—

			£
Mr. Edward Bell ...	...	...	650
Mr. J. D. Pinnock ...	...	...	3,500
Mr. F. A. Powlett ...	...	...	2,000
Mr. Putwain ...	...	...	150

And the said resolution was read a second time.

Mr. Levey moved, That the figures 3500 set opposite the name of Mr. Pinnock be omitted, with a view to insert instead thereof the figures 1750.

Debate ensued.

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

SATURDAY, 31ST JANUARY, 1863.

Motion by leave withdrawn.

Question—That the Assembly agree with the Committee in this resolution—put and resolved in the affirmative.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

---

---

TUESDAY, 3RD FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor—  
Defences of the Colony—Further correspondence.  
Ordered to lie on the Table.
3. PETITION.—Mr. Grant presented a Petition from Edward Hebard and Joseph Sanderson, of Avoca, praying the House to appoint a Select Committee to enquire into the case of the Petitioners, as set forth in the Petition, and report to this House thereon.  
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the first Notice of Motion, General Business, on the paper for to-day.
5. PROVIDENT INSTITUTE ESTATE BILL.—Captain Mac Mahon moved, pursuant to notice, That the Report from the Select Committee upon the Provident Institute Estate Bill, with the amendments made by the Committee in such Bill, be now taken into consideration.  
Question—put and resolved in the affirmative.—Whereupon the several amendments were read by the Clerk, and agreed to by the Assembly.
6. ELECTORAL ACT AMENDMENT BILL.—Mr. Ireland moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to the qualification and registration of electors of members to serve in Parliament and to provide for the regulation of proceedings at and consequent upon such elections.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Ireland and Mr. Wood do prepare and bring in the Bill.  
Mr. Ireland then brought up a Bill, intituled, "*A Bill to amend the law relating to the qualification and registration of electors of Members to serve in Parliament and to provide for the regulation of proceedings at and consequent upon such elections,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 10th February instant.
7. LAND ACT AMENDMENT BILL.—Mr. Gavan Duffy moved, pursuant to notice, That he have leave to bring in a Bill to amend the Land Act 1862.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Gavan Duffy, Mr. Ireland, and Mr. Wood, do prepare and bring in the Bill.  
Mr. Gavan Duffy then brought up a Bill, intituled, "*A Bill to amend the Land Act 1862,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 11th February instant.
8. HIS EXCELLENCY THE GOVERNOR'S REPLIES TO ADDRESSES—MANNER OF COMMUNICATING TO HOUSE.—Mr. Ireland moved, pursuant to notice, That a Select Committee be appointed to consider and report whether it is in accordance with the law, usage, and standing orders of this House that Messages from His Excellency the Governor, in reply to Addresses, or otherwise, should be communicated to this House through any person, not being a Member of the Legislature or of the Executive Council; such Committee to consist of Mr. Howard, Mr. Lalor, Mr. Heales, Mr. Verdon, Mr. Nicholson, Mr. Aspinall, and the Mover; three to form a quorum, and to have power to call for persons and papers.

A point of Order having been raised as to the relevancy of certain remarks being made by the Honorable the Attorney-General, and Mr. Speaker having ruled thereon, Mr. Loader moved, That the Honorable the Attorney-General be heard in continuation of his argument.

Debate ensued.

Motion—That the Honorable the Attorney-General be heard in continuation of his argument—by leave withdrawn.

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

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 24.		Noes, 33.	
Mr. Berry,	Mr. Ramsay,	Mr. Aspinall,	Mr. McCann,
Mr. Brooke,	Mr. Richardson,	Mr. Cathie,	Mr. McCulloch,
Mr. Frazer,	Mr. L. L. Smith,	Mr. Cohen,	Mr. McDonald,
Mr. Gillies,	Mr. Strickland,	Mr. Cummins,	Mr. Mollison,
Dr. Girdlestone,	Mr. Sullivan,	Mr. J. Davies,	Mr. Morton,
Mr. Grant,	Mr. Verdon,	Mr. Gavan Duffy,	Mr. Nicholson,
Mr. Heales,	Mr. Weeks,	Dr. Evans,	Mr. O'Connor,
Mr. Higinbotham,	Mr. Wright.	Mr. Francis,	Mr. O'Grady,
Mr. Kyte,		Mr. Haines,	Mr. O'Shanassy,
Mr. Lambert,	<i>Tellers.</i>	Mr. Hood,	Mr. Riddell,
Mr. Macgregor,	Mr. Edwards,	Mr. Howard,	Mr. J. T. Smith,
Mr. McLellan,	Mr. Houston.	Mr. Humffray,	Mr. Smyth,
Mr. Orkney,		Mr. Ireland,	Mr. Wood.
Mr. Orr,		Mr. J. S. Johnston,	
		Mr. Lalor,	<i>Tellers.</i>
		Mr. Levi,	
		Mr. Loader,	Mr. Anderson,
		Capt. Mac Mahon,	Mr. Levey.

And so it passed in the negative.

Debate continued.

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

WEDNESDAY, 4TH FEBRUARY, 1863.

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

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 19.		Noes, 32.	
Mr. Brooke,	Mr. Richardson,	Mr. Aspinall,	Mr. McCann,
Mr. Frazer,	Mr. L. L. Smith,	Mr. Cathie,	Mr. Macdonald,
Dr. Girdlestone,	Mr. Strickland,	Mr. Cohen,	Mr. Mollison,
Mr. Heales,	Mr. Sullivan,	Mr. Cummins,	Mr. Morton,
Mr. Higinbotham,	Mr. Weeks,	Mr. J. Davies,	Mr. Nicholson,
Mr. Houston,	Mr. Wright.	Mr. Gavan Duffy,	Mr. O'Connor,
Mr. Kyte,		Dr. Evans,	Mr. O'Grady,
Mr. McLellan,	<i>Tellers.</i>	Mr. Gillies,	Mr. O'Shanassy,
Mr. Orkney,	Mr. Macgregor,	Mr. Haines,	Mr. Riddell,
Mr. Orr,	Mr. Berry.	Mr. Hood,	Mr. J. T. Smith,
Mr. Ramsay,		Mr. Howard,	Mr. Smyth,
		Mr. Humffray,	Mr. Wood.
		Mr. Ireland,	
		Mr. J. S. Johnston,	
		Mr. Lalor,	<i>Tellers.</i>
		Mr. Levey,	
		Mr. Loader,	Mr. Anderson,
		Capt. Mac Mahon,	Mr. Levi.

And so it passed in the negative.

Debate further continued.

Mr. Ireland, by leave, amended the motion by inserting the names of Dr. Evans and Mr. Mollison in the place of Mr. Heales and Mr. Verdon.

Question—That a Select Committee be appointed to consider and report whether it is in accordance with the law, usage, and standing orders of this House that Messages from His Excellency the Governor, in reply to Addresses, or otherwise, should be communicated to this House through any person not being a Member of the Legislature or of the Executive Council; such Committee to consist of Mr. Howard, Mr. Lalor, Mr. Nicholson, Mr. Aspinall, Mr. Mollison, Dr. Evans, and the Mover; three to form a quorum, and to have power to call for persons and papers—put.

Assembly divided.

## Ayes, 32.

Mr. Anderson,	Mr. Loader,
Mr. Aspinall,	Capt. Mac Mahon,
Mr. Cathie,	Mr. McCann,
Mr. Cohen,	Mr. McDonald,
Mr. Cummins,	Mr. Mollison,
Mr. J. Davies,	Mr. Morton,
Mr. Gavan Duffy,	Mr. Nicholson,
Dr. Evans,	Mr. O'Connor,
Mr. Haines,	Mr. O'Grady.
Mr. Hood,	Mr. O'Shanassy,
Mr. Howard,	Mr. J. T. Smith,
Mr. Humffray,	Mr. Smyth,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Kyte,	<i>Tellers.</i>
Mr. Lalor,	Mr. Levey,
Mr. Levi,	Mr. Riddell.

## Noes, 19.

Mr. Berry,	Mr. Ramsay,
Mr. Brooke,	Mr. Richardson,
Mr. Edwards,	Mr. L. L. Smith,
Mr. Frazer,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Wright.
Mr. Heales,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. McLellan,	Mr. Houston,
Mr. Orkney,	Mr. Macgregor.
Mr. Orr,	

And so it was resolved in the affirmative.

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

“ *Local Government Bill—To be further considered in Committee,*”  
 “ *Mercantile Law Amendment Bill—To be further considered in Committee,*”  
 “ *Licenses—Resolutions to be considered in Committee,*”  
 “ *Registration Act Suspension Bill—Second reading,*”  
 “ *Supply—To be further considered in Committee,*”  
 “ *Mining Associations Act Amendment Bill—Second reading,*”  
 “ *Volunteer Corps Bill—Second reading,*”  
 “ *Ways and Means—To be further considered in Committee,*”  
 “ *Railway Management Bill—Second reading,*” and  
 “ *Customs Laws Amendment Bill—Second reading.*”

10. SCHOOL TEACHERS' COMMITTEE.—Mr. McCann moved, pursuant to notice, That the name of Mr. Tucker be added to the Committee now sitting upon the claims of Teachers.  
 Question—put and resolved in the affirmative.

Assembly adjourned at three minutes past two o'clock until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 32.

WEDNESDAY, 4TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the Third Order for to-day :—
    - “ *Local Government Bill—To be further considered in Committee,*”
    - “ *Mercantile Law Amendment Bill—To be further considered in Committee.*”
  3. LICENSES.—The Order of the Day for the consideration in Committee of the whole Assembly, of the question, That this House do now resolve itself into a Committee of the whole for the purpose of considering the following resolutions, viz. :—
    - (1.) That a fee of twenty-five pounds in Melbourne, Geelong, and municipal districts, and of ten pounds in other places, should be charged for a publican's license.
    - (2.) That a fee of five pounds should be charged for permission to keep billiard tables, to the holder of a publican's license for which a fee of ten pounds shall have been paid.
    - (3.) That a fee of ten pounds should be charged for a “packet license.”
    - (4.) That a fee of ten pounds should be charged for a “grocer's license.”
    - (5.) That a fee of five pounds should be charged for a “beer license.”
    - (6.) That a fee of two pounds should be charged for a “temporary license.”
    - (7.) That a fee of five pounds should be charged for a “night license.”
    - (8.) That it is expedient that the laws relating to the licensing of public houses and the sale of fermented and spirituous liquors should be consolidated and amended, and that a Bill be brought in for that purpose—having been read.On the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had come to several resolutions.  
Ordered—That the Report be received Friday, 6th February instant.
  4. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Tuesday, 10th February instant, again resolve itself into the said Committee.
  5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
    - “ *Mercantile Law Amendment Bill—To be further considered in Committee,*”
    - “ *Registration Act Suspension Bill—Second reading,*”
    - “ *Supply—To be further considered in Committee,*”
    - “ *Mining Associations Act Amendment Bill—Second reading,*”
    - “ *Volunteer Corps Bill—Second reading,*”
    - “ *Ways and Means—To be further considered in Committee,*”
    - “ *Railway Management Bill—Second reading,*” and
    - “ *Customs Laws Amendment Bill—Second reading,*” until Friday, 6th February instant ;
    - “ *Probates Bill—Second reading,*” until Thursday, 12th February instant.
- Assembly adjourned at twenty-six minutes past ten o'clock until four o'clock to-morrow.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

THURSDAY, 5TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. QUEEN'S PLATE.—Mr. Levey moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will place upon an Additional Estimate for 1863 a sum of £200 for a Queen's Plate.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 21.

Mr. Cohen,	Mr. McCulloch,
Mr. Gavan Duffy,	Mr. McDonald,
Dr. Evans,	Mr. Mollison,
Mr. Francis,	Mr. Nicholson,
Dr. Girdlestone,	Mr. O'Grady,
Mr. Haines,	Mr. O'Shanassy,
Mr. Ireland,	Mr. L. L. Smith.
Mr. Jones,	
Mr. Lalor,	
Mr. Loader,	<i>Tellers.</i>
Dr. Mackay,	Mr. Levey,
Capt. Mac Mahon,	Dr. Owens.

Noes, 17.

Mr. Brooke,	Mr. Sullivan,
Mr. J. Davies,	Mr. Tucker,
Mr. Don,	Mr. Weeks,
Mr. Gillies,	Mr. Wood,
Mr. Grant,	Mr. Wright.
Mr. Higinbotham,	
Mr. McCann,	<i>Tellers.</i>
Mr. Ramsay,	Mr. Houston,
Mr. Richardson,	Mr. Macgregor.
Mr. Strickland,	

And so it was resolved in the affirmative.

3. ABORIGINES.—Mr. Houston moved, pursuant to notice, That a Select Committee be appointed to enquire into and to report to the House on the best means of improving the present condition of the aborigines; such Committee to consist of Mr. O'Shanassy, Mr. Heales, Mr. Snodgrass, Mr. Brodribb, Mr. J. T. Smith, Mr. Orkney, and the Mover; three to form a quorum, and to have power to send for persons and papers.  
Question—put and resolved in the affirmative.
4. QUEEN V. SIMMONDS.—Mr. McCann moved, pursuant to notice, That a Select Committee be appointed to enquire into and report the circumstances connected with the prosecution in the case of *The Queen against Simmonds*; such Committee to consist of Mr. Berry, Mr. Brooke, Mr. Gillies, Mr. Wood, Mr. W. C. Smith, Mr. O'Connor, Mr. Sullivan, Mr. Tucker, and the Mover, with power to call for persons and papers; three to form a quorum.  
Debate ensued.  
Question—put and negatived.
5. FEES FOR CROWN GRANTS.—Mr. Tucker moved, pursuant to *amended* notice, That in the opinion of this House, the system of charging double fees for Crown grants that have been issued more than one year is unjust and unreasonable, especially on allotments of land of small value, and should be discontinued.  
Debate ensued.  
Motion by leave withdrawn.
6. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—Mr. Cohen moved, pursuant to *amended* notice, That the Melbourne and Geelong Corporations Acts Amendment Bill be referred to a Select Committee, to consist of Mr. Richardson, Mr. J. S. Johnston, Mr. Orkney, Mr. Sinclair, Mr. Loader, Mr. Foott, Mr. Edwards, Mr. Kyte, Mr. J. T. Smith, Mr. J. Davies, Mr. McCann, and the Mover, three to form a quorum; and that such Committee have referred to them the report, minutes of the proceedings of, and evidence taken before the Select Committee upon the said Bill in the last session of the Parliament of Victoria, and that leave be given to print the evidence taken before such Committee.  
Question—put and resolved in the affirmative.

7. OYSTER FISHERIES.—Mr. L. L. Smith moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863, a sum not exceeding Two thousand pounds, for the purpose of encouraging the Oyster Fisheries of this Colony.
- Debate ensued.
- Question—put and resolved in the affirmative.
8. CONVEYANCERS' BILL.—Mr. Higinbotham moved, pursuant to notice, That the Conveyancers' Bill do now pass.
- Debate ensued.
- Mr. Mollison moved, as an amendment, That the word "now" be omitted, and the words "this day six months" be added after the word "pass."
- Debate ensued.
- Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.
- Question—That the Conveyancers' Bill do now pass—put and resolved in the affirmative.
- Mr. Higinbotham moved, That the following be the title of the Bill—
- "An Act to provide for the admission of certain persons as Attorneys Solicitors and Proctors of the Supreme Court."*
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
9. SUCCESSION TO REAL ESTATE BILL.—Mr. Houston moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law relating to succession to Real Estate in cases of Intestacy.
- Question—put and resolved in the affirmative.
- Ordered—That Mr. Houston and Mr. Macgregor do prepare and bring in the Bill.
- Mr. Houston then brought up a Bill, intituled, "*A Bill to amend the Law relating to succession to Real Estate in cases of Intestacy,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 19th February instant.
10. MESSRS. HEBARD AND SANDERSON.—Mr. Grant moved, pursuant to notice, That the Petition of Messrs. Hebard and Sanderson be referred to a Select Committee, with power to send for persons and papers; such Committee to consist of Mr. Wood, Mr. Sullivan, Mr. Levi, Mr. Loader, and the Mover; three to form a quorum.
- Debate ensued.
- Question—put and resolved in the affirmative.
11. LUNATICS, YARRA BEND.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of the House a Return showing—
- (1.) How many lunatics have been discharged cured from the Yarra Bend since the 26th of August last.
  - (2.) How long had each person that has been discharged been confined in the asylum.
  - (3.) If any of them previous to the time of their discharge were unnecessarily detained.
  - (4.) How many discharged patients have been returned since the above date.
  - (5.) How many have been placed under restraint, and what is the nature of the restraint used.
- Question—put and resolved in the affirmative.
12. PAPERS.—Mr. O'Shanassy presented—
- Lunatics, Yarra Bend—Return to above Order.
- Ordered to lie on the Table.
13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed, as under:—
- "Water Rights Bill—Second reading,"* and
- "Barristers' Admission Bill—Second reading,"* until Thursday, 19th February instant;
- "Pleuro-pneumonia Act—Motion for Address to be considered in Committee,"* until to-morrow;
- "Mr. P. C. Buckley—Motion respecting—Resumption of debate,"* and
- "Distress for Rent Bill—Second reading,"* until Thursday, 19th February instant;
- "Petroleum Storage Bill—Second reading,"*
- "Impounding Acts Amendment Bill—To be further considered in Committee,"*
- "Contractors and Workmen's Lien Bill—Second reading,"* and
- "Accidents Bill—Second reading,"* until Thursday, 12th February instant;
- "Hawkers and Pedlars' Acts Amendment Bill—Second reading,"* until Thursday, 19th February instant;
- "Adulteration of Food Bill—To be further considered in Committee,"* until Thursday, 12th February instant.

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

FRAN<sup>S</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 34.

FRIDAY, 6TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—  
Richmond Police Depôt.—Return to an Order of the Legislative Assembly, dated 28th November last, for Returns showing—
  - (1.) The number of police officers attached to the Richmond depôt who have received an allowance in lieu of quarters, from the 1st September, 1860, to the 27th November, 1862, and the amount per annum allowed to each.
  - (2.) The number of officers who were residing in the buildings in the Richmond depôt, allotted for that purpose at the time of such allowance.
  - (3.) The number of officers these buildings are capable of accommodating.Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Seventh Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, on the paper for to-day, be postponed until after the consideration of the 3rd Notice of Motion on the General Business for to-day.
5. PROVIDENT INSTITUTE ESTATE BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Captain Mac Mahon, read a third time and *passed*.  
Captain Mac Mahon moved, That the following be the title of the Bill—  
“*An Act for the better enabling the Assignees of the Insolvent Estate of the Provident Institute of Victoria to collect and administer the same for the benefit of the Creditors of such Company and to vest the said Estate in the said Assignees with power to sell and give discharges for monies received by them and for other purposes the short title of which is 'The Provident Institute Estate Act.'*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
6. PASSENGERS.—Mr. Anderson moved pursuant to notice, That this House do now resolve itself into a Committee of the whole, to consider the following resolutions—
  - (1.) That it is expedient to regulate the passenger trade of the Colony of Victoria.
  - (2.) That a Bill be brought in for such purpose.Question—put and resolved in the affirmative,  
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had agreed to the following resolutions, viz :—
  - (1.) That it is expedient to regulate the passenger trade of the Colony of Victoria.
  - (2.) That a Bill be brought in for such purpose.And the said resolutions were read a second time and agreed to by the Assembly.
7. PASSENGERS BILL: Mr. Anderson then brought up a Bill, intituled, “*A Bill to provide for and facilitate Immigration to Victoria, and to regulate the Passenger Trade thereof,*” and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Friday, 13th February instant.

8. LICENSES.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow :—

4th February.

- (1.) That a fee of twenty-five pounds in Melbourne, Geelong, and municipal districts, and of ten pounds in other places, should be charged for a publican's license.
- (2.) That a fee of five pounds should be charged for permission to keep billiard tables, to the holder of a publican's license for which a fee of ten pounds shall have been paid.
- (3.) That a fee of ten pounds should be charged for a "packet license."
- (4.) That a fee of ten pounds should be charged for a "grocer's license."
- (5.) That a fee of five pounds should be charged for a "beer license."
- (6.) That a fee of two pounds should be charged for a "temporary license."
- (7.) That a fee of five pounds should be charged for a "night license."
- (8.) That it is expedient that the laws relating to the licensing of public houses and the sale of fermented and spirituous liquors should be consolidated and amended, and that a Bill be brought in for that purpose.

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

9 LICENSED PUBLICANS' ACT AMENDMENT BILL.—Mr. Wood then brought up a Bill, intituled "*A Bill to consolidate and amend the Laws relating to Licensed Publicans and the sale of Fermented and Spirituous Liquors,*" and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 13th February instant.

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

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 10th February instant.—Bill, as amended, to be printed.

11. REGISTRATION ACT SUSPENSION BILL.—Mr. Wood moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with a verbal amendment.

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

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

*"An Act to suspend the operation of certain Enactments relating to Registration of Parliamentary Electors."*

Question—put and resolved in the affirmative.

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

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

*"Supply—To be further considered in Committee,"*

*"Mining Associations Act Amendment Bill—Second reading,"* and

*"Volunteer Corps Bill—Second reading,"* until Tuesday, 10th February instant ;

*"Ways and Means—To be further considered in Committee,"* until Friday, 13th February instant ;

*"Railway Management Bill—Second reading,"* and

*"Customs Laws Amendment Bill—Second reading,"* until Tuesday, 10th February instant ; and

*"Pleuro-pneumonia Act—Motion for Address—To be considered in Committee,"* until Thursday, 12th February instant.

13. QUEEN'S PLATE.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor praying that he will place upon an Additional Estimate for 1863 a sum of £200 for a Queen's Plate—having been read,

On the motion of Mr. Levey, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received Tuesday, 10th February instant.

Assembly adjourned at seven minutes past six o'clock until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 35.

TUESDAY, 10TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present session of Parliament, upon the Bill, intituled "*An Act for the better enabling the Assignees of the Insolvent Estate of the Provident Institute of Victoria to collect and administer the same for the benefit of the Creditors of such Company, and to vest the said Estate in the said Assignees with the power to sell and give discharges for moneys received by them and for other purposes, the short title of which is 'Provident Institute Estate Act,'*" together with the Minutes of Evidence taken before such Committee.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
February, 1863.

Capt. Mac Mahon moved, by leave of the Assembly, that a Message be transmitted to the Legislative Council enclosing a copy of such Evidence and Proceedings of the Committee.

Question—put and resolved in the affirmative.

3. PETITIONS.—Mr. O'Grady presented a Petition from certain Members of the Church of England School Committee of Wellington, in the district of Mulgrave, praying for the careful consideration of the case set forth in the Petition.

Ordered to lie on the Table.

Mr. Cohen presented a Petition from the representatives (elected by the Melbourne and other local societies) of the Victoria Licensed Victuallers' Federal Association, praying this House not to grant in the Licensed Victuallers Act Amendment Bill a Grocer's License, in the manner described in the Petition, and for the fee stated therein, which license would be deeply injurious to the Petitioners.

Petition read, and ordered to lie on the Table.

4. EAST COLLINGWOOD IMPROVEMENT BILL.—Mr. Don, chairman, brought up the Report from this Committee, together with the Proceedings of the Committee and Minutes of Evidence.
- Ordered to lie on the Table.

5. PAPERS.—Mr. Gavan Duffy presented—

Jordan Gold Fields—Report by Mr. Assistant Surveyor Callanan on the various tracks to the Jordan Gold Fields *via* the River Yarra.

Ordered to lie on the Table and to be printed.

Captain Mac Mahon presented—

Geelong Junction Railway—Reports of the Presidents of the Chambers of Commerce of Melbourne, Geelong, and Ballaarat, on the advisability of forming a junction between the Geelong and Ballaarat Railways by a loop line, to be constructed under the powers of the Act 25 Vic. No. 150.

Ordered to lie on the Table.

Capt. Mac Mahon presented—

Railways—Lands purchased for.—Return to an Order of the Legislative Assembly, dated 20th November last, for a Return showing the gross quantity of land purchased from private individuals to form our National Railways, specifying in each purchase—

(1.) The name of the owner of such land.

(2.) The amount of purchase money.

(3.) The position, situation, and county in which such lands are situate.

Ordered to lie on the Table.

6. TELEGRAPHIC MESSAGES.—Mr. Mollison moved, pursuant to notice, That a Return showing the several amounts collected for the despatch of telegraphic messages at each of the stations during the past year, 1862, be laid on the Table of the House.

Question—put and resolved in the affirmative.

7. CONSTITUTION ACT, SCHEDULE D., PART I.—Mr. J. T. Smith moved, pursuant to notice, That there be laid upon the Table of the House a detailed statement of the expenditure incurred under schedule D, part 1, of the Constitution Act, for salaries, repairs to Government House, travelling and other expenses, showing how the sum of £5000 therein mentioned has been expended in each year since 1856 to the present time.

Question—put and resolved in the affirmative.

8. SUPPLY OF WATER TO WILLIAMSTOWN.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the House copies of any records that may be in the office of the Commissioner of Public Works relating to the original promise to extend the Yan Yean to Williamstown, and also copies of any Orders in Council that may have been made relating to this subject.

Question—put and resolved in the affirmative.

9. EXPLORING EXPEDITION—COST OF.—Mr. Tucker moved, pursuant to notice, That there be laid on the Table of this House, Returns showing the total cost to the country of the late (Burke and Wills) Exploring Expedition, including costs of Camels, and all other Expeditions sent for their Relief, and also, Legacies and Funeral Expenses, &c., &c.

Question—put and resolved in the affirmative.

10. RUTHERGLEN ROAD DISTRICT.—Mr. Orr moved, pursuant to notice, That all correspondence relating to the proposed division of the Rutherglen Road District be laid upon the Table of the House.

Question—put and resolved in the affirmative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 3rd Order for to-day.

“Governor’s Salary Reduction Bill—Second reading,” and

“Criminal Law Procedure Bill—Second reading.”

12. CALL OF THE HOUSE.—The Order of the Day for the Call of the House, having been read. Ordered that the House be called over.

Ordered that the Serjeant-at-Arms do go to the places adjacent and summon the members there to attend the service of the House, and he went accordingly; and being returned, the House was called over, and all the members appeared with the following exceptions, viz.: Benjamin George Davies, Esq.; William Collard Smith, Esq.; Peter Snodgrass, Esq.; Robert Bennett, Esq.; George Kirk, Esq.; Butler Cole Aspinall, Esq.; Mark Morell Pope, Esq.; and Samuel Wilson, Esq.; who were severally called a second time, and with the following exceptions, viz.: Peter Snodgrass, Esq.; Butler Cole Aspinall, Esq.; and Mark Morell Pope, Esq.; were excused attendance. Peter Snodgrass, Esq.; and Mark Morell Pope, Esq.; were afterwards severally called, and answered to their names.

13. GOVERNOR’S SALARY REDUCTION BILL.—Mr. Haines moved, That this Bill be now read a second time.

Debate ensued.

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

Debate continued.

Question—That the debate be now adjourned—put.

Assembly divided.

Ayes, 29.	
Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Pope,
Mr. J. Davies,	Mr. Ramsay,
Mr. Don,	Mr. Richardson,
Mr. Foott,	Mr. Sinclair,
Mr. Gillies,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Tucker,
Mr. Houston,	Mr. Weeks,
Mr. Kyte,	Mr. Woods.
Mr. Lambert,	
Mr. Macgregor,	
Mr. McCann,	
Mr. McLellan,	
Mr. Orr,	
	<i>Tellers.</i>
	Mr. Verdon,
	Mr. L. L. Smith.

Noes, 31.	
Mr. Anderson,	Mr. Macdonald,
Mr. Brodribb,	Mr. Morton,
Mr. Cathie,	Mr. Nicholson,
Mr. Cohen,	Mr. O’Connor,
Mr. Gavan Duffy,	Mr. O’Grady,
Dr. Evans,	Mr. Orkney,
Mr. Francis,	Mr. O’Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Hood,	Mr. A. J. Smith,
Mr. Howard,	Mr. Smyth,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. Johnson,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Lalor,	
Mr. Loader,	
Capt. Mac Mahon,	
Mr. McCulloch,	
	<i>Tellers.</i>
	Mr. Levi,
	Mr. Levey.

And so it passed in the negative.

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

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

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

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

14. MINING COMMISSION.—Mr. McLellan moved, pursuant to notice, That a Select Committee be appointed to enquire into and report on the cause of delay in the printing of the evidence taken before the Mining Commission; such Committee to consist of Mr. Houston, Dr. Mackay, Mr. O'Connor, Mr. Ramsay, Mr. Orr, Mr. Cathie, and the Mover, with power to call for persons and papers; three to form a quorum.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 7.	
Mr. Frazer,	Mr. Strickland.
Mr. Haines,	<i>Tellers.</i>
Mr. McCann,	Mr. Macgregor,
Mr. McLellan,	Mr. L. L. Smith.

Noes, 21.	
Mr. Cohen,	Capt. Mac Mahon,
Mr. Cummins,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Morton,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. A. J. Smith
Mr. Howard,	Mr. Snodgrass,
Mr. Ireland,	Mr. Wood.
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Levey,	
Mr. Levi,	Mr. Anderson,
Mr. Loader,	Mr. O'Connor.

And so it passed in the negative.

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

“ *Criminal Law Procedure Bill—Second reading,*”  
 “ *Electoral Act Amendment Bill—Second reading,*”  
 “ *Local Government Bill—To be further considered in Committee,*”  
 “ *Mercantile Law Amendment Bill—Consideration of Report,*”  
 “ *Supply—To be further considered in Committee,*”  
 “ *Mining Associations Act Amendment Bill—Second reading,*”  
 “ *Volunteer Corps Bill—Second reading,*”  
 “ *Railway Management Bill—Second reading,*”  
 “ *Customs Laws Amendment Bill—Second reading,*” until to-morrow ;  
 “ *Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 12th February instant.

16. QUEEN'S PLATE.—Mr. Lalor reported from a Committee of the whole, a certain resolution which was read, and is as follows :—

6th February.

Resolved—That an Address be presented to His Excellency the Governor, praying that he will place upon an Additional Estimate for 1863, a sum of £200 for a Queen's Plate.

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

Assembly adjourned at seven minutes to twelve o'clock until four o'clock p.m. to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

WEDNESDAY, 11TH FEBRUARY, 1863.

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

2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have adopted the Report of the Refreshment Rooms Joint Select Committee, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 10th February, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to a Bill, intitled, "*An Act for the better enabling the Assignees of the Insolvent Estate of the Provident Institute of Victoria to collect and administer the same for the benefit of the Creditors of such Company and to vest the said Estate in the said Assignees with power to sell and give discharges for moneys received by them and for other purposes the short title of which is 'Provident Institute Estate Act'*" without amendment.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
11th February, 1863.

3. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard brought up the Second Report from this Committee.

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

4. PAPERS.—Dr. Evans presented—

Ballaarat Mining Board.—Return to an Order of the Legislative Assembly, dated 5th December last, for a Return showing—

- (1.) The date at which the clerk of the Ballaarat Mining Board was appointed registrar for the Mining District of Ballaarat.
- (2.) The amount of salary attached to the office, the amount which has been paid, and the fund or vote from which it has been paid.
- (3.) The services which have been rendered in consideration of such payment, and the ordinary duties such officer is expected to perform ; also,
- (4.) A statement showing the amounts paid to the several Mining Boards during the year 1862, and a similar statement with respect to the expenditure of the vote of "Allowances to Mining Surveyors in addition to their fees."

Ordered to lie on the Table.

5. ST. KILDA DRAINAGE.—Mr. Brodribb moved, pursuant to notice, That there be laid upon the Table of this House copies of all correspondence and minutes of interviews between the Municipal Council of St. Kilda and the Board of Land and Works relating to the drainage of the municipality.

Question—put and resolved in the affirmative.

6. GEELONG COMMISSIONER OF INSOLVENT ESTATES BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to remove doubts as to the validity of acts done by John George Forbes, Esquire, as Commissioner of Insolvent Estates for the Geelong Circuit District.

Question—put and resolved in the affirmative.

Ordered—That Mr. Wood and Mr. O'Shanassy do prepare and bring in the Bill.  
Mr. Wood then brought up a Bill, intituled, "*A Bill to remove doubts as to the validity of acts done by John George Forbes, Esquire, as Commissioner of Insolvent Estates for the Geelong Circuit District,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 13th February instant.

7. GOVERNOR'S SALARY REDUCTION 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.

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

THURSDAY, 12TH FEBRUARY, 1863.

Question put and resolved in the affirmative, with the concurrence of forty-one Members, being more than an absolute majority of the whole number of Members of the Legislative Assembly.

Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 17th February instant:—

"*Land Act Amendment Bill—Second reading.*"

"*Criminal Law Procedure Bill—Second reading.*"

"*Electoral Act Amendment Bill—Second reading.*"

"*Local Government Bill—To be further considered in Committee.*"

"*Mercantile Law Amendment Bill—Consideration of Report.*"

"*Supply—To be further considered in Committee.*"

"*Mining Associations' Act Amendment Bill—Second reading.*"

"*Volunteer Corps Bill—Second reading.*"

"*Railway Management Bill—Second reading.*"

"*Customs Laws Amendment Bill—Second reading.*"

9. WELLINGTON PETITION.—Mr. O'Grady moved, pursuant to notice, That the Petition of the Church of England Committee, Wellington, district of Mulgrave, respecting the case of Mr. Barnard, be referred to the School Teachers Committee.

Question—put and resolved in the affirmative.

10. GEELONG JUNCTION.—Mr. McCann moved, pursuant to notice, That the Report laid upon the Table by the Honorable Captain Mac Mahon, with reference to the construction of a loop line at West Geelong, be printed.

Question—put.

Assembly divided.

Ayes, 15.

Mr. Foott,	Mr. L. L. Smith,
Mr. Humffray,	Mr. Snodgrass,
Mr. Lalor,	Mr. Strickland,
Mr. Lambert,	Mr. Tucker.
Mr. Macgregor,	
Mr. McLellan,	<i>Tellers.</i>
Mr. Nixon,	Mr. Edwards,
Mr. Orr,	Mr. Berry.
Mr. Richardson,	

Noes, 26.

Mr. Brodribb,	Mr. Loader,
Mr. Cathie,	Capt. Mac Mahon,
Mr. Cohen,	Mr. McCann,
Dr. Evans,	Mr. Morton,
Mr. Francis,	Mr. O'Grady,
Mr. Gillies,	Mr. Orkney,
Mr. Haines,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. Ramsay,
Mr. Hood,	Mr. Smyth,
Mr. Ireland,	Mr. Wood.
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Levey,	Mr. Howard,
Mr. Levi,	Mr. Anderson.

And so it passed in the negative.

11. ADJOURNMENT.—Mr. Smyth, by leave of the Assembly, moved, That this House, at its rising, do adjourn until Tuesday, 17th February instant.

Question—put and resolved in the affirmative.

Assembly adjourned at five minutes to one o'clock until four o'clock on Tuesday, 17th February instant.

FRAN<sup>C</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 37.

TUESDAY, 17<sup>TH</sup> FEBRUARY, 1863.

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

2. PAPERS.—Mr. O'Shanassy presented—

Board of Education.—Copy of a Letter from the Secretary to the Board of Education, containing statement of the number of schools established, the number of teachers of all classes employed, and the amount required for salaries and allowances.

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 of the House:—

Gold Fields Act.—Order in Council.—Polling Places Altered.

Gold Fields Act.—Order in Council.—Mining under Water Reserve, Ballaarat.

Gold Fields Act.—Order in Council.—Members for Divisions of Mining District of Beechworth.

Severally ordered to lie on the Table.

Mr. J. S. Johnston presented—

Supply of Water to Williamstown.—Return to an Order of the Legislative Assembly, dated 10th February instant, for copies of any records that may be in the office of the Commissioner of Public Works relating to the original promise to extend the Yan Yean to Williamstown; and also copies of any Orders in Council that may have been made relating to this subject.

Ordered to lie on the Table.

Dr. Evans presented—

New Creek Channel, Castlemaine.—Report and Minutes of Evidence, forwarded by the Board appointed to enquire into the circumstances connected with the destruction of the New Creek Channel at Castlemaine.

Ordered to lie on the Table.

3. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—Mr. Cohen, Chairman, brought up the Report from the Select Committee to which this Bill was referred, together with the Proceedings of the Committee.

Ordered to lie on the Table.

4. PETITIONS.—The following Petitions, praying the House would strike out that portion of Clause X. of the new Licensing Bill, which limits the sale of wines, spirits, &c., to the hour of from eight a.m. to six p.m., the petitioners feeling sure that such hours would be found inoperative, were presented as under.

By Mr. Anderson, from certain grocers and licensed wine and spirit merchants of Emerald Hill.

By Mr. John Davies, from certain grocers and licensed wine and spirit merchants of North Melbourne and Carlton.

By Mr. Edwards, from certain grocers and licensed wine and spirit merchants of Fitzroy.

By Mr. Berry, from certain grocers and licensed wine and spirit merchants of East Collingwood.

By Mr. Nicholson, from certain grocers and licensed wine and spirit merchants of Sandridge.

By Mr. Francis, from certain grocers and wine and spirit merchants of Richmond.

Severally ordered to lie on the Table.

Mr. Heales presented a memorial from certain teachers of the Warrnambool district, under the Common Schools Act, praying the House to define the interpretation of the fifteenth clause of the proposed rules and regulations of the Board of Education, and insist upon the Board of Education strictly adhering to the integrity of the Common Schools Act in that respect in any rules and regulations which it might draw up for the due and proper management of common schools.

Ordered to lie on the Table.

Mr. Heales presented a Petition from certain Teachers of Common Schools in the district of Castlemaine, praying the House to take the subject of the proposed rules and regulations of the Board of Education into consideration, and to devise some means by which a reasonable education might be secured to the youth of the colony, and their teachers placed in such a position as, whilst it enables them to make a provision for old age and infirmity, gives them such a literary and social status as is commensurate with the important duties they are called upon to perform.

Petition read and ordered to lie on the Table.

The following Petitions praying the House not to grant in the Licensed Victuallers Act Amendment Bill a Grocer's License in the manner described in the Petitions, and for the fee stated therein, which License would be deeply injurious to the Petitioners, were presented as under :—

By Mr. George Smyth, from certain Licensed Victuallers of Castlemaine and District.

By Mr. Howard, from the representatives of the Victorian Licensed Victuallers' Federal Association.

By Mr. Tucker, from the Licensed Victuallers within the Municipality of Kyneton. Severally ordered to lie on the Table.

Mr. Edwards presented a Petition from Sarah McDonnell, of East Collingwood, praying the House would take her case as set forth in the Petition into consideration, and deal with it in such a manner as from the circumstances might best seem fit.

Ordered to lie on the Table.

5. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Eighth Report from this Committee.

Ordered to lie on the Table and to be printed.

6. DISTRICT SURVEYOR, INGLEWOOD.—Dr. Girdlestone moved, pursuant to notice, That there be laid on the Table of the House copies of all correspondence between the district surveyor at Inglewood, the land officer at Inglewood, and the head of their department, that took place from the 12th November, 1862, to the 24th January, 1863, both days included.

Question—put and resolved in the affirmative.

7. YOUTHFUL OFFENDERS BILL.—Mr. O'Shanassy moved, pursuant to notice, That he have leave to bring in a Bill to establish, promote, and regulate Reformatory Schools for Youthful Offenders in Victoria.

Question—put and resolved in the affirmative.

Ordered—That Mr. O'Shanassy and Mr. Wood do prepare and bring in the Bill.

Mr. O'Shanassy then brought up a Bill, intituled, "*A Bill to establish promote and regulate Reformatory Schools for Youthful Offenders in Victoria,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 24th February instant.

8. INDUSTRIAL SCHOOLS BILL.—Mr. O'Shanassy moved, pursuant to notice, That he have leave to bring in a Bill to make provision for the Education and Control of vagrant destitute and disorderly Children in Industrial Schools.

Question—put and resolved in the affirmative.

Ordered—That Mr. O'Shanassy and Mr. Wood do prepare and bring in the Bill.

Mr. O'Shanassy then brought up a Bill, intituled, "*A Bill to make provision for the Education and Control of vagrant destitute and disorderly Children in Industrial Schools,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 24th February instant.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the fifth Order for to-day :—

"*Governor's Salary Reduction Bill—To be further considered in Committee,*"

"*Passengers Bill—Second reading,*"

"*Licensed Publicans Acts Amendment Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee.*"

10. GEELONG COMMISSIONER OF INSOLVENT ESTATES BILL.—Mr. Wood moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with a verbal amendment, the Assembly ordered the Bill to be read a third time this day.

11. GOVERNOR'S SALARY REDUCTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof,

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

WEDNESDAY, 18TH FEBRUARY, 1863.

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

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

12. GEELONG COMMISSIONER OF INSOLVENT ESTATES BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time and passed.

Mr. Wood moved, That the following be the title of the Bill :—“*An Act to remove doubts as to the validity of acts done by John George Forbes Esquire as Commissioner of Insolvent Estates for the Geelong Circuit District.*”

Question—put and resolved in the affirmative.

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

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

“*Passengers Bill—Second reading,*”

“*Licensed Publicans Acts Amendment Bill—Second reading,*”

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

“*Land Act Amendment Bill—Second reading,*”

“*Criminal Law Procedure Bill—Second reading,*”

“*Electoral Act Amendment Bill—Second reading,*”

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

“*Mercantile Law Amendment Bill—Consideration of Report,*”

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

“*Mining Associations Act Amendment Bill—Second reading,*”

“*Volunteer Corps Bill—Second reading,*”

“*Railway Management Bill—Second reading,*”

“*Customs Laws Amendment Bill—Second reading,*” and

“*Supreme Court Bill—Second reading,*” until this day ;

“*Mining on Private Property Bill—Second reading,*” until Thursday, 19th February instant ;

“*Supreme Court Costs Bill—Second reading,*”

“*Imprisonment for Debt Bill—Second reading,*” until this day ;

“*Probates Bill—Second reading,*” until Tuesday, 24th February instant ;

“*Oyster Fisheries—Motion for Address to be considered in Committee,*” until Thursday, 19th February instant ;

“*Petroleum Storage Bill—Second reading,*” until Wednesday, 25th February instant ;

“*Impounding Acts Amendment Bill—To be further considered in Committee,*”

“*Contractors and Workmen's Lien Bill—Second reading,*”

“*Accidents Bill—Second reading,*” until Thursday, 19th February instant ;

“*Adulteration of Food Bill—To be further considered in Committee,*” until Wednesday, 25th February instant ;

“*Pleuro-pneumonia Act—Motion for Address—To be considered in Committee,*” until this day ;

“*Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 19th February instant ;

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

FRAN<sup>s</sup>. MURPHY,  
Speaker

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

WEDNESDAY, 18TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Dr. Macadam presented a Petition from certain licensed victualers of Castle-maine and district, praying this House not to grant, in the Licensed Victualers Act Amendment Bill, a grocers' license in the manner described in the Petition, and for the fee stated therein, which license would be deeply injurious to the Petitioners.  
Ordered to lie on the Table.
3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Haines and read by Mr. Speaker:—  
*Estimates of Expenditure for the Colonial Military Establishments for 1863,*  
and  
*Estimates of Expenditure for H.M.C.S.S. Victoria for 1863.*

HENRY BARKLY,  
Governor.

*Message No. 7.*

The Governor transmits to the Legislative Assembly, Estimates of Expenditure for 1863 for the Colonial Military Establishments, and Estimates of Expenditure for 1863 for H.M.C.S.S. *Victoria*, to be substituted for the Estimates of Expenditure already transmitted for those services, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
February, 1863.

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

*Further Supplementary Estimates of Expenditure for 1862,*  
and  
*Additional Estimates of Expenditure for 1863.*

HENRY BARKLY,  
Governor.

*Message No. 8.*

The Governor transmits to the Legislative Assembly Further Supplementary Estimates of Expenditure for 1862, and Additional Estimates of Expenditure for 1863, and recommends an appropriation out of the Consolidated Revenue accordingly.

Government Offices,  
February, 1863.

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

4. PAPERS.—The following papers, pursuant to the directions of certain Acts of Parliament, were laid on the Table by the Clerk of the House.  
Board of Education—First Report of  
Ordered to lie on the Table.  
Bank Liabilities and Assets.—General Abstract of sworn returns of the average liabilities and assets of the several banks in Victoria, for the quarter ending 31st December, 1862.  
Ordered to lie on the Table.  
Mr. Haines presented—  
Mr. F. Braithwaite's Claim.—Correspondence relating to Mr. F. Braithwaite's claim for professional services rendered to E. Barnard, Esq.  
Ordered to lie on the Table.

5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to make better provision for the punishment of Frauds committed by Trustees Bankers and other persons entrusted with Property,*" with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,  
Melbourne, 18th February, 1863.

(Signed) J. F. PALMER,  
President.

6. PUNISHMENT OF FRAUDS BILL.—Mr. Mollison moved, That this Bill be now read a first time.

Question—put and resolved in the affirmative; Bill read a first time, ordered to be printed, and read a second time Wednesday, 4th March next.

7. LICENSES UNDER SCAB ACT.—Mr. Wilson moved, pursuant to notice, That there be laid on the Table of the House Returns showing the number of licenses that have been taken out under the Scab Act for the cure of diseased sheep; the names of the licensees and the number of sheep mentioned in each license; also the fines that have been levied, and a copy of the *Gazette* notice to squatters when the Act came into operation.

Question—put and resolved in the affirmative.

8. ARBITRATORS UNDER LAND ACT.—Mr. Wilson moved, pursuant to notice, That there be laid upon the Table of the House a copy of the instructions given to the arbitrators appointed by the Government to ascertain the capabilities of runs.

Question—put and resolved in the affirmative.

9. PAPERS.—Mr. Anderson presented—  
Arbitrators under Land Act.—Return to above Order.

Return read, and ordered to lie on the Table.

10. MESSRS. THOMSON AND CUNNINGHAM.—Mr. Heales moved, pursuant to notice, That there be laid on the Table of the House copies of the correspondence and plans connected with an application, by Messrs. Thomson (Hon. R.) and Cunningham, for two additional pre-emptive rights on the Clyde run, Arvon River, Gipps Land, and the withdrawal of fifteen allotments advertised for sale by public auction; and the decision, (if any) of the Board of Land and Works to grant the 1280 acres applied for.

Question—put and resolved in the affirmative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the first Notice of Motion, General Business, on the paper for to-day.

12. SUPREME COURT BILL.—Dr. Mackay moved, pursuant to amended notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the 8th section of the Bill to assimilate the practice of the Supreme Court on the Crown side to the practice of the Queen's Bench in England on the Crown side, and the Schedule containing a list of fees annexed to the said Bill.

Question—put and resolved in the affirmative.

13. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

THURSDAY, 19TH FEBRUARY, 1863.

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

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

14. MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.—Mr. Anderson moved, pursuant to amended notice, That the name of Mr. Nicholson be added to the Select Committee appointed to consider the Bill to amend the Melbourne and Hobson's Bay Railway Act.

Question—put and resolved in the affirmative.

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

- “ *Passengers Bill—Second reading,*”
- “ *Licensed Publicans Acts Amendment Bill—Second reading,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Land Act Amendment Bill—Second reading,*”
- “ *Criminal Law Procedure Bill—Second reading,*”
- “ *Electoral Act Amendment Bill—Second reading,*”
- “ *Mercantile Law Amendment Bill—Consideration of Report,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Mining Associations Act Amendment Bill—Second reading,*”
- “ *Volunteer Corps Bill—Second reading,*”
- “ *Railway Management Bill—Second reading,*”
- “ *Customs Laws Amendment Bill—Second reading,*” until Friday, 20th February, instant.
- “ *Supreme Court Bill—Second reading,*”
- “ *Supreme Court Costs Bill—Second reading,*”
- “ *Imprisonment for Debt Bill—Second reading,*” until Tuesday, 24th February instant;
- “ *Pleuro-pneumonia Act—Motion for Address—To be considered in Committee,*” until Friday, 20th February instant.

Assembly adjourned at twenty-one minutes past one o'clock until four o'clock p.m. this day.

FRAN<sup>e</sup>. MURPHY,  
*Speaker*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

THURSDAY, 19TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to a Bill, intituled, "*An Act to suspend the operation of certain enactments relating to Registration of Parliamentary Electors,*" without amendment.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 19th February, 1863.

3. ASSENT TO BILLS.—A Message from the Legislative Council by the Usher of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following private Bill, viz. :—

"*An Act for the better enabling the Assignees of the Insolvent Estate of the Provident Institute of Victoria to collect and administer the same for the benefit of the Creditors of such Company and to vest the said Estate in the said Assignees with power to sell and give discharges for moneys received by them and for other purposes the short title of which is 'Provident Institute Estate Act.'*"

And to the following public Bill, viz. :

"*An Act to suspend the operation of certain Enactments relating to Registration of Parliamentary Electors.*"

4. PAPERS.—Mr. Gavan Duffy presented, by command of His Excellency the Governor :—

Crown Lands Alienated.—Return of Lands offered for sale and lease and alienated from the Crown within the Colony of Victoria under the Act 24 Vict., No. 117, from the 1st January to the 31st March, 1862; specifying that offered for sale by auction, that proclaimed for selection and lease, that withdrawn from sale, that for which no offer was made, that forfeited, that sold at auction, that sold by selection and limited auction, that leased, and that alienated under pre-emptive right.

Similar Return, 1st April to 30th June, 1862.

Severally ordered to lie on the Table.

Mr. O'Shanassy presented—

Board of Education.—Amended Appendix to be added to First Report of Education. Ordered to lie on the Table, and to be printed.

Mr. Gavan Duffy presented—

Crown Lands Selection.—Return showing the names of the successful selectors of Crown Lands in Agricultural Areas at the various District Land Offices, from the 10th September, 1862, to 31st January, 1863.

Ordered to lie on the Table.

District Surveyor, Inglewood.—Return to an Order of the Legislative Assembly, dated 17th February inst., for copies of all correspondence between the district surveyor at Inglewood, the land officer at Inglewood, and the head of their department, that took place from the 12th November, 1862, to the 24th January, 1863, both days inclusive.

Ordered to lie on the Table.

5. **PRINTING COMMITTEE.**—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Ninth Report from this Committee.

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

6. **GRANT TO VICTORIA COAL COMPANY, CAPE PATERSON.**—Mr. Grant moved, pursuant to notice, That the papers laid on the Table of this House with reference to the Railway at Cape Paterson, and ordered to be printed on the 20th January last containing the following letter, viz. :

[COPY.]  
895 | 62.

Sir,

Railway Department,  
Secretary's Office, William street,  
Melbourne, 22nd August, 1862.

I am directed by the Commissioner of Railways and Roads to inform you, in reference to my letter of the 2nd instant, and to the promise conveyed in the Chief Secretary's communication of the 15th June, 1860, that assistance should be afforded to the Victoria Coal Company in erecting a jetty at Cape Paterson, that the Government, with the desire of enabling the public to derive the advantage of the coal workings in that locality at the earliest possible period, is prepared to make the following arrangement—

1. To appropriate sufficient rails to form two miles of tramway from the vicinity of your shaft to the Beach; these rails are valued by the Engineer-in-Chief at One thousand pounds (£1000) and to give in addition the sum of One thousand pounds (£1000) to be expended in laying down the rails, upon a certificate from an engineer of this department that work to that amount has been performed.

2. The land upon which the tramway is formed and the rails, to remain vested in the Board of Land and Works.

3. The Company to have the exclusive use of the tramway, as long as they can show that they require it to convey the coal raised by them.

5. In case that the Company's workings should fail, or the supply of coal fall short of the necessity for exclusively appropriating to it the tramway, the Government to retain the power, whilst recognizing the right of the company to priority in the use of the tramway, to make such arrangements as may be the best for the public advantage.

I have the honor to be, Sir,

Your most obedient Servant,

W. H. WRIGHT,

Secretary.

N. Levi, Esquire, M.P.

be taken into consideration, and that in the opinion of this House the appropriation of the public property, and the pledging of the public money as disclosed in this letter without the previous sanction of this House is unconstitutional and illegal.

Debate ensued.

Mr. Francis moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert, instead thereof, the words, "this House is of opinion that the papers laid on the Table with reference to the railway at Cape Paterson do not disclose any matters tending to produce the belief that the promise to the Victoria Coal Company, contained in the letter of 22nd August, 1862, was made from any improper motives."

Debate continued.

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

Assembly divided.

Ayes, 18.

Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Ramsey,
Mr. B. G. Davies,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Mr. Grant,	Mr. Weeks,
Mr. Heales,	Mr. Wright.
Mr. Houston,	
Mr. Lambert,	<i>Tellers.</i>
Mr. McLellan,	Mr. Edwards,
Mr. Orr,	Mr. Macgregor.

Noes, 28.

Mr. Brodribb,	Mr. Nicholson,
Mr. Cathie,	Mr. O'Connor,
Mr. Cohen,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. Orkney,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Higinbotham,	Mr. Snodgrass,
Mr. Ireland,	Mr. Tucker,
Mr. J. Johnson,	Mr. Wood,
Mr. Jones,	Mr. Woods,
Mr. Levey,	
Mr. Loader,	<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Anderson,
Mr. Macdonald,	Mr. J. S. Johnston.

And so it passed in the negative.

Question—That the words proposed to be inserted in the place of the words omitted—proposed.

Mr. Gillies proposed, as a further amendment, That the following words be added to the words so proposed to be inserted, viz., "but this House is nevertheless of the opinion that the arrangements promised to be made by the Commissioner of Railways, as disclosed by the letter referred to, without having first obtained the consent of Parliament, is objectionable, and ought not to be repeated."

Question—That the words proposed to be added be so added—put.  
Assembly divided.

	Ayes, 19.	
Mr. Berry,	Mr. Weeks,	
Mr. Brooke,	Mr. Woods,	
Mr. Edwards,	Mr. Wright.	
Mr. Gillies,		<i>Tellers.</i>
Mr. Heales,		
Mr. Houston,	Mr. Grant,	
Mr. Lambert,	Mr. B. G. Davies.	
Mr. Macgregor,		
Mr. McLellan,		
Mr. Orr,		
Dr. Owens,		
Mr. Ramsay,		
Mr. Strickland,		
Mr. Sullivan,		

	Noes, 25.	
Mr. Brodribb,	Mr. O'Connor,	
Mr. Cathie,	Mr. O'Grady,	
Mr. Gavan Duffy,	Mr. Orkney,	
Dr. Evans,	Mr. O'Shanassy,	
Mr. Haines,	Mr. A. J. Smith,	
Mr. Higinbotham,	Mr. J. T. Smith,	
Mr. Ireland,	Mr. Snodgrass,	
Mr. J. Johnson,	Mr. Tucker,	
Mr. J. S. Johnston,	Mr. Wood.	
Mr. Jones,		<i>Tellers.</i>
Mr. Loader,		
Capt. Mac Mahon,	Mr. Anderson,	
Mr. McDonald,	Mr. Levey.	
Mr. Nicholson,		

And so it passed in the negative.

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

Question—That this House is of opinion that the papers laid on the Table, with reference to the railway at Cape Paterson, do not disclose any matters tending to produce the belief that the promise to the Victoria Coal Company, contained in the letter of 22nd August, 1862, was made from any improper motives—put and resolved in the affirmative.

7. MARINERS EXAMINATION BILL.—Mr. John Johnson moved, pursuant to notice, That he have leave to bring in a Bill to authorise the constitution of a Board for the examination of masters, mates, and engineers of vessels trading from Victoria, and for other purposes relating thereto.

Question—put and resolved in the affirmative.

Ordered—That Mr. Johnson and Mr. A. J. Smith do prepare and bring in the Bill.

Mr. Johnson then brought up a Bill, intituled, "*A Bill to authorise the constitution of a Board for the Examination of Masters Mates and Engineers of Vessels trading from Victoria and for other purposes relating thereto,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 25th February instant.

8. POSTAL COMMUNICATION WITH EUROPE.—Mr. Higinbotham moved, pursuant to amended notice, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole to consider the propriety of agreeing to the following resolutions, viz:—

- (1.) That it is desirable, in order to increase the facilities for passenger traffic between this colony and Europe, and in order to establish a line of postal communication independent of any overland route liable to be interrupted at the will of a foreign power, that the Government should give a promise of subsidies, subject to the limitations mentioned in the next resolution, for carrying the mails and immigrants by large and powerful steamers, capable of making the passage in 45 days by the ocean route *via* the Cape of Good Hope.
- (2.) That the basis on which such promise should be given, ought, in the opinion of this House, to include the following conditions:—

That the subsidies should be granted for a period not exceeding five years from the commencement of the service.

That the postal subsidy should not be less than £1,000 per trip each way, or for the monthly service £24,000 per annum.

That the total amount of the immigration subsidy for which the Government shall be answerable should not exceed in any year the sum of £50,000, nor be less than that sum; and that any payments that may be made by assisted Government immigrants themselves, on account of their passages, shall be considered to be included in the above-mentioned sum.

That the terms upon which the mails and immigrants shall be conveyed, should be agreed on between the Government of Victoria and the parties seeking the benefit of the subsidies before such promise is given, or any liability incurred, by the Government.

That the Government should reserve to itself the right, in the event of a breach of any of the terms agreed upon, to put an end to the contract, and to withhold further subsidies, without being liable to any claim for damage or compensation; and that the time to be allowed for the formation of a company to undertake the above mentioned mail and immigrant services should not exceed a period of twelve months from the 1st January, 1863.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

FRIDAY, 20<sup>TH</sup> FEBRUARY, 1863.

Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to the following resolutions, viz. :—

(1.) That it is desirable, in order to increase the facilities for passenger traffic between this colony and Europe, and in order to establish a line of postal communication independent of any overland route liable to be interrupted at the will of a foreign power, that the Government should give a promise of subsidies, subject to the limitations mentioned in the next resolution, for carrying the mails and immigrants by large and powerful steamers, capable of making the passage in forty-five days by the ocean route *via* the Cape of Good Hope.

(2.) That the basis on which such promise should be given, ought, in the opinion of this House, to include the following conditions :—

That the subsidies should be granted for a period not exceeding five years from the commencement of the service.

That the postal subsidy should not be less than £1,000 per trip each way, or for the monthly service £24,000 per annum.

That the total amount of the immigration subsidy for which the Government shall be answerable should not exceed in any year the sum of £50,000, nor be less than that sum; and that any payments that may be made by assisted Government immigrants themselves, on account of their passages, shall be considered to be included in the above-mentioned sum.

That the terms upon which the mails and immigrants shall be conveyed should be agreed on between the Government of Victoria and the parties seeking the benefit of the subsidies before such promise is given, or any liability incurred, by the Government.

That the Government should reserve to itself the right, in the event of a breach of any of the terms agreed upon, to put an end to the contract, and to withhold further subsidies, without being liable to any claim for damage or compensation; and that the time to be allowed for the formation of a company to undertake the above-mentioned mail and immigrant services should not exceed a period of twelve months from the 1st January, 1863.

And the said resolutions having been read a second time, were agreed to by the Assembly.

11. RAILWAY ACCIDENT.—Mr. Woods moved, pursuant to notice, That there be laid on the Table of the House a Report of the accident, and the damage incurred thereby, which took place on the Melbourne and Geelong Railway on the evening of the 19th of December last.

Question—put and resolved in the affirmative.

12. MR. HINES.—Mr. Woods moved, pursuant to *amended* notice. That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £760 as compensation to Mr. Hines for the loss and depreciation of his property, in consequence of the occupation of his run by the miners; the said sum having been recommended by a Select Committee of this House last session.

Question—put and resolved in the affirmative.

13. MURCHISON'S BIG HILL.—Mr. Snodgrass moved, pursuant to notice, That this House will, on Thursday, 5th March, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will be pleased to cause to be placed upon an Additional Estimate the sum of £2000, for the purpose of levelling the hill known as Murchison's Big Hill, on the road to the Goulburn Diggings.

Question—put and resolved in the affirmative.

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

“*Succession to Real Estate Bill—Second reading,*” and

“*Water Rights Bill—Second reading,*” until Thursday, 26th February instant;

“*Barristers' Admission Bill—Second reading,*” until Thursday, 5th March next;

“*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” and

“*Distress for Rent Bill—Second reading,*” until Thursday, 26th February instant;

“*Hawkers and Pedlars' Acts Amendment Bill—Second reading,*” until Thursday, 5th March next;

“*Mining on Private Property Bill—Second reading,*” until Thursday, 26th February instant;

“*Oyster Fisheries—Motion for Address to be considered in Committee,*” until Thursday, 5th March next;

“*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Wednesday, 25th February instant;

“*Contractors and Workmen's Lien Bill—Second reading,*”

“*Accidents Bill—Second reading,*” and

“*Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 26th February instant.

Assembly adjourned at a quarter to one o'clock until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

FRIDAY, 20TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Nicholson presented a Petition from the licensed victuallers at Sandridge, praying the House to expunge the clause from the Licensed Victuallers Act Amendment Bill granting a (so called) grocer's license, so deeply injurious to the petitioners, from the said Bill, or otherwise place the petitioners on a perfect equality with other traders. Ordered to lie on the Table.
3. PAPERS.—Capt. Mac Mahon presented :—  
Railway Accident.—Return to an Order of the Legislative Assembly, dated 19th February instant, for a Report of the accident, and the damage incurred thereby, which took place on the Melbourne and Geelong Railway on the evening of the 19th December last.  
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the fourth Notice of Motion on the paper for to-day.
5. REFRESHMENT ROOMS.—Mr. Howard moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the recommendations contained in the several Reports from the Committee on the Refreshment Rooms, presented to this House during the present session.  
Question—put and resolved in the affirmative.
6. ABORIGINES COMMITTEE.—Mr. Houston moved, pursuant to notice, That the name of Mr. Wilson be added to the Committee now sitting to inquire into the present condition of the aborigines.  
Question—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“Governor's Salary Reduction Bill—To be further considered in Committee,<sup>A</sup> until after the consideration of the tenth Order for to-day; and  
“Local Government Bill—To be further considered in Committee,”  
“Passengers Bill—Second reading,”  
“Licensed Publicans Acts Amendment Bill—Second reading,”  
“Ways and Means—To be further considered in Committee,”  
“Land Act Amendment Bill—Second reading,”  
“Criminal Law Procedure Bill—Second reading,” and  
“Electoral Act Amendment Bill—Second reading,” until after the consideration of the ninth Order for to-day.
8. MERCANTILE LAW AMENDMENT BILL.—On the motion of Mr. Wood, the Assembly agreed to the amendment made by the Committee of the whole in this Bill.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time and passed.  
Mr. Wood moved, That the following be the title of the Bill :—“An Act for the further Amendment of the Law.”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. LOCAL GOVERNMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 24th February instant; Bill, as amended, to be printed.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 8th Order for to-day :—

“ *Passengers Bill—Second reading,*”

“ *Licensed Publicans Acts Amendment Bill—Second reading,*”

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

“ *Land Act Amendment Bill—Second reading,*”

“ *Criminal Law Procedure Bill—Second reading,*”

11. ELECTORAL ACT AMENDMENT BILL.—Mr. Ireland moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

SATURDAY, 21ST FEBRUARY, 1863.

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

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

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

“ *Governor's Salary Reduction Bill—To be further considered in Committee,*”

“ *Passengers Bill—Second reading,*”

“ *Licensed Publicans Acts Amendment Bill—Second reading,*” and

“ *Ways and Means—To be further considered in Committee,*” until Tuesday, 24th February instant;

“ *Land Act Amendment Bill—Second reading,*” until Wednesday, 25th February instant;

“ *Criminal Law Procedure Bill—Second reading,*”

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

“ *Mining Associations Act Amendment Bill—Second reading,*”

“ *Volunteer Corps Bill—Second reading,*”

“ *Railway Management Bill—Second reading,*” and

“ *Customs Laws Amendment Bill—Second reading,*” until Tuesday, 24th February instant; and

“ *Pleuro-pneumonia Act.—Motion for Address to be considered in Committee,*” until Friday, 27th February instant.

Assembly adjourned at twenty-two minutes past four o'clock until four o'clock p.m. on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 41.

TUESDAY, 24TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—  
Board of Education.—Copy of a further letter from the Secretary to the Board of Education stating the amount that could be beneficially applied to the establishment of new schools.  
Ordered to lie on the Table.
3. PETITIONS.—Mr. Verdon presented a Petition from certain licensed victuallers of Williamstown, praying the House to expunge the clause granting a (so called) grocer's license, so deeply injurious to the petitioners, from the Licensed Victuallers Act Amendment Bill, or otherwise place the petitioners on an equality with other traders.  
Ordered to lie on the Table.  
Mr. Loader presented a Petition from certain grocers and wine and spirit merchants of the city of Melbourne, St. Kilda, Windsor, Prahran, and South Yarra, praying the House might take into consideration and adopt certain amendments suggested in the Petition, and that the Licensed Victuallers Act Amendment Bill might be allowed accordingly, or that, before passing the said Bill, this House might refer the same to the consideration of a Select Committee, and await the report of such Committee.  
Ordered to lie on the Table.  
Mr. McCulloch presented a Petition from certain merchants of the City of Melbourne, praying this House to take into consideration and adopt the amendments suggested in the Petition, and that the Licensed Victuallers Act Amendment Bill might be altered accordingly, or that, before passing the said Bill, this House might refer the same to the consideration of a Select Committee, and await the report of such Committee.  
Ordered to lie on the Table.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council:—  
MR. SPEAKER,  
The Legislative Council acquaint the Legislative Assembly that they have agreed to a Bill, intitled, "*An Act to remove doubts as to the validity of acts done by John George Forbes Esq. as Commissioner of Insolvent Estates for the Geelong Circuit District,*" without amendment.  
(Signed) J. F. PALMER,  
Legislative Council Chamber, President.  
Melbourne, 24th February, 1863.
5. APPEALS UNDER CIVIL SERVICE ACT.—Mr. Houston moved, pursuant to notice, That there be laid on the Table of the House the Report of the Commission appointed to enquire into appeals for reclassification under the ninth section of the Civil Service Act.  
Question—put and resolved in the affirmative.
6. PAPERS.—Mr. O'Shanassy presented—  
Appeals under Civil Service Act.—Return to the above Order.  
Ordered to lie on the Table.
7. JORDAN ROAD.—Mr. Orr moved, pursuant to notice, That there be laid upon the Table of the House a statement of the amount of money spent during the past year on the road from Mansfield to Jamieson, Gaffney's Creek, and the Jordan, and of the moneys (if any) intended to be spent on that road during 1863.  
Question—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, on the Paper for to-day, be postponed until after the consideration of the second Notice of Motion, General Business, on the Paper for to-day.

9. **PARTNERSHIPS BILL.**—Dr. Mackay moved, pursuant to notice, That the quorum of the Committee on the Partnerships Bill be reduced from five to three members.  
Question—put and resolved in the affirmative.
10. **ELECTORAL ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

WEDNESDAY, 25<sup>TH</sup> FEBRUARY, 1863.

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

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

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

“ *Local Government Bill—Consideration of Report,*”  
 “ *Youthful Offenders Bill—Second reading,*”  
 “ *Industrial Schools Bill—Second reading,*”  
 “ *Governor’s Salary Reduction Bill—To be further considered in Committee,*” and  
 “ *Passengers Bill—Second reading,*” until this day ;  
 “ *Licensed Publicans Acts Amendment Bill—Second reading,*” until Friday, 27<sup>th</sup> February instant ;  
 “ *Ways and Means—To be further considered in Committee,*”  
 “ *Criminal Law Procedure Bill—Second reading,*”  
 “ *Supply—To be further considered in Committee,*”  
 “ *Mining Associations Act Amendment Bill—Second reading,*”  
 “ *Volunteer Corps Bill—Second reading,*”  
 “ *Railway Management Bill—Second reading,*”  
 “ *Customs Laws Amendment Bill—Second reading,*” and  
 “ *Probates Bill—Second reading,*” until this day ;  
 “ *Supreme Court Bill—Resolution to be considered in Committee,*”  
 “ *Supreme Court Bill—Second reading,*”  
 “ *Supreme Court Costs Bill—Second reading,*” and  
 “ *Imprisonment for Debt Bill—Second reading,*” until Thursday, 5<sup>th</sup> March next ;  
 “ *Refreshment Rooms—Reports of Joint Committee to be considered in Committee,*” until this day.

Assembly adjourned at twenty-five minutes past one o’clock until four o’clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

WEDNESDAY, 25TH FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.—Mr. Lalor, Chairman, brought up the Report from this Committee, together with the Minutes of the Proceedings of the Committee.  
Ordered to lie on the Table.
3. PETITION.—Mr. Frazer presented a Petition from certain persons, styling themselves representatives of the Victoria Licensed Victuallers' Federal Association, praying this House not to grant in the Licensed Victuallers Act Amendment Bill a grocer's license, in the manner described in the Petition, and for the fee stated therein, which license would be deeply injurious to the Petitioners.  
Ordered to lie on the Table.
4. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Friday, 27th February instant, again resolve itself into the said Committee.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
  - "Land Act Amendment Bill—Second reading,"
  - "Local Government Bill—Consideration of Report,"
  - "Youthful Offenders Bill—Second reading,"
  - "Industrial Schools Bill—Second reading,"
  - "Governor's Salary Reduction Bill—To be further considered in Committee,"
  - "Passengers Bill—Second reading,"
  - "Ways and Means—To be further considered in Committee,"
  - "Criminal Law Procedure Bill—Second reading,"
  - "Supply—To be further considered in Committee,"
  - "Mining Associations Act Amendment Bill—Second reading,"
  - "Volunteer Corps Bill—Second reading,"
  - "Railway Management Bill—Second reading," and
  - "Customs Laws Amendment Bill—Second reading," until Friday, 27th February instant ;
  - "Petroleum Storage Bill—Second reading," and
  - "Adulteration of Food Bill—To be further considered in Committee," until to-morrow ;
  - "Mariners Examination Bill—Second reading," until Tuesday, 3rd March next ;
  - "Impounding Acts Amendment Bill—To be further considered in Committee," until Thursday, 5th March next ;
  - "Probates Bill—Second reading," and
  - "Refreshment Rooms—Reports of Joint Committee to be considered in Committee," until Wednesday, 4th March next.

Assembly adjourned at twenty-one minutes to twelve o'clock until four o'clock p.m. to-morrow,

FRAN<sup>o</sup>. MURPHY,  
Speaker.

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 43.

---

---

THURSDAY, 26<sup>TH</sup> FEBRUARY, 1863.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 44.

FRIDAY, 27<sup>TH</sup> FEBRUARY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying the House to expunge the clause granting a (so called) grocer's license, so deeply injurious to the petitioners, from the Licensed Victuallers Amendment Bill, or otherwise place the petitioners on a perfect equality with other traders, were presented as under:—

By Mr. Anderson from the licensed Victuallers of Emerald Hill.

By Mr. Loader from the licensed Victuallers of Melbourne and its vicinity.

Severally ordered to lie on the Table.

Mr. Francis presented a Petition from certain licensed Victuallers of Richmond praying the House not to grant in the Licensed Victuallers Act Amendment Bill a grocer's license in the manner described in the Petition, and for the fee stated therein, which license would be deeply injurious to the petitioners.

Ordered to lie on the Table.

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

Ordered to lie on the Table and to be printed.

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

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

SATURDAY, 28<sup>TH</sup> FEBRUARY, 1863.

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

Resolved—That this House will, on Tuesday, 3<sup>rd</sup> March next, again resolve itself into the said Committee.

5. LAND OFFICER, INGLEWOOD.—Dr. Girdlestone moved, pursuant to notice, That there be laid on the Table of this House a schedule that has been referred to in a correspondence between the land officers at Inglewood and the head of their department, recently laid on the Table by the Honorable the President of the Board of Land and Works.

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

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

6. CONSTABLE NELSON.—Mr. Pope moved, pursuant to notice, That there be laid on the Table of the House copies of all papers and correspondence having reference to the case of Senior Constable Nelson, of Learmonth, recently reprimanded for some dereliction of duty.

Debate ensued.

Question—put and negatived.

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

- “ *Licensed Publicans Acts Amendment Bill—Second reading,*”
- “ *Land Act Amendment Bill—Second reading,*”
- “ *Local Government Bill—Consideration of Report,*”
- “ *Youthful Offenders Bill—Second reading,*”
- “ *Industrial Schools Bill—Second reading,*”
- “ *Governor's Salary Reduction Bill—To be further considered in Committee,*”
- “ *Passengers Bill—Second reading,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Criminal Law Procedure Bill—Second reading,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Mining Associations Act Amendment Bill—Second reading,*”
- “ *Volunteer Corps Bill—Second reading,*”
- “ *Railway Management Bill—Second reading,*”
- “ *Customs Laws Amendment Bill—Second reading,*” and
- “ *Pleuro-pneumonia Act—Motion for Address—To be considered in Committee,*” until Tuesday, 3rd March next ;
- “ *Mr. Hines—Motion for Address—To be considered in Committee,*” until Thursday, 5th March next ;
- “ *Succession to Real Estate Bill—Second reading,*” and
- “ *Water Rights Bill—Second reading,*” until Thursday, 12th March next ;
- “ *Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Friday, 6th March next ;
- “ *Distress for Rent Bill—Second reading,*”
- “ *Mining on Private Property Bill—Second reading,*”
- “ *Contractors and Workmen's Lien Bill—Second reading,*” and
- “ *Accidents Bill—Second reading,*” until Thursday, 12th March next ;
- “ *Officials in Parliament Act Amendment Bill—Second reading,*”
- “ *Petroleum Storage Bill—Second reading,*” and
- “ *Adulteration of Food Bill—To be further considered in Committee,*” until Thursday, 5th March next.

Assembly adjourned at six minutes to one o'clock until four o'clock p.m. on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 45.

TUESDAY, 3RD MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—The following Papers, pursuant to the directions of certain Acts of Parliament, were laid on the Table by the Clerk of the House :—
  - Gold Fields Act.—Order in Council—Mining under Market Reserve, Creswick.
  - Gold Fields Act.—Order in Council—Polling Places altered, Castlemaine and Beechworth.
  - Land Act, 1862.—Amended Schedule to Order in Council.Severally ordered to lie on the Table.
  - Dr. Evans presented—
    - Telegraphic Messages—Return to an Order of the Legislative Assembly, dated 10th February last, for a Return showing the several amounts collected for the despatch of Telegraphic Messages at each of the stations during the past year, 1862.Ordered to lie on the Table.
  - Captain Mac Mahon presented—
    - St. Kilda Drainage—Return to an Order of the Legislative Assembly, dated 11th February last, for copies of all correspondence and minutes of interviews between the Municipal Council of St. Kilda and the Board of Land and Works relating to the drainage of the municipality.Ordered to lie on the Table.
  - Rutherglen Road District.—Return to an Order of the Legislative Assembly, dated 10th February last, for all correspondence relating to the proposed division of the Rutherglen Road District.Ordered to lie on the Table.
  - Sandhurst and Echuca Railway.—Report from the Engineer-in-Chief on the alternative line of railway at Huntly, with plan and sections.Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council—
  - MR. SPEAKER,  
The Legislative Council acquaint the Legislative Assembly that they have adopted the following additional Joint Standing Order, with which they desire the concurrence of the Legislative Assembly :—
    - XXVI. That the Joint Committees appointed to manage the Library, for the management of the Refreshment Rooms, and for the management and superintendence of the Parliament Buildings, shall respectively have power to sit during the adjournment of both or either of the Houses.(Signed) J. F. PALMER,  
President.  
Legislative Council Chamber,  
Melbourne, March, 1863.
4. PETITIONS.—Mr. Francis presented a Petition from William Murray Ross, of Melbourne, gentleman, praying the House to take the statements set forth in the Petition into consideration, and order that right and justice might be done to the Petitioner.
  - Ordered to lie on the Table.
  - Mr. Levi presented a Petition from the grocers and storekeepers of Maryborough, praying that the hours of sale by the bottle might not be limited as proposed by the Licensed Victuallers Acts Amendment Bill, and that the punishment for evasion might not be entirely restricted to imprisonment.Ordered to lie on the Table.

5. **DESERTED WIVES AND CHILDREN.**—Mr. W. C. Smith moved, pursuant to notice, That there be laid upon the Table of the House a Return showing the number of warrants placed in the hands of the police since July, 1861, up to the present date, for the arrest of men who have deserted their wives and children, and who are now supposed to be in New Zealand; the number of arrests made, if any, and what steps generally are taken by the police authorities with a view of bringing these men to justice.

Question put and resolved in the affirmative.

6. **LAND OFFICER, INGLEWOOD.**—The Order of the Day for the consideration of the question—That there be laid on the Table of this House a schedule that has been referred to in a correspondence between the land officers at Inglewood and the head of their department, recently laid on the Table by the Honorable the President of the Board of Land and Works having been read—

Debate resumed.

Question—put and resolved in the affirmative.

7. **PAPER.**—Mr. Gavan Duffy presented—

Land Officer, Inglewood.—Return to the above Order.

Ordered to lie on the Table.

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

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

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

9. **MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.**—On the motion of Mr. Cohen, on notice, the Assembly agreed to the several amendments made by the Select Committee in this Bill.

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

“*Licensed Publicans Acts Amendment Bill—Second reading,*”

“*Land Act Amendment Bill—Second reading,*”

“*Local Government Bill—Consideration of Report,*”

“*Youthful Offenders Bill—Second reading,*”

“*Industrial Schools Bill—Second reading,*”

“*Governor's Salary Reduction Bill—To be further considered in Committee,*”

“*Passengers Bill—Second reading,*”

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

“*Criminal Law Procedure Bill—Second reading,*”

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

“*Mining Associations Act Amendment Bill—Second reading,*”

“*Volunteer Corps Bill—Second reading,*”

“*Railway Management Bill—Second reading,*” and

“*Customs Laws Amendment Bill—Second reading,*” until to-morrow ;

“*Mariners Examination Bill—Second reading,*” until Tuesday, 10th March instant.

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

WEDNESDAY, 4TH MARCH, 1863.

11. **PLEURO-PNEUMONIA ACT.**—The Order of the Day for the consideration in Committee of the whole Assembly of the question That this House do now resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £355, in payment of cattle destroyed under the provisions of the Pleuro-Pneumonia Act, having been read—On the motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the said report be received this day.

Assembly adjourned at five minutes past twelve o'clock until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

WEDNESDAY, 4TH MARCH, 1863.

1. Assembly met pursuant to adjournment, Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Gillies presented from Gilbert Duncan, styling himself President of the Ballaarat District Licensed Victuallers Association, praying the House to take the matter of their case under the favorable consideration of this House, and not to pass the eleventh clause in the Bill now before this House, to amend the laws relating to licensed victuallers, without awarding to the Petitioners fair and reasonable compensation for the loss they would incur thereby.

Ordered to lie on the Table.

Mr. Humffray presented a Petition from certain Members of the Local Bodies and Inhabitants of Ballaarat, praying the House would take their case, as set forth in the Petition, into favorable consideration, and see fit to direct that such measures might be adopted as would prevent the calamity apprehended by the Petitioners, and permanently do away with the evil complained of.

Petition read and ordered to lie on the Table.

Mr. Strickland presented a Petition from certain Graziers, Cattle Dealers, Butchers and others, resident respectively at Melbourne, Sandhurst, Castlemaine, Kyneton, Ballaarat, &c., praying the House would take immediate action to enable the Government at once to avail themselves of the existing lines of railway, and to make the necessary arrangements for the immediate transport of stock, initiating thereby a traffic which must ultimately be a source of very large revenue to the country, and at the same time afford to the public that great desideratum wholesome food.

Ordered to lie on the Table.

Mr. Wright presented a Petition from Thomas M. Barry, styling himself Chairman of a Meeting of Teachers in the Common Schools in the Ovens District, praying the House would devise such means as it might think fit to prevent certain proposed regulations set forth in the Petition from becoming law.

Ordered to lie on the Table.

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

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

THURSDAY, 5TH MARCH, 1863.

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

Resolved—That this House will, on Friday, 6th March instant, again resolve itself into the said Committee.

4. GOLD PROSPECTORS.—Mr. B. G. Davies moved, pursuant to *amended* notice, That the Select Committee appointed during last session of Parliament for the purpose of enquiring into the claims of prospectors and discoverers of new gold fields be revived; and that all evidence taken, and documents received, be referred to this Committee, to consist of Mr. Grant, Mr. McLellan, Mr. Houston, Mr. Francis, Mr. Frazer, Mr. Woods, Mr. Lambert, Dr. Evans, Mr. McCann, and the Mover; five to form a quorum, and that the Committee have power to send for persons and papers.

Question—put and resolved in the affirmative.

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

- “*Licensed Publicans Acts Amendment Bill—Second reading,*”
- “*Land Act Amendment Bill—Second reading,*”
- “*Local Government Bill—Consideration of Report,*”
- “*Youthful Offenders Bill—Second reading,*”
- “*Industrial Schools Bill—Second reading.*”
- “*Governor’s Salary Reduction Bill—To be further considered in Committee.*”
- “*Passengers Bill—Second reading,*”
- “*Ways and Means—To be further considered in Committee,*”
- “*Criminal Law Procedure Bill—Second reading,*”
- “*Supply—To be further considered in Committee,*”
- “*Mining Associations Act Amendment Bill—Second reading,*”
- “*Volunteer Corps Bill—Second reading,*”
- “*Railway Management Bill—Second reading,*”
- “*Customs Laws Amendment Bill—Second reading,*” and
- “*Punishment of Frauds Bill—Second reading,*” until Friday, 6th March instant ;
- “*Probates Bill—Second reading,*” until Thursday, 12th March instant ; and
- “*Refreshment Rooms—Reports of Joint Committee to be considered in Committee,*” until Friday, 6th March instant.

6. **PLEURO-PNEUMONIA ACT.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

4th March.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £355, in payment of cattle destroyed under the provisions of the Pleuro-Pneumonia Act.

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

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

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 47.

THURSDAY, 5TH MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—  
Education.—Reply to question of Mr. Higinbotham, 27th February last, for the Report and Estimate of the Inspector-General, referred to in the first report of the Board of Education, relative to the probable sum that would be required by the Board during the whole or some part of the year 1863, together with the reports stated to have been recently received from the Inspectors relative to the system of payment by results; and the proposed rules of the Board.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Eleventh Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. MR. DONALD FERGUSSON.—Mr. Snodgrass moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the exercise of the powers of grand jury by the Attorney-General of Victoria, and Crown Prosecutors, and more especially with reference to the case of Mr. Donald Fergusson, lately committed for trial at Kilmore Sessions; such Committee to consist of Mr. Wood, Mr. Higinbotham, Mr. Grant, Mr. Heales, and the Mover; three to form a quorum.  
Debate ensued.  
Motion by leave withdrawn.
5. MR. W. MURRAY ROSS.—Mr. Francis moved, pursuant to notice, That the Petition of Mr. W. Murray Ross, presented to this House 3rd March instant, be referred for consideration and report to a Select Committee; such Committee to consist of Mr. Wood, Mr. Heales, Mr. Cohen, Mr. Grant, Mr. Loader, Mr. Verdon, and the Mover, with power to send for persons and papers; three to form a quorum.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. GOLD FIELDS RESERVOIRS.—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of the House a return of the present state of the reservoirs, and other works, for the supply of water on the gold fields, distinctly specifying—
  - (1.) The respective localities, expense, and estimated capacity of the various reservoirs which have been brought to a state of completion, and distinguishing in each case such of them as are in an efficient state from such as are in an inefficient state; and of the latter, if any such as it is practicable to put into efficient condition, and at what probable expense in each case.
  - (2.) The respective localities, expense already incurred, and intended capacity of the various reservoirs partly constructed or proposed to be constructed, or for which sites have been surveyed and plans made but which have not been completed, distinguishing in each case such of them as it would be practicable and advantageous to carry out, and at what cost.
  - (3.) The localities of the several reservoirs in connection with which works for the conduction of water have been partly or wholly constructed, the expenditure already incurred on account of such works respectively, and the probable respective cost of completing such of them unfinished as it would be practicable and advantageous to complete.Question—put and resolved in the affirmative.
7. MURCHISON'S BIG HILL.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that he will be pleased to cause to be placed upon an Additional Estimate the sum of £2000, for the purpose of levelling the hill known as Murchison's Big Hill, on the road to the Goulburn Diggings having been read—Mr. Snodgrass moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole accordingly.  
Debate ensued.  
Question—put and negatived.

9. **HAWKERS AND PEDLARS ACTS AMENDMENT BILL.**—Mr. Loader moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to the Bill with an amendment, the Assembly ordered the same to be taken into consideration Tuesday, 10th March instant—Bill as amended to be printed.

10. **SUPREME COURT BILL.**—The Order of the day for the consideration in Committee of the whole Assembly of the 8th section of the Bill to assimilate the practice of the Supreme Court on the Crown side to the practice of the Queen's Bench in England on the Crown side, and the Schedule containing a list of fees annexed to the said Bill, having been read, on the motion of Dr. Mackay, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair.

Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the report be received to-morrow.

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

“*Barristers' Admission Bill—Second reading,*” and

“*Oyster Fisheries—Motion for Address to be considered in Committee,*” until Thursday, 12th March instant;

“*Supreme Court Bill—Second reading,*” until to-morrow;

“*Supreme Court Costs Bill—Second reading,*” and

“*Imprisonment for Debt Bill—Second reading,*” until Tuesday, 10th March instant;

“*Impounding Acts Amendment Bill—To be further considered in Committee,*”

“*Mr. Hines—Motion for Address—To be considered in Committee,*”

“*Officials in Parliament Act Amendment Bill—Second reading,*”

“*Petroleum Storage Bill—Second reading,*” and

“*Adulteration of Food Bill—To be further considered in Committee,*” until Thursday, 12th March instant.

Assembly adjourned at five minutes past nine o'clock until four o'clock p.m. to-morrow.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

FRIDAY, 6TH MARCH, 1863.

1. Assembly met pursuant to adjournment, Mr. Speaker took the Chair.
2. PETITIONS.—Dr. Mackay presented a Petition from Alexander Hamilton McIntyre, of Glenlyon, North Gipps Land, praying this House would cause proper enquiry to be instituted in regard to the statements set forth in the Petition, and thereafter cause him to be protected in the occupation of Glenlyon, to which he deems himself entitled.  
Petition read and ordered to lie on the Table.  
Mr. Cohen presented a Petition from certain members of the Melbourne and Provincial Trade Protection and Debts Recovery Society, being merchants and traders of the City of Melbourne and suburbs, praying the House might see fit to negative the measure introduced, intituled "A Bill to limit the Power of Imprisonment for Debt exercised by the County Court Judges and Justices of the Peace," or that this House might, before passing the measure, refer the same to the consideration of a Select Committee, who should be empowered to take evidence thereon, and that this House would await the report of such Select Committee.  
Petition read and ordered to lie on the Table.  
Mr. Francis presented a Petition from the inhabitants of Richmond, praying the House might see fit to repeal the Yarra Pollution Prevention Act, which at one time might have been deemed necessary for the preservation of the health of the inhabitants of Melbourne and its environs, but at present acts only as a serious impediment to the industries of the colony.  
Petition read and ordered to lie on the Table.
3. PAPERS.—Mr. Gavan Duffy presented—  
Land Act, 1862.—Report of the District Surveyors as to the classification of runs.  
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. O'Shanassy moved, That the consideration of the several Orders of the Day (Government business) be postponed until after the consideration of the fourth notice of motion on the paper for to-day.  
Debate ensued.  
Motion by leave withdrawn.
5. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

SATURDAY, 7TH MARCH, 1863.

- Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Tuesday next, again resolve itself into the said Committee.
6. SUPREME COURT BILL.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—  
*5th March.*  
Resolved—That it is desirable to assimilate the practice of the Supreme Court on the Crown side to the practice of the Queen's Bench in England on the Crown side, and to impose certain fees in respect thereof.  
And the said resolution was read a second time and agreed to by the Assembly.

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

- “ *Local Government Bill—Consideration of Report,*” until Tuesday, 10th March instant ;
- “ *Land Act Amendment Bill—Second reading,*” until Wednesday, 11th March instant ;
- “ *Passengers Bill—Second reading,*”
- “ *Licensed Publicans Acts Amendment Bill—Second reading,*”
- “ *Youthful Offenders Bill—Second reading,*”
- “ *Industrial Schools Bill—Second reading.*”
- “ *Governor's Salary Reduction Bill—To be further considered in Committee,*”
- “ *Ways and Means—To be further considered in Committee,*”
- “ *Criminal Law Procedure Bill—Second reading,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Mining Associations Act Amendment Bill—Second reading,*”
- “ *Volunteer Corps Bill—Second reading,*”
- “ *Railway Management Bill—Second reading,*” and
- “ *Customs Laws Amendment Bill—Second reading,*” until Tuesday, 10th March instant ;
- “ *Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Wednesday, 11th March instant ;
- “ *Punishment of Frauds Bill—Second reading,*” until Tuesday, 10th March instant ;
- “ *Refreshment Rooms—Reports of Joint Committee to be considered in Committee,*” until Wednesday, 11th March instant ;
- “ *Supreme Court Bill—Second reading,*” until Tuesday, 10th March instant.

Assembly adjourned at twenty minutes past one o'clock until Tuesday next at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

TUESDAY, 10TH MARCH, 1863.

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

2. PAPERS.—Mr. O'Shanassy presented—

Licenses under Scab Act.—Part Return to an Order of the Legislative Assembly, dated 18th February last, for Returns showing the number of licenses that have been taken out under the Scab Act for the cure of diseased sheep; the names of the licensees and the number of sheep mentioned in each license; also the fines that have been levied, and a copy of the *Gazette* notice to squatters when the Act came into operation.

Ordered to lie on the Table.

Capt. Mac Mahon presented—

Jordan Road.—Return to an Order of the Legislative Assembly, dated 24th February last, for a statement of the amount of money spent during the past year on the road from Mansfield to Jamieson, Gaffney's Creek, and the Jordan, and of the moneys (if any) intended to be spent on that road during 1863.

Ordered to lie on the Table.

Mr. Gavan Duffy presented—

Messrs. Thomson and Cunningham.—Return to an Order of the Legislative Assembly, dated 18th February last, for copies of the correspondence and plans connected with an application, by Messrs. Thomson (Hon. R.) and Cunningham, for two additional pre-emptive rights on the Clyde run, Avon river, Gipps Land, and the withdrawal of fifteen allotments advertised for sale by public auction; and the decision (if any) of the Board of Land and Works to grant the 1280 acres applied for.

Ordered to lie on the Table.

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

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

Mr. Ireland moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses 6, 11, 13, 54, 55, 65, 70, 76, 80, and 104.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had made further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 13th March instant.—Bill, as amended, to be printed.

4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders of the Day, Government Business, 2 to 14 both inclusive, be postponed until after the consideration of the 5th Notice of Motion on the paper for to-day.

5. RIVERINE DISTRICTS, TRADE OF.—Mr. Loader moved, pursuant to amended notice, That a Select Committee be appointed to take evidence and report upon the best method of securing to the Victorian Railway the trade of the river in the districts of the Murray, Murrumbidgee, and Darling Rivers; such Committee to consist of Mr. Mollison, Mr. Verdon, Mr. Francis, Mr. McDonald, Mr. Orr, Mr. Cohen, Mr. McCulloch, Mr. Strickland, Captain Mac Mahon, Mr. A. J. Smith, Mr. Levey, and the Mover; three to form a quorum; with power to call for persons and papers.

Debate ensued.

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

WEDNESDAY, 11<sup>TH</sup> MARCH, 1863.

Question—put and resolved in the affirmative.

6. EAST COLLINGWOOD IMPROVEMENT BILL.—Mr. Don moved, That the amendments made by the Select Committee in this Bill be now read and taken into consideration.

Question—put and resolved in the affirmative.

Amendments in Clause I. and Clause II. line 5, read and agreed to.

Mr. Edwards moved, That all the words from “the,” in line 25, to and inclusive of “Act,” in line 28, be omitted from Clause II.

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

And the other amendments having been read, Mr. Don moved, That this House do agree with the Committee in these amendments.

Debate ensued.

Mr. Lalor moved, That this debate be now adjourned until Friday, 13th March instant.

Question—That this debate be now adjourned until Friday, 13th March instant—put and resolved in the affirmative.

7. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Cohen read a third time and *passed*.

Mr. Cohen then moved, That the following be the title of the Bill :—“ *An Act to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively, and to extend and apply other existing Acts thereto.*”

Question—put and resolved in the affirmative.

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

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

“ *Local Government Bill—Consideration of Report,*”

“ *Passengers Bill—Second reading,*”

“ *Licensed Publicans Acts Amendment Bill—Second reading,*”

“ *Youthful Offenders Bill—Second reading,*”

“ *Industrial Schools Bill—Second reading,*”

“ *Governor's Salary Reduction Bill—To be further considered in Committee,*”

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

“ *Criminal Law Procedure Bill—Second reading,*”

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

“ *Mining Associations Act Amendment Bill—Second reading,*”

“ *Volunteer Corps Bill—Second reading,*”

“ *Railway Management Bill—Second reading,*” and

“ *Customs Laws Amendment Bill—Second reading,*” until this day ;

“ *Mariners Examination Bill—Second reading,*” until Wednesday, 18th March instant ;

“ *Hawkers and Pedlars Acts Amendment Bill—Consideration of Report,*” until Thursday, 19th March instant ;

“ *Supreme Court Costs Bill—Second reading,*” and

“ *Imprisonment for Debt Bill—Second reading,*” until this day ;

“ *Punishment of Frauds Bill—Second reading,*” until Tuesday, 17th March instant ; and

“ *Supreme Court Bill—Second reading,*” until this day.

Assembly adjourned at twenty-nine minutes past one o'clock until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 50.

WEDNESDAY, 11<sup>TH</sup> MARCH, 1863.

1. Assembly met pursuant to adjournment, Mr. Speaker took the Chair.
2. PAPERS.—The following Paper, pursuant to the directions of an Act of the Parliament, was laid upon the Table by the Clerk of the House:—  
Land Act 1862—Deposits under Mining Lease Regulations.  
Ordered to lie on the Table.  
Mr. Anderson presented—  
Immigration.—Return to an Order of the Legislative Assembly, dated 9<sup>th</sup> December, 1862, for a Monthly Progress Report upon Immigration.  
Ordered to lie on the Table.
3. BATHS, BRIGHTON.—Mr. Heales moved, pursuant to notice, That there be laid on the Table of the House copies of all documents and papers in the office of the Board of Land and Works relative to Mr. Kenny's application for a lease of a portion of the Brighton beach for the erection of baths.  
Question—put and resolved in the affirmative.
4. LOCAL GOVERNMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole on this Bill having been read—  
On the motion of Mr. Ireland the Order of the Day was discharged.  
Mr. Ireland moved, That the Bill be now recommitted to a Committee of the whole Assembly for the reconsideration of clauses 3, 6, 9, 10, 12, 13, 14, 15, 17, 22, 28, 34, 40, 43, 49, 95, 119, 125, 132, 145, 170, 172, 173, 181, 187, 196, 198, 203, 204, 207, 235, 256, 257, 265, 266, 274, 276, and of the schedules to the Bill; and to consider new clauses and a new schedule.  
Question—put and resolved in the affirmative.  
And, on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.  
Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to other amendments in this Bill the Assembly ordered the same to be taken into consideration, Friday, 13<sup>th</sup> March instant.—Bill as amended to be printed.
5. PASSENGERS BILL.—Mr. Anderson moved, That this Bill be now read a second time.  
Debate ensued.

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

THURSDAY, 12<sup>TH</sup> MARCH, 1863.

Mr. Ramsay moved, That the debate be now adjourned.  
Question—That the debate be now adjourned—put.  
Assembly divided.

Ayes, 9.  
Mr. B. G. Davies, Mr. L. L. Smith.  
Mr. Edwards,  
Mr. Frazer, *Tellers.*  
Mr. Gillies, Mr. Lambert,  
Dr. Girdlestone, Mr. McLellan.  
Mr. Ramsay,

Noes, 18.  
Mr. Gavan Duffy, Mr. Morton,  
Dr. Evans, Mr. O'Grady,  
Mr. Foott, Mr. O'Shanassy,  
Mr. Haines, Mr. Riddell,  
Mr. Ireland, Mr. A. J. Smith,  
Mr. Kyte, Mr. Wood.  
Mr. Lalor,  
Mr. Loader, *Tellers.*  
Capt. MacMahon, Mr. Anderson,  
Mr. McDonald, Mr. Levey.

And so it passed in the negative.

Debate continued.

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

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 2.

Tellers.

Mr. Gillies,

Mr. Fraser.

Noes, 17.

Mr. Gavan Duffy,

Dr. Evans,

Mr. Haines,

Mr. Ireland,

Mr. Kyte,

Mr. Lalor,

Mr. Levey,

Mr. Loader,

Capt. MacMahon,

Mr. McDonald,

Mr. Morton,

Mr. O'Grady,

Mr. O'Shanassy,

Mr. Riddell,

Mr. Wood.

Tellers.

Mr. Anderson,

Mr. A. J. Smith.

It appearing by the report of the tellers that a quorum of members was not present, Mr. Speaker, at twelve minutes to one o'clock, adjourned the House, without question first put, until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 51.

THURSDAY, 12TH MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PUBLIC WORKS, MELBOURNE AND GEELONG.—Mr. Smyth moved, pursuant to *amended* notice, That a Return be laid upon the Table of the House showing—
  - (1.) The nature, extent, and cost of all public works executed and in progress (and in the latter case the estimated ultimate cost when completed) in the districts of Melbourne and Geelong, from the year 1852 to the year 1862, both inclusive.
  - (2.) Also, showing the sources of revenue from which such cost has been or is to be defrayed, and the revenue paid into the public Treasury during the same period on account of the above districts—the Customs duties upon goods sent to other districts, as well as gold duty and head money paid by Chinese passengers to be excluded from the latter item.
  - (3.) Also, returns showing the nature, extent, and cost of all public works executed and in progress (and in the latter case the estimated ultimate cost when completed) in all other parts of the colony during the above period; also showing the sources of revenue from which such cost has been or is to be defrayed, and the revenue paid into the public Treasury during the same period on account of said other parts of the colony, inclusive of the duties paid upon gold, for miners' rights, and upon dutiable goods sent to the country districts; such returns not to include railway expenditure.

Debate ensued.

Question—put and negatived.

3. SANITARY STATION, POINT NEPEAN.—Dr. Girdlestone moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon certain charges, official reports, and other circumstances respecting Dr. Callan, the health officer at Point Nepean; also the duties of the medical officer at the Sanitary Station, the cost and public utility of such an institution; such Committee to consist of Mr. O'Shanassy, Mr. Francis, Mr. Houston, Mr. Macgregor, Mr. O'Grady, Dr. Owens, and the Mover, with power to call for persons and papers; three to form a quorum.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 10.

Mr. J. Davies,	Mr. Weeks,
Dr. Girdlestone,	Mr. Wright.
Mr. McLellan,	
Mr. Pope,	<i>Tellers.</i>
Mr. Ramsay,	Mr. Gillies,
Mr. Strickland,	Mr. G. B. Davies.

Noes, 19.

Mr. Gavan Duffy,	Mr. O'Grady,
Mr. Haines,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. A. J. Smith,
Mr. J. S. Johnston,	Mr. J. T. Smith,
Mr. Kyte,	Mr. Smyth,
Mr. Levi,	Mr. Wood.
Dr. Macadam,	
Mr. McDonald,	<i>Tellers.</i>
Mr. Morton,	
Mr. Nicholson,	Mr. Anderson,
Mr. O'Connor,	Mr. Levey.

And so it passed in the negative.

4. COLONIAL WINE.—Mr. Levey moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—
  - (1.) That, in the opinion of this Committee, it is expedient that the manufacture of Colonial wine should be encouraged.
  - (2.) That it is expedient that vigneron and persons other than licensed publicans should be allowed to sell, by retail, Colonial wine, under such restrictions as the Legislature may determine.
  - (3.) That a Bill be brought in to effect these objects.Question—put and resolved in the affirmative.

5. **ADVERTISING.**—Mr. Kyte moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863, the sum of Four thousand pounds, for the purpose of advertising Government business in country newspapers.

Debate ensued.

Motion, by leave, withdrawn.

6. **WARDER CAHILL.**—Mr. O'Connor moved, pursuant to notice, That a Select Committee be appointed to enquire into and report on the case of Warder Cahill; such Committee to consist of Mr. Anderson, Mr. B. G. Davies, Mr. Levey, Dr. Girdlestone, Mr. W. C. Smith, Mr. Orkney, and the Mover, with power to call for persons and papers; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

7. **OYSTER FISHERIES.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863, a sum not exceeding Two thousand pounds, for the purpose of encouraging the Oyster Fisheries of this Colony, having been read, Mr. L. L. Smith moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Debate ensued.

Question—put and negatived.

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

“*Succession to Real Estate Bill—Second reading,*” until Thursday, 19th March instant;

“*Water Rights Bill—Second reading,*” until Thursday, 26th March instant;

“*Distress for Rent Bill—Second reading,*”

“*Mining on Private Property Bill—Second reading,*”

“*Contractors and Workmen's Lien Bill—Second reading,*”

“*Accidents Bill—Second reading,*”

“*Probates Bill—Second reading,*”

“*Barristers' Admission Bill—Second reading,*” and

“*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Thursday, 19th March instant.

9. **MR. HINES.**—The Order of the day for the consideration in Committee of the whole Assembly, of the propriety of presenting an address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £760 as compensation to Mr. Hines for the loss and depreciation of his property, in consequence of the occupation of his run by the miners; the said sum having been recommended by a Select Committee of this House last session having been read, Mr. Woods moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Debate ensued.

Assembly divided.

Ayes, 7.		Noes, 9.	
Mr. Edwards,	Mr. L. L. Smith.	Mr. Gavan Duffy,	Mr. O'Connor,
Mr. McLellan,	<i>Tellers.</i>	Mr. Gillies,	Mr. Weeks.
Mr. Morton,	Mr. Woods,	Dr. Girdlestone,	<i>Tellers.</i>
Mr. Pope,	Mr. B. G. Davies.	Mr. Haines,	Dr. Macadam,
		Mr. Levey,	Mr. Anderson.

It appearing from the report of the Tellers that a quorum of Members was not present, Mr. Speaker, at twenty-one minutes past eleven o'clock, adjourned the House, without question put, until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

FRIDAY, 13TH MARCH, 1863.

1. Assembly met pursuant to adjournment, Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twelfth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
3. PRIVILEGE.—Mr. B. G. Davies having complained of a report of a speech in a newspaper entitled *The Weekly Review and Christian Times*, dated 14th March instant, printed and published at Melbourne, by Fergusson and Moore, 48, Flinders-lane east, for David Blair, residing at St. Kilda, in the colony of Victoria, handed in the said newspaper, and the paragraph complained of was read by the clerk.  
Mr. B. G. Davies then moved, That the paragraph complained of was a false and scandalous libel on the Members of this House.  
Debate ensued.  
Question—put and resolved in the affirmative.
4. PETITIONS.—Mr. Kyte presented a Petition from certain householders and residents in Melbourne and its suburban districts, praying the House might take into consideration and adopt the amendments suggested in the Petition and that the Licensed Victuallers Act Amendment Bill might be altered accordingly and passed without delay, or that before passing the said Bill this House might refer the same to the consideration of a Select Committee who shall be empowered to take evidence thereon, and await the report of such Committee.  
Ordered to lie on the Table.  
Mr. Wood presented a Memorial from certain storekeepers and other residents upon the township and gold field of Redbank, praying that the measure introduced by Mr. Wood might become law.  
Ordered to lie on the Table.
5. ADJOURNMENT.—Mr. O'Shanassy moved, pursuant to notice, That this House at its rising, this day, do adjourn until Wednesday, 18th March instant.  
Question—put and resolved in the affirmative.
6. ORDERS OF THE DAY.—Mr. Ireland moved, That the House do now proceed to the consideration of the Orders of the Day.  
Debate ensued.  
Question put.  
Assembly divided.

Ayes, 30.

Mr. Aspinall,	Mr. McCulloch,
Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Connor,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. Riddell,
Mr. Haines,	Mr. J. T. Smith,
Mr. Howard,	Mr. Smyth,
Mr. Ireland,	Mr. Tucker,
Mr. Kirk,	Mr. Wood.
Mr. Levey,	
Mr. Levi,	Tellers.
Mr. Loader,	Mr. Anderson,
Capt. Mac Mahon,	Mr. J. S. Johnston.

Noes, 20.

Mr. Berry,	Mr. Lambert,
Mr. J. Davies,	Mr. McLellan,
Mr. Don,	Mr. Orr,
Mr. Edwards,	Dr. Owens,
Mr. Foott,	Mr. Pope,
Mr. Frazer,	Mr. Ramsay,
Dr. Girdlestone,	Mr. Sullivan.
Mr. Grant,	
Mr. Heales,	Tellers.
Mr. Higinbotham,	Mr. Houston,
Mr. Kyte,	Mr. Gillies.

And so it was resolved in the affirmative.

7. **ELECTORAL ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the report from the Committee of the whole on this Bill having been read, Mr. Ireland moved, That such Order be discharged, and the Bill be recommitted for the reconsideration of Clauses XI., CIII., CIV., Schedule A., and the reinsertion of old Clause XIII.

Mr. Grant moved, as an amendment, That the following words and figures be added, viz., Clauses III., LIX., LXVIII., and LXIX.

Question—That the words and figures proposed to be added be so added—put.  
Assembly divided.

Ayes, 17.		Noes, 28.	
Mr. Don,	Mr. Ramsay,	Mr. Aspinall,	Mr. Loader,
Mr. Edwards,	Mr. L. L. Smith,	Mr. Brodribb,	Capt. Mac Mahon,
Mr. Foott,	Mr. Sullivan,	Mr. Cohen,	Mr. McCulloch,
Dr. Girdlestone,	Mr. Weeks,	Mr. Cummins,	Mr. McDonald,
Mr. Heales,	Mr. Wright.	Mr. Gavan Duffy,	Mr. Mollison,
Mr. Houston,		Dr. Evans,	Mr. Morton,
Mr. Lambert,		Mr. Francis,	Mr. Nicholson,
Mr. McLellan,	<i>Tellers.</i>	Mr. Haines,	Mr. O'Shanassy,
Mr. Orr,	Mr. Grant,	Mr. Higinbotham,	Mr. Riddell,
Mr. Pope,	Mr. Frazer.	Mr. Howard,	Mr. G. Smyth,
		Mr. Ireland,	Mr. Wood.
		Mr. J. S. Johnston,	
		Mr. Kirk,	<i>Tellers.</i>
		Mr. Kyte,	Mr. Anderson,
		Mr. Levey,	Mr. O'Connor.

And so it passed in the negative.

Question—That such Order be discharged, and the Bill be recommitted for the reconsideration of Clauses XI., CIII., CIV., Schedule A, and the re-insertion of old Clause XIII.—put and resolved in the affirmative.

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

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

SATURDAY, 14TH MARCH, 1863.

Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Wednesday, 18th March instant.—Bill, as amended, to be printed.

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

“*Local Government Bill—Consideration of Report,*”

“*Passengers Bill—Second reading,*”

“*Land Act Amendment Bill—Second reading,*”

“*Licensed Publicans Acts Amendment Bill—Second reading,*”

“*Youthful Offenders Bill—Second reading,*”

“*Industrial Schools Bill—Second reading,*”

“*Governor's Salary Reduction Bill—To be further considered in Committee,*”

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

“*Criminal Law Procedure Bill—Second reading,*”

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

“*Mining Associations Act Amendment Bill—Second reading,*”

“*Volunteer Corps Bill—Second reading,*”

“*Railway Management Bill—Second reading,*” and

“*Customs Laws Amendment Bill—Second reading,*” until Wednesday, 18th March instant;

“*Mr. Hines—Motion for Address—To be considered in Committee,*” and

“*Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 19th March instant;

“*Petroleum Storage Bill—Second reading,*” and

“*Adulteration of Food Bill—To be further considered in Committee,*” until Thursday, 26th March instant;

“*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*”

“*Refreshment Rooms—Reports of Joint Committee to be considered in Committee,*”

“*Supreme Court Costs Bill—Second reading,*”

“*Imprisonment for Debt Bill—Second reading,*”

“*Supreme Court Bill—Second reading,*” and

“*East Collingwood Improvement Bill—Consideration of Report—Resumption of debate—until Wednesday, 18th March instant.*”

9. **HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.**—On the motion of Mr. Anderson, on notice, the Assembly agreed to the amendments made by the Select Committee on this Bill.

Assembly adjourned at eight minutes past two o'clock until four o'clock on Wednesday, 18th March instant.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 53.

WEDNESDAY, 18TH MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—  
Mining Commission—Letter addressed to him by the Secretary of.  
Read, and ordered to lie on the Table.
3. PETITIONS—Dr. Mackay presented a Petition from Edward Crooke, of Holey Plain, Gipps Land, praying the House to make enquiry into the matter referred to in the Petition, and to place him on the same footing as originally allowed of one month's notice of removal or an equivalent.  
Ordered to lie on the Table.  
Mr. Higinbotham presented a Petition from Edward Stone Parker, formerly Assistant Protector of Aborigines and lately Inspector of Denominational Schools, praying the House to take his case as set forth in the Petition into consideration, and to take such action as would redress the grievances of which the Petitioner thereby complained.  
Ordered to lie on the Table.
4. RAILWAYS—CARRIAGE OF TIMBER ON.—Mr. Houston moved, pursuant to notice, That a Return be laid on the Table showing the quantity of timber and other goods brought to Melbourne from Middle Gully Station, Mount Macedon, during the month of February last, and also the amount received by the Railway Department for conveyance of same, and the approximate amount of profit in the sum so received.  
Question—put and resolved in the affirmative.
5. ELECTORAL ACT AMENDMENT BILL.—The several amendments made by the Committee of the whole in this Bill, prior to new clause J were severally read a second time and agreed to by the Assembly.  
Amendment to insert new clause J read a second time.  
Mr. Frazer moved, That such amendment be amended by leaving out the words "and pay the registrar the sum of one shilling," from lines 8 and 9 of this clause.  
Debate ensued.  
Question—That the words proposed to be omitted stand part of the amendment—put.  
Assembly divided.

Ayes, 25.

Mr. Brodribb,	Capt. Mac Mahon,
Mr. Cohen,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Orkney,
Mr. Francis,	Mr. O'Shanassy,
Mr. Haines,	Mr. A. J. Smith.
Mr. Howard,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Tacker,
Mr. J. Johnson,	Mr. Wood.
Mr. Jones,	
Mr. Kirk,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Anderson,
Dr. Mackay,	Mr. J. S. Johnston.

Noes, 22.

Mr. Brooke,	Mr. Orr,
Mr. J. Davies,	Dr. Owens,
Mr. Don,	Mr. Ramsay,
Mr. Edwards,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Verdon,
Mr. Grant,	Mr. Weeks,
Mr. Heales,	Mr. Wright.
Mr. Higinbotham,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McLellan,	Mr. Houston,
Mr. O'Connor,	Mr. Frazer.

And so it was resolved in the affirmative.

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

Amendments made in clauses to and inclusive of Clause LV. read a second time, and agreed to by the Assembly.

Amendment made in Clause LIX. read a second time.

Mr. Grant moved, That such amendment be amended by leaving out all words after the word "that" in line 1 thereof, to and inclusive of the word "do" in line 3 of such amendment.

Debate ensued.

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

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

Amendments made in Clauses LX. and LXII. read and agreed to by the Assembly.

Amendment new Clause F, read a second time.

Mr. Heales moved, That such amendment be amended by leaving out the word “seven” and inserting the word “three” instead thereof.

Debate ensued.

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

Mr. Heales moved, That such amendment be amended by leaving out the word “fourteen” from the fifth line and inserting the word “ten” instead thereof.

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

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

Mr. Heales moved, That such amendment be further amended by leaving out the word “fourteen” from the eighth line, and inserting the word “ten” instead thereof.

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

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

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

Amendments made in Clauses LXIV., LXV. and LXVI., read and agreed to.

Amendments made in Clause LXVIII. read a second time.

Mr. Berry moved, That such amendment be amended by leaving out the words “one hundred” and inserting the word “fifty” instead thereof.

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put. Assembly divided.

Ayes, 25.

Mr. Brodribb,	Capt. Mac Mahon,
Mr. Cohen,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Nicholson,
Mr. Francis,	Mr. O'Grady,
Mr. Humffray,	Mr. O'Shanassy,
Mr. Ireland,	Mr. A. J. Smith,
Mr. J. Johnson,	Mr. J. T. Smith,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Jones,	Mr. Wood.
Mr. Kyte,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Mr. Loader,	Mr. Levey.

Noes, 20.

Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Ramsay,
Mr. J. Davies,	Mr. Strickland,
Mr. Edwards,	Mr. Sullivan,
Mr. Frazer,	Mr. Weeks,
Mr. Gillies,	Mr. Woods,
Dr. Girdlestone,	Mr. Wright.
Mr. Grant,	
Mr. Heales,	<i>Tellers.</i>
Mr. Higinbotham,	Mr. Houston,
Mr. Orr,	Mr. Don.

And so it was resolved in the affirmative.

Mr. Berry moved, That such amendment be amended by leaving out the word “fifty” and inserting the words “twenty five” instead thereof.

Debate ensued.

Question—That the word proposed to be omitted stand part of the amendment—put. Assembly divided.

Ayes, 28.

Mr. Brodribb,	Mr. McDonald,
Mr. Cohen,	Mr. Mollison,
Mr. Gavan Duffy,	Mr. Nicholson,
Dr. Evans,	Mr. O'Grady,
Mr. Francis,	Mr. Orkney,
Mr. Haines,	Mr. O'Shanassy,
Mr. Howard,	Mr. Riddell,
Mr. Ireland,	Mr. A. J. Smith,
Mr. J. Johnson,	Mr. J. T. Smith,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Jones,	Mr. Wood.
Mr. Levi,	
Mr. Loader,	<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Anderson,
Mr. McCulloch,	Mr. Levey.

Noes, 22.

Mr. Berry,	Mr. Orr,
Mr. Brooke,	Dr. Owens,
Mr. J. Davies,	Mr. Ramsay,
Mr. Edwards,	Mr. Strickland,
Mr. Frazer,	Mr. Sullivan,
Mr. Gillies,	Mr. Weeks,
Dr. Girdlestone,	Mr. Woods,
Mr. Grant,	Mr. Wright,
Mr. Heales,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Humffray,	Mr. Houston,
Mr. Kyte,	Mr. Don.

And so it was resolved in the affirmative.

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

Amendments made in Clause LXIX., read a second time.

Mr. Grant moved, That such amendment be amended by leaving out the word “third” from line 4 of this clause, and inserting the word “fifth” instead thereof.

Debate ensued.

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

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

Mr. Grant moved, That such amendment be further amended by leaving out the word “third” from the 11th line of this clause and inserting the word “fifth” instead thereof.

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

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

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

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

Amendment made in Schedule A, read a second time.

Mr. Brodribb moved, That such amendment be amended by leaving out the words and figures, 17 Victoria No. XXV., Section 14.

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put. Assembly divided.

Ayes, 17.		Noes, 26.	
Mr. J. Davies,	Mr. O'Grady,	Mr. Berry,	Mr. McCulloch,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Brodribb,	Mr. Orkney,
Dr. Evans,	Mr. A. J. Smith,	Mr. Brooke,	Mr. Orr,
Mr. Haines,	Mr. J. T. Smith,	Mr. Francis,	Dr. Owens,
Mr. Humffray,	Mr. Wood.	Mr. Frazer,	Mr. Ramsay,
Mr. Ireland,		Mr. Gillies,	Mr. Riddell,
Mr. J. Johnson,		Dr. Girdlestone,	Mr. Strickland,
Mr. Lalor,	<i>Tellers.</i>	Mr. Grant,	Mr. Tucker,
Mr. Levey,	Mr. Anderson,	Mr. Heales,	Mr. Woods,
Mr. McDonald,	Mr. J. S. Johnston.	Mr. Higinbotham,	Mr. Wright.
		Mr. Houston,	
		Mr. Howard,	<i>Tellers.</i>
		Mr. Levi,	Mr. Weeks,
		Mr. Loader,	Mr. McLellan.

And so it passed in the negative.

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

And the several other amendments made in the schedules to this Bill were read and agreed to by the Assembly.

Mr. Grant moved, That the following words be added to Clause III. of this Bill, viz., Provided that it shall be lawful for the Governor in Council from time to time to annul, alter, and amend such divisions, and to increase or diminish the number thereof in any province or district.

Debate ensued.

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

Mr. Lalor moved, That the following words, viz., “before which nominations of candidates at and for any election must be made under this Act hereinafter called the day,” be omitted from lines 1 and 2 of Clause LXIII.

Debate ensued.

Question—That the words proposed to be omitted stand part of the clause—put. Assembly divided.

Ayes, 27.		Noes, 16.	
Mr. Brodribb,	Mr. McCulloch,	Mr. Berry,	Mr. Ramsay,
Mr. Cohen,	Mr. McDonald,	Mr. Edwards,	Mr. L. L. Smith,
Mr. J. Davies,	Mr. Mollison,	Mr. Frazer,	Mr. Strickland,
Mr. Gavan Duffy,	Mr. Nicholson,	Mr. Gillies,	Mr. Weeks,
Dr. Evans,	Mr. Orkney,	Dr. Girdlestone,	Mr. Woods.
Mr. Francis,	Mr. O'Shanassy,	Mr. Grant,	
Mr. Haines,	Mr. Riddell,	Mr. Heales,	<i>Tellers.</i>
Mr. Higinbotham,	Mr. A. J. Smith,	Mr. Lalor,	Mr. Houston,
Mr. Humffray,	Mr. J. T. Smith.	Mr. O'Grady,	Mr. McLellan.
Mr. Ireland,	Mr. Wood.		
Mr. J. Johnson,			
Mr. J. S. Johnston,	<i>Tellers.</i>		
Mr. Levi,			
Mr. Loader,	Mr. Anderson,		
Capt. Mac Mahon,	Mr. Levey,		

And so it was resolved in the affirmative.

Mr. Frazer moved, That the following words be added to Clause LXXXVII., viz., Provided also, that nothing in this Act shall prevent any person receiving aid as an inmate of an eleemosynary or charitable institution from voting, if such person shall have been on the roll previous to receiving such aid.

Debate ensued.

Question—That the words proposed to be added be so added—put and negatived.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had notified the amendments made, on the consideration of the Report,  
Mr. Ireland moved—That this Bill be now read a third time.

Debate ensued.

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

THURSDAY, 19<sup>TH</sup> MARCH, 1863.

Question—put.

Assembly divided.

Ayes, 26.		Noes, 18.	
Mr. Brodribb,	Capt. Mac Mahon,	Mr. Berry,	Mr. L. L. Smith,
Mr. Cohen,	Mr. McCulloch,	Mr. J. Davies,	Mr. Strickland,
Mr. Gavan Duffy,	Mr. McDonald,	Mr. Don,	Mr. Sullivan,
Dr. Evans,	Mr. Mollison,	Mr. Edwards,	Mr. Weeks,
Mr. Francis,	Mr. Nicholson,	Mr. Gillies,	Mr. Woods,
Mr. Haines,	Mr. O'Shanassy,	Dr. Girdlestone,	Mr. Wright.
Mr. Howard,	Mr. Riddell,	Mr. Grant,	
Mr. Humfray,	Mr. A. J. Smith,	Mr. Heales,	<i>Tellers.</i>
Mr. Ireland,	Mr. J. T. Smith,	Mr. Higinbotham,	Mr. Frazer,
Mr. J. Johnson,	Mr. Wood.	Mr. Ramsay,	Mr. McLellan.
Mr. J. S. Johnston,			
Mr. Kyte,	<i>Tellers.</i>		
Mr. Levi,	Mr. Levey,		
Mr. Loader,	Mr. Anderson.		

And so it was resolved in the affirmative.

Bill read a third time.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Ireland moved, That the following be the title of the Bill :—*An Act to amend the Law relating to the Qualifications and Registration of Electors of Members to serve in Parliament and to regulate proceedings at Parliamentary Elections.*

Question—put and resolved in the affirmative.

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 20th March instant. :—

“Local Government Bill—Consideration of Report.”

“Passengers Bill—Second reading.”

“Land Act Amendment Bill—Second reading.”

“Licensed Publicans Acts Amendment Bill—Second reading.”

“Youthful Offenders Bill—Second reading.”

“Industrial Schools Bill—Second reading.”

“Governor's Salary Reduction Bill—To be further considered in Committee.”

“Ways and Means—To be further considered in Committee.”

“Criminal Law Procedure Bill—Second reading.”

“Supply—To be further considered in Committee.”

“Mining Associations Act Amendment Bill—Second reading.”

“Volunteer Corps Bill—Second reading.”

“Railway Management Bill—Second reading.”

“Customs Laws Amendment Bill—Second reading.”

GOLD PROSPECTORS' COMMITTEE.—Mr. Frazer moved, pursuant to notice given by Mr. B. G. Davies, That the quorum of the Committee on Gold Prospectors be reduced from five to three members.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 2.		Noes, 15.	
<i>Tellers.</i>		Mr. Cohen,	Capt. Mac Mahon,
Mr. Lalor,		Mr. Gavan Duffy,	Mr. McDonald,
Mr. Edwards.		Dr. Evans,	Mr. Mollison,
		Mr. Francis,	Mr. O'Shanassy,
		Mr. Haines,	Mr. Wood.
		Mr. Ireland,	<i>Tellers.</i>
		Mr. J. Johnson,	Mr. Anderson,
		Mr. J. S. Johnston,	Mr. Levey.

It appearing from the report of the Tellers that a quorum of Members was not present, Mr. Speaker, at a quarter to one o'clock, adjourned the House, without question first put, until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

---

THURSDAY, 19<sup>TH</sup> MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present Session of Parliament, upon the Bill intituled "*An Act to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively and to extend and apply other existing Acts thereto,*" together with the Minutes of Evidence taken before such Committee.

(Signed)

J. F. PALMER.

President.

Legislative Council Chamber,  
Melbourne, 19th March, 1863.

On the motion of Mr. Francis, the Assembly ordered that copies of the Report and Evidence be transmitted to the Legislative Council as requested by the above Message.

3. SANDHURST MINING BOARD.—Mr. Strickland moved, pursuant to notice, That there be laid upon the Table of the House, copies of all correspondence, reports, and papers connected with the proposal of the Government to remove the Sandhurst Mining Board from the room in which they at present hold their meetings.

Question—put and resolved in the affirmative.

4. GOLD PROSPECTORS.—Question—That the quorum of the Committee on Gold Prospectors be reduced from five to three Members—put.  
Assembly divided.

Ayes, 20.

Mr. J. Davies,	Mr. Orr,
Mr. Don,	Dr. Owens,
Mr. Edwards,	Mr. Ramsay,
Mr. Frazer,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. L. L. Smith,
Mr. Grant,	Mr. Strickland,
Mr. Heales,	Mr. Wright.
Mr. Houston,	
Mr. Humffray,	<i>Tellers.</i>
Mr. McLellan,	Mr. Gillies,
Mr. Orkney,	Mr. Weeks.

Noes, 22.

Mr. Cathie,	Mr. McDonald,
Mr. Cohen,	Mr. Mollison,
Dr. Evans,	Mr. O'Connor,
Mr. Francis,	Mr. O'Grady,
Mr. Haines,	Mr. O'Shanassy,
Mr. Howard,	Mr. A. J. Smith,
Mr. Ireland,	Mr. Tucker,
Mr. Levey,	Mr. Wood.
Mr. Loader,	
Dr. Mackay,	<i>Tellers,</i>
Capt. Mac Mahon,	Mr. Anderson,
Mr. McCulloch,	Mr. J. S. Johnston.

And so it passed in the negative.

5. WINTER'S FOREST ROAD.—Dr. Mackay moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate a sufficient sum of money for clearing and draining the road through Winter's forest in North Gipps Land.

Debate ensued.

Motion by leave withdrawn.

6. MR. BROOKE.—Mr. Grant moved, pursuant to notice, That the Honorable Member for West Geelong, Mr. Brooke, be excused from further attendance during the present session, owing to urgent business necessitating the Honorable Member's temporary absence from the colony.

Question—put and resolved in the affirmative.

7. REFRESHMENT ROOMS.—The Order of the Day for the consideration in Committee of the whole Assembly of the several Reports from the Joint Committee on Refreshment Rooms having been read, on the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

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

Ordered—That the Report be received to-morrow.

8. SUPREME COURT COSTS BILL.—Dr. Mackay moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative—Bill read a second time.  
 Dr. Mackay moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Dr. Mackay Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, on Thursday, 26th March instant, again resolve itself into the said Committee.
9. SUPREME COURT BILL.—Dr. Mackay moved, That this Bill be now read a second time.  
 Question—put and resolved in the affirmative—Bill read a second time.  
 Dr. Mackay moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Dr. Mackay Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same without amendment.  
 Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Dr. Mackay, read a third time and passed.  
 Dr. Mackay moved, That the following be the title of the Bill:—*An Act to amend the Practice and Procedure of the Crown side of the Supreme Court and for the regulation of the Crown Office of the said Court*  
 Question—put and resolved in the affirmative.  
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—  
*“Mariners Examination Bill—Second reading,”* until Friday, 27th March instant;  
*“Mr. P. C. Buckley—Motion respecting—Resumption of debate,”* and  
*“Imprisonment for Debt Bill—Second reading,”* until Thursday, 26th March inst.
11. EAST COLLINGWOOD IMPROVEMENT BILL.—The Order of the Day for the resumption of the debate on the consideration of the Report from the Select Committee on this Bill having been read—Question—That the Assembly agree with the Select Committee in their amendments in this Bill—put and resolved in the affirmative.
12. PUNISHMENT OF FRAUDS BILL.—Mr. Mollison moved, That this Bill be now read a second time  
 Question—put and resolved in the affirmative—Bill read a second time.  
 Mr. Mollison moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. Mollison Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Assembly ordered the same to be read a third time Tuesday, 24th March instant.
13. COLONIAL WINES BILL.—The Order of the Day for the consideration in Committee of the whole Assembly of the following Resolutions, viz. :—  
 (1.) That, in the opinion of this Committee, it is expedient that the manufacture of Colonial wine should be encouraged.  
 (2.) That it is expedient that vigneron and persons other than licensed publicans should be allowed to sell, by retail, Colonial wine, under such restrictions as the Legislature may determine.  
 (3.) That a Bill be brought in to effect these objects,  
 having been read, on the motion of Mr. Levey Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
 Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had agreed to the following resolutions, viz. :—  
 (1.) That, in the opinion of this Committee, it is expedient that the manufacture of Colonial wine should be encouraged.  
 (2.) That it is expedient that vigneron and persons other than licensed publicans should be allowed to sell, by retail, Colonial wine, under such restrictions as the Legislature may determine.  
 (3.) That a Bill be brought in to effect these objects.  
 And the said resolutions were read a second time and agreed to by the Assembly.
14. ADJOURNMENT.—Mr. Howard moved, That this House do now adjourn.  
 Question—put and resolved in the affirmative.  
 Whereupon the Assembly, at twenty-four minutes to seven o'clock, adjourned until four o'clock to-morrow.

FRAN<sup>o</sup>. MURPHY,  
 Speaker.

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

---

---

FRIDAY, 20<sup>TH</sup> MARCH, 1863.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 56.

TUESDAY, 24TH MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RAILWAY COMMITTEE.—Mr. Houston having moved for and obtained leave to present a Progress Report, brought up a Progress Report from this Committee.  
Report read and ordered to lie on the Table, and to be printed.
3. RIVERINE DISTRICT COMMITTEE.—Mr. Loader having moved for and obtained leave to present a Progress Report, brought up a Progress Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. PAPERS.—Mr. Gavan Duffy presented—
  - Applicants for Allotments of Crown Lands.—Return to an Order of the Legislative Assembly, dated 12th December, 1862, showing the names of all the applicants for allotments of land within the Agricultural Areas open for selection under the Land Act, and the districts in each case.  
Ordered to lie on the Table.
  - Baths, Brighton.—Return to an Order of the Legislative Assembly, dated 11th March instant, for copies of all documents and papers in the office of the Board of Land and Works relative to Mr. Kenny's application for a lease of a portion of the Brighton beach for the erection of baths.  
Ordered to lie on the Table.
  - Geological Surveyor's Report, Gipps Land.—Letter from Mr. Selwyn respecting the entrance to the Lakes, Gipps Land.  
Read.—Ordered to lie on the Table.
  - Mr. Gavan Duffy presented, by command of His Excellency the Governor—  
Appointment of Arbitrators.—Copy circulars addressed to the County Court Judges in relation to the appointment of Arbitrators under the Land Act.  
Ordered to lie on the Table.
5. PETITIONS.—The following Petitions, praying that the House might take into consideration and adopt the amendment in the Licensed Publicans Acts Amendment Bill suggested in the Petitions, and that the said Bill might be altered accordingly and passed without delay, were presented as under.
  - By Mr. Francis, from certain householders and residents in Richmond.
  - By Mr. Grant, from certain householders and residents in Avoca.Severally ordered to lie on the Table.
  - Mr. O'Grady presented a Petition from certain landowners and householders of the municipal district of Kew, praying that, if it should be considered expedient and desirable to erect a National Lunatic Asylum, this House would select some other site than that of the Village Reserve at Kew.  
Ordered to lie on the Table.
  - Mr. O'Grady presented a Petition from the Municipal Council of Kew, under the seal of the Municipality, praying the House would assent to the desire expressed in the last Petition.  
Ordered to lie on the Table.
  - Mr. Tucker presented a Petition from certain members of local committees of common schools in the Kyneton district, and teachers in the same, praying the House to take such action in the matter referred to in the Petition, as might prevent the public school teachers of this colony from being dependent for their payments from the Board on the reports of inspectors.  
Ordered to lie on the Table.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day:—

*“Local Government Bill—Consideration of Report,”*

7. **PASSENGERS BILL.**—Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

WEDNESDAY, 25<sup>TH</sup> MARCH, 1863.

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

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

1. **MELBOURNE AND HOBSON'S BAY RAILWAY BILL.**—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Anderson, read a third time and passed.

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

*“An Act to amend an Act passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria intituled ‘An Act to incorporate a Company to be called ‘The Melbourne and Hobson's Bay Railway Company.’”*

Question—put and resolved in the affirmative.

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

9. **REFRESHMENT ROOMS.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow:—

19<sup>th</sup> March.

(1.) Resolved—That a sum of £100 be granted to Mr. R. Taylor (late stable-keeper at the Parliament Stables) as compensation for the loss of his office, in lieu of a former recommendation.

(2.) Resolved—That a sum of £50 per annum, to date from 5<sup>th</sup> October, be granted to the present stable-keeper as an allowance to cover the expense of a groom.

(3.) That an Address be presented to His Excellency the Governor, requesting that a sufficient sum may be placed upon an Additional Estimate for 1863 to carry out the above resolutions.

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

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

*“Local Government Bill—Consideration of Report,”*

*“Land Act Amendment Bill—Second reading,”*

*“Licensed Publicans Acts Amendment Bill—Second reading,”*

*“Youthful Offenders Bill—Second reading,”*

*“Industrial Schools Bill—Second reading,”*

*“Governor's Salary Reduction Bill—To be further considered in Committee,”*

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

*“Criminal Law Procedure Bill—Second reading,”*

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

*“Mining Association's Act Amendment Bill—Second reading,”*

*“Volunteer Corps Bill—Second reading,”*

*“Railway Management Bill—Second reading,”*

*“Customs Laws Amendment Bill—Second reading,”* and

*“Punishment of Frauds Bill—Consideration of Report,”* until this day;

*“Hawkers and Pedlars Acts Amendment Bill—Consideration of Report,”* until Friday, 27<sup>th</sup> March instant;

*“Succession to Real Estate Bill—Second reading,”*

*“Distress for Rent Bill—Second reading,”*

*“Mining on Private Property Bill—Second reading,”*

*“Contractors and Workmen's Lien Bill—Second reading,”*

*“Accidents Bill—Second reading,”*

*“Probates Bill—Second reading,”*

*“Barristers' Admission Bill—Second reading,”*

*“Impounding Acts Amendment Bill—To be further considered in Committee,”*

*“Mr. Hines—Motion for Address—To be considered in Committee,”* and

*“Officials in Parliament Act Amendment Bill—Second reading,”* until Thursday, 26<sup>th</sup> March instant.

Assembly adjourned at ten minutes past one o'clock until four o'clock p.m. this day.

FRAN. MURPHY,  
Speaker.

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

---

---

WEDNESDAY, 25TH MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—Mr. Ireland, Chairman, brought up the Report from the Committee to which this subject was referred. Report read, and, together with the Proceedings and Minutes of Evidence, ordered to be printed.
3. RIVERINE DISTRICTS COMMITTEE.—Mr. Loader having moved for and obtained leave to bring up a Progress Report, brought up a Second Progress Report from this Committee. Ordered to lie on the Table, and to be printed.
4. TRANSPORTATION.—Mr. O'Shanassy moved, pursuant to notice, That this House do agree to the following Address, viz. :—

*To Her Most Gracious Majesty the Queen.*

MAY IT PLEASE YOUR MAJESTY—

We Your Majesty's dutiful and loyal subjects, the members of the Legislative Assembly of Victoria in Parliament assembled, beg leave to approach Your Majesty with renewed assurances of our loyalty and affection.

We desire to make known to Your Majesty that we have learned with the utmost alarm that the subject of transportation to the Australian Colonies has once more engaged the attention of the Imperial Government.

That in the discharge of our solemn duty to this country in its highest interest, we feel bound to emphatically protest against the revival or continuance of transportation to any part of the Australian Continent or adjoining settlements.

That we look back with horror to the atrocious crimes perpetrated after the discovery of our gold fields by a host of criminals who suddenly appeared amongst our community from adjacent penal colonies, and the remembrance of the state of society engendered by their presence is as yet too vivid to permit of our submitting to the resumption of transportation to any part of Australia without the prompt expression of our firm determination to offer all the resistance in our power to so terrible a calamity.

That this country is only now beginning to reap the advantages of the vast expenditure she has incurred, and the stringent laws she has passed to arrest the career of these criminals, and it would be disheartening beyond endurance were she again forced to combat the same dangers from which she has been rescued at such great cost—a condition imposed upon her by her proximity to those settlements where British criminals had been sent.

That this House, by its generous and successful efforts in the cause of Australian Exploration having opened up a vast territory for the highest purposes of civilization, can scarcely conceive that Your Majesty's Government would render, by the establishment of penal settlements, these glorious discoveries the means of inflicting upon a free people a deadly moral injury.

That while the gold fields of this colony present such powerful attractions, it is immaterial whether convicts be landed in Victoria or on the most remote shore of this continent, as no means, even honestly conceived and strictly carried out, can succeed in confining them within the limits of any settlement to which they may be deported. Thus transportation to any portion of Australia, or to any of the adjoining settlements, would practically be transportation to Victoria, and would thus necessarily be injurious to the moral welfare of her people, increase their burdens, impede free immigration, provoke exceptional legislation, and tend to alienate the affections of her inhabitants from the Mother Country.

We, therefore, pray that Your Majesty will be graciously pleased to refuse Your Royal sanction to any proposal for the continuance or revival of transportation to any portion of Your Majesty's Australian Possessions.

Question—put and resolved in the affirmative.

Ordered—that the Address now agreed to by the House be presented to His Excellency the Governor by Mr. Speaker, and that His Excellency be requested to transmit the same to Her Majesty's Principal Secretary of State for the Colonies for presentation to Her Majesty.

Votes  
25/3/1863

5. PASSENGERS BILL.—Mr. Anderson moved, by leave of the Assembly, that it be an instruction to the Committee of the House on the Bill to regulate Immigration into Victoria, and the Passenger Trade thereof, that they have power to divide the Bill into two Bills. Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day—Government Business—be postponed until after the consideration of the second Notice of Motion—General Business—on the Paper for to-day.
7. PARTNERSHIPS COMMITTEE.—Dr. Mackay moved, pursuant to notice, That the name of Mr. Wood, be added to the Committee on Partnerships. Question—put and resolved in the affirmative.
8. WAYS AND MEANS.—The House according to Order resolved itself into the Committee of Ways and Means. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions. Ordered—That the Report be received to-morrow. Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again. Resolved—That this House will, on Friday, 27th March instant again resolve itself into the said Committee.
9. LOCAL GOVERNMENT BILL.—The several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly. Mr. Frazer moved that Clause XL. be amended by omitting all the words after “force” in the 8th line to and inclusive of the word “votes” in the 14th line of this Clause. Debate ensued. Question—That the words proposed to be omitted stand part of the Clause—put. Assembly divided.

Ayes, 27.

Mr. Anderson,	Mr. Nicholson,
Mr. Cathie,	Mr. Orkney,
Mr. J. Davies,	Mr. Orr,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. J. T. Smith,
Mr. Foott,	Mr. W. C. Smith,
Mr. Haines,	Mr. Snodgrass,
Mr. Howard,	Mr. Tucker,
Mr. Ireland,	Mr. Wilson,
Mr. Kirk,	Mr. Wood.
Mr. Lalor,	
Dr. Mackay,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. McDonald,	Mr. Levey,
Mr. Mollison,	Mr. J. S. Johnston.

Noes, 11.

Mr. Don,	Mr. Weeks,
Mr. Frazer,	Mr. Wright.
Mr. Heales,	
Mr. Higinbotham,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. Nixon,	Mr. Houston,
Mr. O'Grady,	Mr. McLellan.

And so it was resolved in the affirmative.

Mr. Macgregor moved, That the following words, viz.: “or occupying or residing upon Crown Lands (not subject to any right of pre-emption) for the purpose only of mining or of carrying on any trade or business thereon” be inserted after the word “only” in line 9 of Clause CLXXIV.

Debate ensued.

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

Mr. Lalor moved, That the following words, viz., “Provided also that every tenant or occupier who shall have paid any rates made or levied upon him in accordance with the provisions of this Act shall be entitled to deduct and set off from the rent to be paid by him in respect of such holding one half of the amount of such rates so paid by him,” be inserted after the word “aforesaid” in line 11 of Clause CLXXIV.

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

Assembly divided.

Ayes, 17.

Mr. Berry,	Mr. O'Grady,
Mr. Don,	Mr. Orr,
Mr. Foott,	Mr. W. C. Smith,
Mr. Frazer,	Mr. Tucker,
Dr. Girdlestone,	Mr. Wright.
Mr. Heales,	
Mr. Higinbotham,	
Mr. Houston,	<i>Tellers.</i>
Mr. Lalor,	Mr. Grant,
Mr. Macgregor,	Mr. Weeks.

Noes, 21.

Mr. Cathie,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. Orkney,
Dr. Evans,	Mr. O'Shanassy,
Mr. Haines,	Mr. A. J. Smith,
Mr. Howard,	Mr. L. L. Smith,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Kirk,	
Dr. Mackay,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. McDonald,	Mr. Anderson,
Mr. McLellan,	Mr. Levey.

And so it passed in the negative.

Mr. Frazer moved, That Clause CCX. be amended by leaving out of the 6th line the words "hundred pounds" and inserting the words "thirds of the cost of construction" instead thereof.

Question—That the words proposed to be omitted stand part of the clause—put.  
Assembly divided.

Ayes, 16.		Noes, 19.	
Mr. Gavan Duffy,	Mr. Nicholson,	Mr. Berry,	Mr. Orr,
Dr. Evans,	Mr. Orkney,	Mr. Don,	Mr. A. J. Smith,
Mr. Haines,	Mr. O'Shanassy,	Mr. Foott,	Mr. L. L. Smith,
Mr. Higinbotham,	Mr. Wilson,	Mr. Frazer,	Mr. Snodgrass,
Mr. Howard,	Mr. Wood.	Dr. Girdlestone,	Mr. Tucker,
Mr. Ireland,		Mr. Heales,	Mr. Wright.
Mr. Levey,	<i>Tellers.</i>	Mr. Kirk,	
Dr. Mackay,	Mr. Anderson,	Mr. Macgregor,	
Capt. Mac Mahon,	Mr. J. S. Johnston.	Mr. McLellan,	<i>Tellers.</i>
		Mr. Nixon,	Mr. Houston,
		Mr. O'Grady,	Mr. Weeks.

And so it passed in the negative.

Question—That the words proposed to be inserted in the place of the words omitted be so inserted, proposed—

Mr. Ireland proposed, That the words proposed to be inserted be omitted from the proposed amendment, with a view to insert instead thereof the words "hundred and ten pounds."  
Debate ensued.

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

THURSDAY, 26TH MARCH, 1863.

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

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

Question—That the words first proposed to be inserted in the place of the words omitted stand part of the amendment—put.

Assembly divided.

Ayes, 17.		Noes, 21.	
Mr. Don,	Mr. Orr,	Mr. Cathie,	Mr. Mollison,
Mr. Foott,	Mr. A. J. Smith,	Mr. Gavan Duffy,	Mr. Nicholson,
Mr. Frazer,	Mr. L. L. Smith,	Dr. Evans,	Mr. Orkney,
Dr. Girdlestone,	Mr. Tucker,	Mr. Haines,	Mr. O'Shanassy,
Mr. Heales,	Mr. Wright.	Mr. Higinbotham,	Mr. Snodgrass,
Mr. Houston,		Mr. Howard,	Mr. Wilson,
Mr. Kirk,		Mr. Ireland,	Mr. Wood.
Mr. McLellan,	<i>Tellers.</i>	Mr. J. Johnson,	
Mr. Nixon,	Mr. Berry,	Mr. J. S. Johnston,	
Mr. O'Grady,	Mr. Weeks.	Mr. Loader,	<i>Tellers.</i>
		Capt. Mac Mahon,	Mr. Anderson,
		Mr. Macdonald,	Mr. Levey.

And so it passed in the negative.

Question—That the words "hundred and ten pounds" proposed to be inserted in the place of the words omitted be so inserted—proposed.

Mr. Frazer moved, That the proposed amendment be further amended by omitting therefrom the word "ten" and inserting instead thereof the words "ninety-nine."

Debate ensued.

Question—That the word proposed to be omitted from the proposed amendment stand part thereof—put and resolved in the affirmative.

Question—That the words "hundred and ten pounds" be inserted in Clause CCX. in the place of the words omitted—put and resolved in the affirmative.

Mr. Frazer moved, That Clause CCLXVI. be amended by leaving out the words "one thousand" from the 4th line thereof, and inserting the words "five hundred" instead thereof.

Debate ensued.

Question—That the words proposed to be omitted stand part of the amendment—put.  
Assembly divided.

Ayes, 20.		Noes, 10.	
Mr. Cathie,	Mr. Nicholson,	Mr. Don,	Mr. L. L. Smith,
Mr. Gavan Duffy,	Mr. Orkney,	Dr. Girdlestone,	Mr. Wright.
Dr. Evans,	Mr. O'Shanassy,	Mr. Heales,	
Mr. Haines,	Mr. A. J. Smith,	Mr. Houston,	<i>Tellers.</i>
Mr. Howard,	Mr. Snodgrass,	Mr. McLellan,	Mr. Frazer,
Mr. Ireland,	Mr. Tucker,	Mr. Nixon,	Mr. Orr.
Mr. J. S. Johnston,	Mr. Wood.		
Mr. Kirk,			
Capt. Mac Mahon,	<i>Tellers.</i>		
Mr. McDonald,	Mr. Levey,		
Mr. Mollison,	Mr. Anderson.		

And so it was resolved in the affirmative.

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendment made on the consideration of the Report.

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

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

Debate ensued.

Question—That this debate be now adjourned—put.  
Assembly divided.

Ayes, 6.		Noes, 26.	
Mr. McLellan,	<i>Tellers.</i>	Mr. Cathie,	Mr. Nicholson,
Mr. Nixon,	Mr. Houston,	Mr. Gavan Duffy,	Mr. O'Grady,
Mr. L. L. Smith,	Mr. Frazer.	Dr. Evans,	Mr. Orkney,
Mr. Wright.		Mr. Haines,	Mr. Orr,
		Mr. Heales,	Mr. O'Shanassy,
		Mr. Howard,	Mr. A. J. Smith,
		Mr. Ireland,	Mr. W. C. Smith,
		Mr. Kirk,	Mr. Snodgrass,
		Mr. Lalor,	Mr. Tucker,
		Mr. Levey,	Mr. Wood.
		Mr. Loader,	
		Capt. Mac Mahon,	<i>Tellers.</i>
		Mr. McDonald,	Mr. Anderson,
		Mr. Mollison,	Mr. J. S. Johnston.

And so it passed in the negative.

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Question—That this Bill do pass—put and resolved in the affirmative.

Mr. Ireland moved, that the following be the title of the Bill :—

*“An Act to establish Road Districts and Shires and generally to provide for the administration of local affairs without the limits of Boroughs.”*

Question—put and resolved in the affirmative.

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

10. EAST COLLINGWOOD IMPROVEMENT BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Don, read a third time and *passed*.

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

*“An Act for the Improvement of the Municipal District of East Collingwood in the Colony of Victoria.”*

Question—put and resolved in the affirmative.

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

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 27th March instant. :—

*“Passengers Bill—To be further considered in committee.”*

*“Land Act Amendment Bill—Second reading.”*

*“Licensed Publicans Acts Amendment Bill—Second reading.”*

*“Youthful Offenders Bill—Second reading.”*

*“Industrial Schools Bill—Second reading.”*

*“Governor's Salary Reduction Bill—To be further considered in Committee.”*

*“Criminal Law Procedure Bill—Second reading.”*

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

*“Mining Associations Act Amendment Bill—Second reading.”*

*“Volunteer Corps Bill—Second reading.”*

*“Railway Management Bill—Second reading.”*

*“Customs Laws Amendment Bill—Second reading.”*

*“Punishment of Frauds Bill—Consideration of Report.”*

Assembly adjourned at sixteen minutes to three o'clock, until four o'clock, p.m., this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 58.

THURSDAY, 26<sup>TH</sup> MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Orr presented a Memorial from certain inhabitants of the Murray and Ovens River Districts, praying the House to take the statements set forth in the Petition into consideration, and adopt such means as might be most expedient to connect those districts with the Port of Melbourne.  
Petition read, and ordered to lie on the Table.  
Mr. Cohen presented a Petition from certain householders and residents in Melbourne and its suburban districts, praying this House might take into consideration and adopt the amendments suggested in the Petition, and that the Licensed Publicans Act amendment Bill might be altered accordingly and passed without delay; or that before passing the said Bill this House might refer the same to the consideration of a Select Committee, who should be empowered to take evidence thereon, and await the Report of such Committee.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Thirteenth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. COLONIAL WINES SALE BILL.—Mr. Levey, pursuant to the order of this House, brought up a Bill intituled "*A Bill to regulate the Sale by Retail of Wine, Cider, and Perry produced in the Colony,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Wednesday, 1st April next.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of Orders of the Day, 1 to 16, be postponed until after the consideration of the 17th Order for to-day.
6. WAYS AND MEANS.—Mr. Lalor reported from the Committee of Ways and Means a certain resolution, which was read and is as follows :—  
*25th March.*  
Resolved—That out of the Consolidated Revenue there be issued and applied from time to time, during the year 1863, in addition to the sums authorised to be issued and applied by an Act passed in this session, numbered CLXII, any sums of money, not exceeding Five hundred thousand pounds, which have been voted by the Legislative Assembly for the service of the year 1863, prior to the passing of a Bill to be brought in for carrying out this resolution.  
And the said resolution was read a second time and agreed to by the Assembly.  
Ordered—That Mr. Haines do prepare and bring in a Bill to carry out the above resolution.
7. CONSOLIDATED REVENUE BILL.—Mr. Haines then brought up a Bill, intituled, "*A Bill to apply out of the Consolidated Revenue the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time to-morrow.

8. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present session of Parliament upon the Bill intituled "*An Act for the improvement of the Municipal District of East Collingwood in the Colony of Victoria,*" together with the Minutes of Evidence taken before such Committee.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 26th March, 1863.

Ordered—That a Message be transmitted to the Legislative Council with copy of the Report and Minutes of Evidence as requested by the said Message.

9. VICTORIAN RAILWAYS—WILLIAMSTOWN BRANCH.—Mr. Howard moved, pursuant to notice, That there be laid on the Table of this House, a Return showing the financial position of the Williamstown Branch of the Victorian Railways, on and from the 31st December, 1861, to 31st December, 1862 : such Return to exhibit cost of construction and maintenance of all works, including Railway Pier and Breakwater. The expenditure on goods and passenger traffic separately, and revenue from goods and passenger traffic separately ; interest on capital invested, and estimate of depreciation in rolling stock, permanent way, buildings, breakwater, pier, and all other works, together with the amount paid for use of steamers engaged in towing vessels to and from the pier.  
Question—put and resolved in the affirmative.
10. GRANT-IN-AID—PRESBYTERIANS.—Mr. Macgregor moved, pursuant to notice, That there be laid upon the Table of the House—  
(1.) Copies of all correspondence between the Department of the Treasurer and the Office of the Registrar-General, and also the representatives of the several Presbyterian denominations, since 1st January, 1862, relative to the census returns of those denominations, and on the subject of the apportionment of the grant in aid of religion among them.  
(2.) A statement of the amount of the grant lapsed as unclaimed by the various denominations in every year since the passing of the Constitution Act to the present time.  
Question—put and resolved in the affirmative.
11. WATER SUPPLY.—Mr. Weeks moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to appoint a Commission to enquire into and report upon the necessity of, and the best means for, supplying water for mining and domestic purposes to the mining districts ; such Commission to consist of scientific and practical men who have had experience in such matters in this country.  
Debate ensued.  
Motion, by leave, withdrawn.
12. LAW REPORTS.—Dr. Mackay moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 a sufficient sum of money for the remuneration of an efficient staff of reporters to report the judgments of their Honors the Judges of the Supreme Court ; for the collection and reprinting of the reserved judgments of the said court since the 1st July, 1851 ; and for the purchase of 1000 copies of the first three volumes of the Statutes of New South Wales, recently published by that colony, omitting the Statutes passed since the last mentioned date ; and for reprinting, in the same form as the last mentioned Statutes, all the Statutes of the Legislature of this colony passed since the 1st July, 1851, down to the end of the present session of the Parliament of this colony ; and also for compiling a sufficient analytical index and digest of the contents of the said three volumes, and of the Statutes of this colony.  
Debate ensued.  
Motion, by leave, withdrawn.
13. CRIMINAL RETURNS.—Dr. Mackay moved, pursuant to *amended* notice, That there be laid on the Table of this House a Return showing the number of committals and the number of convictions of persons for rapes and criminal sexual assaults respectively, on infant females under the age of twelve years, for the years ending the 31st December, 1860 ; 31st December, 1861 ; 31st December, 1862.  
Question—put and resolved in the affirmative.
14. MR. CROOKE AND OTHERS.—Dr. Mackay moved, pursuant to *amended* notice, That a Select Committee be appointed to investigate and report to this House on the claims for compensation of Messrs. Edward Crooke, A. McIntyre, W. J. Smith, and special cases not coming within the provisions of the Act to regulate the Civil Service as may be referred to the Committee, such Committee to consist of Mr. Haines, Mr. Don, Mr. Hood, Mr. Humffray, Mr. Loader, Mr. Mollison, Mr. Sullivan, Mr. Verdon, and Dr. Mackay ; three to form a quorum, with power to send for persons and papers.  
Debate ensued.

Question—put.  
Assembly divided.

Ayes, 9.  
Mr. Edwards,  
Mr. Frazer,  
Dr. Girdlestone,  
Mr. Lalor,  
Dr. Mackay,  
Mr. O'Grady,  
Dr. Owens.  
*Tellers.*  
Mr. McLellan,  
Mr. Weeks.

Noes, 21.  
Mr. Cohen,  
Mr. J. Davies,  
Mr. Francis,  
Mr. Haines,  
Mr. Higinbotham,  
Mr. Lambert,  
Mr. Loader,  
Mr. Macgregor,  
Capt. Mac Mahon,  
Mr. McDonald,  
Mr. Nixon,  
Mr. Orr,  
Mr. O'Shanassy,  
Mr. Richardson,  
Mr. J. T. Smith,  
Mr. Snodgrass,  
Mr. Wood,  
Mr. Woods,  
Mr. Wright.  
*Tellers.*  
Mr. Anderson,  
Mr. J. S. Johnston.

And so it passed in the negative.

15. CIVIL SERVICE APPEALS.—Mr. Higinbotham moved, pursuant to notice—

- (1.) That this House is of opinion that the members of the Board of Appeal, appointed under the 9th clause of the Civil Service Act, acted under a mistaken impression of their duty in taking into their consideration, in addition to the nature of the services performed by the several appellants, the length of time the appellants had been employed in the public service, and the salaries they had been in receipt of, and also in refusing to accede to the applications made by some of the appellants for a personal hearing.
- (2.) That the injustice which has been unintentionally done to the appellants through such mistake, ought, in the opinion of this House, to be remedied, and this House accordingly recommends that a re-hearing of all the said appeals should, if possible, be granted.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at twenty-five minutes to seven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 59.

FRIDAY, 27<sup>TH</sup> MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. GRANTS TO ROAD BOARDS.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of this House a Return showing the number and names of the Road Boards formed during 1862, and the amount of endowment it is intended each Board shall receive.  
Question—put and resolved in the affirmative.
3. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.  
Ordered—That the Report be received on Tuesday, 31st day of March instant.  
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will, on Tuesday, 31st March instant, again resolve itself into the said Committee.
4. CONSOLIDATED REVENUE BILL.—Mr. Anderson moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Anderson moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Anderson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same without amendment, the Assembly ordered the same to be read a third time Tuesday, 31st March instant.
5. PASSENGERS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had divided the Bill into two Bills, and had gone through one of the said Bills to regulate immigration into Victoria, and agreed to the same with amendments, and that the Committee had also gone through the other of the said Bills to regulate the passenger trade of Victoria, and agreed to the same with amendments, the Assembly ordered the same respectively to be taken into consideration Tuesday, 31st March instant. Bills, as amended, to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“*Land Act Amendment Bill—Second reading,*”  
“*Ways and Means—To be further considered in Committee,*” until Tuesday, 31st March instant;  
“*Licensed Publicans Acts Amendment Bill—Second reading,*” until after the consideration of the 8th Order of the Day.
7. YOUTHFUL OFFENDERS BILL.—Mr. O'Shanassy moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative—Bill read a second time.  
Mr. O'Shanassy moved, That this Bill be committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.

8. INDUSTRIAL SCHOOLS BILL.—Mr. O'Shanassy moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

Resolved—That this House will, on Tuesday, 31st March instant, again resolve itself into the said Committee.

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

“*Licensed Publicans Acts Amendment Bill—Second reading,*”

“*Governor's Salary Reduction Bill—To be further considered in Committee,*”

“*Criminal Law Procedure Bill—Second reading,*”

“*Mining Associations Act Amendment Bill—Second reading,*”

“*Volunteer Corps Bill—Second reading,*”

“*Railway Management Bill—Second reading,*” and

“*Customs Laws Amendment Bill—Second reading,*” until Tuesday, 31st March instant;

“*Water Rights Bill—Second reading,*”

“*Petroleum Storage Bill—Second reading,*”

“*Adulteration of Food Bill—To be further considered in Committee,*”

“*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*”

“*Supreme Court Costs Bill—To be further considered in Committee,*”

“*Imprisonment for Debt Bill—Second reading,*”

“*Succession to Real Estate Bill—Second reading,*”

“*Distress for Rent Bill—Second reading,*”

“*Mining on Private Property Bill—Second reading,*”

“*Contractors and Workmen's Lien Bill—Second reading,*”

“*Accidents Bill—Second reading,*”

“*Probates Bill—Second reading,*”

“*Barristers' Admission Bill—Second reading,*”

“*Impounding Acts Amendment Bill—To be further considered in Committee,*”

“*Mr. Hines—Motion for Address—To be considered in Committee,*”

“*Officials in Parliament Act Amendment Bill—Second reading,*” and

“*Mariners Examination Bill—Second reading,*” until Wednesday, 1st April next;

“*Hawkers and Pedlars Acts Amendment Bill—Consideration of Report,*” and

“*Punishment of Frauds Bill—Consideration of Report,*” until Tuesday, 31st March instant.

Assembly adjourned at seventeen minutes past eleven o'clock until four o'clock p.m. on Tuesday next.

FRAN<sup>d</sup>. MURPHY,  
*Speaker.*

VICTORIA.  


---

  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 60.

TUESDAY, 31ST MARCH, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. O'Shanassy, by leave of Assembly, moved, That the House, at its rising, to-morrow, do stand adjourned until Tuesday, 21st April next.  
Question—put and resolved in the affirmative.
3. PAPERS.—Mr. Haines presented, by command of His Excellency the Governor :—  
Municipalities and Charitable Institutions.—Report of the Commissioners appointed to enquire into the Municipalities and the Charitable Institutions in Victoria.  
Ordered to lie on the Table.
4. PETITIONS.—Mr. Cummins presented a Petition from certain Inhabitants of the Little River, in the County of Grant, praying the House to take the statements set forth in the Petition into its earliest and most serious consideration, with the view of providing a speedy remedy for the same.  
Petition read, and ordered to lie on the Table.  
Mr. J. Davies presented a Petition from certain householders and residents in North Melbourne and Carlton, praying the House might take into consideration and adopt the amendments suggested in the Petition, and that the Licensed Publican's Act Amendment Bill might be altered accordingly and passed without delay; or, that before passing the said Bill, this House might refer the same to the consideration of a Select Committee, who should be empowered to take evidence thereon and await the report of such Committee.  
Ordered to lie on the Table.  
Mr. Foott presented a Petition from the licensed victuallers of Geelong and its vicinity, praying the House to expunge or amend certain clauses in the Licensed Publicans Act Amendment Bill bearing on the grievances set forth in the Petition, viz., the 15th, the 23rd, the 58th, and the 62nd, as being likely, in their present shape, to materially injure the trade of the Petitioners.  
Ordered to lie on the Table.
5. SUPPLY—FURTHER SUPPLEMENTARY ESTIMATES FOR 1862.—Mr. Lalor reported from the Committee of Supply certain Resolutions, which were read, and are as follow:—  
27th March.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the Further Additional Supplementary Charges, for the year 1862, for the service hereunder specified, being—

**I.—CHIEF SECRETARY.**

DIVISION No. 19A.

EDUCATION.

Subdivision No. 1.

SALARIES.

Inspector-General, from 1st October to 31st December, at £1000 .. .. 250 0 0  
Senior Inspector, at £750, ditto ditto .. .. 187 10 0  
Two Organizing Inspectors, at £650, ditto ditto .. .. 325 0 0  
Three Inspectors, at £600, ditto ditto .. .. 450 0 0  
One Inspector, at £500, from 11th October .. .. 111 11 2  
Secretary, at £700, from 1st October .. .. 175 0 0  
Accountant, at £450, from 1st October .. .. 112 10 0  
Clerks—One at £325, one at £300, one at £250, and one at £225, from 1st October .. .. 275 0 0  
Clerk, at £100, from 17th October .. .. 20 13 11  
Housekeeper, at £100, from 1st October .. .. 25 0 0

	£	s.	d.		£	s.	d.
1,932	5	1					
Subdivision No. 2. Teachers' Salaries and Contingent Expenses ..	57,380	12	11		59,312	18	0

## ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty, on account, towards defraying the charges for the year 1863, for the services hereunder specified, being—

<b>I.—CHIEF SECRETARY.</b>		£	s.	d.
DIVISION No. 21.				
EDUCATION.				
Subdivisions No. 1 and No. 2.	..	..	..	..
				25,000 0 0
<b>IV.—TREASURER.</b>				
DIVISION No. 44.				
CHARITABLE INSTITUTIONS.				
Grants in Aid	..	..	..	..
DIVISION No. 45.				
MUNICIPALITIES.				
Grants in Aid	..	..	..	..
				} 15,000 0 0

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges, for the year 1863, for the miscellaneous services hereunder specified, being—

<b>IV.—TREASURER.</b>		£	s.	d.	£	s.	d.
DIVISION No. 47.							
MISCELLANEOUS.							
Subdivisions—( <i>Inalterable</i> ).							
No. 11. Compensation to Mr. Edward Bell	..	650	0	0			
No. 12. Compensation to Mr. J. D. Pinnock	..	3,500	0	0			
No. 13. Compensation to Mr. F. A. Powlett	..	2,000	0	0			
No. 14. Compensation to Mr. Putwain	..	150	0	0			

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

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

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

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

Question—put and resolved in the affirmative.

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

7. IMMIGRATION BILL.—On the motion of Mr. Anderson the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Anderson moved, That the word “time” be inserted after the word “from” in line 3 of Clause VIII of this Bill.

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

Mr. Anderson moved, That the word and letter “marked A” be omitted from line 5 of Clause XII.

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

Mr. Weeks moved, That the figures “12” be omitted from the 2nd and 3rd columns of the Schedule to this Bill, and the figures “15” inserted therein respectively.

Question—That the figures proposed to be omitted stand part of the Schedule—put and negatived.

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

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

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

“ *An Act to regulate Immigration into Victoria.* ”

Question—put and resolved in the affirmative.

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

8. **PASSAGE BROKERS BILL.**—On the motion of Mr. Anderson, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

Mr. Anderson moved, That Schedule G. be amended by leaving out the figures “20” from the last line but one of the first notice to cabin passengers, and inserting the figure “7” instead thereof.

Debate ensued.

Question—That the figures proposed to be omitted stand part of the schedule—put and negatived.

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

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

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

“ *An Act to regulate the Passenger Trade of Victoria.* ”

Question—put and resolved in the affirmative.

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

9.—**YOUTHFUL OFFENDERS BILL.** }

**INDUSTRIAL SCHOOLS BILL.**— } The Order of the Day for the further consideration of these Bills in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bills, and agreed to the same respectively, with amendments, the Assembly ordered the same to be taken into consideration Friday, 24th April next ; Bills as amended to be printed.

10. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled “ *An Act to apply out of the Consolidated Revenue the sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three,* ” without amendment.

(Signed) J. F. PALMER.

Legislative Council Chamber,  
31st March, 1863.

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

“ *Land Act Amendment Bill—Second reading,* ”

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

“ *Ways and Means—To be further considered in Committee,* ” until Tuesday, 21st April next ;

“ *Licensed Publicans Acts Amendment Bill—Second reading,* ”

“ *Governor's Salary Reduction Bill—To be further considered in Committee,* ”

“ *Criminal Law Procedure Bill—Second reading,* ”

“ *Mining Associations Act Amendment Bill—Second reading,* ” until to-morrow ;

“ *Volunteer Corps Bill—Second reading,* ” until Tuesday, 21st April next ;

“ *Railway Management Bill—Second reading,* ” and

“ *Customs Laws Amendment Bill—Second reading,* ” until to-morrow.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at twenty minutes past eight o'clock, adjourned the House, without question first put, until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 61.

WEDNESDAY, 1ST APRIL, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILL.—A Message from the Legislative Council by the Usher of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the Public Bill following, viz. :—

*“ An Act to apply out of the Consolidated Revenue the sum of Five hundred thousand Pounds to the Service of the Year One thousand eight hundred and sixty-three.”*
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Fourteenth Report from this Committee.

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

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present session of Parliament upon the Bill intituled *“ An Act to amend an Act passed in the sixteenth year of the reign of Her present Majesty Queen Victoria, intituled ‘ An Act to incorporate a Company to be called the Melbourne and Hobson’s Bay Railway Company,’ ”* together with the Minutes of Evidence taken before such Committee.

(Signed) J. F. PALMER.

Legislative Council Chamber,  
1st April, 1863.

On the motion of Mr. Anderson, the Assembly ordered that a Message be transmitted to the Legislative Council forwarding copy of the Proceedings and Evidence, as requested by the said Message.
5. RAILWAY TRAFFIC COMMITTEE.—Mr. Frazer moved, by leave of the Assembly, That the evidence taken before the Committee, together with the proceedings of the Committee, be printed.

Debate ensued.

Question—put and resolved in the affirmative.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 21st April, inst. :—

*“ Licensed Publicans Acts Amendment Bill—Second reading.”*  
*“ Governor’s Salary Reduction Bill—To be further considered in Committee.”*  
*“ Criminal Law Procedure Bill—Second reading.”*  
*“ Mining Associations Act Amendment Bill—Second reading.”*  
*“ Railway Management Bill—Second reading.”*  
*“ Customs Laws Amendment Bill—Second reading.”*

7. **GEELONG AND MELBOURNE RAILWAY.**—Mr. Foott moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon certain claims of residents in Ashby for injury done to property by the construction of the Geelong and Melbourne Railway, such Committee to consist of Capt. Mac Mahon, Mr. Ramsay, Mr. Edwards, Mr. Houston, Mr. Lalor, Mr. J. Davies, Mr. Cohen, and the Mover, with power to call for persons and papers; three to form a quorum.

Question—put and resolved in the affirmative.

8. **CIVIL SERVICE ACT—BOARD OF APPEAL.**—Mr. Higinbotham moved, pursuant to notice—  
 (1.) That this House is of opinion that the members of the Board of Appeal, appointed under the 9th clause of the Civil Service Act, acted under a mistaken impression of their duty in taking into their consideration, in addition to the nature of the services performed by the several appellants, the length of time the appellants had been employed in the public service, and the salaries they had been in receipt of, and also in refusing to accede to the applications made by some of the appellants for a personal hearing.  
 (2.) That the injustice which has been unintentionally done to the appellants through such mistake, ought, in the opinion of this House, to be remedied, and this House accordingly recommends that a re-hearing of all the said appeals should, if possible, be granted.

Debate ensued.

Question—put and resolved in the affirmative.

9. **CATTLE TRAFFIC, VICTORIA RAILWAYS.**—Mr. Frazer moved, pursuant to *amended* notice, That a Select Committee be appointed to consider and report upon the best mode of carrying out the objects sought in the Petition presented to this House on the 4th March instant, from certain butchers, graziers, cattle dealers, and others of Ballaarat, Sandhurst, Castlemaine, and Kyneton, such Committee to consist of Capt. Mac Mahon, Mr. Cohen, Mr. John Thomas Smith, Mr. Strickland, Mr. Wilson, Mr. Woods, and the Mover; three to form a quorum, with power to send for persons and papers.

Debate ensued.

Question—put and resolved in the affirmative.

10. **MURRAY RIVER NAVIGATION.**—Mr. Orr moved, pursuant to notice, That the Petition from residents in the Ovens and Murray Districts regarding the opening up of the Murray River for navigation, be referred to the Select Committee appointed to take evidence and report upon the best method of securing to the Victorian Railways the trade of the Riverine Districts of the Murray, Murrumbidgee, and Darling Rivers.

Question—put and resolved in the affirmative.

11. **HAWKERS AND PEDLARS ACTS AMENDMENT BILL.**—On the motion of Mr. Loader, the Assembly agreed to the amendment made by the Committee of the whole in this Bill.

Mr. Loader moved that the following clause be added to the Bill, and stand as Clause VII., viz.:—

“And be it enacted that before the justices assembled as aforesaid shall grant to any applicant for the same a license in the form in the schedule B annexed to this Act such applicant shall enter into a recognizance before such justices or any two of them or any two other justices of the peace or any police magistrate with two sureties (to be approved of by the said justices) each in the sum of twenty pounds such recognizance to be in the form and with the conditions set forth in the schedule hereunto annexed marked C.”

Question—put and resolved in the affirmative

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

Mr. Loader moved that the following schedule be added to the Bill, to stand as schedule C:—

#### SCHEDULE C.

##### FORM OF RECOGNIZANCE

Colony of Victoria }  
to wit. }

Be it remembered That on the \_\_\_\_\_ day of \_\_\_\_\_ 18 \_\_\_\_ A. B.  
 of \_\_\_\_\_ J. K. of \_\_\_\_\_ and L. M. of \_\_\_\_\_ came  
 personally before us D. E. and F. G. Esquires Justices of the Peace acting in and  
 for the Colony of Victoria and acknowledged themselves to owe to our Sovereign Lady  
 the Queen to wit the said A. B. the sum of \_\_\_\_\_ pounds the said J. K. the sum  
 of \_\_\_\_\_ pounds and the said L. M. the sum of \_\_\_\_\_ pounds of lawful  
 money of Great Britain to be respectively levied of their several goods and chattels lands  
 and tenements to the use of our said Lady the Queen Her Heirs and Successors in case  
 default shall be made in performance of the conditions hereunder written.

The conditions of this recognizance are such that whereas A. B. is to be licensed according to the laws in force in the Colony of Victoria to carry goods wares and merchandise for sale by pack-horse or other animal or by cart or other vehicle or by boat or other craft as the case may be within the Colony of Victoria for a period which will expire on the thirty-first day of December next If the said A. B. shall conform in all respects to the provisions of the aforesaid Act during the said period then the said recognizance to be void but if the said A. B. shall be lawfully convicted of any offence

during the said period against the provisions of the said Act or against the provisions of any other Act in force for the time being relating to Hawkers and Pedlars then this recognizance shall remain in full force and effect.

Taken and acknowledged the day and year above written, &c.

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

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

Mr. Loader moved, That the following be the title of the Bill :—*An Act to amend "An Act to repeal the Laws relating to Hawkers and Pedlers in the Colony of New South Wales and to substitute other provisions in lieu thereof."*

Question—put and resolved in the affirmative.

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

12. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the Assembly, at twenty-six minutes to seven o'clock, adjourned until four o'clock p.m. on Tuesday, 21st April instant.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 62.

TUESDAY, 21ST APRIL, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Health Officer—Report for the year ending 31st December, 1862.  
Chief Medical Officer—Report on the Sanitary Station for the year 1862.  
Severally ordered to lie on the Table.  
Mr. Anderson presented—  
Immigration.—Return to an order of the Legislative Assembly, dated 9th December, 1862, for a Monthly Progress Report upon Immigration.  
Mr. Haines presented—  
Constitution Act, Schedule D., part I.—Return to an order of the Legislative Assembly, dated 10th February, 1863, for a detailed statement of the expenditure incurred under schedule D, part 1, of the Constitution Act, for salaries, repairs to Government House, travelling and other expenses, showing how the sum of £5,000 therein mentioned has been expended in each year since 1856 to the 30th June, 1862.  
Presbyterian Correspondence.—Return to an order of the Legislative Assembly, dated 26th March, 1863, for—
  - (1.) Copies of all correspondence between the Department of the Treasurer and the Office of the Registrar-General, and also the representatives of the several Presbyterian denominations, since 1st January, 1862, relative to the census returns of those denominations, and on the subject of the apportionment of the grant in aid of religion among them.
  - (2.) A statement of the amount of the grant lapsed as unclaimed by the various denominations in every year since the passing of the Constitution Act to the present time.Severally ordered to lie on the Table.  
Captain Mac Mahon presented—  
Grants to Road Boards.—Return to an Order of the Legislative Assembly, dated the 27th March, 1863, for a Return showing the number and names of the Road Boards formed during 1862, and the amount of endowment it is intended each Board shall receive.  
Ordered to lie on the Table.
3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Wood, and the same were read and are as follow :—

*Message No. 9.*

HENRY BARKLY,  
*Governor.*

In accordance with the requirements of the 57th Section of the Constitution Act, the Governor recommends that an appropriation be made from the Consolidated Revenue Fund for a retiring allowance to the Master in Equity, and salaries and retiring allowances to the Judges of the Courts of Mines and County Courts.  
Government Offices,  
1863.

Ordered to lie on the Table and to be printed.

*Message No. 10.*

HENRY BARKLY,  
*Governor.*

In accordance with the requirements of the 57th Section of the Constitution Act, the Governor recommends that an appropriation be made from the Consolidated Revenue Fund for the purposes of a Bill to amend "*The Real Property Act.*"  
Government Offices,  
21st April, 1863.

Ordered to lie on the Table and to be printed.

4. RAILWAY ACCIDENTS.—Mr. Houston moved, pursuant to notice, That a return of all accidents which have occurred on the Government Railways from the opening of the first section until the 31st March, 1863, be laid on the Table of this House, showing—
- (1.) Date of each accident.
  - (2.) The result of enquiry (if any) into the cause of each accident.
  - (3.) The amount of compensation asked for in each case.
  - (4.) The amount of compensation awarded or given in each case.
  - (5.) In what way the sums so paid as compensation were arrived at.
- Question—put and resolved in the affirmative.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.  
Ordered—That the report be received to-morrow.  
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.  
Resolved—That this House will to-morrow again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Ways and Means—To be further considered in Committee,*”
  - “ *Volunteer Corps Bill—Second reading,*”
  - “ *Licensed Publicans Acts Amendment Bill—Second reading,*”
  - “ *Governor’s Salary Reduction Bill—To be further considered in Committee,*”
  - “ *Criminal Law Procedure Bill—Second reading,*”
  - “ *Mining Associations Act Amendment Bill—Second reading,*”
  - “ *Railway Management Bill—Second reading,*”
  - “ *Customs Laws Amendment Bill—Second reading,*” and
  - “ *Land Act Amendment Bill—Second reading,*” until to-morrow ;
  - “ *Punishment of Frauds Bill—Consideration of Report,*”
  - “ *Colonial Wines Sale Bill—Second reading,*”
  - “ *Water Rights Bill—Second reading,*”
  - “ *Petroleum Storage Bill—Second reading,*”
  - “ *Adulteration of Food Bill—To be further considered in Committee,*” and
  - “ *Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Thursday, 23rd April instant ;
  - “ *Supreme Court Costs Bill—To be further considered in Committee,*” and
  - “ *Imprisonment for Debt Bill—Second reading,*” until Tuesday, 28th April instant ;
  - “ *Succession to Real Estate Bill—Second reading,*”
  - “ *Distress for Rent Bill—Second reading,*”
  - “ *Mining on Private Property Bill—Second reading,*”
  - “ *Contractors and Workmen’s Lien Bill—Second reading,*”
  - “ *Accidents Bill—Second reading,*”
  - “ *Probates Bill—Second reading,*”
  - “ *Barristers’ Admission Bill—Second reading,*”
  - “ *Impounding Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Mr. Hines—Motion for Address—To be considered in Committee,*”
  - “ *Officials in Parliament Act Amendment Bill—Second reading,*” and
  - “ *Mariners Examination Bill—Second reading,*” until Thursday, 23rd April instant.
- Assembly adjourned at twenty-five minutes past eleven o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 63.

WEDNESDAY, 22ND APRIL, 1863.

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

2. PAPERS.—Mr. Wood presented—

Imprisonment for Debt.—Return to an order of the Legislative Assembly, dated 26th November, 1862, for a Return showing—

- (1.) The number of debtors committed in execution of county court judgments, under the 54th section of the County Court Act, 21 Vict. No. 29.
- (2.) The expense of conveying each debtor to prison, stating whether the debtor was married or single, male or female, the number of days each debtor was incarcerated, the amount of debt, whether the debt was paid or not, and the average cost of maintenance of each debtor in prison for the year 1861.
- (3.) A similar return for the portion of the year ending 1st October, 1862.
- (4.) A like return for the two months ending 31st December, 1862.
- (5.) Similar returns for commitments in execution by justices of the peace for orders under the 22nd section of the County Court Act, showing the same particulars and for the same periods.
- (6.) And the sentences pronounced by justices and the number of persons released under the Insolvency Laws.

Ordered to lie on the Table.

Captain MacMahon presented—

Railway Traffic Superintendent.—Correspondence and declarations respecting.

Ordered to lie on the Table and to be printed.

3. PETITIONS.—Mr. Gillies presented a Petition from the inhabitants of the district of Ballarat, praying the House would not pass the grocer's license in the Licensed Publicans Act Amendment Bill into law, but that it would be pleased to expunge the said clause therefrom as being inimical to the national morality and prosperity.

Ordered to lie on the Table.

Mr. Sullivan presented a Petition from Edward Hammond Hargraves, of Bungarees Norah, Brisbane Water, in the Colony of New South Wales, praying this House would take the statements set forth in the Petition into consideration and take such steps in the matter as to this House might seem just.

Petition read, and ordered to lie on the Table.

4. CROWN LANDS.—RESERVATIONS.—Mr. Brodribb moved, pursuant to notice, for a Return showing the quantity of land reserved under the 5th section of the Land Act 1862, distinguishing town from country land, and temporary from permanent reservations, and specifying in each case the estimated value of the land, the district or town wherein the land is situated, and the purpose of the reservation.

Question—put and resolved in the affirmative.

5. ADJOURNMENT.—Mr. Woods moved, pursuant to notice, 'That the House at its rising this day, do adjourn until Friday next.

Debate ensued.

Question put.

Assembly divided.

Ayes, 26.

Mr. Brodribb, Mr. O'Grady,  
Mr. Cathie, Mr. O'Shanassy,  
Mr. Cohen, Mr. A. J. Smith,  
Mr. Gavan Duffy, Mr. J. T. Smith,  
Dr. Evans, Mr. W. C. Smith,  
Mr. Francis, Mr. Smyth,  
Mr. Haines, Mr. Tucker,  
Mr. J. S. Johnston, Mr. Wilson,  
Capt. Mac Mahon, Mr. Wood,  
Mr. McDonald, Mr. Woods.  
Mr. Mollison,  
Mr. Morton,  
Mr. Nicholson,  
Mr. O'Connor,

Tellers.

Mr. Levey,  
Mr. Anderson.

And so it was resolved in the affirmative.

Noes, 20.

Mr. Berry, Mr. Ramsay,  
Mr. Gillies, Mr. Richardson,  
Dr. Girdlestone, Mr. Sinclair,  
Mr. Heales, Mr. L. L. Smith,  
Mr. Howard, Mr. Strickland,  
Mr. Lambert, Mr. Sullivan,  
Mr. Macgregor, Mr. Wright.  
Mr. McCann,  
Mr. McLellan,  
Mr. Orr,  
Dr. Owens,

Tellers.

Mr. Houston,  
Mr. Grant.

6. REAL PROPERTY ACT ALTERATION BILL.—Mr. Wood moved, pursuant to notice given by Mr. Ireland, That he have leave to bring in a Bill to alter the Real Property Act. Debate ensued. Question—put and resolved in the affirmative. Ordered—That Mr. Attorney-General, Mr. Wood, and Dr. Evans do prepare and bring in the Bill. Mr. Wood then brought up a Bill, intituled, “*A Bill to alter the 'Real Property Act,'*” and moved, That it be now read a first time. Question—put and resolved in the affirmative—Bill read a first time, ordered to be printed, and read a second time Friday, 24th April instant.
7. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow:—  
(21st April.)  
FURTHER SUPPLEMENTARY ESTIMATES FOR 1862.  
Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further supplementary charges for the year 1862, for the services hereunder specified, being—

**I.—CHIEF SECRETARY.**

DIVISION No. 2.

SALARIES.

LEGISLATIVE ASSEMBLY.

Clerk of the 5th class at £180 removed into 4th class at £325—difference .. .. .  
Charwoman at 30s. per week for three months .. .. .

145 0 0  
9 14 3

154 14 3

DIVISION No. 4.

CHIEF SECRETARY'S OFFICE.

Clerk of the 4th class at £350 removed to 3rd class at £450—difference .. .. .

100 0 0

DIVISION No. 5.

REGISTRAR-GENERAL.

No.	Class.
1	3
1	4

REAL PROPERTY BRANCH.

Chief Draftsman at £375, from 12th November .. .. .  
Clerk at £200 from 22nd December .. .. .

51 0 10  
5 7 6

56 8 4

DIVISION No. 6.

POLICE.

Subdivision No. 1.

CHIEF COMMISSIONER'S OFFICE.

Clerk of the 5th class at £180 removed to the 4th class at £250—difference .. .. .

70 0 0

1.—CHIEF SECRETARY—*continued.*

## DIVISION No. 8.

## PENAL.

## Subdivision No. 1.

## INSPECTOR-GENERAL.

Clerk of the 4th class at £350 removed into the 3rd class at £485—difference .. .. .

£ s. d.

£ s. d.

135 0 0

## DIVISION No. 10.

## MEDICAL.

## Subdivision No. 3.

## LUNATIC ASYLUM.

No.	Class	Schedule.	
1	..	..	Superintendent at £610 from 26th August to 31st December .. .. .
2	..	..	Medical Assistants—Two at £300 each, one from 1st September and one from 13th October .. .. .
1	..	..	Head Attendant at £100 from 1st October
6	..	..	Attendants—Six at 30s. per week from 29th September .. .. .
1	..	..	Messenger at 10s. per week from 24th September .. .. .
..	..	..	Extra Assistance, and to provide for annual increases of pay .. .. .

213 3 5

165 6 5

25 0 0

120 17 0

7 1 5

166 0 0

697 8 3

## DIVISION No. 12.

## SHORTHAND WRITER.

Assistant Shorthand Writer—removed from the 3rd Class, at £485, into the 2nd Class, at £600, difference ..

115 0 0

## DIVISION No. 16A.

## SCAB IN SHEEP.

Inspector, at £150, from 3rd November .. .. .

24 3 4

## DIVISION No. 17.

## DEPARTMENTAL CONTINGENCIES.

## Subdivision No. 4.

## CHIEF SECRETARY'S OFFICE.

Clerical Assistance for compiling *Gazette* Index ..

60 0 0

## Subdivision No. 6.

## POLICE.

Travelling Expenses.—To discharge a claim incurred in 1853 and 1854 .. .. .

Forage .. .. .

Conveyance of Escorts by Railway .. .. .

230 8 0

5,000 0 0

450 0 0

5,680 8 0

## Subdivision No. 14.

## MAGNETIC SURVEY.

Travelling Expenses .. .. .

New Instruments .. .. .

Printing Observations of previous years, in such form and extent as the Board of Visitors shall determine, so as best to promote those branches of physical science for which the observations were undertaken .. .. .

150 0 0

120 0 0

1,540 0 0

1,810 0 0

**I.—CHIEF SECRETARY—continued.**

	£	s.	d.	£	s.	d.
<b>DIVISION No. 20.</b>						
<b>ELECTORAL.</b>						
To defray Expenses of Elections for the Provinces, and Allowances to Electoral Registrars .. ..	..			2,000	0	0
<b>DIVISION No. 22.</b>						
<b>GRANTS.</b>						
Subdivisions ( <i>Inalterable</i> ).						
No. 6. Exploration of Australia .. ..	2,290	10	3			
<b>DIVISION No. 23.</b>						
<b>MISCELLANEOUS.</b>						
Subdivision No. 1.						
Maintenance of Deserted Children .. ..	2,000	0	0			
Subdivision No. 5.						
To defray Charges incurred by the Board of Examiners for the Civil Service .. ..	16	9	0			
				2,016	9	0
<b>II.—ATTORNEY GENERAL.</b>						
<b>DIVISION No. 30.</b>						
<b>SHERIFFS.</b>						
<b>SALARIES.</b>						
Subdivision No. 1.						
Sheriff's Deputy and Chief Clerk (in addition to £450)	..			35	0	0
<b>DIVISION No. 30A.</b>						
<b>REAL PROPERTY.—SOLICITORS.</b>						
Two Solicitors—one at £2,000, and one at £1,000, 3 months	..			750	0	0
<b>DIVISION No. 31.</b>						
<b>DEPARTMENTAL CONTINGENCIES.</b>						
Subdivision No. 1.						
<b>THEIR HONORS THE JUDGES.</b>						
For Defence of Prisoners, &c. .. ..	5	5	2			
Subdivision No. 2.						
<b>LAW OFFICERS OF THE CROWN.</b>						
Costs and other Expenses connected with actions, suits, and other legal proceedings .. ..	150	0	0			
Travelling Expenses .. ..	25	0	0			
Incidental Expenses .. ..	10	0	0			
	185	0	0			
<b>III.—MINISTER OF JUSTICE.</b>						
<b>SALARIES.</b>						
<b>DIVISION No. 34.</b>						
<b>CLERKS OF COURTS AND INTERPRETERS.</b>						
Clerk at Castlemaine, at £400, additional .. ..	..			50	0	0
<b>DEPARTMENTAL CONTINGENCIES.</b>						
<b>DIVISION No. 35.</b>						
Subdivision No. 1.						
<b>COUNTY AND OTHER COURTS.</b>						
Allowances to Clerks, who act at more than one Court, &c.	250	0	0			
Subdivision No. 2.						
<b>POLICE MAGISTRATES.</b>						
Allowances to Police Magistrates for Forage and Travelling Expenses .. ..	400	0	0			
Subdivision No. 3.						
<b>CORONERS.</b>						
Fees to Coroners, &c. .. ..	300	0	0			
Fees to Surgeons, &c. .. ..	300	0	0			

**IV.—TREASURER.****SALARIES.****DIVISION No. 36.****TREASURER.****Subdivision No. 1.**

Clerk of the 5th class at £180 removed into 4th class at £200

20 0 0

**Subdivision No. 2.****RECEIVERS AND PAYMASTERS, MELBOURNE.**

Clerk of the 3rd class at £485 removed into 2nd class at £500

15 0 0

35 0 0

**DIVISION No. 37.****STORES AND TRANSPORT.**

Government Storekeeper, in addition to £600 ...

25 0 0

Clerk of the 5th class at £180 removed into 4th class at £300

120 0 0

Clerk of the 5th class at £180 removed into 4th class at £250

70 0 0

215 0 0

**DIVISION No. 43.****DEPARTMENTAL CONTINGENCIES.****Subdivision No. 2.****STORES AND TRANSPORT.**

Clerical Assistance ... ..

20 0 0

**Subdivision No. 3.****GOVERNMENT PRINTER.**

Paper and Parchment ... ..

400 0 0

**Subdivision No. 6.****BARRACK MASTER.**

Stores and Incidental Expenses ... ..

6 13 4

**DIVISION No. 51.****MISCELLANEOUS.****Subdivisions (*Inalterable*).**

No. 22. Allowances to Jurors attending the inquest on the body of the late John Turner ... ..

60 0 0

No. 34. Contribution to the Sufferers by the late fire at Inglewood ... ..

500 0 0

And a further Contribution of like amount so soon as a sum of £1,000 is raised by subscription ...

500 0 0

No. 35. Costs in Action, *Montgomery v. the Queen* ...

66 13 6

1,126 13 6

**V.—COMMISSIONER OF CROWN LANDS AND SURVEY.****DIVISION No. 52.****SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.****Subdivision No. 1.****SURVEY BRANCH.**

Clerk of the 4th class at £350, removed into the 3rd class at £450. Difference ... ..

100 0 0

Clerk of the 5th class at £180, removed into the 4th class at £325. Difference ... ..

145 0 0

(Amount of Compensation received to be refunded.)

245 0 0

**Subdivision No. 2.****ADMINISTRATIVE BRANCH.**

Clerk of the 4th class at £350, removed into the 3rd class at £450. Difference... ..

100 0 0

(Amount of Compensation received to be refunded.)

## VI.—COMMISSIONER OF PUBLIC WORKS.

### DIVISION No. 59.

#### WORKS AND BUILDINGS.

##### Subdivision No. 1. (*Inalterable.*)

##### WHARVES, JETTIES, AND HARBORS.

No. 13. For Life Boat Shed, &c., at Port Albert (in lieu of Item No. 9, not to be expended) .. ..

£	s.	d.	£	s.	d.
..			500	0	0

##### Subdivision No. 9.

#### LIGHTHOUSES AND LIGHTSHIPS.

No. 3. Towards the Gabo Island Lighthouse, expenses incurred on account of Lantern .. ..

..			113	10	1
----	--	--	-----	----	---

## VIII.—POSTMASTER-GENERAL.

### DIVISION No. 71.

#### POST OFFICES.

##### Subdivision No. 1.

##### GENERAL POST OFFICE.

Seven Clerks of the 5th Class at £180, removed into the 4th Class—

Three at £275, three at £250, one at £225. Difference .. ..

..			540	0	0
----	--	--	-----	---	---

## IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.

### DIVISION No. 76 A.

#### RAILWAYS.

##### PRELIMINARY SURVEYS.

Salaries, Wages, and Contingencies of Engineers and others engaged on Preliminary Surveys .. ..

..			100	0	0
----	--	--	-----	---	---

### DIVISION No. 78.

##### Subdivision No. 2.

##### TRAFFIC SUPERINTENDENT'S OFFICE AND STATIONS.

Compensation to Mark Pagett for injuries sustained at the Geelong Railway Station, on the 1st October, 1861 .. ..

..			100	0	0
----	--	--	-----	---	---

### DIVISION 80 A.

#### ROAD WORKS AND BRIDGES.

To meet liabilities on account of the year 1860 .. ..

1,037	0	0
-------	---	---

To meet liabilities on account of the year 1861 .. ..

8,086	0	0
-------	---	---

(Under votes of those years.)

9,123	0	0
-------	---	---

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

## ADDITIONAL ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges for the year 1863, for the several services hereunder specified, being—

## I.—CHIEF SECRETARY.

			SALARIES.		£	s.	d.	£	s.	d.
			DIVISION NO. 2.							
			LEGISLATIVE ASSEMBLY.							
1	4	...	Clerk at £325, instead of one of the 5th class at £180, difference ...		...			145	0	0
			DIVISION NO. 4.							
			CHIEF SECRETARY'S OFFICE.							
1	3	...	Clerk at £450, instead of one of the 4th class at £350, difference ...		100	0	0			
1	...	3rd	Despatch Clerk, in addition to £200 ...		50	0	0			
								150	0	0
			DIVISION NO. 5.							
			REGISTRAR-GENERAL AND REGISTRAR OF SUPREME COURT.							
			REAL PROPERTY BRANCH.							
1	3	...	Draftsman ...		393	6	8			
1	4	...	Assistant Draftsman ...		200	0	0			
1	4	...	Clerk ...		225	0	0			
1	5	...	Clerk ...		80	0	0			
1	...	...	Messenger ...		50	0	0			
								948	6	8
			DIVISION NO. 6.							
			POLICE.							
			Subdivision No. 1.							
			CHIEF COMMISSIONER'S OFFICE.							
1	2	...	Clerk—increment ...		16	13	4			
2	4	...	Clerks at £200—£50 additional each ...		100	0	0			
1	4	...	Clerk at £225 instead of one of the 5th class at £180, difference ...		45	0	0			
			Subdivision No. 2.		161	13	4			
			GENERAL POLICE.							
2	...	...	Additional pay to two Constables employed as Horsebreakers, at 1s. per day ...		36	10	0			
								198	3	4
			DIVISION NO. 8.							
			PENAL.							
			Subdivision No. 1.							
1	3	...	Clerk at £485, instead of one of the 4th class at £350, difference ...		...			135	0	0
			DIVISION NO. 10.							
			MEDICAL.							
			Subdivision No. 3.							
			LUNATIC ASYLUM.							
1	1	...	Superintendent ...		800	0	0			
2	...	...	Medical Assistants at £300 ...		600	0	0			
7	...	3rd	Working Attendants at £78 ...		546	0	0			
1	...	3rd	Farm Bailiff, with two rations ...		100	0	0			
								2,046	0	0
			DIVISION NO. 12.							
			SHORTHAND WRITER.							
1	2	...	Assistant at £600, instead of one of the 3rd class at £485, difference ...		...			115	0	0
			DIVISION NO. 14.							
			BOTANIC GARDENS.							
1	4	...	Assistant—increment ...		...			25	0	0
			DIVISION NO. 16.							
			AUDIT OFFICE.							
			Increment to 4th class Clerks ...		3	17	6			
			Ditto to 5th class Clerks ...		11	8	8			
								15	6	2

I.—CHIEF SECRETARY—*continued.*

## DEPARTMENTAL CONTINGENCIES.

## DIVISION No. 18.

## Subdivision No. 5.

## REGISTRAR-GENERAL.

## REAL PROPERTY BRANCH.

Clerical Assistance	...	...	...	...	500	0	0
Unforeseen Contingencies	...	...	...	...	400	0	0

## Subdivision No. 6.

## GENERAL POLICE.

Conveyance of Escorts by Rail	...	...	...	...	1,040	0	0
-------------------------------	-----	-----	-----	-----	-------	---	---

## Subdivision No. 12.

## PUBLIC LIBRARY.

Books and Binding, in addition	...	...	...	...	1,500	0	0
Purchase of Books for the Loan Department, &c.	...	...	...	...	500	0	0

900 0 0

1,040 0 0

1,500 0 0

500 0 0

2,000 0 0

## DIVISION No. 19.

Aborigines, in addition to £6,500	...	...	...	...	...	...	400 0 0
-----------------------------------	-----	-----	-----	-----	-----	-----	---------

## DIVISION No. 22.

## GRANTS.

## Subdivisions

No. 3. Purchase of Books, &c., in addition to £2000	...	...	...	...	1,000	0	0
---	-----	-----	-----	-----	-------	---	---

No. 5. For the introduction of Alpacas (to renew unexpired vote of 1861)	...	...	...	...	1,400	0	0
--	-----	-----	-----	-----	-------	---	---

No. 6. Botanic Gardens, Ballarat	...	...	...	...	1,000	0	0
----------------------------------	-----	-----	-----	-----	-------	---	---

3,400 0 0

## DIVISION No. 23.

## MISCELLANEOUS.

## Subdivision No. 4.

Expenses of Board of Examiners under the <i>Civil Service Act</i> , including allowance of £50 to the Secretary	...	...	...	...	...	...	75 0 0
---	-----	-----	-----	-----	-----	-----	--------

## Subdivision No. 5.

Rewards under the <i>Dog Act</i>	...	...	...	...	...	...	700 0 0
----------------------------------	-----	-----	-----	-----	-----	-----	---------

## II.—ATTORNEY-GENERAL.

## DIVISION No. 30.

## Subdivision No. 1.

## SHERIFFS.

Sheriff's Deputy and Chief Clerk (in addition)	...	...	...	...	...	...	35 0 0
--	-----	-----	-----	-----	-----	-----	--------

## III.—MINISTER OF JUSTICE.

## DIVISION No. 35.

## CLERKS OF COURTS AND INTERPRETERS.

Clerks—Item—13 of the 3rd Class, £5,403 6s. 8d.—in addition £50—increment £18 6s. 8d.	...	...	...	...	68	6	8
---	-----	-----	-----	-----	----	---	---

Clerk, increment	...	...	...	...	25	0	0
------------------	-----	-----	-----	-----	----	---	---

68 6 8

25 0 0

93 6 8

## IV.—TREASURER.

	£	s.	d.	£	s.	d.
<b>DIVISION No. 37.</b>						
<b>SALARIES.</b>						
Subdivision No. 1.						
TREASURER'S OFFICE.						
Clerk, 4th class, instead of one of the 5th class, additional and increment ... ..	45	0	0			
Subdivision No. 2.						
RECEIVERS AND PAYMASTERS.						
<i>Melbourne.</i>						
Clerk, 2nd class, instead of one of the 3rd class, additional and increment ... ..	31	13	4			
<i>Smythesdale.</i>						
Receiver and Paymaster, from 1st February, at £450 ...	412	10	0			
<b>DIVISION No. 38.</b>						
<b>STORES AND TRANSPORT.</b>						
Clerk, 4th class at £300, instead of one of the 5th class, £180—difference ... ..	120	0	0			
Clerk, 4th class, at £250, instead of one of the 5th class, £180—difference ... ..	70	0	0			
	444	3	4	489	3	4
<b>DIVISION No. 40.</b>						
<b>MILITARY ESTABLISHMENTS.</b>						
Subdivision No. 1.						
To meet claims against the Vote for 1860 ... ..				365	8	9
<b>DIVISION No. 40a.</b>						
<b>ROYAL ENGINEERS.</b>						
Colonel Commanding, for six months, at £900 per annum ...				450	0	0
<b>DIVISION No. 41.</b>						
<b>DEPARTMENTAL CONTINGENCIES.</b>						
Subdivision No. 2.						
STORES AND TRANSPORT.						
Occasional Clerical Assistance ... ..	200	0	0			
Transport by Railways ... ..	1,500	0	0			
	1,700	0	0			
Subdivision No. 3.						
GOVERNMENT PRINTER.						
Type and Printers' Furniture, in addition ... ..	500	0	0	2,200	0	0
<b>DIVISION No. 47.</b>						
<b>MISCELLANEOUS.</b>						
Subdivisions—( <i>Inalterable</i> ).						
No. 5. Reward for opening up a Route to the Jordan Gold Fields, in addition to £100 ... ..	400	0	0			
No. 8. For the purchase of Land required as a Roadway to certain allotments at North Ballaarat ... ..	78	15	0			
No. 9. To reimburse Constable Byrne expenses incurred in defending an action for false imprisonment ...	10	19	6			
No. 10. Expenses of appeal in the case of <i>Dill v. Murphy</i> ...	500	0	0			
No. 15. Expenses of Pounds ... ..	260	0	0			
No. 16. As Queen's Plate ... ..	200	0	0			
				1,449	14	6

<b>V.—COMMISSIONER OF CROWN LANDS AND SURVEY.</b>		£	s.	d.	£	s.	d.
DIVISION No. 48.							
Subdivision No. 1. SURVEY BRANCH.							
District Surveyor, in addition to £550 voted ...	...	50	0	0			
Clerk of the 3rd class, at £450, instead of one of the 4th class, at £350—difference ...	...	100	0	0			
Clerk of the 4th class, at £325, instead of one of the 5th class, at £180—difference ...	...	145	0	0			
		295			0	0	
Subdivision No. 2. ADMINISTRATIVE BRANCH.							
Clerk of the 3rd class, at £450, instead of one of the 4th class, at £350—difference ...	...	100	0	0			
					395	0	0
DIVISION No. 49.							
DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 1.							
SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.							
Additional Temporary Clerks and Draftsmen for the preparation of Deeds of Grant and Leases under the Land Act and Real Property Act ...	...				1,400	0	0
DIVISION 50a.							
Survey of Runs ...	...				14,000	0	0
=====							
<b>VI.—COMMISSIONER OF PUBLIC WORKS.</b>							
DIVISION No. 56.							
WORKS AND BUILDINGS.							
Subdivision No. 1.							
WHARVES, JETTIES AND HARBORS.							
Extension of the Pier at Schnapper Point ...	...	1,800	0	0			
Extension and Repairs of Yarra-street Jetty, Geelong ...	...	1,000	0	0			
		2,800			0	0	
Subdivision No. 9							
LIGHTHOUSES AND LIGHTSHIPS.							
3. For taking down Lower Lighthouse at Queenscliff and erecting it at Point Lonsdale ...	...	200	0	0			
Subdivision No. 19.							
MISCELLANEOUS.							
13. Repairs to Parliament Houses, including Fittings and Furniture ...	...	1,200	0	0			
14. Removing Rocks near the entrance of Port Phillip Heads ...	...	2,000	0	0			
15. Disinfecting Apparatus and Building for the same at Sanitary Station, Point Nepean ...	...	450	0	0			
16. For Quarters, &c., at the new Observatory, Melbourne ...	...	1,500	0	0			
		5,150			0	0	
DIVISION No. 56.							
Subdivisions							
No. 3. Gaol, Beechworth ...	...	553	15	2			
No. 9. Lighthouse at Shortland's Bluff, &c. ...	...	668	3	9			
No. 9. Repairs and Additions to Lighthouses ...	...	11	6	9			
No. 17. Water Supply, &c., to the Gold Fields...	...	1,778	17	8			
		3,012			3	4	

<b>VII.—COMMISSIONER OF TRADE AND CUSTOMS.</b>		£	s.	d.	£	s.	d.
DIVISION No. 59.							
LIGHTHOUSES.							
Subdivision No. 5.							
LONSDALE REEFS.							
Keeper, at 7s. per diem	... ..					127	15 0
DIVISION No. 64.							
Subdivision No. 1.							
CUSTOMS.							
Towards the Purchase of Twenty-seven sets of Weights and Measures, and for carrying out the provisions of the Weights and Measures Act No. CLI.						3,000	0 0
<b>VIII.—POSTMASTER-GENERAL.</b>							
DIVISION No. 67.							
POST OFFICES.							
Subdivision No. 1.							
GENERAL POST OFFICE.							
Seven clerks of the 4th class, viz., three at £275, three at £250, and one at £225, instead of seven of the 5th class at £180—difference					540	0	0
Two Sorters at 11s. per working day	... ..				344	6	0
						884	6 0
DIVISION No. 69.							
MINING DEPARTMENT.							
Subdivision No. 2.							
GOLD FIELDS.							
Clerk, at £375 increment	... ..					18	6 8
DIVISION No. 70.							
Subdivision No. 3.							
MINING DEPARTMENT.							
Clerical Assistance—Cost of transcribing for the Central Registrar's Office at Ballaarat					300	0	0
Iron Safes	... ..				250	0	0
To provide wages of Keepers and Miscellaneous Expenses connected with the Public Reservoirs on the Gold Fields					2,000	0	0
						2,550	0 0

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

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

“ *Supply—To be further considered in Committee,*” until Friday, 24th April instant ;

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

“ *Volunteer Corps Bill.—Second reading,*” until Wednesday, 29th April, instant ;

“ *Licensed Publicans Acts Amendment Bill.—Second reading,*” until after the consideration of the sixth Order for to-day.

9. **GOVERNOR'S SALARY REDUCTION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 28th April instant.—Bill, as amended, to be printed.

10. LICENSED PUBLICANS ACTS AMENDMENT BILL.—Mr. Wood moved, That this Bill be now read a second time.  
 Debate ensued.  
 Mr. Levey moved, That this debate be now adjourned.  
 Question—that this debate be now adjourned until Friday, 24th April instant—put and resolved in the affirmative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—  
 “*Criminal Law Procedure Bill—Second reading,*”  
 “*Mining Associations Act Amendment Bill—Second reading,*” until Tuesday, 28th April instant;  
 “*Railway Management Bill—Second reading,*”  
 “*Customs Laws Amendment Bill—Second reading,*” until Friday, 24th April instant;  
 “*Land Act Amendment Bill—Second reading,*” until Tuesday, 28th April instant.

Assembly adjourned at twelve minutes past eleven o'clock until four o'clock on Friday next.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

FRIDAY, 24TH APRIL, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Anderson presented, by command of His Excellency the Governor—  
Immigration.—Introduction of Vinedressers, &c. from Europe—Despatch from the Right Honorable the Secretary of State for the Colonies, enclosing copies of Reports from certain of Her Majesty's Consuls stationed in Europe, with respect to the introduction from that continent into Victoria, of persons skilled in the manufacture of Wine, Oil, or Tobacco.  
Ordered to lie on the Table.
3. SCHOOL TEACHERS COMMITTEE.—Mr. McCann having moved for and obtained leave, brought up a Progress Report from this Committee.  
Ordered to lie on the Table, and, together with the proceedings of the Committee and minutes of evidence, to be printed.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Fifteenth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
5. IMMIGRANTS FREE PASSAGES.—Mr. O'Grady moved, pursuant to notice, That there be laid on the Table a Return showing the number of persons selected for free passages to the Colony of Victoria out of the Immigration Votes granted by the Legislature, from the year 1861 to the present time inclusive, distinguishing those annually selected in England and Wales, Ireland, and Scotland.  
Question—put and resolved in the affirmative.
6. W. JACK.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of the House all papers connected with an enquiry into the case of Wm. Jack, lately a turnkey in the Ararat gaol.  
Question—put and resolved in the affirmative.
7. YOUTHFUL OFFENDERS BILL.—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read,—Mr. O'Shanassy moved, That such amendments be now read.  
Mr. Heales moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert in lieu thereof the words, "This Bill be now recommitted to a Committee of the whole Assembly."  
Debate ensued.  
Amendment, by leave, withdrawn.  
Question—That the amendments be now read—put and resolved in the affirmative.  
The several amendments to, and inclusive of the amendment in Clause XVIII., were then read a second time and agreed to by the Assembly.  
Amendment made in Clause XX. read.  
Mr. O'Shanassy moved, That the same be read a second time.  
Question—put and negatived.  
Mr. Wood proposed that the following words be inserted after the word "aforesaid" in line 8 of page 2, viz. :—"and of maintaining and educating the children therein."  
Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.  
On the motion of Mr. Wood the Assembly ordered that all the words of the second proviso in Clause VII., be omitted from the Bill.  
Ordered that the Bill be read a third time, Friday, 1st May next.

8. **INDUSTRIAL SCHOOLS BILL.**—On the motion of Mr. O'Shanassy the several amendments made by the Committee of the whole in this Bill, to and inclusive of Clause XX. of this Bill, were read and agreed to by the Assembly.  
 Amendment in Clause XXI., having been read, Mr. O'Shanassy moved, That this amendment be read a second time.  
 Question—put and negatived.  
 On the motion of Mr. Wood the Assembly ordered that all the words in the second proviso of Clause VIII. be omitted from this Bill.  
 Ordered—That the Bill be read a third time Friday, 1st May next.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 28th April instant :—  
*“ Real Property Act Alteration Bill—Second reading,”*  
*“ Supply—To be further considered in Committee.”*
10. **PETITION.**—Mr. Edwards presented a Petition from the licensed victuallers of Fitz Roy and East Collingwood, praying the House to expunge the clause granting a (so called) grocer's license, so deeply injurious to the petitioners, from the Licensed Victuallers Act Amendment Bill, or otherwise place the petitioners on a perfect equality with other traders.  
 Petition read and ordered to lie on the Table.
11. **LICENSED VICTUALLERS ACTS 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.  
 Notice being taken that a quorum of members was not present, Mr. Speaker counted the House and a quorum of Members not being present, Mr. Speaker, at twenty-one minutes to eight o'clock, adjourned the House, without question first put, until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 65.

TUESDAY, 28<sup>TH</sup> APRIL, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Friendly Societies.—Return of Friendly Societies registered during the year 1862, under the Acts 18 Vic. No. 41, and 21 Vic. No. 10, and of Societies which have been dissolved.  
Ordered to lie on the Table.  
Mr. O'Shanassy presented—  
Public Education.—Continuation of the Correspondence laid upon the Table 10th December last, on the subject of the sum of money required for the purpose of Public Education during the year 1863.  
Ordered to lie on the Table.  
Dr. Evans presented, by command of His Excellency the Governor—  
Gold Fields Act.—Order in Council.—Mining under Police Paddock, Taradale.  
Gold Fields Act.—Orders in Council.—Mining under Reserves, and Polling Places Altered.  
Severally ordered to lie on the Table.  
Mr. Anderson presented—  
Immigrants' Free Passages.—Return to an Order of the Legislative Assembly, dated 24th April instant, for a Return showing the number of persons selected for free passages to the Colony of Victoria out of the Immigration Votes granted by the Legislature, from the year 1861 to the present time inclusive, distinguishing those annually selected in England and Wales, Ireland, and Scotland.  
Ordered to lie on the Table.
3. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Haines, and were read and are as follow :—

*Loan for Public Buildings.*

HENRY BARKLY,  
Governor.

*Message No. 11.*

In pursuance of the provisions of the Act 18 and 19 Victoria, cap. 55, the Governor recommends the Legislative Assembly to appropriate a sufficient part of the Consolidated Revenue for the purpose of paying all moneys not exceeding £200,000 sterling, that may be raised by way of loan on the authority of the Legislature, for the construction of Public Buildings, and for the purpose of paying all interest which may become due on any such loan or loans.

Government Offices,  
Melbourne, April, 1863.

Ordered to be printed, and taken into consideration in Committee of the whole Assembly to-morrow.

*Estimates of Expenditure, 1863.*

*Municipalities and Charitable Institutions.*

HENRY BARKLY,  
Governor.

*Message No. 12.*

The Governor transmits to the Legislative Assembly, Estimates of Expenditure for 1863, on Municipalities and Charitable Institutions, to be substituted for those already transmitted for these services, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
Melbourne, April, 1863.

Ordered to be printed and referred to the Committee of Supply.

4. MUNICIPAL CORPORATIONS ACTS AMENDMENT.—Mr. Wood moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the following resolutions relating to Municipal Corporations, namely, That in the opinion of this Committee an appropriation of the Consolidated Revenue should be made for the endowment of boroughs and an appropriation of the Revenue to be derived from some local sources for the endowment of boroughs.  
Question—put and resolved in the affirmative.
5. NEWSPAPERS BILL.—Mr. Ireland moved, pursuant to notice, That he have leave to bring in a Bill to consolidate and amend the laws relating to newspapers.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Ireland and Mr. O'Shanassy do prepare and bring in the Bill.  
Mr. Ireland then brought up a Bill, intituled, "*A Bill to consolidate and amend the Laws relating to Newspapers,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 1st May next.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day :—  
"*Licensed Publicans Acts Amendment Bill—Second reading—Resumption of debate.*"
7. RAILWAY MANAGEMENT BILL.—Captain Mac Mahon moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative—Bill read a second time.  
Captain Mac Mahon moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And, on the further motion of Captain Mac Mahon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again  
Resolved—That this House will, on Friday, 1st May next, again resolve itself into the said Committee.
8. SUPPLY.—The House according to Order resolved itself into the Committee of Supply.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move that he have leave to sit again.  
Mr. Haines moved, That this House will to-morrow again resolve itself into the said Committee.  
Mr. Ramsay moved, That the word "to-morrow" be omitted, with a view to insert instead thereof the words "on Friday next."  
Question—That the word proposed to be omitted stand part of the question—put.  
Assembly divided.
- |                     |                  |                   |                  |
|---------------------|------------------|-------------------|------------------|
| Ayes, 23.           |                  | Noes, 22.         |                  |
| Mr. Brodribb,       | Mr. Mollison,    | Mr. Berry,        | Mr. Orkney,      |
| Mr. Cathie,         | Mr. O'Grady,     | Mr. B. G. Davies, | Mr. Ramsay,      |
| Mr. Cohen,          | Mr. O'Shanassy,  | Mr. J. Davies,    | Mr. Richardson,  |
| Mr. Gavan Duffy,    | Mr. A. J. Smith, | Mr. Don,          | Mr. Sinclair,    |
| Dr. Evans,          | Mr. G. Smyth,    | Mr. Edwards,      | Mr. W. C. Smith, |
| Mr. Haines,         | Mr. Snodgrass,   | Mr. Foott,        | Mr. Strickland,  |
| Mr. Hood,           | Mr. Tucker,      | Mr. Gillies,      | Mr. Sullivan,    |
| Mr. Ireland,        | Mr. Wood.        | Dr. Girdlestone,  | Mr. Verdon.      |
| Mr. J. S. Johnston, |                  | Mr. Heales,       | <i>Tellers.</i>  |
| Mr. Kyte,           | <i>Tellers..</i> | Mr. Howard,       |                  |
| Mr. Levi,           |                  | Mr. Lambert,      | Mr. Houston,     |
| Dr. Mackay,         | Mr. Levey,       | Mr. McLellan,     | Mr. McCann.      |
| Capt. Mac Mahon,    | Mr. Anderson.    |                   |                  |
- And so it was resolved in the affirmative.  
Question—That this House will, to-morrow, again resolve itself into the said Committee—put and resolved in the affirmative.
9. CHEWTON RAILWAY STATION.—Mr. A. J. Smith moved, pursuant to notice, That there be laid upon the Table of the House copy of the Report of the Engineer-in-Chief to the Honorable the Commissioner of Railways, advising the discontinuance of the Chewton Railway Station; also a statement of the expenditure incurred in forming that station and the approaches thereto, together with the Petition presented to the Honorable the Commissioner of Railways.  
Question—put and resolved in the affirmative.

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

- “*Licensed Publicans Acts Amendment Bill—Second reading—Resumption of Debate,*”
- “*Customs Laws Amendment Bill—Second reading,*”
- “*Governor’s Salary Reduction Bill—Consideration of Report,*”
- “*Criminal Law Procedure Bill—Second reading,*”
- “*Mining Associations Act Amendment Bill—Second reading,*”
- “*Land Act Amendment Bill—Second reading,*”
- “*Real Property Act Alteration Bill—Second reading,*” until to-morrow ;
- “*Punishment of Frauds Bill—Consideration of Report,*” until Tuesday, 5th May next ;
- “*Colonial Wines Sale Bill—Second reading,*” until Thursday, 30th April next :
- “*Water Rights Bill—Second reading,*” until Thursday, 7th May next ;
- “*Petroleum Storage Bill—Second reading,*”
- “*Adulteration of Food Bill—To be further considered in Committee,*” until Thursday, 30th April instant ;
- “*Mr. P. C. Buckley—Motion respecting—Resumption of debate,*” until Friday, 1st May, next ;
- “*Succession to Real Estate Bill—Second reading,*”
- “*Distress for Rent Bill—Second reading,*”
- “*Mining on Private Property Bill—Second reading,*”
- “*Contractors and Workmens Lien Bill—Second reading,*”
- “*Accidents Bill—Second reading,*” until Thursday, 30th April instant ;
- “*Probates Bill—Second reading,*” until Tuesday, 5th May next ;
- “*Barristers Admission Bill—Second reading,*” until Thursday, 7th May next :
- “*Impounding Acts Amendment Bill—To be further considered in Committee,*”
- “*Mr. Hines—Motion for Address—To be considered in Committee,*”
- “*Officials in Parliament Act Amendment Bill—Second reading,*”
- “*Mariners Examination Bill—Second reading,*” until Thursday, 30th April instant :
- “*Supreme Court Costs Bill—To be further considered in Committee,*”
- “*Imprisonment for Debt Bill—Second reading,*” until Thursday, 7th May next.

Assembly adjourned at twenty-five minutes to twelve o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 66.

WEDNESDAY, 29TH APRIL, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Nicholson presented a Petition from certain householders and residents in Melbourne and its suburban districts, praying the House to take into consideration and adopt the amendments suggested in the Petition, and that the Licensed Publicans' Acts Amendment Bill might be altered accordingly and passed without delay, or that before passing the said Bill the House might refer the same to the consideration of a Select Committee to take evidence thereon, and await the report of such Committee.  
Ordered to lie on the Table.  
Mr. Snodgrass presented a Petition from John Wood Beilby, of Mordialloc, praying that his claim, as set forth in the Petition, might be considered before that of an alien, or any future discoverers.  
Petition read and ordered to lie on the Table.  
Mr. Grant presented a Petition from certain residents in the town and district of Dunolly, praying that the clause in the Licensed Publicans Act Amendment Bill, known as "the grocers" clause, might be retained and passed as a portion of the said Bill.  
Ordered to lie on the Table.  
Mr. Haines presented a Petition from certain inhabitants of Victoria, praying the House to take the statements set forth in the Petition into consideration, and pass such an enactment as might restrain the dangerous practice referred to in the Petition.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Sixteenth Report from this Committee.  
Ordered to lie on the Table and to be printed.
4. JUDGES OF INFERIOR COURTS SALARIES.—Mr. Wood moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions: namely, that in the opinion of the Committee, an appropriation of the Consolidated Revenue should be made for a retiring allowance to the Master in Equity, and for salaries and retiring allowances to the Judges of County Courts, and the Judges of the Courts of Mines.  
Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
  - "Ways and Means—To be further considered in Committee,"
  - "Volunteer Corps Bill—Second reading," until Friday, 1st May next;
  - "Municipal Corporations Acts Amendment"—Resolutions to be considered in Committee,
  - "Licensed Publicans Acts Amendment Bill—Second reading,"—Resumption of debate,
  - "Customs Laws Amendment Bill—Second reading," until after the consideration of the seventh Order for to-day.
6. LOAN FOR PUBLIC BUILDINGS.—The Order of the Day for the consideration of His Excellency the Governor's Message having been read, on the motion of Mr. Haines Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to several resolutions.  
Ordered—That the report be received on Friday, 1st May next.

7. **GOVERNOR'S SALARY REDUCTION BILL.**—On the motion of Mr. Wood, the Assembly agreed to the amendment made in the Preamble and in Clause I. of this Bill.  
 New Clause A. having been read a second time,  
 Mr. Wood moved, That the words "or other," in line 2 of this clause, be omitted.  
 Question—That the words proposed to be omitted stand part of the Clause—put and negatived.  
 On the motion of Mr. Wood, the Assembly agreed to the said amendment as so amended.  
 Ordered—That the Bill be read a third time Tuesday, 5th May next.
8. **LICENSED PUBLICANS ACTS AMENDMENT BILL.**—The Order of the Day for the resumption of the debate on the Question that this Bill be now read a second time, having been read, Debate resumed.  
 Question—That this Bill be now read a second time—put and resolved in the affirmative—Bill read a second time.  
 Mr. Wood moved, That this Bill be now committed to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. Wood, Mr Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, on Friday, 1st May next, again resolve itself into the said Committee.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 " *Customs Laws Amendment Bill—Second reading,*" until Friday, 1st May next ;  
 " *Criminal Law Procedure Bill—Second reading,*" and  
 " *Mining Associations Act Amendment Bill—Second reading,*" until Tuesday, 5th May next ;  
 " *Land Act Amendment Bill—Second reading,*" until Wednesday, 6th May next ;  
 " *Real Property Act Alteration Bill—Second reading,*" until Friday, 1st May next.
10. **SUPPLY.**—The House according to Order resolved itself into the Committee of Supply.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.  
 Ordered—That the Report be received Friday, 1st May next.  
 Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.  
 Resolved—That this House will, on Friday, 1st May next, again resolve itself into the said Committee.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 67.

THURSDAY, 30TH APRIL, 1863.

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

HENRY BARKLY,  
*Governor.*

*Message No. 13.*

The Governor recommends that there be constituted throughout Victoria boroughs and bodies corporate therein and councils of such boroughs, for the good rule and government and the improvement of the same, and that there be appropriated for the use of the several bodies corporate of such boroughs certain funds to be called "borough funds," composed of rates, dues, tolls, and rents of tolls leviable by or payable to such councils, and also of certain license fees and other revenue derived from local sources, and also of moneys to be granted for a limited number of years by the Legislature of Victoria in aid of such funds, and that such moneys be so granted, and that the said funds be committed to the administration of such councils for the purposes aforesaid; and further, that such councils have the power of levying special rates, and of borrowing money for the mortgage thereof, and applying such money to such improvement as aforesaid.

Government Offices,  
Melbourne, April, 1863.

Ordered to lie on the Table and to be printed.

3. PETITION.—Dr. Girdlestone presented a Petition from certain storekeepers and others residing within the Municipality and District of Ararat, praying the House to make the Licensed Victuallers Amendment Act the acknowledged law of this colony.  
Petition read and ordered to lie on the Table.
4. LAND SALES ACT—LANDS RESERVED.—Mr. Sinclair moved, pursuant to *amended* notice, That there be laid upon the Table of the House a tabulated statement showing the lands temporarily and permanently reserved, since the passing of the Land Sales Act, and the purposes for which the reserves have been made.  
Question—put and resolved in the affirmative.
5. HORTICULTURAL SOCIETY OF VICTORIA.—Mr. O'Grady moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to place on an Additional Estimate for 1863 the sum of £500 in aid of the Horticultural Society of Victoria.  
Debate ensued.  
Question—put and resolved in the affirmative.
6. PRECEDENCE OF BUSINESS.—Dr. Mackay moved, pursuant to notice, That on every alternate Thursday during the present session Orders of the Day have precedence of Notices of Motion.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. PROPERTY TAKEN FROM PRISONERS.—Mr. McLellan moved, pursuant to notice, That there be laid on the Table of the House a Return showing the names of prisoners convicted at the Supreme Court, Melbourne, from whom property was taken during the years 1850, 1851, and 1852, the nature and value of such property, and its appropriation.  
Question—put and resolved in the affirmative.

8. ADULTERATION OF FOOD BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that it appeared from a division taken in the Committee that a quorum of members was not present in the Committee ; Whereupon Mr. Speaker counted the House, and a quorum of members being present, Mr. Speaker left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 5th May next. Bill as amended to be printed.

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

- “ *Colonial Wines Sale Bill—Second reading,*” and
- “ *Petroleum Storage Bill—Second reading,*” until Thursday, 7th May next ;
- “ *Succession to Real Estate Bill—Second reading,*” until Thursday, 14th May next ;
- “ *Distress for Rent Bill—Second reading,*”
- “ *Mining on Private Property Bill—Second reading,*”
- “ *Contractors and Workmen's Lien Bill—Second reading,*”
- “ *Accidents Bill—Second reading,*” and
- “ *Impounding Acts Amendment Bill—To be further considered in Committee,*” until Thursday, 7th May next ;
- “ *Mr. Hines—Motion for Address—To be considered in Committee,*” and
- “ *Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 14th May next ;
- “ *Mariners Examination Bill—Second reading,*” until Thursday, 7th May next.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 68.

FRIDAY, 1ST MAY, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PAPERS.—Dr. Evans presented, by command of His Excellency the Governor—  
Gold Fields Act—Order in Council.—Mining within Camp Reserve, Rushworth.  
Ordered to lie on the Table.  
Captain Mac Mahon presented—  
Chewton Railway Station.—Return to an Order of the Legislative Assembly, dated 28th April, 1863, for a copy of the Report of the Engineer-in-Chief to the Honorable the Commissioner of Railways, advising the discontinuance of the Chewton Railway Station; also a statement of the expenditure incurred in forming that station and the approaches thereto, together with the Petition presented to the Honorable the Commissioner of Railways.  
Ordered to lie on the Table.
3. PETITION.—Mr. Berry presented a Petition from certain inhabitants of Fitz Roy and East Collingwood Municipalities and vicinity, praying the House to expunge the grocer's license clause from the Government Licensed Victuallers Act Amendment Bill, and enact imprisonment for sly-grog selling.  
Ordered to lie on the Table.
4. CHINESE IMMIGRANTS ACT AMENDMENT BILL.—Mr. Anderson moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act to consolidate and amend the Laws affecting the Chinese emigrating to or resident in Victoria.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Anderson and Mr. Gavan Duffy do prepare and bring in the Bill.  
Mr. Anderson then brought up a Bill, intituled, "*A Bill to amend an Act to consolidate and amend the Laws affecting the Chinese emigrating to or resident in Victoria,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 8th May instant.
5. REAL PROPERTY ACT AMENDMENT.—Mr. Ireland moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the following resolution:—That an appropriation be made out of the Consolidated Revenue fund for the salaries and other purposes of a Bill to amend the Real Property Act.  
Question—put and resolved in the affirmative.
6. TRAFFIC SUPERINTENDENT—VICTORIAN RAILWAYS.—Captain Mac Mahon moved, pursuant to notice, That the papers in connection with the explanation of the Traffic Superintendent of the Victorian Railways, which were laid on the Table of this House and ordered to be printed, be referred to the Select Committee on the Traffic Branch of the Victorian Railways.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged:—  
"*Industrial Schools Bill—Third reading.*"

8. **INDUSTRIAL SCHOOLS BILL.**—Mr. O'Shanassy then moved, That this Bill be recommitted to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And, on the further motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.  
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 8th May instant. Bill as further amended to be printed.
9. **DISCHARGE OF ORDER OF THE DAY.**—The following Order of the Day was read and discharged :—  
 “ *Youthful Offenders Bill—Third reading.*”
10. **YOUTHFUL OFFENDERS BILL.**—Mr. O'Shanassy then moved that this Bill be recommitted to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. O'Shanassy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.  
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 8th May instant. Bill as further amended to be printed.
11. **RAILWAY MANAGEMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, on Tuesday, 5th May instant, again resolve itself into the said Committee.
12. **JUDGES OF INFERIOR COURTS—SALARIES.**—The Order of the Day for the consideration in Committee of the whole Assembly of the question—That this House do now resolve itself into a Committee of whole for the purpose of considering the following resolutions : namely, That in the opinion of the Committee, an appropriation of the Consolidated Revenue should be made for a retiring allowance to the Master in Equity, and for salaries and retiring allowances to the Judges of County Courts, and the Judges of the Courts of Mines, having been read,  
 On the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.  
 Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to certain resolutions.  
 Ordered that the report be received, Tuesday, 5th May instant.
13. **LOAN FOR PUBLIC BUILDINGS.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—  
 29th April.  
 (1.) Resolved—That a sufficient sum be appropriated from the Consolidated Revenue, for the purpose of paying all moneys, not exceeding £200,000 sterling, that may be raised by way of loan for the construction of Lunatic Asylums, and for paying all interest which may be due on any such loan or loans.  
 (2.) That a Bill be brought in to carry out the above resolution.  
 And the said resolutions were read a second time and agreed to by the Assembly.  
 And the House having continued to sit till after twelve of the clock,  
 SATURDAY, 2ND MAY, 1863.
14. **PUBLIC BUILDINGS—LOAN BILL.**—Mr. Haines then brought up a Bill, intitled, “ *A Bill to authorize the raising of Moneys for the erection of Lunatic Asylums,*” and moved that it be now read a first time.  
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 6th May instant.
15. **MUNICIPAL CORPORATIONS ACTS AMENDMENT.**—The Order of the Day for the consideration in Committee of the whole Assembly of the question, That this House do now resolve itself into a Committee of the whole for the purpose of considering the following resolutions relating to Municipal Corporations, namely, That in the opinion of this Committee an appropriation of the Consolidated Revenue should be made for the endowment of boroughs and an appropriation of Revenue to be derived from some local sources for the endowment of boroughs, having been read,  
 On the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

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

Ordered—That the said report be received Tuesday, 5th May instant.

16. CUSTOMS LAWS AMENDMENT BILL.—Mr. Anderson moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

*“An Act to further amend the Laws relating to the Customs.”*

Question—put and resolved in the affirmative.

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

17. SUPPLY—ESTIMATES FOR 1863.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow :—

(28th April.)

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863 for the grants in aid hereunder specified, being—

#### IV.—TREASURER.

DIVISION No. 44. CHARITABLE INSTITUTIONS. GRANTS IN AID.	AMOUNT.		TOTAL.		
	£	s.	£	s.	d.
On condition that a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1862, verified by the solemn declaration before a Justice of the Peace of the Secretary or other officer of every such Institution has been deposited in the Treasury, and that similar accounts, verified in the manner before described, be furnished for the first six months of the year 1863, prior to 31st July in that year and for the quarters ending 30th September and 31st December in that year, prior to 31st October, 1863, and 31st January, 1864 respectively ; and that a sum equal to one-third of the amount claimed out of the present grant to each institution be raised within the year 1863 by private contributions, and that no payment of any portion of such grant be authorised by the Treasurer, unless a list of such contributions has been deposited in the Treasury, accompanied by a solemn declaration made before a Justice of the Peace by the Secretary or other officer of every such institution, that such contributions have been actually received, and have been made without any right of relief having accrued to the persons from whom such contributions have been received, and on further conditions that the secretary or some other officer of every such institution shall, before the last day of January, 1864, make a return verified by his solemn declaration before a justice of the peace, to the Treasurer, of the number of persons received into such institution during the year preceding, the number of officials and servants, and the vital statistics of such institution, together with such other and further information as the Governor in Council, by rules and regulations from time to time in that behalf made, may direct.					
Subdivisions—(Inalterable).					
No. 1.—Ararat Hospital ... ..	...	...	£	800	
No. 2.—Ballaarat District Hospital ... ..	...	...	£	4,500	
No. 3.—Beechworth Hospital ... ..	...	...	£	2,500	
No. 4.—Belfast Hospital ... ..	...	...	£	200	
No. 5.—Castlemaine District Hospital ... ..	500	...	£	2,000	
No. 6.—Dunolly District Hospital ... ..	...	...	£	900	
No. 7.—Heathcote Hospital ... ..	...	...	£	500	
No. 8.—Kilmore Hospital ... ..	...	...	£	200	
No. 9.—Kyneton Hospital ... ..	...	...	£	1,800	
No. 10.—Maryborough District Hospital ... ..	...	...	£	1,000	
No. 11.—Melbourne Hospital ... ..	250	...	£	12,000	
No. 12.—Melbourne Lying-in Hospital ... ..	...	...	£	200	

IV.—TREASURER—*continued.*

	AMOUNT.		TOTAL.		
	Buildings.	Maintenance.	£	s.	d.
	£	£			
<b>CHARITABLE INSTITUTIONS—<i>continued.</i></b>					
No. 13.—Pleasant Creek Hospital ... ..	...	1,300			
No. 14.—Portland Hospital... ..	250	500			
No. 15.—Sandhurst Hospital ... ..	...	...			
No. 16.—Warrnambool Hospital ... ..	...	500			
No. 17.—Ballaarat Benevolent Asylum ... ..	...	2,000			
No. 18.—Beechworth Benevolent Asylum ... ..	500	1,000			
No. 19.—Castlemaine Benevolent Asylum ... ..	...	1,000			
No. 20.—Melbourne Benevolent Asylum ... ..	...	7,000			
No. 21.—Sandhurst Benevolent Asylum ... ..	...	3,000			
No. 22.—Infirmary and Benevolent Asylum, Geelong ... ..	...	3,750			
No. 23.—Protestant Orphan Asylum, Melbourne ... ..	750	2,500			
No. 24.—Geelong Orphan Asylum ... ..	...	2,000			
No. 25.—Roman Catholic Orphanage, Geelong... ..	...	800			
No. 26.—St. Vincent De Paul's Orphanage, Emerald Hill ... ..	750	2,000			
No. 27.—Amherst District Hospital ... ..	...	1,200			
No. 28.—Maldon Hospital ... ..	...	500			
No. 29.—Swan Hill District Hospital ... ..	...	900			
No. 30.—Creswick Hospital ... ..	...	200			
No. 31.—Daylesford Hospital ... ..	...	500			
No. 32.—Hamilton Benevolent Asylum ... ..	500	500			
No. 33.—Jewish Philanthropic Society .. ..	...	200			
<i>Unconditionally so far as regards private contributions.</i>					
No. 34.—Immigrants' Aid Society ... ..	...	2,000			
Total, Division No. 44 ... ..	3,500	59,950	63,450	0	0
<i>And in the opinion of the Committee this amount should be increased by £7800.</i>					

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

16. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Newspapers Bill—Second reading,*” until Tuesday, 5th May instant ;
  - “ *Ways and Means—To be further considered in Committee,*” until Friday, 15th May instant ;
  - “ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” until Tuesday, 5th May instant ;
  - “ *Real Property Act Amendment Bill—Second reading,*” until Wednesday, 6th May instant ;
  - “ *Supply—To be further considered in Committee,*” until Tuesday, 5th May instant.
17. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Haines the following Order of the Day was read and ordered to be discharged :—
- “ *Volunteer Corps Bill—Second reading.*”
- Ordered—That the Bill be withdrawn.
18. **RAILWAY STOCK.**—Mr. Woods moved, pursuant to notice, That there be laid on the Table of this House Returns showing—
- (1.) The quantity of plate, bar, angle, T, and sheet iron now in stock at Geelong Junction and elsewhere, under the Railway department.
  - (2.) The number of wrought iron tires in stock, specifying whether for engines or carriages.
  - (3.) The number of turntables, cranes, and the number and kinds of engineers' tools, such as lathes, drilling, slotting, or planing machines, steam hammers, &c.
  - (4.) The number of miles of rails, the number of chairs, fish plates, and fish plate bolts.
  - (5.) The cost to the Government of the above up to the present time, including prime cost, freight, transport, labor in arrangement, and supervision.
  - (6.) What per centage of the above-named stock has been used since the opening of the railways.
- Question—put and resolved in the affirmative.
19. **RIVERINE COMMITTEE.**—Mr. Anderson moved, pursuant to notice given by Mr. Loader, That Mr. Wilson be added to the Riverine Districts Committee, now sitting.
- Question—put and resolved in the affirmative.

20. MR. P. C. BUCKLEY.—The Order of the Day for the resumption of the debate on the question—That this House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of considering the following resolutions, being the recommendations contained in the Report of a Select Committee appointed by this House last session to consider the case of Mr. P. C. Buckley :—

- (1.) That an Address be presented to His Excellency the Governor, requesting him to place upon the Estimates for 1863 a sum of £3123 as compensation to Mr. Buckley ; and
- (2.) That His Excellency be respectfully requested to extend the mercy of the Crown to Leonard Mason, now a prisoner in Her Majesty's gaol, Pentridge, having been read,

Mr. Orkney, by leave of the Assembly, withdrew the original motion, and moved, That an Address be presented to His Excellency the Governor, requesting him to extend the mercy of the Crown to Leonard Mason, now a prisoner in Her Majesty's Gaol, Pentridge.

Debate ensued.

Question—put and resolved in the affirmative.

21. HORTICULTURAL SOCIETY OF VICTORIA.—The Order of the Day for the consideration of the question, That this House do now resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying him to place on an Additional Estimate for 1863 the sum of £500 in aid of the Horticultural Society of Victoria, having been read,

On the motion of Mr. O'Grady, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received Tuesday, 5th May instant.

Assembly adjourned at fourteen minutes to one o'clock until Tuesday next, at four o'clock.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 69.

---

TUESDAY, 5TH MAY, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. PAPERS.—Dr. Evans presented—  
Awards for Discovery of New Gold Fields—Return showing the amounts awarded for the Discovery of New Gold Fields in the year 1862.  
Ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Wood moved, That this House do now adjourn.  
Debate ensued.  
Motion by leave withdrawn.
4. PETITION.—Mr. Hood presented a Petition from William Paley Hammet, praying the House to take steps to have the cause of his dismissal re-considered, as the punishment of dismissal was out of proportion to the offence committed.  
Ordered to lie on the Table.
5. WARDER CAHILL'S COMMITTEE.—Mr. O'Connor, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
6. STAFF OFFICERS—VOLUNTEER FORCE.—Mr. Tucker moved, pursuant to *amended* notice, That returns be laid on the Table showing the number of paid officers in the Volunteer Force, with the name and rank of each officer, his pay and duties, and where stationed; and any other salaries he may be in receipt of out of the public revenue, or from imperial pay or allowances.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. ROAD BOARDS.—Mr. McCann moved, pursuant to *amended* notice, That a return be laid on the Table of this House, showing the estimated area and population of each of the Road Boards formed in 1862.  
Question—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“*Governor's Salary Reduction Bill—Third Reading,*” until after the consideration of the 5th Order for to-day,  
“*Mining Associations Act Amendment Bill—Second reading,*” until Tuesday, 12th May, instant.
9. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read and discharged—  
“*Criminal Law Procedure Bill—Second reading.*”  
Ordered—That the said Bill be withdrawn.
10. REAL PROPERTY ACT AMENDMENT.—The Order of the Day for the consideration in Committee of the whole Assembly of the question—That an appropriation be made out of the Consolidated Revenue Fund for the salaries and other purposes of a Bill to amend the Real Property Act—having been read, on the motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to certain resolutions.  
Ordered—That the said Report be received to-morrow.

11. **NEWSPAPERS BILL.**—Mr. Ireland moved, That this Bill be now read a second time.  
 Debate ensued.  
 Mr. Levi moved the previous question.  
 Debate continued.  
 Mr. McCann moved, That this debate be now adjourned.  
 Question—That this debate be now adjourned until to-morrow—put and resolved in the affirmative.
12. **JUDGES OF INFERIOR COURTS—SALARIES.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow :—  
 (1st May.)  
*Resolved—*  
 (1.) That an appropriation of the Consolidated Revenue be made for a retiring allowance to the Master in Equity, and for salaries and retiring allowances to the Judges of County Courts, and the Judges of the Courts of Mines.  
 (2.) That a Bill be brought in to carry out the above resolution.  
 And the said resolutions were read a second time, and agreed to by the Assembly.
13. **MUNICIPAL CORPORATIONS ACTS AMENDMENTS.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow :—  
 (2nd May.)  
*Resolved—*  
 (1.) That an appropriation of the Consolidated Revenue be made for the endowment of boroughs and an appropriation of the Revenue to be derived from some local sources for the endowments of boroughs.  
 (2.) That a Bill be brought in to carry out the above resolution.  
 And the said resolutions were read a second time, and agreed to by the Assembly.
14. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Wood, the Assembly ordered the following Order of the Day to be read and discharged :—  
 “*Punishment of Frauds Bill—Consideration of Report.*”
15. **PUNISHMENT OF FRAUDS BILL.**—Mr. Wood moved, That this Bill be now recommitted to a Committee of the whole Assembly for the reconsideration of Clauses II., V., VI., VII., VIII., and XVI. of this Bill.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of Clauses II., V., VI., VII., VIII., and XVI. of this Bill.  
 Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 8th May instant—Bill as further amended to be printed.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “*Governor’s Salary Reduction Bill—Third reading,*” until Tuesday, 12th May instant ;  
 “*Railway Management Bill—To be further considered in Committee,*”  
 “*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”  
 “*Supply—To be further considered in Committee,*” until to-morrow ;  
 “*Probates Bill—Second reading,*” until Thursday, 14th May instant.
17. **ADULTERATION OF FOOD BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole on this Bill having been read,  
 Dr. Macadam moved, That the report be now taken into consideration.  
 Debate ensued.  
 Question—put and resolved in the affirmative.  
 Amendment to insert the words “to the knowledge of such person,” in Clause I., line 14, read.  
 Question—That this amendment be read a second time—put and negatived.  
 And the other amendments in this Bill were read a second time and agreed to by the Assembly.  
 Ordered—That the Bill be read a third time to-morrow.
18. **HORTICULTURAL SOCIETY OF VICTORIA.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—  
 (2nd May.)  
*Resolved—*That an Address be presented to His Excellency the Governor, praying His Excellency to place on an Additional Estimate for 1863 the sum of £500 in aid of the Horticultural Society of Victoria.  
 And the said resolution was read a second time, and agreed to by the Assembly.
- Assembly adjourned at twenty-two minutes to twelve o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 70.

WEDNESDAY, 6TH MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented—  
Licenses under Scab Act.—Completion of Return to an Order of the Legislative Assembly, dated 18th February, 1863, for Return showing the number of licenses that have been taken out under the Scab Act for the cure of diseased sheep; the names of the licensees and the number of sheep mentioned in each license; also, the fines that have been levied, and a copy of the *Gazette* notice to squatters when the Act came into operation.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Seventeenth Report from this Committee.  
Ordered to lie on the Table and to be printed.
4. PETITION.—Mr. Smyth presented a Memorial from the municipal council of Castlemaine, under the seal of the municipality, praying this House would consider it an act of justice to the inland communities as well as sound policy to make the necessary provision for inland bonded warehouses, and have the words "or towns" inserted after the word "ports," in the Bill to further amend the laws relating to the Customs.  
Memorial read and ordered to lie on the Table.
5. VICTORIAN RAILWAYS—TRAFFIC.—Mr. W. C. Smith moved, pursuant to notice, That there be laid upon the Table of this House, a Return showing the revenue separately from passengers and goods traffic received from each of the stations on the Victorian Railways during the months of January, February, March, and April, of this year, stating when the various stations were opened for passenger and goods traffic, if opened during the current year.  
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, for to-day, be postponed until after the consideration of the first Notice of Motion, General Business, for to-day.
7. MARRIAGE OF HIS ROYAL HIGHNESS THE PRINCE OF WALES.—Mr. Cohen moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of £1500 to be placed upon an Additional Estimate for 1863, for expenditure in public rejoicings upon the arrival of intelligence of the marriage of His Royal Highness the Prince of Wales to the Princess Alexandra of Denmark.  
Debate ensued.  
Question—put and resolved in the affirmative.
8. PUBLIC BUILDINGS LOAN BILL.—Mr. Haines moved, That this Bill be now read a second time.  
Debate ensued.  
Captain Mac Mahon moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put.  
 Assembly divided.

Ayes, 29.		Noes, 16.	
Mr. Cathie,	Mr. Levi,	Mr. Berry,	Mr. Richardson,
Mr. Cohen,	Mr. Loader,	Mr. Edwards,	Mr. Strickland,
Mr. Cummins,	Capt. Mac Mahon,	Mr. Gillies,	Mr. Weeks,
Mr. B. G. Davies,	Mr. McLellan,	Dr. Girdlestone,	Mr. Woods,
Mr. Don,	Mr. Morton,	Mr. Heales,	Mr. Wright.
Mr. Gavan Duffy,	Mr. O'Connor,	Dr. Macadam,	
Dr. Evans,	Mr. O'Grady,	Mr. Orr,	<i>Tellers.</i>
Mr. Foott,	Mr. Orkney,	Dr. Owens,	Mr. Houston,
Mr. Francis,	Mr. O'Shanassy,	Mr. Ramsay,	Mr. McCann.
Mr. Haines,	Mr. Riddell,		
Mr. Howard,	Mr. Wood.		
Mr. Humffray,			
Mr. Ireland,	<i>Tellers.</i>		
Mr. Kirk,	Mr. Anderson,		
Mr. Lalor,	Mr. J. S. Johnston.		
Mr. Levey,			

And so it was resolved in the affirmative.

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

THURSDAY, 7TH MAY, 1863.

Question—That this debate be adjourned until Friday, 8th May instant—put and resolved in the affirmative.

9. REAL PROPERTY ACT AMENDMENT.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—

(5th May.)

*Resolved*—That an appropriation be made out of the Consolidated Revenue for the salaries and other purposes of a Bill to amend the Real Property Act.  
 And the said resolution was read a second time and agreed to by the Assembly.

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

“*Real Property Act Amendment Bill—Second reading,*” until Tuesday, 12th May, instant;

“*Newspapers Bill—Second reading—Resumption of debate,*”

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

“*Land Act Amendment Bill—Second reading,*”

“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” and

“*Supply—To be further considered in Committee,*” until Friday, 8th May instant.

11. MUNICIPALITIES ACT AMENDMENT BILL.—Mr. Wood, pursuant to the resolution of the Assembly, brought up a Bill, intituled, “*A Bill to consolidate and amend the Laws relating to Municipal Institutions,*” and moved that it be now read a first time.

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

12. ADULTERATION OF FOOD BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and the Clerk of the Assembly having notified the amendment on the consideration of the Report—Bill, on the motion of Dr. Macadam, read a third time and passed.

Dr. Macadam moved, That the following be the title of the Bill:—“*An Act to prevent the adulteration of articles of food or drink.*”

Question—put and resolved in the affirmative.

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

Assembly adjourned at eight minutes past twelve o'clock, until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 71.

THURSDAY, 7TH MAY, 1863.

1. Assembly met pursuant to adjournment—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had this day received the return to a Writ he had issued for the election of a Member to serve for the Electoral District of Evelyn, in the place of W. H. G. Jones, Esq., resigned, by which it appeared that John Thompson, Esq., had been duly elected in pursuance thereof.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Wood, and was read and is as follows:—

HENRY BARKLY, *Message No. 14.*  
*Governor.*

In accordance with the requirements of the 57th Section of the Constitution Act, the Governor recommends that an appropriation be made from the Consolidated Revenue Fund for the salaries of officers under, and the other purposes of, a Bill to consolidate and amend the Law relating to Lunatics.

Government Offices,  
Melbourne, 7th May, 1863.

Ordered to lie on the Table and to be printed.
4. PARTNERSHIPS COMMITTEE.—Dr. Mackay having moved for, and obtained leave, brought up a Progress Report from this Committee.  
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
5. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—Mr. Howard moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act, intituled, “An Act to prevent the further spread of the disease in cattle called Pleuro-pneumonia and for other purposes.”  
Debate ensued.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Howard and Mr. Snodgrass do prepare and bring in the Bill.  
Mr. Howard then brought up a Bill, intituled, “*A Bill to amend an Act intituled ‘An Act to prevent the further spread of the disease in cattle called Pleuro-pneumonia 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 Thursday, 14th May instant.
6. MRS. DORA KERR.—Mr. Howard moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863 the sum of £275, to be paid to Mrs. Dora Kerr, in compliance with the recommendation of the Honorable the Commissioner of Mines.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. MINING ON PRIVATE PROPERTY BILL.—Mr. Pope moved, pursuant to notice, That the second reading of the Bill to facilitate Mining on Private Property have precedence of all other business on Thursday next.  
Debate ensued.  
Question—put and negatived.

8. LEAVE OF ABSENCE.—Mr. Hood moved, pursuant to notice, That leave of absence be granted to Mr. Bennett to the end of the session, in consequence of an accident which has disabled him from attendance.  
Question—put and resolved in the affirmative.
9. LOCAL GOVERNMENT OFFICERS BILL.—Dr. Mackay moved, pursuant to notice, That he have leave to bring in a Bill to afford the officers discharging duties under the Local Government Act, charged with misconduct and breaches of the said Act, the opportunity of a trial before a competent Board.  
Question—put and resolved in the affirmative.  
Ordered—That Dr. Mackay and Mr. Tucker do prepare and bring in the Bill.  
Dr. Mackay then brought up a Bill, intituled, "*A Bill to afford the Officers discharging duties under the 'Local Government Act' charged with misconduct and breaches of the said Act the opportunity of a trial before a competent Board,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 21st May instant.
10. GOLD PROSPECTORS COMMITTEE.—Dr. Mackay moved, pursuant to *amended* notice, That the number of members of the Committee on Gold Prospectors be increased by two; such additional members to consist of Mr. A. J. Smith and Mr. Orr.  
Question—put and resolved in the affirmative.
11. GOODS TRAFFIC—VICTORIAN RAILWAYS.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of the House a Return showing the quantity of goods forwarded from Melbourne to Sandhurst, and *vice versa*, from the date of opening the passenger traffic to the opening of the goods traffic, with the names of the consignees and consignors, and the amount received for freight in each case.  
Debate ensued.  
Question—put and resolved in the affirmative.
12. PRINTING BILL.—Mr. L. L. Smith moved, pursuant to notice, That he have leave to bring in a Bill, intituled, "A Bill to amend an Act for preventing the printing and publishing of books and papers by persons not known."  
Question—put and resolved in the affirmative.  
Ordered—That Mr. L. L. Smith and Mr. Ramsay do prepare and bring in the Bill.  
Mr. L. L. Smith then brought up a Bill, intituled, "*A Bill to amend an Act for preventing the printing and publishing of books and papers by persons not known,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 14th May instant.
13. MR. W. P. HAMMET.—Mr. Hood moved, pursuant to notice, That the Petition of Mr. William Paley Hammet, presented 5th May instant, be referred to the Select Committee now sitting on the Management of the Traffic Department of the Victorian Railways.  
Captain Mac Mahon moved, That this debate be now adjourned.  
Question—That this debate be now adjourned until to-morrow—put and resolved in the affirmative.
14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Thursday, 14th May instant:—  
"*Water Rights Bill—Second reading,*"  
"*Barristers Admission Bill—Second reading.*"
15. SUPREME COURT COSTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair, Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at sixteen minutes to seven o'clock, adjourned the House, without question first put until four o'clock to-morrow.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 72.

FRIDAY, 8TH MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. NEW MEMBER.—John Thomson, Esq., was introduced and took the oath and his seat as Member for the Electoral District of Evelyn.
3. NATIONAL SCHOOL, CHINAMAN'S FLAT, MARYBOROUGH.—Mr. Levi moved, pursuant to notice, That there be laid upon the Table of the House copies of any correspondence that has passed since the 1st January, 1862, between the Committee of the National School, Chinaman's Flat, Maryborough, and the preceding and existing Boards of Education.  
Question—put and resolved in the affirmative.
4. WELSHPOOL HARBOR.—Dr. Mackay moved, pursuant to notice, That there be laid upon the Table of the House a copy of the Survey and Report of the Marine Surveyor on the harbor of Welshpool.  
Question—put and resolved in the affirmative.
5. PUBLIC BUILDINGS—LOAN 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.  
Assembly divided.

Ayes, 32.

Mr. Anderson,	Mr. Mollison,
Mr. Brodribb,	Mr. Morton,
Mr. Cohen,	Mr. Nicholson,
Mr. Cummins,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Haines,	Mr. A. J. Smith,
Mr. Hood,	Mr. J. T. Smith,
Mr. Howard,	Mr. G. Smyth,
Mr. Ireland,	Mr. Snodgrass,
Mr. Kyte,	Mr. Tucker,
Mr. Lalor,	Mr. Wilson,
Dr. Macadam,	Mr. Wood.
Dr. Mackay,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. McDonald,	Mr. Levey,
Mr. McLellan,	Mr. J. S. Johnston.

Noes, 22.

Mr. Berry,	Mr. Pope,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Davies,	Mr. Richardson,
Mr. Foott,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Weeks,
Mr. Heales,	Mr. Woods,
Mr. Houston,	Mr. Wright.
Mr. McCann,	
Mr. McCulloch,	<i>Tellers.</i>
Mr. Orr,	Mr. Edwards,
Dr. Owens,	Mr. Macgregor.

- And so it was resolved in the affirmative.—Bill read a second time.  
Mr. Haines moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And, on the further motion of Mr. Haines, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 12th May instant.—Bill, as amended to be printed.
6. JUDGES OF INFERIOR COURTS BILL.—Mr. Wood, pursuant to the order of the Assembly, brought up a Bill, intituled, "*A Bill to regulate the tenure salary and pensions of the Judges of the Courts of Mines and County Courts and to provide a retiring allowance for the Master in Equity,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 15th May instant.

7. **INDUSTRIAL SCHOOLS BILL.**—On the motion of Mr. O'Shanassy, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on motion of Mr. O'Shanassy, read a third time and *passed*.  
Mr. O'Shanassy moved, That the following be the title of the Bill :—  
“*An Act to make provision for the education and control of Vagrant Destitute and Disorderly Children in Industrial Schools.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. **REFORMATORY SCHOOLS BILL.**—On the motion of Mr. O'Shanassy the Assembly agreed to the amendments made by the Committee of the whole in this Bill.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. O'Shanassy, read a third time and *passed*.  
Mr. O'Shanassy moved, That the following be the title of the Bill :—  
“*An Act to establish promote and regulate Reformatory Schools for Youthful Offenders in Victoria.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council and their concurrence desired therein.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
“*Newspapers Bill—Second reading—Resumption of debate,*”  
“*Chinese Immigrants Act Amendment Bill—Second reading,*”  
“*Ways and Means—To be further considered in Committee,*”  
“*Railway Management Bill—To be further considered in Committee,*”  
“*Land Act Amendment Bill—Second reading,*”  
“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” and  
“*Supply—To be further considered in Committee,*” until Tuesday, 12th May instant ;  
“*Supreme Court Costs Bill—To be further considered in Committee,*”  
“*Imprisonment for Debt Bill—Second reading,*”  
“*Colonial Wines Sale Bill—Second reading,*” until Thursday, 14th May instant ;  
“*Petroleum Storage Bill—Second reading,*” until Tuesday, 12th May instant ;  
“*Distress for Rent Bill—Second reading,*”  
“*Mining on Private Property Bill—Second reading,*”  
“*Contractors and Workmen's Lien Bill—Second reading,*”  
“*Accidents Bill—Second reading,*”  
“*Impounding Acts Amendment Bill—To be further considered in Committee,*” and  
“*Mariners Examination Bill—Second reading,*” until Thursday, 14th May instant.  
“*Punishment of Frauds Bill—Consideration of Report,*” until Tuesday, 12th May instant ;  
“*Mrs. Dora Kerr—Motion for Address to be considered in Committee,*” until Thursday, 14th May instant ; and  
“*Mr. W. P. Hammet—Motion respecting—Resumption of debate,*” until Tuesday, 12th May instant.
10. **MARRIAGE OF HIS ROYAL HIGHNESS THE PRINCE OF WALES.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of £1500 to be placed upon an Additional Estimate for 1863, for expenditure in public rejoicings upon the arrival of intelligence of the marriage of His Royal Highness the Prince of Wales to H.R.H. the Princess Alexandra of Denmark, having been read, on the motion of Mr. Cohen, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

SATURDAY, 9TH MAY, 1863.

- Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come to a certain resolution.  
Ordered—That the Report be received Tuesday, 12th May instant.  
Assembly adjourned at twenty-six minutes past twelve o'clock until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 73.

TUESDAY, 12TH MAY, 1863.

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

Licenses under the Scab Act.—Amended Return to an Order of the Legislative Assembly, dated 18th February last, for Returns showing the number of licenses that have been taken out under the Scab Act for the cure of diseased sheep; the names of the licensees and the number of sheep mentioned in each license; also the fines that have been levied, and a copy of the *Gazette* notice to squatters when the Act came into operation.

Ordered to lie on the Table.
3. REAL PROPERTY ACT AMENDMENT BILL.—Mr. Ireland moved, That this Bill be now read a second time.

Dabate ensued.  
Question—put and resolved in the affirmative—Bill read a second time.  
Mr. Ireland moved, That this Bill be this day committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
  - “ *Mining Associations Act Amendment Bill—Second reading,*”
  - “ *Governor's Salary Reduction Bill—Third reading,*”
  - “ *Municipalities Acts Amendment Bill—Second reading,*” until to-morrow ;
  - “ *Public Buildings—Loan Bill—Consideration of Report.*”
  - “ *Newspapers Bill—Second reading—Resumption of debate,*”
  - “ *Chinese Immigrants Act Amendment Bill—Second reading,*”
  - “ *Ways and Means—To be further considered in Committee,*”
  - “ *Railway Management Bill—To be further considered in Committee,*”
  - “ *Land Act Amendment Bill—Second reading,*”
  - “ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Supply—To be further considered in Committee,*”
  - “ *Petroleum Storage Bill—Second reading,*” until after the consideration of the second Order, general business, on the paper for to-day.
5. MARRIAGE OF HIS ROYAL HIGHNESS THE PRINCE OF WALES.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows :—

(9th May.)

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause the sum of £1000 to be placed upon an Additional Estimate for 1863, to be expended in public rejoicings upon the arrival of intelligence of the marriage of His Royal Highness the Prince of Wales to Her Royal Highness the Princess Alexandra of Denmark, on condition that £500 be expended in the clothing of destitute children.

And the said resolution having been read a second time,  
Mr. Cohen moved, That the words “on condition that £500 be expended in the clothing of destitute children,” be omitted therefrom.  
Question—That the words proposed to be omitted stand part of the resolution—put.

Assembly divided.

	Ayes, 14.	
Mr. Berry,	Mr. O'Connor,	
Mr. B. G. Davies,	Dr. Owens,	
Mr. Gillies,	Mr. Richardson,	
Dr. Girdlestone,	Mr. Verdon.	
Mr. Heales,		
Mr. Hood,	Tellers.	
Mr. Macgregor,	Mr. Houston,	
Mr. Nixon,	Mr. McCann.	

	Noes, 27.
Mr. Aspinall,	Mr. McCulloch,
Mr. Cohen,	Mr. McLellan,
Mr. Edwards,	Mr. Morton,
Dr. Evans,	Mr. O'Shanassy,
Mr. Grant,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Thomson,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Kirk,	Mr. Wilson,
Mr. Lalor,	Mr. Wood,
Mr. Loader,	Mr. Woods.
Dr. Macadam,	Tellers.
Dr. Mackay,	Mr. Anderson,
Capt. Mac Mahon,	Mr. Don.

And so it passed in the negative.

Question—That the Assembly agree to the said resolution as so amended—put and resolved in the affirmative.

6. REAL PROPERTY ACT AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read, Mr. Wood moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Question—put.

Assembly divided.

	Ayes, 20.
Mr. Cathie,	Mr. Morton,
Mr. J. Davies,	Mr. O'Grady,
Mr. Don,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. W. C. Smith,
Dr. Evans,	Mr. Thomson,
Mr. Haines,	Mr. Wilson,
Mr. Kirk,	Mr. Wood.
Mr. Levey,	
Mr. Levi,	Tellers.
Mr. Loader,	Mr. Anderson,
Mr. McCulloch,	Mr. J. S. Johnston.

	Noes, 13.
Mr. Berry,	Mr. Ramsay,
Mr. Foott,	Mr. Strickland,
Mr. Gillies,	Mr. Verdon.
Dr. Girdlestone,	
Mr. Heales,	Tellers.
Mr. Lalor,	
Mr. Orr,	Mr. Richardson,
Dr. Owens,	Mr. Houston.

And so it was resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

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

7. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Haines the following Order of the Day was read and discharged:—

*“Public Buildings Loan Bill—Consideration of Report.”*

8. PUBLIC BUILDINGS LOAN BILL.—Mr. Haines then moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses IV., VIII., X., XI., the schedule, and the consideration of a new clause.

Mr. Heales moved, as an amendment, That the figure I. be inserted after the word “clauses.” Debate ensued.

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

Mr. Levi moved, That the figures II., III., be inserted after the figure I.

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

Mr. Berry moved, That the words “the Preamble” be inserted after the figure XI.

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

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses I., II., III., IV., VIII., X., XI., the Preamble, the schedule, and the consideration of a new clause to this Bill—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of clauses I., II., III., IV., VIII., X., XI., the Preamble, the schedule, and the consideration of a new clause.

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

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

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

“ *Newspapers Bill—Second reading—Resumption of debate,*” until Tuesday, 19th May instant ;

“ *Chinese Immigrants Act Amendment Bill—Second reading,* and

“ *Ways and Means—To be further considered in Committee,* until Friday, 15th May instant ;

“ *Railway Management Bill—To be further considered in Committee,*” until to-morrow ;

“ *Land Act Amendment Bill—Second reading,*” until Friday, 15th May instant ;

“ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” and

“ *Supply—To be further considered in Committee,*” until to-morrow ;

“ *Petroleum Storage Bill—Second reading,*” until Thursday, 21st May instant ;

“ *Punishment of Frauds Bill—Consideration of Report,* until to-morrow.

10. MR. W. P. HAMMET.—The Order of the Day for the resumption of the debate on the question, That the Petition of Mr. William Paley Hammet, presented 5th May instant, be referred to the Select Committee now sitting on the Management of the Traffic Department of the Victorian Railways, having been read.

Question—put and resolved in the affirmative.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 74.

WEDNESDAY, 13TH MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Anderson presented—  
Immigration.—Return to an Order of the Legislative Assembly, dated 9th December last, for a Progress Report upon Immigration.  
Ordered to lie on the Table.  
Mr. Ireland presented, by command of His Excellency the Governor—  
Lien on Crops Bill.—Copy of Despatch from the Secretary of State, intimating that the Lien on Crops reserved Bill will not be submitted for Her Majesty's approval.  
Ordered to lie on the Table.  
Mr. Gavan Duffy presented, by command of His Excellency the Governor—  
Crown Lands alienated.—Return of all lands sold and leased within the Colony of Victoria under the provisions of sections in Parts I. and II., and section 47 of Part III. of *The Land Act* 1862, from the 1st July to the 31st December, 1862, specifying that offered for sale by public auction; that withdrawn from sale; that for which no offer was made; that forfeited; that sold at auction; that sold and leased by selection; and that alienated under pre-emptive right.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Eighteenth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Haines, and the same was read by Mr. Speaker, and is as follows:—

*Additional Estimates of Expenditure for 1863.  
Charitable Institutions.*

HENRY BARKLY,  
*Governor.*

*Message No. 15.*

The Governor transmits to the Legislative Assembly Additional Estimates of Expenditure, 1863, on Charitable Institutions, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
Melbourne, May, 1863.

Ordered to be printed and taken into consideration in Committee of Supply.

5. ADJOURNMENT.—Mr. O'Shanassy moved, pursuant to notice, That this House, on its rising on Friday next, do adjourn until Wednesday, 20th May instant.  
Question—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. O'Shanassy moved, That the several Orders of the Day, Government Business, on the Paper for to-day be postponed until after the consideration of the third Notice of Motion, General Business, for to-day.  
Debate ensued.  
Question put.  
Assembly divided.

Ayes, 28.

Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Gavan Duffy,	Mr. O'Grady,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Higinbotham,	Mr. W. C. Smith,
Mr. Ireland,	Mr. Smyth,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Lalor,	Mr. Wilson,
Mr. Levi,	Mr. Wood.

Dr. Mackay,  
Capt. Mac Mahon,  
Mr. McCulloch,  
Mr. McDonald,

*Tellers.*  
Mr. Levey,  
Mr. Anderson.

Noes, 17.

Mr. J. Davies,	Mr. Ramsay,
Mr. Edwards,	Mr. L. L. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Grant,	Mr. Sullivan,
Mr. Heales,	Mr. Wright.
Mr. Houston,	
Mr. McCann,	
Mr. McLellan,	
Mr. Orr,	
Dr. Owens,	

*Tellers.*

Mr. Gillies,  
Mr. Berry.

And so it was resolved in the affirmative.

7. **MINING ON PRIVATE PROPERTY BILL (2).**—Mr. Smyth moved, pursuant to notice, That he have leave to bring in a Bill to legalise mining on private property.  
 Question—put and resolved in the affirmative.  
 Ordered—That Mr. Smyth and Mr. Tucker do prepare and bring in the Bill.  
 Mr. Smyth then brought up a Bill, intituled, "*A Bill to legalise Mining on Private Property,*" 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 Friday, 15th May instant.
8. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 "*Mining Associations Act Amendment Bill—Second reading,*" and  
 "*Governor's Salary Reduction Bill—Third reading,*" until Wednesday, the 20th May instant ;  
 "*Municipalities Acts Amendment Bill—Second reading,*" until Friday, 15th May instant ; and  
 "*Real Property Act Amendment Bill—To be further considered in Committee,*"  
 "*Public Buildings Loan Bill—To be further considered in Committee,*"  
 "*Railway Management Bill—To be further considered in Committee,*" and  
 "*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*" until after the consideration of the 8th Order for to-day.
9. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.  
 Mr. Speaker resumed the Chair ; Mr. Lalor reported that the following point of order had arisen in the Committee, viz. :—That a resolution having been agreed to in the Committee of Supply, recommending an increase in the sum proposed for Charitable Institutions, and that resolution having been adopted by the Assembly, and an Additional Estimate having been referred to the Committee of Supply, recommending an appropriation of the amount so agreed to, a proposal was this day made for increasing such amount, which it was contended could not be put to the Committee.  
 Mr. Speaker stated the rule to be—The House and Committee having determined the limit of increase to which the particular vote should be carried, no further increase can now be entertained.  
 The House again resolved itself into the Committee of Supply.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.  
 Ordered—That the report be received Friday, 15th May instant.  
 Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.  
 Resolved—That this House will, on Friday, 15th May instant, again resolve itself into the said Committee.
10. **RAILWAY MANAGEMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, on Wednesday, the 20th May instant, again resolve itself into the said Committee.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 15th May instant :—  
 "*Real Property Act Amendment Bill—To be further considered in Committee,*"  
 "*Public Buildings—Loan Bill—To be further considered in Committee,*" and  
 "*Licensed Publicans Acts Amendment Bill—To be further considered in Committee.*"
- Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at twenty-seven minutes past eleven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 75.

THURSDAY, 14<sup>TH</sup> MAY, 1863.

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

2. PAPERS.—Mr. O'Shanassy presented—

Victorian Railways—Traffic.—Return to an Order of the Legislative Assembly dated 6th May instant, for a Return showing the revenue separately from passengers and goods traffic received from each of the stations on the Victorian Railways during the months of January, February, March, and April, of this year, stating when the various stations were opened for passenger and goods traffic, if opened during the current year.

Ordered to lie on the Table.

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

Immigration.—Letter from Her Majesty's Colonial Land and Emigration Commissioners to the Commissioner of Trade and Customs, enclosing a Summary of the Emigration to Victoria, in Ships chartered by them for the Colony, during the year 1862.

Ordered to lie on the Table.

Mr. Ireland presented—

Real Property Bill.—Opinion of the Honorable the Attorney-General and the Honorable the Minister of Justice on.

Lien on Crops Bill.—Opinion of the Honorable the Attorney-General and the Honorable the Minister of Justice on.

Severally ordered to lie on the Table.

Mr. O'Shanassy presented—

Civil Service Act.—Opinion of the Honorable the Attorney-General and the Honorable the Minister of Justice in reference to Appeals under.

Ordered to lie on the Table.

3. MARRIAGE OF HIS ROYAL HIGHNESS THE PRINCE OF WALES—REJOICINGS.—Mr. L. L. Smith moved, pursuant to *amended* notice, That this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 a sum not exceeding Fifty pounds to be given to each of the different municipalities for the purpose of enabling them, in their several localities, to participate in the approaching festivities and rejoicings in honor of the marriage of His Royal Highness the Prince of Wales to Her Royal Highness the Princess Alexandra of Denmark; provided that an equal or larger sum be supplemented by each said locality.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.

Mr. B. G. Davies,	Mr. McCann,
Mr. J. Davies,	Mr. Ramsay,
Mr. Edwards,	Mr. J. T. Smith,
Mr. Frazer,	Mr. L. L. Smith,
Dr. Girdlestone,	Mr. Woods.
Mr. Hood,	
Mr. Houston,	<i>Tellers.</i>
Mr. Lambert,	Mr. Weeks,
Mr. Macgregor,	Mr. Berry.

Noes. 15.

Mr. Brodribb,	Mr. Mollison,
Mr. Cathie,	Mr. O'Shanassy,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. Thomson.
Mr. Higinbotham,	
Mr. Howard,	<i>Tellers.</i>
Mr. Levey,	
Dr. Mackay,	Mr. Anderson,
Capt. Mac Mahon,	Mr. J. S. Johnston.

And so it was resolved in the affirmative.

4. RAILWAYS—ENGINEER-IN-CHIEF'S DEPARTMENT.—Mr. Woods moved, pursuant to notice given by Mr. McLellan, That there be laid upon the Table of the House a Return showing :—

(1.) The names, salary, and date of appointment of all officers in the Engineer-in-Chief's department, specifying whether paid by a yearly or daily salary.

(2.) The names, salary, and length of service of all officers, whose services have been dispensed with in that department; the amount received by each as compensation for loss of office; and whether such officers were paid by a yearly or daily salary.

Question—put and resolved in the affirmative.

5. PUNISHMENT OF FRAUDS BILL.—On the motion of Mr. Mollison, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.  
On the further motion of Mr. Mollison, the Assembly ordered that the word "property" be inserted after the word "personal" in line 14 of Clause XVI. of this Bill.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and the Clerk of the Assembly having noted the amendment made on the consideration of the report—Bill, on the motion of Mr. Mollison, read a third time and *passed*.  
Mr. Mollison moved, That the following be the title of the Bill :—  
" *An Act to make better provision for the Punishment of Frauds committed by Trustees Bankers and other Persons intrusted with Property.*"  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed thereto with amendments, with which they desire the concurrence of the Legislative Council.
6. SUCCESSION TO REAL ESTATE BILL.—Mr. Houston moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Houston moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Houston, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Thursday, 28th May instant, again resolve itself into the said Committee.
7. SUPREME COURT COSTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read — Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration on Thursday, 21st May instant.—Bill as amended to be printed.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
" *Probates Bill—Second reading,*" until Wednesday, 20th May instant ;  
" *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*" and  
" *Printing Bill—Second reading,*" until Thursday, 28th May instant ;  
" *Water Rights Bill—Second reading,*"  
" *Barristers Admission Bill—Second reading,*"  
" *Imprisonment for Debt Bill—Second reading,*"  
" *Colonial Wines Sale Bill—Second reading,*"  
" *Distress for Rent Bill—Second reading,*" and  
" *Mining on Private Property Bill—Second reading,*" until Thursday, 21st May instant ;  
" *Accidents Bill—Second reading,*"  
" *Impounding Acts Amendment Bill—To be further considered in Committee,*" and  
" *Mariners Examination Bill—Second reading,*" until Thursday, 28th May instant ; and  
" *Mrs. Dora Kerr—Motion for Address to be considered in Committee,*" until to-morrow.
9. LAPSED ORDERS OF THE DAY.—The following Orders of the Day were read, and lapsed :—  
" *Mr. Hines—Motion for Address—To be considered in Committee,*"  
" *Officials in Parliament Act Amendment Bill—Second reading,*" and  
" *Contractors and Workmen Lien Bill—Second reading.*"
10. ADJOURNMENT.—Mr. Francis moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.  
Whereupon Assembly adjourned at twenty-two minutes to seven o'clock until four o'clock, p.m., to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

# VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 76.

FRIDAY, 15<sup>TH</sup> MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. O'Shanassy presented, by command of His Excellency the Governor—  
Agricultural and Live Stock Statistics of Victoria, for the year ending 31st March, 1862, with preliminary Statistical Notes.  
Ordered to lie on the Table.
3. POLICE COMMITTEE.—Mr. Frazer moved, by leave of the Assembly, That the Police Committee have leave to sit during any adjournment of the House during the present session.  
Question—put and resolved in the affirmative.
4. MR. W. J. SMITH.—Dr. Mackay moved, pursuant to notice, That the Petition and other papers connected with the claim of Wm. John Smith, the discoverer of the Dandenong gold fields, be referred to the Committee on Gold Prospectors.  
Debate ensued.  
Question—put and negatived.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, and the 1st Order of the Day, General Business, on the Paper for to-day, be postponed until after the consideration of the second Order, General Business, on the Paper for to-day.
6. MARRIAGE OF H.R.H. THE PRINCE OF WALES—REJOICINGS —The Order of the Day for the consideration in the Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 a sum not exceeding Fifty pounds, to be given to each of the different municipalities for the purpose of enabling them, in their several localities, to participate in the approaching festivities and rejoicings in honor of the marriage of His Royal Highness the Prince of Wales to Her Royal Highness the Princess Alexandra of Denmark ; provided that an equal or larger sum be supplemented by each said locality, having been read—On the motion of Mr. L. L. Smith, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.  
Mr. Speaker resumed the Chair.
6. BREACH OF PRIVILEGE.—Mr. Ireland having stated to the Assembly that Mr. L. L. Smith, one of the members for South Bourke, had, in the Refreshment Room, assaulted Mr. Wood, member for Warrnambool, in consequence of words that had passed in debate in this House,  
Mr. L. L. Smith was heard in his place, and having withdrawn,  
Mr. Ireland moved, That Mr. L. L. Smith be, for such a breach of the Privileges of this House, committed to the custody of the Serjeant-at-Arms of the Assembly.  
Debate ensued.  
Question—put and resolved in the affirmative.
7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made in the Bill, intituled, "*An Act to make better provision for the punishment of Frauds committed by Trustees Bankers and other persons entrusted with property,*" by the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
15th May, 1863.

8. CHINESE IMMIGRANTS ACT AMENDMENT BILL.—Mr. Anderson moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

“ *An Act to amend an Act intituled ‘An Act to consolidate and amend the Laws affecting the Chinese emigrating to and resident in Victoria.’* ”

Question—put and resolved in the affirmative.

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

9. SUPPLY—FURTHER ADDITIONAL ESTIMATES FOR 1863.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

(13th May.)

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1863 for the grants in aid hereunder specified, being—

#### IV.—TREASURER.

DIVISION No. 44. CHARITABLE INSTITUTIONS. GRANTS IN AID (ADDITIONAL). On condition that a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1862, verified by the solemn declaration before a Justice of the Peace of the Secretary or other officer of every such Institution has been deposited in the Treasury, and that similar accounts, verified in the manner before described, be furnished for the first six months of the year 1863, prior to 31st July in that year and for the quarters ending 30th September and 31st December in that year, prior to 31st October, 1863, and 31st January, 1864 respectively; and that a sum equal to one-third of the amount claimed out of the present grant to each institution be raised within the year 1863 by private contributions, and that no payment of any portion of such grant be authorised by the Treasurer, unless a list of such contributions has been deposited in the Treasury, accompanied by a solemn declaration made before a Justice of the Peace by the Secretary or other officer of every such institution, that such contributions have been actually received, and have been made without any right of relief having accrued to the persons from whom such contributions have been received, and on further conditions that the secretary or some other officer of every such institution shall, before the last day of January, 1864, make a return verified by his solemn declaration before a justice of the peace, to the Treasurer, of the number of persons received into such institution during the year preceding, the number of officials and servants, and the vital statistics of such institution, together with such other and further information as the Governor in Council, by rules and regulations from time to time in that behalf made, may direct. <th colspan="2">AMOUNT.</th> <th colspan="3">TOTAL.</th>	AMOUNT.		TOTAL.		
	£	s.	£	s.	d.
Subdivisions—(Inalterable).					
No. 1.—Ararat Hospital ... ..	...	...	...	...	...
No. 2.—Ballaarat District Hospital ... ..	...	...	...	500	...
No. 3.—Beechworth Hospital ... ..	...	...	...	500	...
No. 4.—Belfast Hospital ... ..	...	...	...	...	...
No. 5.—Castlemaine District Hospital ... ..	250	...	250	...	...
No. 6.—Dunolly District Hospital ... ..	...	...	...	100	...
No. 7.—Heathcote Hospital ... ..	...	...	...	...	...
No. 8.—Kilmore Hospital ... ..	...	...	...	300	...
No. 9.—Kyneton Hospital ... ..	...	...	...	200	...
No. 10.—Maryborough District Hospital ... ..	...	...	...	500	...
No. 11.—Melbourne Hospital ... ..	...	...	...	1,000	...
No. 12.—Melbourne Lying-in Hospital ... ..	...	...	...	300	...
No. 13.—Pleasant Creek Hospital ... ..	...	...	...	200	...

IV.—TREASURER—*continued.*

	AMOUNT.		TOTAL.		
	Buildings.	Maintenance.	£	s.	d.
<b>CHARITABLE INSTITUTIONS—<i>continued.</i></b>					
	£	£			
No. 14.—Portland Hospital... ..	150	...			
No. 15.—Sandhurst Hospital ... ..	...	...			
No. 16.—Warrnambool Hospital ... ..	...	...			
No. 17.—Ballaarat Benevolent Asylum ... ..	...	600			
No. 18.—Beechworth Benevolent Asylum ... ..	...	...			
No. 19.—Castlemaine Benevolent Asylum ... ..	...	...			
No. 20.—Melbourne Benevolent Asylum ... ..	...	...			
No. 21.—Sandhurst Benevolent Asylum ... ..	...	...			
No. 22.—Infirmary and Benevolent Asylum, Geelong ... ..	...	...			
No. 23.—Protestant Orphan Asylum, Melbourne ... ..	...	250			
No. 24.—Geelong Orphan Asylum ... ..	...	500			
No. 25.—Roman Catholic Orphanage, Geelong ... ..	...	200			
No. 26.—St. Vincent De Paul's Orphanage, Emerald Hill ... ..	...	250			
No. 27.—Amherst District Hospital ... ..	...	...			
No. 28.—Maldon Hospital ... ..	...	250			
No. 29.—Swan Hill District Hospital ... ..	...	100			
No. 30.—Creswick Hospital ... ..	400	...			
No. 31.—Daylesford Hospital ... ..	...	250			
No. 32.—Hamilton Benevolent Asylum ... ..	250	250			
No. 33.—Jewish Philanthropic Society ... ..	...	...			
<i>Unconditionally so far as regards private contributions.</i>					
No. 34.—Immigrants' Aid Society ... ..	...	500			
	1,050	7,000			
Total, ... ..	...	...	8,050	0	0

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

## SUPPLEMENTARY ESTIMATES FOR 1862.

Resolved—That the sum hereinafter mentioned be granted to Her Majesty to defray the further supplementary charge for the year 1862, for the service hereunder specified being—

## II.—ATTORNEY-GENERAL.

DIVISION No. 26.

CROWN SOLICITOR.

Salary from 1st January to 31st December ... ..

£	s.	d.
1,000	0	0

## ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863, for the several services hereunder specified, being—

## II.—ATTORNEY GENERAL.

No.	Classification.	
	Class.	Schedule.
1*	1	1

DIVISION No. 26.

CROWN SOLICITOR.

Crown Solicitor ... ..

\* Professional.

£	s.	d.
1,000	0	0

#### IV.—TREASURER.

DIVISION No. 47.			
MISCELLANEOUS.			
Subdivisions—( <i>Inalterable</i> ).			
No. 6.	To Frederick Braithwaite for professional services rendered to E. Barnard, Esq., Colonial Agent-General, in connection with the plant ordered and shipped for the Yan Yean Water Commission during the years 1854 and 1855	...	...

£	s.	d.
533	11	8

#### VI.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 56.			
Subdivision No. 3.—( <i>Inalterable</i> .)			
GAOLS.			
Towards Gaols throughout the country and repairs and additions to Gaols as required	...	...	...

£	s.	d.
26,000	0	0

#### ADDITIONAL ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges for the year 1863, for the services hereunder specified, being—

#### IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.

DIVISION No. 74.			
ROAD WORKS AND BRIDGES.			
For repayment to the Railway Department for Rails to form two miles of Tramway from the Victoria Coal Company's shaft to the beach	...	...	...
And to defray expenses laying down the same, upon a certificate from an Engineer from the Railway Department that work to that amount has been performed	...	...	...

£	s.	d.
1,000	0	0
1,000	0	0
2,000	0	0

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

10. **MR. WARDER CAHILL.**—Mr. O'Connor moved, pursuant to *amended* notice, That the House will, on Wednesday next, resolve itself into a Committee of the whole to consider the report of the Select Committee on Mr. Warder Cahill's case.  
Question—put and resolved in the affirmative.
11. **RAILWAY ENGINES.**—Mr. Woods moved, pursuant to notice, That there be laid on the Table of the House a Return, showing :—  
(1.) The nature and extent of the alterations and repairs executed on the new locomotive engines recently imported from England.  
(2.) The cost of such alterations and repairs, specifying each particular engine so repaired.  
Question—put and resolved in the affirmative.
12. **MRS. DORA KERR.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863 the sum of £275, to be paid to Mrs. Dora Kerr, in compliance with the recommendation of the Honorable the Commissioner of Mines, having been read.—On the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received Wednesday, 20th May, 1863.

13. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Judges of Inferior Courts Bill—Second reading,*” until Wednesday, 20th May instant ;
  - “ *Ways and Means—To be further considered in Committee,*” until Friday, 22nd May instant ;
  - “ *Municipalities Acts Amendment Bill—Second reading,*”
  - “ *Supply—To be further considered in Committee,*”
  - “ *Real Property Act Amendment Bill—To be further considered in Committee,*”
  - “ *Public Buildings—Loan Bill—To be further considered in Committee,*”
  - “ *Land Act Amendment Bill—Second reading,*” and
  - “ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” until Wednesday, 20th May instant ; and
  - “ *Mining on Private Property Bill (2)—Second reading,*” until Thursday, 21st May instant.
14. **MR. L. L. SMITH.**—Mr. Heales moved, That the Honorable Member for South Bourke, Mr. L. L. Smith, be discharged from the custody of the Serjeant-at-Arms upon making an apology to this House and to the Minister of Justice, and that the fees of this House be remitted.

Debate ensued.

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

SATURDAY, 16TH MAY, 1863.

Motion, by leave, withdrawn.

Mr. Sullivan presented a Petition from Mr. L. L. Smith, praying that he might be relieved from custody, and expressing himself ready to make whatever submission the House might deem proper.

Petition read, and ordered to lie on the Table.

Mr. Heales moved, That the Honorable Member for South Bourke, Mr. L. L. Smith, be brought to the Bar of this House to make his submission and apology.

Question—put and resolved in the affirmative.

Mr. Smith was brought to the Bar, in the custody of the Serjeant-at-Arms, when Mr. Speaker having informed him of the above resolution, Mr. Smith made the following statement, viz. :—

MR. SPEAKER,

I have to regret that in a hasty moment I was betrayed into a breach of the privileges of this House, by committing an assault upon the Member for Warrnambool. I scarcely know what words may be held sufficient for this purpose, but I desire to employ whatever language may most fully convey my sorrow for what has occurred. I trust that the House and the Honorable Member, Mr. Wood, will accept my sincere apology.

Mr. Smith was then removed from the Bar in the custody of the Serjeant-at-Arms.

Mr. Heales moved, That the violation of the privileges of this House for which the Honorable Member for South Bourke, Mr. L. L. Smith, was committed to the custody of the Serjeant-at-Arms, being the first offence of this nature brought under the notice of this House, and the Honorable Member having submitted and apologised for his offence, he be discharged from custody without payment of any fee.

Question—put and resolved in the affirmative.

Assembly adjourned at fourteen minutes to one o'clock until four o'clock on Wednesday next.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 77.

---

---

WEDNESDAY, 20<sup>TH</sup> MAY, 1863.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 78.

THURSDAY, 21ST MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had received from Mr. L. L. Smith the resignation of his seat for the electoral district of South Bourke, which he read to the Assembly, and is as follows :—

May 20th, 1863.  
Legislative Assembly.

MR. SPEAKER,

I have the honor to inform you that I this day resign my seat as one of the representatives of the district of South Bourke in the Legislative Assembly.

Yours truly,

To the Honorable  
The Speaker of the Legislative Assembly.

(Signed)

LOUIS L. SMITH.

3. ISSUE OF WRIT.—Mr. Speaker also announced that he had this day issued a Writ for the election of a Member to serve for the electoral district of South Bourke.
4. ADDRESS TO HER MAJESTY.—Mr. O'Shanassy moved, by leave of the Assembly, That a Committee be appointed to prepare an Address to Her Majesty, congratulating Her Majesty on the auspicious marriage of His Royal Highness the Prince of Wales with Her Royal Highness the Princess Alexandra; such Committee to consist of Mr. Mollison, Mr. Heales, Mr. Brodribb, Mr. Sullivan, and the Mover, and that the Committee do retire immediately.

Question—put and resolved in the affirmative.

Whereupon the Committee immediately retired.

Mr. O'Shanassy brought up the draft of an Address, which was read to the Assembly, and is as follows :—

*To Her Most Gracious Majesty the Queen.*

MAY IT PLEASE YOUR MAJESTY—

WE, the Members of the Legislative Assembly of Victoria, in Parliament assembled, beg leave to approach Your Majesty with renewed expressions of our undeviating loyalty to the Throne, and our unalterable affection for Your Majesty's person.

We crave permission to offer to Your Majesty our sincere congratulations on the Marriage of His Royal Highness the Prince of Wales with the Princess Alexandra of Denmark, an event which has filled the hearts of all Your Majesty's subjects in this distant part of your Empire with the liveliest joy.

We have the fullest confidence that in the Princess upon whom the choice of His Royal Highness has fallen, Your Majesty will find a daughter worthy of your maternal love; and we cherish the hope that during the many, many years which we fervently pray it may please God to spare Your Majesty to adorn your high and exalted station, you may experience in her companionship, and in the filial tenderness and attachment of the Prince of Wales some solace for the loss of him who lives in the memory of your people.

We implore for Your Majesty and the Royal Family a continuance of Divine favor; and we humbly request that Your Majesty will convey to the Prince and Princess of Wales our assurance, that from no portion of their Mother's wide spread dominions does there ascend a more universal, sincere, and heartfelt prayer for their future happiness than from this Colony, which has the honor to bear Your Majesty's name.

On the motion of Mr. O'Shanassy the Assembly agreed to the above Address, and ordered the same to be presented to His Excellency the Governor by Mr. Speaker, and such Members of the Assembly as choose to attend.

5. PAPERS.—Mr. Wood presented, by command of His Excellency the Governor—  
 Joint Stock Banks in England—Circular Despatch from His Grace the Duke of  
 Newcastle, relative to the establishment of Joint Stock Banks in England, with  
 limited liability, for carrying on business in the Colonies.

Ordered to lie on the Table.

Mr. Wood also presented—

Manslaughter, Convictions for—Return to an Order of the Legislative Assembly,  
 dated 2nd December, 1862, for a Return of the names of all persons convicted for  
 Manslaughter, with the term of sentence in each case, since 1st January, 1861.

Ordered to lie on the Table.

Mr. O'Shanassy presented, by command of His Excellency the Governor—  
 Government Botanist—Annual Report of the Government Botanist and Director  
 of the Botanic Garden.

Ordered to lie on the Table.

Captain Mac Mahon presented—

Victorian Railways, Williamstown Branch.—Return to an Order of the Legislative  
 Assembly, dated 26th March last, for a Return showing the financial position  
 of the Williamstown Branch of the Victorian Railways, on and from the 31st  
 December, 1861, to 31st December, 1862: such Return to exhibit cost of con-  
 struction and maintenance of all works, including Railway Pier and Breakwater;  
 the expenditure on goods and passenger traffic separately, and revenue from  
 goods and passenger traffic separately; interest on capital invested, and estimate  
 of depreciation in rolling stock, permanent way, buildings, breakwater, pier,  
 and all other works, together with the amount paid for use of steamers engaged  
 in towing vessels to and from the pier.

Ordered to lie on the Table.

Goods Traffic, Victorian Railways.—Return to an Order of the Legislative Assembly,  
 dated 7th May instant, for a Return showing the quantity of goods forwarded  
 from Melbourne to Sandhurst, and *vice versa*, from the date of opening the  
 passenger traffic to the opening of the goods traffic, with the names of the  
 consignees and consignors, and the amount received for freight in each case.

Ordered to lie on the Table.

6. ADJOURNMENT.—Mr. O'Shanassy, by leave of the Assembly, moved, That the House, at its  
 rising this day, do adjourn until Wednesday next, 27th May instant.

Question—put and resolved in the affirmative.

And on the further motion of Mr. O'Shanassy the Assembly, at twelve minutes past five  
 o'clock, adjourned until four o'clock on Wednesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 79.

---

WEDNESDAY, 27<sup>TH</sup> MAY, 1863.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 80.

THURSDAY, 28<sup>TH</sup> MAY, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRESENTATION OF ADDRESS TO HER MAJESTY THE QUEEN.—Mr. Speaker announced that he, together with several members of the Assembly, had presented to His Excellency the Governor the Address to Her Most Gracious Majesty the Queen, agreed to by this House on the 21st instant, and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

It will afford me extreme pleasure to be the medium of conveying to Her Majesty this fresh proof of your attachment and devotion to Her Person and Throne, and I shall not fail at the same time to make known the loyal enthusiasm with which the auspicious event of the Marriage of His Royal Highness the Prince of Wales to Her Royal Highness the Princess Alexandra of Deumark, has been celebrated by all classes of Her Majesty's subjects in Victoria.

Government Offices,

(Signed)

HENRY BARKLY.

22nd May, 1863.

3. ADJOURNMENT.—Mr. O'Shanassy moved, by leave of the Assembly, That this House at its rising this day, do adjourn until Tuesday next.  
Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
  - “ *Succession to Real Estate Bill—To be further considered in Committee,*”
  - “ *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*”
  - “ *Printing Bill—Second reading,*”
  - “ *Accidents Bill—Second reading,*”
  - “ *Impounding Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Mariners Examination Bill—Second reading,*”
  - “ *Local Government Officers Bill—Second reading,*”
  - “ *Petroleum Storage Bill—Second reading,*”
  - “ *Water Rights Bill—Second reading,*”
  - “ *Barristers Admission Bill—Second reading,*”
  - “ *Supreme Court Costs Bill—Consideration of Report,*”
  - “ *Imprisonment for Debt Bill—Second reading,*”
  - “ *Colonial Wines Sale Bill—Second reading,*”
  - “ *Distress for Rent Bill—Second reading,*”
  - “ *Mining on Private Property Bill—Second reading,*”
  - “ *Mining on Private Property Bill (2)—Second reading,*”
  - “ *Probates Bill—Second reading,*”
  - “ *Mr. Warder Cahill—Report of Select Committee to be considered in Committee,*”
  - “ *Mrs. Dora Kerr—Resolution to be reported,*” until Thursday, 11th June next ;
  - “ *Mining Associations Act Amendment Bill—Second reading,*”
  - “ *Governor's Salary Reduction Bill—Third reading,*”
  - “ *Railway Management Bill—To be further considered in Committee,*”
  - “ *Judges of Inferior Courts Bill—Second reading,*”
  - “ *Municipalities Acts Amendment Bill—Second reading,*”
  - “ *Supply—To be further considered in Committee,*”
  - “ *Real Property Act Amendment Bill—To be further considered in Committee,*”
  - “ *Public Buildings—Loan Bill—To be further considered in Committee,*”
  - “ *Land Act Amendment Bill—Second reading,*”
  - “ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Newspapers Bill—Second reading—Resumption of debate,*”
  - “ *Ways and Means—To be further considered in Committee,*” until Tuesday, 2nd June next.

5. CHEWTON RAILWAY STATION.—Mr. A. J. Smith moved, pursuant to notice, That a Select Committee be appointed to enquire into and report on the causes that led to the closing of the Chewton station, to determine if it be practicable to form a station for Chewton, at the site recommended by Messrs. Geo. Darbyshire and Wm. Zeal, with power to call for persons and papers; such Committee to consist of Capt. MacMahon, Mr. McCulloch, Mr. Woods, Mr. Tucker, Dr. Macadam, Mr. Smyth, Mr. Ramsay, Mr. Pope, Mr. Houston, and the Mover; five to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

6. ADJOURNMENT.—Mr. Haines moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

Whereupon the House, at sixteen minutes to five o'clock, adjourned until Tuesday next at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.  
No. 81.

TUESDAY, 2ND JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Anderson presented—  
Immigration.—Amended Return to an Order of the Legislative Assembly, dated 9th December, 1862, for the month of April, 1863.  
Immigration.—Similar Return for the month of May, 1863.  
Severally ordered to lie on the Table.  
Mr. O'Shanassy presented—  
Pleuro-pneumonia.—Copy of a Progress Report of the Royal Commission appointed by His Excellency the Governor to enquire into the origin and nature of the disease known as pleuro-pneumonia.  
Ordered to lie on the Table and to be printed.  
Mr. Gavan Duffy presented, by command of His Excellency the Governor—  
Assessment.—Second Progress Report of Proceedings taken under *The Land Act* 1862.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Nineteenth Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. RAILWAY COMMITTEE.—Mr. Houston having moved for, and obtained leave, brought up a Second Progress Report from this Committee  
Report read; and, together with the Minutes of Evidence and Proceedings of the Committee, ordered to lie on the Table and to be printed.
5. PETITION.—Mr. Richardson presented a Petition from certain residents in the South Barwon Municipality, praying the House might be pleased not to adopt the Newspapers Bill.  
Ordered to lie on the Table.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled  
“*An Act to amend the Law relating to the Qualifications and Registration of Electors  
of Members to serve in Parliament and to regulate proceedings at Parliamentary  
Elections,*” and acquaint the Legislative Assembly that they have agreed to the same,  
with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
2nd June, 1863.

On the motion of Mr. O'Shanassy, the Assembly ordered the amendments to be printed, and taken into consideration Friday, 5th June instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled  
“*An Act to establish Road Districts and Shires and generally to provide for the  
administration of Local affairs without the limits of Boroughs,*” and acquaint the  
Legislative Assembly that they have agreed to the same with amendments, with which  
they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
2nd June, 1863.

On the motion of Mr. O'Shanassy, the Assembly ordered the amendments to be printed, and taken into consideration Friday, 5th June instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled “*An  
Act for the Improvement of the Municipal District of East Collingwood in the Colony  
of Victoria,*” and acquaint the Legislative Assembly that they have agreed to the same  
with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
2nd June, 1863.

7. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “ *Mining Associations Act Amendment Bill—Second reading,*” until Tuesday, 9th June instant ;  
 “ *Governor’s Salary Reduction Bill—Third reading,*” until to-morrow ;  
 “ *Railway Management Bill—To be further considered in Committee,*” until Friday, 5th June instant ;  
 “ *Judges of Inferior Courts Bill—Second reading,*” until after the consideration of the 12th Order for to-day ; and  
 “ *Municipalities Acts Amendment Bill—Second reading,*” until after the consideration of the 6th Order for to-day.
8. **SUPPLY.**—The House according to Order resolved itself into the Committee of Supply.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That he have leave to sit again.  
 Resolved—That this House will this day again resolve itself into the said Committee.
9. **MESSAGE FROM THE LEGISLATIVE COUNCIL.**—The following Message from the Legislative Council by the Clerk Assistant of the Council :—  
 MR. SPEAKER,  
 The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council any plans and specifications connected with the Melbourne and Hobson’s Bay Railway Act that may be in possession of the Legislative Assembly.  
 (Signed) J. F. PALMER,  
 President.  
 Legislative Council Chamber,  
 27th May, 1863.
- On the motion of Mr. Brodribb, the Assembly ordered that the plans be transmitted to the Legislative Council as requested by the above Message.
10. **SUPPLY.**—The House according to Order again resolved itself into the Committee of Supply.  
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a certain resolution.  
 Ordered—That the Report be received to-morrow.  
 Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.  
 Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
11. **LICENSED PUBLICANS ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—  
 Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
 Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
 Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
12. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “ *Municipalities Acts Amendment Bill—Second reading,*”  
 “ *Real Property Act Amendment Bill—To be further considered in Committee,*”  
 “ *Public Buildings—Loan Bill—To be further considered in Committee,*”  
 “ *Land Act Amendment Bill—Second reading,*” until to-morrow.  
 “ *Newspapers Bill—Second reading—Resumption of debate,*”  
 “ *Ways and Means—To be further considered in Committee,*” until Friday, 5th June instant.  
 “ *Judges of Inferior Courts Bill—Second reading,*” until to-morrow.
13. **MR. HINES.**—Mr. Woods moved, pursuant to amended notice, That the Order of the Day, “ *Mr. Hines—Motion for Address—To be considered in Committee,*” be restored to the Paper, and made an Order of the Day for Thursday, 11th June instant.  
 Question—put and resolved in the affirmative.
14. **OFFICIALS IN PARLIAMENT ACT AMENDMENT BILL.**—Mr. Woods moved, pursuant to amended notice, That the Order of the Day, “ *Officials in Parliament Act Amendment Bill—Second reading,*” be restored to the Paper, and made an Order of the Day for Thursday, 11th June instant.  
 Question—put and resolved in the affirmative.
- Assembly adjourned at twenty-five minutes to twelve o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

\*  
VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 82.

WEDNESDAY, 3RD JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will expunge the new Clause E, attached as an amendment to the Bill, intituled, "*An Act to amend the Law relating to the Qualifications and Registration of Electors of Members to serve in Parliament and to regulate Proceedings at Parliamentary Elections,*" the said Clause E having been agreed to by the Legislative Council by mistake on occasion of a re-committal of the Bill.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 3rd June, 1863.

On the motion of Mr. O'Shanassy, the Assembly ordered that the Message be taken into consideration with the amendments made by the Legislative Council in the above Bill.

3. PAPERS.—Mr. O'Shanassy presented by command of His Excellency the Governor—  
Chief Medical Officer.—Return of Diseases in the various establishments under the charge of the Chief Medical Officer, for the year 1862.

Ordered to lie on the Table.

Mr. Haines presented—

Public Accounts.—Regulation respecting.

Bank Liabilities and Assets—General Abstract of sworn Returns of the average Liabilities and Assets of the several Banks in Victoria, for the Quarter ending the 31st March, 1863.

Severally ordered to lie on the Table.

Mr. Haines also presented—

Staff Officers.—Volunteer Force—Return to an Order of the Legislative Assembly dated 5th May last, for Returns showing the number of paid officers in the Volunteer Force, with the name and rank of each officer, his pay and duties, and where stationed; and any other salaries he may be in receipt of out of the public revenue, or from Imperial pay or allowances.

Ordered to lie on the Table.

Mr. Gavan Duffy presented—

Land Act, 1862.—Return showing—

- (1.) The names of the Squatters who appealed against the assessment of their runs.
- (2.) The name of each run.
- (3.) The assessment paid in 1861 and 1862, and the amount assessed by the Board of Land and Works for 1862, in each case respectively.
- (4.) The awards of the Arbitrators appointed under the Land Act.
- (5.) The amount of costs awarded in each case of appeal, and whether to be paid by the Government or Appellants.

Ordered to lie on the Table.

4. MUNICIPALITIES ACT AMENDMENT BILL.—Mr. Wood moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that notice had been taken that a quorum of Members was not present in the Committee, Mr. Speaker counted the House, and a quorum of Members being present, Mr. Speaker again left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of this Bill.

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

Resolved—That this House will, on Friday, 5th June next, again resolve itself into the said Committee.

5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 5th June instant :—

*“ Supply—Resolution to be reported,”*

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

*“ Licensed Publicans Acts Amendment Bill—To be further considered in Committee,”*

*“ Real Property Act Amendment Bill—To be further considered in Committee,”*

*“ Public Buildings—Loan Bill—To be further considered in Committee,”*

*“ Judges of Inferior Courts Bill—Second reading,”*

*“ Governor's Salary Reduction Bill—Third reading,”*

*“ Land Act Amendment Bill—Second reading.”*

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 83.

THURSDAY, 4TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MR. L. L. SMITH.—Mr. Heales moved, by leave of the Assembly, That Mr. L. L. Smith, having been returned member for South Bourke, and the Writ not having as yet been forwarded by the Returning Officer, he be now sworn.  
Question—put and resolved in the affirmative.
3. MEMBER SWORN.—Mr. L. L. Smith was then introduced and took the oath and his seat for the Electoral District of South Bourke.
4. PETITIONS.—Mr. Frazer presented a Petition from certain inhabitants of Daylesford and its vicinity, praying that the average attendance of scholars at Common Schools might be reduced from sixty to twenty in the country and mining districts.  
Ordered to lie on the Table.  
The following Petitions, praying that this House would not pass a law that a £10 license should be issued for the sale of beer in other than publichouses, were presented by Mr. Frazer as under :—  
From the licensed victuallers of the municipalities of Creswick and Clunes.  
From the licensed publicans residing in and near Talbot.  
Severally ordered to lie on the Table.
5. PENSIONS.—Mr. Brooke moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be laid on the Table of this House copies of all correspondence, minutes, and regulations connected with the subject of granting pensions to persons who have held office as responsible ministers in the Colony of Victoria.  
Question—put and resolved in the affirmative.
6. ROAD BOARDS FORMED IN 1862.—Mr. McCann moved, pursuant to notice, That the vote for the endowment of Road Boards formed during 1862 has not been distributed as intended by Parliament, and it is the opinion of this House that the manner in which that vote has been distributed is highly unsatisfactory.  
Captain Mac Mahon moved, That this debate be now adjourned.  
Question—That this debate be adjourned until Wednesday, 10th June instant—put and resolved in the affirmative.
7. NATIONAL SCHOOL TEACHERS.—Mr. McCann moved, pursuant to notice, That the Government be requested to take the necessary steps to enable the Board of Education to pay the National teachers the 5 per cent. deducted from their salaries for the year 1862.  
Debate ensued.  
Motion by leave withdrawn.
8. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a Return to the Writ he had issued for the election of a member to serve for the Electoral District of South Bourke, by which it appeared that Louis Lawrence Smith, Esq., was duly elected in pursuance thereof.
9. CLEARING THE RIVER MURRAY.—Mr. Weeks moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will be pleased to place upon an Additional Estimate for 1863 the sum of £10,000, for the purpose of clearing the River Murray from Echuca to Wahgunyah.  
Debate ensued.  
Motion by leave withdrawn.
10. CHEWTON RAILWAY STATION.—Captain Mac Mahon moved, pursuant to *amended* notice, That the names of Mr. Howard and Mr. Kyte be added to the Committee of Enquiry on the Chewton Railway Station.  
Question—put and resolved in the affirmative.

## 11. PAPER.—Mr. O'Shanassy presented—

Intercolonial Conference—Report and Proceedings of the Intercolonial Conference held in Melbourne in the months of March and April, 1863.

Customs Duties, River Murray—Copy correspondence between the Government of this Colony and that of New South Wales relative to duties on goods crossing the River Murray.

Severally ordered to lie on the Table and to be printed.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 84.

FRIDAY, 5TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Richardson presented a Petition from certain residents in the South Barwon municipal district, praying that when the Local Government Bill is before this House for the consideration of amendments made in the Legislative Council, you might see fit not to agree to the clause giving power to the Corporation of Geelong to claim part of the tolls collected on roads leading into their corporation district.  
Ordered to lie on the Table.  
Mr. Cohen presented a Petition from R. A. Cooper, styling himself Chairman of a public meeting of Licensed Victuallers, held in Melbourne, praying the House to pass the "*Licensed Victuallers Act Amendment Bill*" without delay, except the proviso in Clause VIII. and Clause XV., and thus relieve the Petitioner from the further imposition therefrom of oppressive fiscal burthens and disabilities.  
Petition read and ordered to lie upon the Table.
3. PAPERS.—Mr. Gavan Duffy presented—  
Welshpool Harbor.—Return to an Order of the Legislative Assembly, dated 8th May last, for a copy of the Survey and Report of the Marine Surveyor on the Harbor of Welshpool.  
Ordered to lie on the Table.  
Captain Mac Mahon presented—  
Chewton Station.—Letter from the Engineer-in-Chief correcting his statement as to the cost of the Chewton station.  
Ordered to lie on the Table.
4. TARIFF.—Mr. Haines having handed to Mr. Speaker an envelope sealed with two seals, requested him to open the same, which Mr. Speaker did accordingly, and found enclosed therein a resolution arrived at, 1st April, 1863, by certain members of the Intercolonial Conference adopting a Tariff.  
Ordered to lie on the Table.
5. VOLUNTEER CORPS ACT AMENDMENT BILL.—Mr. Haines moved, pursuant to notice, That he have leave to bring in a Bill to amend and consolidate the Law relating to Volunteer Corps in Victoria.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Haines and Mr. Wood do prepare and bring in the Bill.  
Mr. Haines then brought up a Bill, intituled, "*A Bill to amend and consolidate the Law relating to Volunteer Corps in Victoria,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 9th June instant.
6. NAVAL AND MILITARY FORCES BILL.—Mr. Haines moved, pursuant to notice, That he have leave to bring in a Bill to provide for the regulation of paid Naval and Military Forces in the service of Her Majesty's Local Government in Victoria.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Haines and Mr. Anderson do prepare and bring in the Bill.  
Mr. Haines then brought up a Bill, intituled, "*A Bill to provide for the regulation of paid Naval and Military Forces in the service of Her Majesty's Local Government in Victoria,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 9th June instant.
7. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. O'Shanassy the several amendments next hereinafter set forth were read, as follow:—  
After the preamble insert "Introduction."

Clause I., transpose lines 8 to 13, to stand as a separate clause, and to follow the words standing at end of this clause.

- „ line 14, leave out “the remaining part of.”
- „ line 14, after “into” insert “the introduction and.”
- „ line 15, after “to” insert “the.”
- „ line 15, leave out “qualification,” insert “qualifications.”
- „ line 17, commence a separate clause.
- „ line 17, after “relating” insert “respectively.”

N.B.—Transposed words from beginning of Clause I. here follow as a separate clause.  
Clause CXXX. to be transposed to this place.

Insert new Clause A—

“The several portions of this Act next hereinafter mentioned shall take effect from and after the thirty-first day of October in this present year that is to say—

“The section thereof relating to the repeal of Acts and portions of Acts.

“So much of the first chapter thereof as enacts that no person shall be entitled to vote unless either he be the owner of an elector’s right and be enrolled upon an ordinary roll or he be enrolled on a roll of ratepaying electors for the division and so much thereof as enacts that any roll transmitted hereunder to the returning officer of any province or district shall be an ordinary general or supplementary roll or a roll of ratepaying electors as the case may be for the division to which the same shall relate.

The second chapter thereof

“And the remainder of this Act shall take effect from and after the passing thereof.”

Leave out Clause II.

Clause V., line 33, after “given” insert “Provided that after the issue to any person of an elector’s right if he shall have parted with the whole or any part of his qualifying property in the division to which such right shall relate but retain in the same or some other division of the same province or district property of value sufficient to qualify him to vote at elections for the same respectively or he shall have removed his residence from the division to which such right shall relate but have thenceforward continuously resided in some other division or divisions of the same province or district and if such person in either such case shall not have taken out a transferred elector’s right for such other division where as the case may be his property is situated or he resides he shall not be deemed by reason only of such alienation of property or change of residence as the case may be to be dispossessed of the qualification which he may have had for the division in respect of which such first mentioned elector’s right was issued.”

Clause VII., line 49, leave out “as.”

„ line 49, leave out “provided,” insert “mentioned.”

Clause IX., line 10, leave out “black,” insert “red.”

„ line 12, leave out “red,” insert “black.”

Clause X., line 30, leave out “shall.”

Clause XII., after line 34, insert “do you now reside in Victoria and for what time during the last twelve months have you so resided.”

Mr. O’Shanassy moved, That these amendments be now read a second time.

Mr. McCann moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert, instead thereof, the words “the consideration of these amendments be postponed until this day week.”

Debate ensued.

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

Assembly divided.

Ayes, 28.

Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O’Grady,
Dr. Evans,	Mr. O’Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Higinbotham,	Mr. A. J. Smith,
Mr. Howard,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Kirk,	
Mr. Lalor,	
Mr. Levi,	<i>Tellers.</i>
Dr. Mackay,	Mr. Anderson,
Capt. Mac Mahon,	Mr. Loader.
Mr. McCulloch,	

Noes, 19.

Mr. Brooke,	Mr. Orr,
Mr. B. G. Davies,	Dr. Owens,
Mr. J. Davies,	Mr. Pope,
Mr. Foott,	Mr. Ramsay,
Mr. Gillies,	Mr. Richardson,
Dr. Girdlestone,	Mr. Woods.
Mr. Heales,	
Mr. Houston,	<i>Tellers.</i>
Mr. Kyte,	
Mr. Lambert,	Mr. McLellan,
Mr. McCann,	Mr. Don.

And so it was resolved in the affirmative.

Question—That these amendments be now read a second time—put and resolved in the affirmative.

Mr. O'Shanassy moved, That the Legislative Assembly do agree with the Legislative Council in these amendments.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 28.

Mr. Brodribb,	Mr. Mollison,
Mr. Cathie,	Mr. Nicholson,
Mr. Cummins,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Ramsay,
Mr. Haines,	Mr. Riddell,
Mr. Higinbotham,	Mr. A. J. Smith,
Mr. Howard,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.

Mr. Kirk.

Mr. Loader,

Dr. Mackay,

Capt. Mac Mahon,

Mr. McCulloch,

Mr. McDonald,

*Tellers.*

Mr. Anderson,

Mr. Levi.

Noes, 14.

Mr. Brooke,	Dr. Owens,
Mr. J. Davies,	Mr. Pope,
Mr. Foott,	Mr. Richardson.
Mr. Gillies,	
Dr. Girdlestone,	<i>Tellers.</i>
Mr. Heales,	
Mr. Lambert,	Mr. Don,
Mr. McCann,	Mr. Woods.
Mr. McLellan,	

And so it was resolved in the affirmative.

On the motion of Mr. O'Shanassy the several amendments next hereinafter set forth were read, as follow:—

- Clause XIII., line 49, insert before "if" "if the holder of an elector's right in respect of a non-residential qualification for any division of a province or district shall have the like qualification for some other division of the same province or district and shall be desirous of obtaining an elector's right in respect of such last mentioned qualification for such other division or."
- " lines 50 and 51, leave out "at any time after the delivery to him of such right be residing," and insert "reside with a sufficient residential qualification."
- " line 52, leave out "with a sufficient residential qualification in," and insert instead thereof "in any division of."
- " line 53, after "district" leave out all words to end of clause, and insert "or shall have a non-residential qualification for the division to which his elector's right relates and shall be desirous of obtaining an elector's right in respect of such last mentioned residential or non-residential qualifications (as the case may be) for the division in which he shall so reside or shall so have such non-residential qualification (as the case may be) every such holder may obtain a transferred elector's right in manner next hereinafter mentioned Provided that where such elector's right shall be in respect of voting for members of the Legislative Assembly the holder thereof shall not obtain any such transferred elector's right if his name shall be upon a roll of ratepaying electors for any division of the district to which his claim for a transferred elector's right relates."

Mr. O'Shanassy moved, That these amendments be now read a second time.

Mr. Pope moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert, instead thereof, the words "the further consideration of these amendments be postponed until Tuesday next."

Debate ensued.

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

Assembly divided.

Ayes, 27.

Mr. Brodribb,	Capt. Mac Mahon,
Mr. Cathie,	Mr. McCulloch,
Mr. Cummins,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. O'Grady,
Mr. Haines,	Mr. O'Shanassy,
Mr. Hood,	Mr. Riddell,
Mr. Howard,	Mr. A. J. Smith,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.

Mr. Kirk,

Mr. Lalor,

Mr. Levi,

Mr. Loader,

Dr. Mackay,

*Tellers.*

Mr. Anderson,

Mr. Levey.

Noes, 18.

Mr. B. G. Davies,	Mr. Pope,
Mr. Foott,	Mr. Ramsay,
Mr. Gillies,	Mr. Richardson,
Dr. Girdlestone,	Mr. L. L. Smith,
Mr. Heales,	Mr. Woods,
Mr. Higinbotham,	Mr. Wright.
Mr. Lambert,	
Mr. McCann,	<i>Tellers.</i>
Mr. McLellan,	Mr. Houston,
Dr. Owens,	Mr. Don.

And so it was resolved in the affirmative.

Question—That these amendments be now read a second time—put and resolved in the affirmative.

Mr. O'Shanassy moved, That the Legislative Assembly do agree with the Legislative Council in these amendments.

Debate ensued.

Question—put and resolved in the affirmative.

On the motion of Mr. O'Shanassy, the several amendments next hereinafter set forth were read, as follow :—

Clause XIV., line 4, after "then" insert "possess his qualification or."

" line 5, after "reside" insert "as the case may be."

" line 19, after "applicants" insert "qualification or."

Clause XV., after line 27, insert ["if the application be in respect of a residential qualification."]

Clause XVIII., line 59, leave out "any" and insert "the."

And on the further motion of Mr. O'Shanassy, the above amendments were read a second time and agreed to by the Assembly.

The following amendment was read, as follows :—

Clause XX., line 33, leave out "provided always that if any application shall be made for any such substituted elector's right within two days before any day appointed for the polling at any election for the province or district as the case may be such elector's right shall not be actually issued until after such polling shall have been closed" and insert "and shall write across the face of such substituted elector's right and across the butt thereof the word 'substituted.'"

Mr. Ireland moved, That this amendment be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 25.

Mr. Brodribb,	Capt. Mac Mahon,
Mr. Cathie,	Mr. McCulloch,
Mr. Cummins,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. O'Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Higinbotham,	Mr. A. J. Smith,
Mr. Hood,	Mr. Snodgrass,
Mr. Howard,	Mr. Wood.
Mr. Ireland,	
Mr. Kirk,	<i>Tellers.</i>
Mr. Levey,	Mr. Anderson,
Mr. Levi,	Mr. J. S. Johnston.
Dr. Mackay,	

Noes, 12.

Mr. B. G. Davies,	Mr. Ramsay,
Mr. Gillies,	Mr. L. L. Smith,
Mr. Heales,	Mr. Wright.
Mr. Houston,	
Mr. Lambert,	<i>Tellers.</i>
Mr. McCann,	Mr. Richardson,
Mr. McLellan,	Dr. Girdlestone.

And so it was resolved in the affirmative.

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

Debate ensued.

Motion—That this House do now adjourn—by leave withdrawn.

Question—That the Legislative Assembly do agree with the Legislative Council in this amendment—put and resolved in the affirmative.

The several amendments next hereinafter set forth were read, as follow :—

Clause XXIV., line 20, before "provision" insert "other."

Clause XXV., line 21, leave out "before or on the first day of August in every year."

" line 22, after "shall" insert "during the week ending on the first day of August in every year."

" line 33, after first word "list" insert "or roll."

" line 33, after second "list" insert "or roll."

" line 33, leave out "hereafter" and insert "hereinafter."

" line 37, after "them" insert "substituted."

Clause XXVI., line 44, leave out "before or on the first day of November the first day of February and the first day of May in each year."

" line 46, after "shall" insert "during the weeks ending respectively on the first day of November the first day of February and the first day of May in each year."

" line 52, after first word "rights" insert "as yet uncanceled."

Clause XXVII., line 58, leave out "fourteenth" and insert "twenty-first."

" line 2, leave out "fourteenth" in two places and insert "twenty-first" in the places.

" line 3, leave out "fourteenth" and insert "twenty-first."

Clause XXVIII., after "advertisement" insert "twice."

" line 12, before "holding" insert "day before the."

- Clause XXIX., line 19, leave out "twenty-eighth" and insert "fourth."  
 ,, line 19, leave out "August" and insert "September."  
 ,, line 21, leave out "twenty-eighth" and insert "fourth."  
 ,, line 21, leave out "November" and insert "December."  
 ,, line 22, leave out "twenty-eighth" in two places and insert "fourth" in the places.
- Clause XXIX., line 22, leave out "February" and insert "March."  
 ,, line 22, leave out "May" and insert "June."  
 Clause XXXI., line 1 (p. 9), after "also" insert "forthwith."  
 ,, line 1, after "list" insert "twice."  
 ,, line 5, after "until" insert "the day before."
- Clause XXXIV., line 32, leave out "first," and insert "eighteenth."  
 line 32, leave out "October," and insert "September."  
 line 33, leave out "first," and insert "eighteenth."  
 line 34, leave out "January," and insert "December."  
 line 34, leave out "first" in two places, and insert "eighteenth" in the places.  
 line 34, leave out "April," and insert "March."  
 line 34, leave out "July," and insert "June."
- Clause XXXVI., line 15, leave out "numbered," and insert "chapter."  
 Clause XLIV., line 48, leave out "fourteenth," and insert "twelfth."  
 line 51, leave out "fourteenth" in two places, and insert "twelfth" in the places.  
 line 52, leave out "fourteenth," and insert "twelfth."
- Clause XLVII., line 20, after "revision" insert "and the time herein appointed for the transmission of the roll shall be extended in the same proportion."
- Clause XLVIII., line 24, leave out "blank."
- Clause LII., line 3, after "Geelong" insert "and municipal institutions."  
 line 7, after "town" insert "or any ward thereof respectively."  
 line 7, after "upon" insert "the ratepayers' roll of any municipal district or."  
 line 7, after "borough" insert "or any ward thereof."  
 line 8, after "district" insert "or any riding or subdivision thereof respectively."
- Clause LIII., line 17, after "district" insert "and the clerk or other like officer of any municipal council."  
 ,, line 17, leave out "fifteenth" and insert "first."  
 ,, line 17, leave out "thirtieth day" and insert "twelfth days."
- Clause LIV., line 30, leave out "upon" and insert "if before or on."  
 ,, line 30, leave out "first" and insert "twentieth."  
 ,, line 30, leave out "September" and insert "August."  
 ,, line 30, leave out "if."
- Clause LV., line 47, leave out "upon" and insert "if before or on."  
 ,, line 47, leave out "if."
- Clause LVI., line 4, leave out "lastly herein" and insert "in this part."  
 ,, line 6, leave out "upon such transmission."  
 ,, transpose the words "Part IV., Miscellaneous" from before Clause LVIII. to before Clause LVII.
- Clause LVII., line 15, after "office" insert "or offices."  
 Clause LVIII., line 20, after "under" insert "the provisions of."  
 Clause LX., leave out this clause.  
 Clause LXII., line 52, after "returned" insert "or be or continue a member."  
 Clause LXIV., line 15, leave out "provided that no such appointment of a polling place in or for any division of a province or district shall be revoked between the issue of any writ for election for the same and the return of such writ."  
 ,, line 18, leave out "also."  
 ,, line 24, after "revoke" insert "provided also that no appointment of any polling place in or for any division of a province or district shall be revoked between the issue of any writ for election for the same and the return of such writ."
- Clause LXV., line 27, after "otherwise" insert "and for every general election of members to serve in the Legislative Assembly."  
 ,, line 27, leave out "President under his hand and seal" and insert "Governor."  
 ,, line 28, after "province" insert "and district."  
 ,, line 28, leave out "and if at the time of the occurrence of any such vacancy there be no President and the Council be not in session or if the President be absent from Victoria then such writ shall be issued by the Governor under his hand and the seal of the colony."
- Clause LXVI., leave out this clause.  
 Clause LXVIII., line 47, leave out "the President."  
 Clause LXX., line 8, leave out "the President or."  
 Clause LXXI., line 14, leave out "or the President."  
 ,, line 17, leave out "or the President."

Returning officer  
to post names  
of candidates.

After clause LXXIII. insert new clause B :—

“The returning officer shall upon each day between the receipt by him of any writ of election and the day of nomination for such election mentioned in such writ post and keep posted outside the place so named as aforesaid for receiving the nomination papers in some public and conspicuous place the names and descriptions of all persons who shall previously have duly become candidates for such election.”

Clause LXXV., line 12, at beginning of Clause insert “where a poll shall take place as hereinafter provided.”

Question—That the Legislative Assembly do agree with the Legislative Council in the above amendments—put and resolved in the affirmative.

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

SATURDAY, 6TH JUNE, 1863.

The following amendment was read :—

Clause LXXV., line 21, after “candidates” insert “who shall have retired from his candidature under the provisions hereinafter contained or.”

And the said amendment having been read a second time.

Mr. Wood moved, That the amendment be amended by adding thereto the words “who shall have been returned without a poll or.”

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

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

The several amendments next hereinafter set forth were read as follow :—

Clause LXXIX., line 4, leave out “such one of.”

” line 4, leave out “forms” and insert “form.”

” line 5, leave out “as shall be applicable.”

Clause LXXXII., line 49, leave out “other.”

” line 51, leave out “under the control of the Board of Education.”

” line 52, leave out “a reasonable sum for the hire of such room or place together with.”

Clause LXXXIX., line 55, after “deputy” insert “the poll clerks.”

Clause XCII., line 18, before “electoral” insert “ordinary.”

” line 21, after “possessed” insert “as hereinbefore provided in that behalf.”

Clause XCV., line 51, leave out “candidate or.”

” line 7, after “issued” insert “or the like qualification in some other division of this province or district and in what division.”

Clause XCVI., line 15, leave out “candidate or.”

Clause XCVII., line 24, leave out “candidate or.”

” line 33, after “for” insert “nor do I expect to receive.”

Clause XCVIII., line 40, leave out “for” and insert “three of the.”

” line 41, after “vote” insert “naming truly as to the third question the division in which his present qualification arises.”

” line 42, leave out “fifth” and insert “fourth.”

Clause XCIX.—Leave out this clause.

After clause CIII. insert new clause D, as follows—

“If any person shall have tendered his vote as the holder of an elector’s right and his writing in the book hereinbefore mentioned of the name in which he shall demand to vote shall not in the opinion of the returning officer or deputy be of the same handwriting as the signature appearing upon the elector’s right produced by him and purporting to be the signature of the holder thereof the returning officer or deputy shall set aside for separate custody as in the next preceding section mentioned the voting paper of such person and shall not allow the same.”

Clause CV., line 8, before “obstructing” insert “otherwise.”

Clause CVI., line 18, after “district” insert “or wilfully and knowingly deposit in the box at any polling-place more voting papers than one.”

Clause CVIII., line 34, leave out “view” and insert “subject to the inspection.”

” line 34, leave out “shall then be there” and insert “choose to be present.”

” line 43, after “him” insert “and the poll clerk.”

Clause CIX., line 57, after “election” insert “and the names of the persons so elected shall be endorsed on the writ by the returning officer and the writ shall be by him returned to the Governor or Speaker whosoever shall have issued the same within the time specified therein.”

Clause CXVI., line 44, after “of” insert “there having been no returning officer at the time of the issue of the writ or of.”

Clause CXVIII., line 17, after “do” insert “and the words ‘at an election’ ‘at any election’ and ‘during any election’ as used in this part of this Act shall mean and include the whole period from the day of nomination named in any writ of election until the day on which the returning officer shall publicly publish and declare the result of such election both days inclusive.”

Consequence of  
dissimilarity in  
handwriting as  
signature.

Clause CXXI., line 27, after "before" insert "or."

" line 27, leave out "or after."

Clause CXXVIII., line 39, leave out "or during."

Clause CXXX., transpose so as to make it stand Clause V. of the Bill.

Clause CXXXI., leave out this clause.

Clause CXXXII., transpose so as to make it stand Clause I. of the Bill.

Question—That the said amendments be now read a second time—put and agreed to by the Assembly.

Question—That the Legislative Assembly do agree with the Legislative Council in these amendments—put and resolved in the affirmative.

The following amendment was read as follows :—

Insert new clause E—

"Until the Municipal Corporations Act 1863 or some Act repealing the Acts now in force relating to municipal districts shall have been passed all persons who shall be upon the ratepayers' roll made under any of the said Acts shall be entitled to be enrolled at the time and in the manner in that behalf herein mentioned upon a roll of rate-paying electors and being so enrolled shall be qualified and entitled to vote in like manner as persons enrolled upon the citizen or burgess roll mentioned in this Act." Act to apply to existing municipal ratepayers' roll.

Question—That the said amendment be read a second time—put and negatived.

The following amendment was read and is as follows :—

Schedule A, leave out middle column.

And the same having been read a second time, was agreed to by the Assembly.

The following amendment was read, and is as follows :—

Schedule A., line 2, of third column, after "57" insert "so far as not already repealed."

And the said resolution being read a second time, Mr. Wood moved, That the same be amended by omitting all the words thereof, and inserting instead the words "except section LV."

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

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

Question—That the amendment as so amended be agreed to by the Assembly—put and resolved in the affirmative.

The following amendments were read and are as under :—

Schedule A., line 2 of third column, after "and" insert "the"

At end of schedules B., C., D., and E. insert the words "The day of 186 ."

In schedules M. and N. leave out the last column.

Schedule YY., line 5, in the blank before "province" insert "said."

" line 5, leave out "the electoral."

" line 6, after "district" leave out "of —]"

" line 14, after "Governor" insert "in Chief."

" line 15, before "Victoria" insert "the Colony of."

" line 15, leave out "and its dependencies."

" line 15, after "Admiral" leave out "for," and insert "of."

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

The Assembly ordered the consideration of the other amendments to be postponed until Tuesday, 9th June instant.

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 9th June instant :—

"Local Government Bill—Amendments of Legislative Council to be taken into consideration,"

"Municipalities Acts Amendment Bill—To be further considered in Committee,"

"Supply—Resolution to be reported,"

"Supply—To be further considered in Committee,"

"Licensed Publicans Acts Amendment Bill—To be further considered in Committee,"

"Railway Management Bill—To be further considered in Committee,"

"Real Property Act Amendment Bill—To be further considered in Committee,"

"Public Buildings—Loan Bill—To be further considered in Committee,"

"Judges of Inferior Courts Bill—Second reading,"

"Governor's Salary Reduction Bill—Third reading,"

"Newspapers Bill—Second reading—Resumption of debate,"

"Ways and Means—To be further considered in Committee,"

"Land Act Amendment Bill—Second reading."

Assembly adjourned at twenty minutes past twelve o'clock until four o'clock on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

# VICTORIA.

## VOTES AND PROCEEDINGS

OF THE

# LEGISLATIVE ASSEMBLY.

No. 85.

TUESDAY, 9TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Francis presented a Petition from the Melbourne Chamber of Commerce, praying the House would take such steps as might seem expedient for the removal of the Courts of Law and Equity and their respective offices from their present to a more convenient site.

Petition read, and ordered to lie on the Table.

Mr. Francis presented a similar Petition from certain merchants, bankers, barristers, solicitors, brokers, traders, and other residents of the City of Melbourne.

Ordered to lie on the Table.

The following Petitions, praying the House to pass the Licensed Victuallers Act Amendment Bill without delay, the proviso in Clause VIII. and Clause XV. excepted, and relieve the Petitioners from the further imposition thereupon of oppressive fiscal burdens and disabilities, were presented as under :—

By Mr. Smyth, from J. Farrell, styling himself President of the Castlemaine Licensed Victuallers Association.

By Mr. Francis, from Christopher Cutter, styling himself Chairman of a Public Meeting of Licensed Victuallers held in Richmond.

Severally ordered to lie on the Table.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to regulate the Passenger Trade of Victoria,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
9th June, 1863.

On the motion of Mr. O'Shanassy, the Assembly ordered the amendments to be printed and taken into consideration Friday, 12th June instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to further amend the Laws relating to the Customs,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
9th June, 1863.

On the motion of Mr. O'Shanassy, the Assembly ordered the amendments to be printed and taken into consideration Tuesday, 16th June instant.

4. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard, Chairman, brought up a Report from the Committee.

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

## 5. PAPER.—Captain MacMahon presented—

Railway Stock.—Return to an Order of the Legislative Assembly, dated 2nd May last, showing—

- (1.) The quantity of plate, bar, angle, T, and sheet iron now in stock at Geelong Junction and elsewhere, under the Railway Department.
- (2.) The number of wrought iron tires in stock, specifying whether for engines or carriages.
- (3.) The number of turntables, cranes, and the number and kinds of engineer's tools, such as lathes, drilling, slotting, or planing machines, steam-hammers, &c.
- (4.) The number of miles of rails, the number of chairs, fish-plates, and fish-plate bolts.
- (5.) The cost to the Government of the above up to the present time, including prime cost, freight, transport, labor in arrangement, and supervision.
- (6.) What per centage of the above-named stock has been used since the opening of the railways.

Ordered to lie on the Table.

## 6. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twentieth Report from this Committee.

Ordered to lie on the Table and to be printed.

7. CHEWTON RAILWAY COMMITTEE.—Captain MacMahon moved, pursuant to *amended* notice, That the number of members on the Chewton Railway Station Committee be increased to fourteen, and that the names of Mr. Mollison and Mr. Strickland be added to such Committee.

Debate ensued.

Question—put and resolved in the affirmative.

## 8. ELECTORAL ACT AMENDMENT BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—

The amendment next hereinafter set forth was read, and is as follows :—

After Clause XCVIII. insert new Clause C, as follows—

“No person having tendered his vote as the holder of a substituted elector's right shall be entitled to exercise the right of voting or to demand a voting paper if such substituted elector's right shall appear by the date thereon to have been issued within two months before the day appointed for the polling at the election at which such substituted elector's right shall be exhibited.”

And the said amendment having been read a second time.

Mr. Ireland moved, That the same be amended by omitting therefrom the words “two months” with a view to insert instead thereof the words “one month”

Debate ensued.

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

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

Assembly divided.

Ayes, 26.

Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Nicholson,
Mr. Cummins,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Higinbotham,	Mr. Smyth,
Mr. Hood,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kirk,	Mr. Levey,
Dr. Mackay,	Capt. MacMahon.

Noes, 19.

Mr. Brooke,	Mr. L. L. Smith,
Mr. Edwards,	Mr. Strickland,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Heales,	Mr. Thomson,
Mr. Houston,	Mr. Verdon,
Dr. Macadam,	Mr. Wright.
Mr. Macgregor,	
Mr. McLellan,	
Dr. Owens,	<i>Tellers.</i>
Mr. Pope,	Mr. Richardson,
Mr. Ramsay,	Mr. Woods.

And so it was resolved in the affirmative.

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

The several amendments next hereinafter set forth were read, and are as follow :—

Clause CXXV., line 15, leave out “and if any person shall after the declaration of the result of any election pay any money or valuable security or otherwise directly or indirectly make satisfaction in whole or in part of any claim in respect of any such loan work service or supply he and the person receiving the same shall be guilty of a misdemeanor.”

Schedule A, at end of first column insert Act No. CXXXVII., Act No. CLXIV.

„ third column, line 6, insert “the whole.”

„ „ line 7, insert “the whole.”

And the said amendments were read a second time, and—  
On the motion of Mr. Ireland, agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly have agreed to several amendments made by the Legislative Council in this Bill, that they have agreed to others with amendments, in which they desire the concurrence of the Legislative Council, and that in compliance with the request of the Council they have disagreed to one of the amendments.

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

“*Mining Associations Act Amendment Bill—Second reading,*” until Tuesday, 16th June instant;

“*Volunteer Corps Bill (2)—Second reading,*”

“*Naval and Military Forces Bill—Second reading,*” until Friday, 12th June instant;

“*Local Government Bill—Amendments of Legislative Council to be taken into consideration,*” until to-morrow;

“*Municipalities Acts Amendment Bill—To be further considered in Committee,*”

“*Supply—Resolution to be reported,*”

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

“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”

“*Railway Management Bill—To be further considered in Committee,*” until after the consideration of the 11th Order for to-day.

10. CHAIRMAN OF COMMITTEES.—Mr. O'Shanassy moved, by leave of the Assembly, That Dr. Macadam do take the Chair in all Committees of the whole House this Day.

Question—put and resolved in the affirmative.

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

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

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

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

“*Municipalities Act Amendment Bill—To be further considered in Committee,*”

“*Supply—Resolution to be reported,*”

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

“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”

“*Railway Management Bill—To be further considered in Committee.*”

“*Public Buildings—Loan Bill—To be further considered in Committee,*”

“*Judges of Inferior Courts Bill—Second reading,*”

“*Governor's Salary Reduction Bill—Third reading,*”

“*Newspapers Bill—Second reading—Resumption of debate,*”

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

“*Land Act Amendment Bill—Second reading.*”

13. SUPREME COURT BUILDINGS AND OFFICES.—Dr. Mackay moved, pursuant to amended notice, That a Select Committee be appointed to examine and report on the Supreme Court buildings and offices, and to ascertain whether a more convenient site than the present can be obtained for the Courts of Law and Equity, and their respective offices, and the probable expense thereof; such Committee to consist of Mr. Mollison, Mr. J. S. Johnston, Mr. Loader, Mr. Cohen, Mr. Edwards, Mr. Wood, Mr. Houston, Mr. Heales, Mr. Francis, Capt. Mac Mahon, Mr. Verdon, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

14. PARTNERSHIPS BILL.—Dr. Mackay moved, pursuant to notice, That the Progress Report on the Bill to amend the Law of Partnerships, together with the said Bill, be re-committed to the Committee on the Bill.

Question—put and resolved in the affirmative.

15. MR. CARRUTHERS.—Mr. Howard moved, pursuant to notice, That all correspondence, evidence, and papers bearing upon Mr. Carruthers' case, be laid upon the Table of the House.

Question—put and resolved in the affirmative.

16. GIPPS LAND LAKES.—Dr. Mackay moved, pursuant to notice, That the Government be requested to have prepared a plan and specification for connecting the lakes of Gipps Land with the sea, and an estimate of the expense thereof.

Question—put and resolved in the affirmative.

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

FRAN<sup>d</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 86.

WEDNESDAY, 10TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. Anderson presented, by command of His Excellency the Governor—  
Immigration.—Introduction of Vinedressers, &c., from Europe—Further Despatch from the Right Honorable the Secretary of State for the Colonies, enclosing copies of Additional Reports from certain of Her Majesty's Consuls, and Reports from Her Majesty's Emigration Commissioners, respecting the introduction from the Continent of Europe of persons skilled in the manufacture of Wine, Oil, and Tobacco, &c.  
Ordered to lie on the Table.  
Mr. Anderson presented—  
Immigration.—Return to an Order of the Legislative Assembly, dated 9th December, 1862, for a Monthly Report on.  
Ordered to lie on the Table.  
Dr. Evans presented, by command of His Excellency the Governor—  
Gold Fields' Statistics—for 1862.  
Ordered to lie on the Table.
  3. PETITIONS.—The following Petitions, praying the House to pass the Licensed Victuallers Act Amendment Bill without delay, the proviso in Clause VIII. and Clause XV. excepted, and thus relieve the Petitioners of the further imposition thereupon of oppressive fiscal burthens and disabilities, were presented as under :—  
By Mr. Howard, from E. D. Burrowes, styling himself President, and Josh. Johnson, styling himself Vice-President of the Licensed Victuallers of the town of Sandhurst, and the Electoral District of Mandurang.  
By Mr. W. C. Smith, from Gilbert Duncan, styling himself President of the Ballarat District Licensed Victuallers' Association.  
By Mr. Edwards, from Thomas Grimwood, styling himself President and James Cattach, styling himself Vice-President of the Collingwood Licensed Victuallers' Society.  
Severally ordered to lie on the Table.
  4. CATTLE TRAFFIC COMMITTEE.—Mr. Frazer, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
  5. CALL OF THE HOUSE.—Mr. Haines moved, pursuant to notice, that the House be called on Wednesday, 17th June instant.  
Question—put and resolved in the affirmative.
  6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—  
MR. SPEAKER,  
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend an Act intituled An 'Act to consolidate and amend the Laws affecting the Chinese emigrating to and resident in Victoria,'*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.  
(Signed) J. F. PALMER,  
President.  
Legislative Council Chamber,  
Melbourne, 10th June, 1863.
- On the motion of Mr. O'Shanassy, the Assembly ordered the amendments to be printed and taken into consideration Friday, 12th June instant.

7. ASSESSMENT ON STOCK.—Mr. Gavan Duffy moved, pursuant to notice, That this House will on Friday next, resolve itself into a Committee of the whole to consider the following resolutions :—

(1.) That in the opinion of this Committee, the following annual rates of assessment on stock should be levied, viz. :—Eight-pence for every sheep, two shillings for every head of cattle, and six shillings for every horse.

(2.) And that provision be made in a Bill to carry out the above resolution.

Debate ensued.

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

Debate continued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 36.

Mr. Brooke,	Mr. Orr,
Mr. Cohen,	Mr. Richardson,
Mr. J. Davies,	Mr. Riddell,
Mr. Edwards,	Mr. Sinclair,
Mr. Francis,	Mr. A. J. Smith,
Mr. Gillies,	Mr. L. L. Smith,
Mr. Girdlestone,	Mr. G. Smyth,
Mr. Heales,	Mr. Strickland,
Mr. Houston,	Mr. Sullivan,
Mr. Kirk,	Mr. Thomson,
Mr. Loader,	Mr. Tucker,
Dr. Macadam,	Mr. Verdon,
Mr. Macgregor,	Mr. Wilson,
Mr. McCann,	Mr. Woods,
Mr. McCulloch,	Mr. Wright.

*Tellers.*

Mr. Nixon,	Mr. Grant,
Mr. Orkney,	Mr. B. G. Davies.

Noes, 22.

Mr. Anderson,	Mr. Nicholson,
Mr. Aspinall,	Mr. O'Connor,
Mr. Brodribb,	Mr. O'Grady,
Mr. Cummins,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Ramsay,
Dr. Evans,	Mr. J. T. Smith,
Mr. Haines,	Mr. W. C. Smith,
Mr. Higinbotham,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Dr. Mackay,	Mr. Hood,
Capt. Mac Mahon,	Mr. Levey.

And so it was resolved in the affirmative.

Question—That this debate be adjourned until Friday, 19th June instant—put and resolved in the affirmative.

8. LOCAL GOVERNMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—

The several amendments next hereinafter set forth were read, and are as follow :—

Clause II., line 8, leave out “proclaimed or declared as such by the Governor of Victoria and”

Clause III., line 14, leave out “Corporations” and insert “City.”

” line 15, before “Geelong” insert “Town of.”

” line 15, leave out “the limits.”

” line 15, leave out “district.”

” line 15, before “road” leave out “any.”

” line 16, leave out “reside at a distance not less than two miles from all others of them and shall.”

” line 18, after “area” insert “next.”

” line 19, leave out “any” and insert “the.”

” line 19, after “area” insert “which shall by metes and bounds be.”

” line 20, leave out “lying without the limits aforesaid and including the places where the petitioners so reside.”

” line 21, after “contains” insert “not less than forty square miles and.”

” line 22, after “is” insert “not less than.”

Clause IV., line 27, leave out “lying without the several limits aforesaid as shall seem fit being of an area not less than forty square miles and including all or any of the places aforesaid with such boundaries and.”

” line 30, leave out “respectively.”

After Clause IV., insert new clause :—

A.—“Whenever a road street stream or creek shall form the boundary of any part of a district (whether original or proclaimed) a line along the centre of such road street stream or creek shall constitute such boundary for all purposes.”

Clause V., line 6, before “one” insert “at least.”

” line 6, after “newspaper” leave out “at least.”

Clause VI., line 14, after “hereunder,” insert “or as to any work, matter, or thing placed under the control of any board under the provisions hereof.”

Clause VII., line 18, leave out “due at,” and insert “made before.”

” line 18, leave out “to any district road board.”

” line 20, leave out “such” and insert “any.”

” line 20, after “district” insert “and remaining unpaid.”

- Clause X., line 45, leave out "in common."  
 ,, line 49, after "into" insert "two, or if the Governor in Council shall see fit into three."  
 ,, line 51, leave out "and equal in number to the whole number of members hereby assigned to such district divided by three."  
 ,, line 53, before "subdivisions" leave out "such," and insert "the."  
 ,, line 54, leave out "twenty days," and insert "three months."
- Clause XI., line 3, after "area" insert "and in each of which an annual election or general election as the case may be or first appointment of members of the board shall have taken place."  
 ,, line 3, leave out "petition," and insert "petitions."  
 ,, line 6, leave out "with such area and boundaries."  
 ,, line 12, after "union" insert "Provided that no such union shall take place upon or within thirty days before the day hereby appointed for holding an annual election of members of the board in or for such several districts or any subdivision thereof."
- Clause XII., line 15, leave out "petition" and insert "petitions."  
 ,, line 16, after "district" insert "or districts."  
 ,, line 18, after "any" insert "such."  
 ,, line 19, leave out "last mentioned district" and insert "districts."  
 ,, line 23, leave out first word "such."  
 ,, line 27, leave out "last" and insert "next preceding."
- Clause XIII., line 29, leave out "shall before then."  
 ,, line 30, leave out "by order of the Governor in Council."  
 ,, line 33, leave out "subdivision of," and insert "single district having composed."  
 ,, line 33, after "any" insert "of."  
 ,, line 35, after "same" insert "respectively."
- Clause XIV., line 37, leave out "due," and insert "made."  
 ,, line 44, after "aforesaid" insert "provided that this section shall not apply to or affect any special rate to be made as hereinafter mentioned."
- Clause XVII., line 10, leave out "corporations," and insert "city."  
 ,, line 10, before "Geelong" insert "town of."  
 ,, line 11, leave out "the limits."  
 ,, line 11, after "municipal" leave out "district."  
 ,, line 11, leave out "of some other."
- Clause XVIII., line 26, after "districts" insert "called proclaimed districts."
- Clause XIX., line 35, leave out "due at the time of," and insert "made before."  
 ,, line 35, after "separation" insert "and remaining unpaid."  
 ,, line 36, after "may" insert "from time to time."  
 ,, line 42, leave out "due."
- Clause XX., line 52, after "three" insert "or in case of an united district formed by the union of only two districts equal to the number of three."  
 ,, line 55, after "union" insert "provided that no such new division shall be made on or within thirty days before the day hereby appointed for holding an annual election of members for such district or the subdivisions thereof."
- Clause XXI., line 56, after "constituted" insert "a municipal district or."  
 ,, line 2, after "deemed" insert "for the purposes of this Act."  
 ,, line 2, after "district" leave out "for the purposes of this Act," and insert "or of any sub-divisions thereof."  
 ,, line 3, leave out "due payable or leviable," and insert "made."  
 ,, line 4, leave out "at the time of," and insert "before."  
 ,, line 5, after "recovered" insert "by the board of the district."
- Clause XXIII., line 15, leave out "accepting."  
 ,, line 16, leave out "and of granting selling and alienating the same."
- Clause XXIV., line 23, leave out "to be," and insert "or if the district shall have been by the Governor in Council divided into three subdivisions then of nine members and all such members shall be."
- Clause XXV., line 29, after "members" insert "or if the district so united out of two districts shall have been by the Governor in Council divided into three subdivisions then of nine members."
- Clause XXVI., line 39, leave out "if capable as herein required."
- Clause XXVIII., line 50, after "subdivisions" insert "or in any united district at the time when the same shall by the Governor in Council be divided into subdivisions."  
 ,, line 54, after "say" insert "such of."  
 ,, line 54, after "members" leave out all the words to the end of the clause.
- Clause XXIX., leave out this clause.
- Clause XXX., leave out this clause.
- Clause XXXI., line 24, before "shall" insert "whether as a whole or in subdivisions."  
 ,, line 27, leave out "as the case may be for any subdivision of," and insert "if."  
 ,, line 28, leave out "if it."

- Clause XXXI., line 29, leave out "for which they shall theretofore have been members," and insert "for each single district composing and being a subdivision of the same for which they shall theretofore have been members or if such single districts though composing the same shall in the case of a district previously united of two only not have been subdivisions thereof for each of such single districts to which they or some of them shall be assigned under the provisions hereinafter contained in that behalf."
- „ line 32, after "members" insert "for the united district or any subdivision."
- „ line 34, leave out "any" and insert "such."
- „ line 34, leave out "thereof."

After Clause XXXI. insert new Clauses B and C, as follows :—

"B. If at the time of such union upon such members are to compose the board as lastly hereinbefore mentioned there shall have been or shall be any extraordinary vacancy in the number of members of the board for any such several districts or where it shall previously have been a united district for any subdivision thereof having been a single district in itself and if by reason of such vacancy the number of members for the subdivision of the first mentioned united district into which such several district or such subdivision has by the union been converted shall be less than the ordinary number hereby assigned to the same then such vacancy shall be an extraordinary vacancy for such subdivision of the united district and be filled up accordingly.

"C. In every case in which a district united out of two single districts but after such union divided as hereinbefore mentioned into three subdivisions shall be further united with some other district the members for such first mentioned united district shall be allotted to each of the two subdivisions into which the same on such further union shall be resolved in like manner in all respects as in the case of allotment of members for a district on the division thereof according to the provision hereinbefore made and where in such provision reference is made to the subdivision highest in order in the Order in Council the same shall for the purposes of this section mean the highest in order of date of constitution of the several single districts either as road districts before or as districts under this Act."

Clause XXXII., line 37, leave out "have been" and insert "be."

And the said several amendments were read a second time.

Mr. Ireland moved, That the Legislative Assembly agree with the Legislative Council in the above amendments.

Question—put and resolved in the affirmative.

The amendment next hereinafter set forth was read as follows :—

Clause XXXIV., line 53, after "board" insert "or who shall let out for hire any waggon cart or other carriage or any horse cattle or team for the use of any road within the district or who shall either in his own name or in the name of any other person provide furnish or supply for his own profit any tools implements labor or materials for the use of any such road or who shall by himself or by any other person for or on his account directly or indirectly receive any sum of money to his use or benefit out of the tolls collected under this Act or who shall sell fermented or spirituous liquors by retail."

Question—That this amendment be read a second time—put and negatived.

The several amendments next hereinafter set forth were read, and are as follow :—

Clause XXXIV., line 6, after "only" insert "or to any materials which may be quarried and taken from any land at the expense of any person other than the owner or occupier thereof."

Clause XXXV., line 10, leave out "except in administering the declaration hereinafter mentioned."

„ line 11, leave out "one of the council," and insert "a justice."

„ line 16, leave out "road district or shire."

„ line 16, after "Act," insert "numbered."

„ line 17, leave out "naming," and insert "specifying."

Clause XXXVI., leave out this clause.

Clause XXXVIII., line 39, leave out "November," and insert "August."

„ line 40, leave out "board."

„ line 55, leave out "such," and insert "the."

„ line 1, after "office" insert "and in their default the Governor in Council."

After clause XXXIX. insert new clause D as follows :—

"In all cases in which upon the division or new division into subdivisions of any district by the Governor in Council or of the union with any district of a district constituted by the union of two single districts but subsequently divided into three subdivisions it shall be needful for the allotment of existing members or their removal from office that the board proceed as in the last two sections mentioned for determining the preferable title to office of any members being otherwise upon an equality the board shall for such occasion forthwith on such division or new division or union so determine between such members."

Clause XL, line 12, leave out "November," and insert "August."

Clause XLII., line 29, leave out "declared."

" line 31, leave out "of," and insert "from."

Clause XLIV., line 41, leave out "last," and insert "twentieth."

" line 41, leave out "August," and insert "June."

The said several amendments were read a second time, and, on the motion of Mr. Ireland, agreed to by the Assembly.

The amendment following was read:—

Clause XLIV., line 49, leave out "fifty," and insert "one hundred."

Question—That this amendment be read a second time—put and negatived.

The several amendments next hereinafter set forth were read, and are as follow:—

Clause XLIV., line 55, leave out "last," insert "twentieth."

" line 55, leave out "August," and insert "June."

" line 3, leave out "last," and insert "twentieth."

" line 3, leave out "August," and insert "June."

Clause XLV., line 7, leave out "second," and insert "first."

Clause XLVIII., line 35, leave out "before or," and insert, "during the week ending."

" line 36, leave out "twentieth," and insert "the thirtieth."

" line 36, leave out "September," and insert "June."

" line 37, leave out "third," and insert "second."

" line 42, leave out "during the first four," and insert "between the twenty-fourth and twenty-seventh."

" line 1, leave out "last," insert "twentieth."

" line 1, leave out "August," insert "June."

" line 5, leave out "and all persons whose names shall be so included in such list shall be deemed thereupon without any personal or other application to have claimed to be inserted on the 'voters' roll' to be made in such year as hereinafter provided."

Clause XLIX., line 16, leave out "said twentieth," and insert "first;" leave out "thirtieth," and insert "seventh;" leave out "September," and insert "July."

Clause L., line 19, leave out "thirtieth," and insert "seventh;" leave out "September," and insert "July."

" line 21, leave out "fourth," and insert "third."

" line 26, leave out "thirtieth," and insert "seventh."

" line 27, leave out "September," and insert "July."

" line 34, leave out "fourth," and insert "fifth."

" line 35, leave out "fourth," and insert "sixth."

" line 39, leave out "twelfth," and insert "fourteenth;" leave out "October," and insert "July."

Clause LI., line 45, leave out "fifteenth" and insert "fourteenth," leave out "October," and insert "July."

" line 48, after "justices" insert "or a police magistrate."

" line 51, leave out "twenty-fifth," and insert "twenty-fourth," leave out "October," and insert "July."

Clause LVII., line 12, leave out "fifth," and insert "seventh."

" line 17, leave out "twenty-fifth," and insert "first," leave out "October," and insert "August."

Clause LXI., line 43, after "appoint," insert "for that occasion."

" line 45, after "the," insert "several."

Clause LXIII., line 26, leave out "sixth," and insert "seventh."

" line 27, leave out "duly," and insert "forthwith."

Clause LXIV., line 31, leave out "single."

" line 31, after "been," insert "by the Governor in Council."

" line 31, after "divided," insert "or newly divided."

" line 33, after "roll," insert "or rolls."

" line 34, after "district," insert "and any previous subdivisions thereof."

" line 34, after "such" insert "first mentioned."

" line 35, after "in," insert "any one or more of."

Clause LXVI., leave out this clause.

Clause LXVII., line 11, after "each," insert "single district composing and being a."

Clause LXVIII., line 17, leave out "single."

" line 17, after "shall," insert "by the Governor in Council."

" line 17, after "divided," insert "or newly divided."

" line 18, leave out "a."

" line 18, leave out "list," insert "lists."

" line 19, leave out "a."

" line 19, leave out "roll," insert "rolls."

" line 19, after "same," insert "or the subdivisions if any thereof."

" line 20, before "such" insert "every."

" line 21, leave out "what," and insert "which of the first-named subdivisions or new."

" line 27, after "subdivision," insert "or new subdivision."

- Clause LXIX., line 32, after "any," insert single district composing and being a."  
 line 32, leave out "if" insert "where."  
 line 32, leave out "a."  
 line 37, before "subdivision," insert "single district composing and being a."  
 line 40, before "subdivision," insert "single district composing and being."
- After clause LXIX. insert new clause E, as follows :—  
 "In every case in which any district is united with a district previously constituted by the union of two single districts but afterwards divided into three subdivisions and such first mentioned union take place between the time of making out voters' lists and the completion of voters' rolls for the same or any subdivisions thereof the clerk of the board shall as to such district so constituted out of two append to the lists relating thereto the like column and state the like particulars with respect to each of the two subdivisions into which the district so constituted is by such first mentioned union resolved."
- Clause LXXVI., line 44, leave out "ninth day of November," and insert "second Thursday in August."  
 Clause LXXVII., line 54, leave out "ninth day of November," and insert "second Thursday in August."  
 Clause LXXXIII., line 51, leave out "or," and insert "nor."  
 " line 52, after "place" insert "being within the district."  
 Clause LXXXV., line 14, after "shall" insert "where a poll shall take place as hereinafter mentioned."  
 " line 22, after "not" insert "or who shall have been returned without a poll."  
 Clause XCV., line 19, leave out "to which he may appear to be entitled by the same voters' roll."  
 Clause XCVIII., line 43, leave out "either," and insert "any."  
 Clause XCIX., line 1, after "any" insert "of," leave out "question," and insert "questions."  
 Clause CI., line 15, after "inspection of," insert "so many of."  
 " line 15, after "candidates" insert "as shall choose to be present."  
 Clause CII., line 27, leave out "him" and insert "the said clerk."  
 Clause CIV., line 51, after "in" insert "all."  
 " line 51, leave out "case," and insert "cases as are in this and the last preceding section mentioned."  
 " line 51, leave out "district."  
 " line 51, after "board" insert "for the district or subdivision as the case may be."  
 " line 51, leave out "that," and insert "the."  
 " line 52, after "day" insert "appointed for the election."  
 " line 53, after "election" insert "or the polling at any booth for the same has been or."  
 Clause CVII., line 30, after "such" insert "first mentioned."  
 Clause CVIII., line 33, leave out "for the same."  
 Clause CXVI., line 39, after "the" insert "first day of October in this present year and on the."  
 " line 39, after "every" insert "subsequent."  
 Clause CXVII., line 47, leave out "first day of March aforesaid" and insert "day appointed hereby in that behalf."  
 " line 52, leave out "nominated" and insert "proposed."  
 " line 54, leave out "nominated," and insert "proposed."  
 " line 1 (p. 23), leave out "nominated" and insert "proposed."  
 Clause CXIX., line 12, leave out "council" and insert "board."  
 After Clause CXIX., insert new Clause F, as follows :—  
 "If at any meeting whether annual or other for the election of auditors no auditors or less than the required number shall have been proposed or elected the chairman of the board shall forthwith appoint fit persons in the required manner to fill the places so vacant and they shall be deemed to have been elected as herein provided."  
 Clause CXX., line 23, leave out "or" and insert "nor."  
 Clause CXXI., line 26, leave out "as last aforesaid" and insert "to fill an extraordinary vacancy."  
 " line 29, after "but" insert "all auditors going out of office on the day herein named."  
 Clause CXXIII., line 35, before "the" insert "in original districts."  
 " line 36, leave out "in original districts" and insert "or in some place wholly surrounded thereby."  
 " line 39, after "such" leave out "period" and insert "respective periods."  
 Clause CXXIV., line 46, after "year," insert "and such chairman shall preside at all meetings of the board at which he shall be present."  
 " line 50, leave out "declared."  
 " line 50, leave out "rule or order of."  
 " line 51, after "provided," insert "or if at the time of the union of any districts there be no chairman of the board of any of the several districts so united."

- Clause CXXIV., line 52, leave out "the occurrence of."  
 " line 52, after "vacancy," insert "or union as the case may be."  
 " line 53, leave out "other," and insert "one."  
 Clause CXXX., line 44, fill up blank with "November."  
 " line 45, after "board" insert "within the district or at some place wholly surrounded thereby."

And the said several amendments were read a second time, and  
 On the motion of Mr. Ireland the Assembly agreed to such amendments.

The amendment following was read as under :—

Clause CXXXII., line 15, after "act" insert "and all ordinary meetings shall be held with open doors."

And the said amendment was read a second time.

Mr. Wood moved that this amendment be amended by adding thereto the words "unless it shall become necessary to exclude strangers on account of their disorderly conduct."

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

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

The several amendments next hereinafter set forth were read as follow :—

Clause CXXXVII., line 50, after "business" insert "if any."

Clause CXLII., line 26, after "offices" insert "within the district or at some place wholly surrounded thereby."

Clause CXLIII., line 34, after "such" insert "stated."

" line 34, leave out "or fixed."

" line 39, before "hours" insert "days and."

" line 39, after "hours" insert "on and."

Clause CXLIV., line 57, after "any" insert "mortgagee of rates or other."

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

The several amendments next hereinafter set forth were read as follow :—

Clause CLV., line 30, leave out "then on complaint thereof being made to a justice such" and insert "any."

" line 31, leave out "summon such officer to appear before two or more justices at any time and place to be set forth in such summons to answer such charge and upon the appearance of such officer or upon proof that such summons was personally served upon him or left at his last known place of abode such justices," and insert "and."

" line 36, leave out "may adjust and declare the balance owing by such officer and if it appear either upon confession of such officer or upon evidence or upon inspection of the account that any monies of the board are in the hands of such officer or owing by him to the board such justices may order such officer to pay the same" and insert "order such officer to render such accounts or to deliver up such vouchers and receipts as aforesaid or to pay over the balance owing by him and if such officer shall neglect or refuse to obey such order he may by any justice be committed to gaol for any period not exceeding six months."

And the said amendments were read a second time.

On the motion of Mr. Wood the Assembly agreed to the amendment to leave out the words in line 30.

Mr. Wood moved, That the amendment to insert the word "any" be amended by adding thereto the words "two justices."

Question—put and resolved in the affirmative.

Mr. Wood moved as an amendment, consequent on the last amendment, That the words "justice shall" be omitted from line 30 of the Bill.

Question—put and resolved in the affirmative.

On the motion of Mr. Wood the Assembly agreed to the amendment to leave out the words in line 31, and disagreed to the insertion in their place of the word "and."

On the motion of Mr. Wood the Assembly agreed to the amendment to leave out the words in line 36.

Mr. Wood moved, That the amendment for inserting certain words in the place of the words so struck out be amended by leaving out the word "justice," and inserting instead thereof the word "justices."

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

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

Question—That the Assembly agree to the amendments in clause CLV. as so amended—put and resolved in the affirmative.

The following amendment read :—

Clause CLVI., leave out this clause.

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

The following amendment read :—

Clause CLVIII., line 53, after “kept” insert “in such form as shall from time to time be appointed by the Governor in Council to be used in all districts and shires.”

And the said amendment having been read a second time—

Mr. Wood moved, That such amendment be amended by inserting therein after the word “form,” the words “if any.”

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

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

The several amendments next hereinafter mentioned were read as follows :—

Clause CLIX., line 22, leave out “shall” and insert “are hereby required to.”

„ line 23, after “and” insert “who.”

„ line 31, before “creditor” insert “mortgagee of the rates or a.”

„ line 37, after “disapproved of” leave out all the words to the end of the clause.

And the said amendments were read a second time.

Question—That that the Assembly agree to the three first of such amendments—put and resolved in the affirmative.

Question—That the Assembly agree to the amendment in line 37—put and negated.

The amendments next hereinafter set forth were read as follow :—

Clause CLX., leave out this clause.

Clause CLXI., line 49, leave out “the same” and insert “such statement and account,”

„ line 50, after “every” insert “mortgagee of rates or.”

„ line 51, after “such” insert “mortgagee.”

Clause CLXII., line 6, after “audited” insert “and either allowed or disallowed by the auditors.”

„ line 9, after “all” insert “such mortgagees.”

„ line 9, after “interested” insert “as aforesaid.”

„ line 11, after “board” insert “and if the same be found just and true they shall be allowed by the board.”

„ line 13, after “chairman” insert “and also by the auditors.”

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

The following amendment was read :—

Clause CLXII., line 14, leave out “unless an appeal shall have been prosecuted against such accounts as herein provided.”

And the said amendment was read a second time and disagreed to by the Assembly.

The amendments next hereinafter set forth were read as follow :—

Clause CLXIII., line 23, leave out “thereof” and insert “of the district.”

After clause CLXIII. insert new clauses :—G. H. I.

“G. The Governor in Council may from time to time appoint for every district auditors to be called ‘special auditors’ of accounts of such district and such auditors may from time to time remove from office and such auditors shall at any time on being required so to do by the Governor in Council or any twenty ratepayers of such district by writing under their hands proceed to hold a special audit of the accounts of such district upon a day to be appointed by such auditors not less than thirty nor more than forty days from the time of their being so required and shall forthwith notify in the *Government Gazette* and also in some newspaper circulating in the district the fact of their having been so required and the day so appointed and the auditors shall attend at the office of the board on the day so appointed for such audit as aforesaid.

“H. When any day shall have been appointed as aforesaid the board of the district shall forthwith in like manner as in case of ordinary annual audits cause their accounts to be balanced to the last day of the preceding month and a full and true statement and account as in the like case required and all the other provisions hereof relating to the audit allowance disallowance printing inspection copies and notice of statements and accounts shall so far as practicable in every case of such special audit and the special auditors shall forthwith after such audit report to the Governor the result thereof.

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

The amendment next hereinafter set forth was read as follows :—

“I. If any such audit shall have been required by ratepayers the board shall defray the expenses thereof but if required by the Governor in Council the said expenses shall be defrayed by the Governor in Council.”

And the said amendment was read a second time.

Mr. Wood moved, That this amendment be amended by omitting from the last line thereof words “by the Governor in Council,” and inserting instead thereof the words “out of the Consolidated Revenue.”

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

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

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

The several amendments next hereinafter set forth were read, and are as follow :—

- Clause CLXIV., line 33, leave out "body corporate" and insert "council."  
 Clause CLXVI., line 43, leave out "for and on behalf of the body corporate."  
 " line 51, leave out "such claim or demand."  
 Clause CLXVII., line 56, after "shall" insert "from time to time."  
 Clause CLXIX., line 12, after "being" insert "members."  
 " line 13, leave out "council" and insert "board."  
 Clause CLXX., line 15, leave out "all the bye-laws to be made by the board shall be so framed as to allow" and insert "it shall be lawful for."  
 " line 16, leave out "thereby" and insert "by any bye-law."  
 Clause CLXXI., line 20, leave out "or" and insert "nor."  
 Clause CLXXII., line 24, leave out "within fourteen days after the passing thereof."  
 " line 25, after "district" insert "and in the *Government Gazette* and at the expiration of one month next after the last of such publications but not before such bye-law shall have the force of law throughout the district for which such board shall be elected."

And the said several amendments were read a second time and agreed to by the Assembly. The several amendments next hereinafter set forth were read, and are as follow :—

- Clause CLXXIII., line 26, leave out "No bye-law shall be of any force or effect until the expiration of one month after the same or a copy thereof sealed with the seal of the board shall have been sent to some responsible officer of the Government having charge of such matters for the time being and at any time within the said period of one month."  
 " line 31, leave out "disallow," and insert "at any time revoke any."  
 " line 31, leave out "after such disallowance," and insert "every order by which any."  
 " line 32, leave out "not come into operation and every bye-law shall forthwith on the expiration of one month after the same shall have been sent as aforesaid if not disallowed within that time," and insert "be revoked shall."  
 " line 34, after "Gazette" insert "and shall take effect from the time of such publication."

And the said several amendments were read a second time.

Mr. Richardson moved, That the Assembly disagree to these amendments.

Debate ensued.

Question—put.

Assembly divided.

	Ayes, 21.		Noes, 17.
Mr. Aspinall,	Mr. Ramsay,	Mr. Anderson,	Mr. O'Connor,
Mr. J. Davies,	Mr. Riddell,	Mr. Cohen,	Mr. Orkney,
Mr. Edwards,	Mr. Sinclair,	Mr. Don,	Mr. O'Shanassy,
Mr. Francis,	Mr. Strickland,	Mr. Gavan Duffy,	Mr. A. J. Smith,
Mr. Heales,	Mr. Thomson,	Dr. Evans,	Mr. W. C. Smith.
Mr. Higinbotham,	Mr. Tucker,	Mr. Haines,	
Mr. Houston,	Mr. Wright.	Mr. Ireland,	<i>Tellers.</i>
Mr. Levi,		Mr. Levey,	
Mr. Macgregor,	<i>Tellers.</i>	Capt. Mac Mahon,	Mr. J. S. Johnston,
Mr. McLellan,		Mr. Mollison,	Mr. Wood.
Mr. Nixon,	Mr. Berry,		
Mr. O'Grady,	Mr. Richardson.		

And so it was resolved in the affirmative.

The amendment next hereinafter mentioned was read as follows :—

After clause CLXXIII. insert new clause J :—

"J. If any person who shall reside in any road district or who shall be in anywise interested in any land therein shall desire to dispute the validity of any such bye-law and shall pay into the Supreme Court the sum of fifteen pounds as security for the costs of the proceedings hereinafter mentioned it shall be lawful for such person to apply to the said court upon an affidavit of the facts for a rule calling upon the road board of the said district to show cause why such bye-law should not be quashed for the illegality thereof and the said court may make the same absolute or discharge it with or without payment of costs as to the court shall seem meet."

And the said amendment was read a second time.

Mr. Heales moved, That the Assembly disagree to such amendment.

Debate ensued.

Question—put and negatived.

Question—That the Assembly agree with the Council in this amendment—put and resolved in the affirmative.

The amendments next hereinafter set forth were read, and are as follow :—

- Clause CLXXXVI., line 6, after "shall" insert "within three days after they shall have come to the hands of the proper officer of the board."  
 Clause CLXXX., line 55, leave out "or," and insert "but not."

- Clause CLXXXVI., line 14, after "Crown" insert "have been improved."  
 ,, line 15, leave out "have been improved."  
 ,, line 15, leave out "a," and insert "the."
- Clause CXC., line 42, leave out "shall."
- Clause CXCI., line 12, leave out "payable by the owner."  
 ,, line 12, after "Act" insert "payable by the occupier."
- Clause CXCIV., line 19, leave out "in the rate-book of the board."
- Clause CXCVI., line 4, leave out "the rateable property," and insert "any part of this district."
- Clause CCVIII., line 41, before "on" insert "within one month after the commencement of this Act and."  
 ,, line 42, after district insert "so long as such board shall continue entitled to receive any monies as herein provided."  
 ,, line 43, before "detailed" insert "true and."  
 ,, line 44, after "received" leave out "within the," and insert "for such."  
 ,, line 44, leave out "or," and insert "and."  
 ,, line 44, leave out "within," and insert "for."  
 ,, line 47, after "rates" leave out "of" and insert "payable in respect of property lying within."  
 ,, line 47, leave out "during," and insert "in."  
 ,, line 47, leave out "or any part of the year."  
 ,, line 53, after "in" insert "this present year and in."  
 ,, line 53, leave out "first five," and insert "four succeeding."  
 ,, line 6, leave out "each" insert "the."  
 ,, line 21, after "in" insert "this present year and."  
 ,, line 21, leave out "five" insert "four."

After clause CCXIII insert new clause K as follows :—

"Whenever a road or street not being a common toll road (so far as it forms the common boundary of any part of two districts whether both or either of such districts shall be original or proclaimed or the common boundary of any such district and of the City of Melbourne or town of Geelong or of any municipal district or borough now or hereafter to be in existence) ought in the opinion of the corporation having the care and management of either half of such road or street to have any work done thereon or thereto it shall be lawful for such corporation to give to the corporation having the care and management of the other half of such road or street notice in writing specifying such work and requiring the said last mentioned corporation to concur with them in executing the same and if such two corporations shall not within six months next after service of such notice enter into an agreement for executing the said work the corporation giving such notice may execute the same at their own costs and charges and may recover by action of debt from the corporation to whom the said notice shall have been given such portion of the said costs and charges as shall have been actually and reasonably expended on the said last mentioned half of such road or street Provided always that in determining the reasonableness of such expenditure regard shall be had not only to the state of such road or street but also to the comparative necessity for the work and the manner in which the same shall have been executed."

- Clause CCXV., line 33, after "appointed," insert "drain or"  
 ,, line 34, leave out "and construct," and insert "or drain and form or drain form, and metal."  
 ,, line 35, after "theretofore," insert "drained."  
 ,, line 35, leave out "constructed," and insert "metalled."
- Clause CCXIX., line 27, after "Act," insert "and the said sections shall apply accordingly."

- Clause CCXXV., line 17, leave out "council," and insert "board."  
 Clause CCXXXIII., line 3, leave out "section," and insert "sections."  
 Clause CCXXXV., line 20, leave out "last," and insert "next preceding."

After clause CCXXXVII., insert new clause L as follows :—

"L. It shall be lawful for the board of any district or for the council of any shire by some person duly authorised by such board or council in that behalf to distrain and impound any cattle that may be found straying on any road within the boundaries of such district or shire if such road shall have a substantial fence on both sides thereof."

Clause CCXLI., line 48, after "repair" insert "of roads or bridges."

Clause CCXLIII., line 8, after "bridge" insert "or."

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

The amendment next hereinafter set forth was read as follows :—

Clause CCXLVI., line 49, leave out "from any member of either House of Parliament for any horse or private vehicle ridden or driven by him or for any private vehicle in which he shall be conveyed or of or."

And the said amendment was read a second time.

Mr. Heales moved, That the Assembly disagree to the above amendment.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.			Noes, 18.	
Mr. Berry,	Mr. O'Shanassy,		Mr. Aspinall,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. Ramsay,		Mr. J. Davies,	Mr. Richardson,
Mr. Gillies,	Mr. Sinclair,		Mr. Don.	Mr. Riddell,
Mr. Heales,	Mr. Strickland,		Mr. Edwards,	Mr. A. J. Smith,
Mr. Houston,	Mr. Sullivan,		Dr. Evans,	Mr. Wilson,
Mr. Ireland,	Mr. Tucker,		Mr. Haines,	Mr. Wood,
Mr. Levey,	Mr. Wright.		Mr. Higinbotham,	
Mr. Macgregor,			Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. McLellan,	<i>Tellers.</i>		Mr. McCann,	Mr. Francis,
Mr. Morton,	Capt. Mac Mahon,		Mr. Mollison,	Mr. Levi.
Mr. O'Grady,	Mr. Anderson.			

And so it was resolved in the affirmative.

The several amendments next hereinafter mentioned were read as follow :—

Clause CCXLVII., line 16, after "same" insert "under the express provisions of this Act."

Clause CCL., line 2, p. 48, leave out "of," insert "or before notice."

" line 3, leave out "as," insert "so."

Clause CCLIV., line 42, leave out "willingly" and insert "wilfully."

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

The amendment next hereinafter set forth was read, as follows :—

After clause CCLX. insert new clause M :—

"For the purposes of so much of this Act as is included under the heading "Road Tolls" etc. being section Two hundred and forty-two to section Two hundred and sixty both sections included the city of Melbourne and town of Geelong shall be and be deemed to be boroughs in terms of this Act anything herein elsewhere contained to the contrary notwithstanding."

The said amendment was read a second time

Mr. O'Grady moved, That the Assembly disagree to this amendment.

Question—put and resolved in the affirmative.

The several amendments next hereinafter set forth were read, and are as follow :—

Clause CCLXIX., line 43, leave out "sections numbered respectively from XII. to XIV. both inclusive."

" line 1, (p. 53,) leave out "CXXVIII." and insert "CXXVII."

Clause CCLXXVII., line 56, after "separate" insert "single."

Clause CCLXXVIII., line 6, leave out "shires and."

" line 8, leave out "six" and insert "five."

Clause CCLXXIX., line 21, after "district" insert "or."

" line 22, leave out "such" and insert "anew the."

" line 22, leave out "anew" and insert "from which a portion is so taken away."

Clause CCLXXX., line 31, leave out "and."

" line 36, leave out "for" and insert "to."

" line 37, leave out "when" and insert "where."

Clause CCLXXXI., line 46, leave out "should" and insert "shall"

" line 49, leave out "and."

" line 49, after "monies" insert "and contribution."

" line 49, after "of" insert "or by."

Clause CCLXXXVII., line 4, before "purposes" insert "the."

Clause CCCVIII., line 20, leave out "made."

Clause CCCXI., line 44, "leave out "and the appointment to whom the residue of monies mentioned in the twenty-first section of the said Act shall be paid."

" line 48, after "Act" insert "and no recognizance shall be required under section XVIII. of the said Act and all pounds existing and pound-keepers in office in any shire at the time of the proclamation thereof shall be deemed to all intents and purposes to have been respectively established and appointed by the council thereof."

" line 49, after "regard" insert "only."

" line 50, before "court" insert "words court or."

" line 53, after first word "and" insert "so much of."

" line 53, after second word "and" insert "of."

" line 54, after "in," insert "for or in respect of."

" line 1, (p. 61), leave out "and which," and insert "as."

" line 2, after "passed" insert "and such shire had not been proclaimed."

Clause CCCXII., line 6, before "inspectors" insert "districts and."

" line 6, leave out "certain districts," and insert "the same."

" line 10, after "had" insert "in or for any district."

" line 13, after "respectively" insert "and the word district save where there is something herein repugnant thereto shall mean shire."

" line 14, before "all" insert "so much of" after "all" insert "fines."

" line 15, after "in" insert "or in respect of."

Clause CCCXII., line 16, leave out "and which" insert "as."

" line 17, after "passed" insert "and such shire had not been proclaimed."

After clause CCCXII. insert new clause N as follows:—

" All licenses lawfully issued and appointments lawfully made under the Acts mentioned in the two preceding sections or any of them and in force in or for any part of a shire at the proclamation thereof shall be deemed to have been issued by the council of such shire under the provisions hereof."

Clause CCCXIV., line 28, after "and" insert "the council of."

" line 29, after "thereof" insert "and subject to the proviso contained in the said section."

" line 32, after "section" insert "and all fines penalties and forfeitures which by reason of the operation of the said Act in or in respect of any shire shall be payable by any person excepting penalties payable by the council shall belong to the council and be paid to the shire fund."

Clause CCCXV., line 42, after "all" insert "fines."

" line 43, after "Act" insert "and of this Act or of either of them."

" line 43, after "in" insert "or in respect of"

" line 46, after "fund" insert "Provided that all acts and things done or had under the said Act shall be of the same force and effect as if such shire had not been proclaimed"

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

The amendment next hereinafter set forth was read:—

After clause CCCXV. insert new clause O, as follows:—

" The provisions of the said last mentioned Act shall be and the same are hereby extended to every district and shire and in lieu of the fees thereby made payable on the registration of dogs the following fees shall within every district and shire be paid on such registration that is to say five shillings for one dog if only one be kept and ten shillings for every dog if more than one be kept.

Whereupon Mr. Speaker having stated that, in his opinion, the Legislative Council had not the power to make the above amendment, it being a tax upon the people,

Mr. Mollison moved the Assembly disagree to this amendment.

Question—put and resolved in the affirmative.

The several amendments next hereinafter set forth were read as follow:—

Clause CCCXVI., line 48, before "all" insert "so much of," after "all" insert "fines."

" line 49, after "operation in" insert "and for any shire."

" line 49, leave out "shire" and insert "land or premises situated therein."

" line 5 (p. 62), leave out "and which" and insert "as."

" line 10, after "behalf" insert "shall and."

" line 10, leave out "and shall"

" line 10, leave out "or" and insert "and."

" line 10, after "shire" insert "or in respect of any land or premises situated therein."

" line 11, after "shire" insert "and all forms given by any of the said Acts may be altered accordingly and the description of any premises to be named in any such form which shall be situated within a shire shall have added thereto a true statement in what shire they are so situated and all acts and things had and done under any of the said Acts before the proclamation of any shire shall be of the same force and effect as if such shire had not been proclaimed and the said Acts shall take effect as to every shire accordingly."

Clause CCCXVII., line 14, leave out "or in respect of" and insert "and for."

" line 15, after "shire" insert "or in respect of any land or premises situated therein."

" line 19, after "premises" insert "to be named therein which shall be."

" line 20, leave out "included" and insert "have added thereto a true."

" line 23, after "may" insert "in and."

" line 24, after "shire" insert "or in respect of any land or premises situated therein."

" line 24, after "thereof" insert "and the form referred to in the said section may be altered accordingly and all acts or things had or done under the said Act before the proclamation of any shire shall be of the same force and effect as if such shire had not been proclaimed and the said Act shall take effect as to every shire accordingly."

Clause CCCXXI., line 8, after "conditions" insert "as to payment and otherwise."

Clause CCCXXII., line 16, leave out "a" and insert "the."

" line 19, leave out "and to appoint from time to time such officers clerks and servants as may be required for the purposes of this Act and from time to time to remove any such officers clerks or servants."

First Schedule, at end of first column insert "Act No. XCVI."

„ at end of last column insert "sec. 14 so far as it may relate to road districts."

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

The amendment next hereinafter set forth was read as follows :—

Clause XXXII., line 38, leave out "twenty-five," and insert "fifty."

And the said amendment was read a second time.

Mr. Richardson moved, That the Assembly disagree to this amendment.

Question—put and resolved in the affirmative.

The amendments next hereinafter set forth were read as follow :—

Clause XXXII., line 39, leave out "the time being in force for."

„ line 40, leave out "or if none such be actually in force upon the voters' roll which had such been completed in manner provided in this Act would be in force for such district or some subdivision thereof for the time being."

The said several amendments were read a second time, and agreed to by the Assembly.

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the Orders of the Day 2 to 13, both inclusive, be postponed until after the consideration of the Order of the Day, General Business, on the paper for to-day.

9. ROAD BOARDS FORMED IN 1862.—The Order of the Day for the resumption of the debate on the question, That the vote for the endowment of Road Boards formed during 1862 has not been distributed as intended by Parliament, and it is the opinion of this House that the manner in which that vote has been distributed is highly unsatisfactory, having been read—

Debate resumed.

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

THURSDAY, 11<sup>TH</sup> JUNE, 1863.

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

Debate continued.

Motion for adjournment, by leave, withdrawn.

Question—That the vote for the endowment of Road Boards formed during 1862 has not been distributed as intended by Parliament, and it is the opinion of this House that the manner in which that vote has been distributed is highly unsatisfactory—put.

Assembly divided.

Ayes, 14.		Noes, 18.	
Mr. Brooke,	Mr. Ramsay,	Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Edwards,	Mr. Sinclair,	Dr. Evans,	Mr. Riddell,
Mr. Gillies,	Mr. Strickland,	Mr. Haines,	Mr. A. J. Smith,
Mr. Macgregor,	Mr. Sullivan.	Mr. Humffray,	Mr. W. C. Smith,
Mr. McCann,		Mr. Ireland,	Mr. Tucker,
Mr. McLellan,	<i>Tellers.</i>	Mr. Levi,	Mr. Wood.
Mr. Nixon,	Mr. Houston,	Capt. Mac Mahon,	
Mr. Orr,	Mr. Berry.	Mr. Mollison,	<i>Tellers.</i>
		Mr. Morton,	Mr. Anderson,
		Mr. O'Grady,	Mr. Levey.

And so it passed in the negative.

10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 12th June instant :—

"Municipalities Acts Amendment Bill—To be further considered in Committee."

"Supply—Resolution to be reported."

"Supply—To be further considered in Committee."

"Licensed Publicans Acts Amendment Bill—To be further considered in Committee."

"Railway Management Bill—To be further considered in Committee."

"Real Property Act Amendment Bill—To be further considered in Committee."

"Public Buildings—Loan Bill—To be further considered in Committee."

"Judges of Inferior Courts Bill—Second reading."

"Governor's Salary Reduction Bill—Third reading."

"Newspapers Bill—Second reading—Resumption of debate."

"Ways and Means—To be further considered in Committee."

"Land Act Amendment Bill—Second reading."

11. **EAST COLLINGWOOD IMPROVEMENT BILL.**—Mr. Don moved, pursuant to notice, That the amendments made by the Legislative Council in this Bill be now taken into consideration.  
Question—put and resolved in the affirmative.

And the said amendments were read as follow :—

Clause I., line 12, after “streets” insert “and the one drain.”

„ line 14, after “streets” insert “and such drain.”

„ line 18, after “only” insert “and provided also that the drain mentioned in the said schedule shall when commenced be carried on to completion without delay and the proprietor for the time being of the land through which such drain shall be cut shall be at liberty to make side entrances therein for the purpose of carrying off surface water.”

Clause III., line 9, after “streets” insert “and the one drain.”

Clause XVIII., line 9, leave out “each” and insert “such.”

Clause XXVII., line 28, leave out “seven” and insert “six.”

Schedule, line 3, after “Yarra” insert “passing through land now in the possession of one — Dight and of sufficient depth to carry off the storm water lined throughout with brick or stone properly fitted and covered the whole length with stone or gum planking not less than four inches thick.”

And, on the further motion of Mr. Don, the said amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly have agreed to the several amendments made therein by the Legislative Council.

12. **REFRESHMENT ROOMS.**—Mr. Anderson moved, pursuant to notice given by Mr. Howard, That this House will, on Friday next, resolve itself into a Committee of the whole for the purpose of considering the Report from the Select Committee on the Refreshment Rooms.

Question—put and resolved in the affirmative.

13. **MR. J. P. MAIN.**—Mr. Edwards moved, pursuant to notice, That the Petition of Mr. James Patrick Main, praying for enquiry into the unadjusted accounts for the erection of Prince's Bridge be referred for consideration and report to a Select Committee, to consist of Mr. Sullivan, Mr. J. S. Johnston, Mr. O'Connor, Mr. Don, Mr. McDonald, Mr. Thomson, and the Mover ; three to form a quorum, with power to send for persons and papers.

Question put and resolved in the affirmative.

14. **ADJOURNMENT.**—Mr. O'Shanassy moved, by leave of the Assembly, That the House at its rising do adjourn until Friday, 12th June instant.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty minutes to two o'clock until Friday next at four o'clock.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 87.

FRIDAY, 12TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. GOLD PROSPECTORS' COMMITTEE.—Mr. McLellan, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
3. PETITION.—Mr. Ramsay presented a Petition from Richard Sharp, styling himself Chairman of a Public Meeting of Licensed Victuallers, Maldon, praying the House to pass the Licensed Victuallers Act Amendment Bill without delay, with a proviso referred to in the Petition.  
Ordered to lie on the Table.
4. PAPERS.—Mr. Haines presented—  
Pensions.—Return to an Address of the Assembly dated 4th June, 1863, for copies of all correspondence, minutes, and regulations connected with the subject of granting pensions to persons who have held office as responsible ministers in the colony of Victoria.  
Ordered to lie on the Table.  
Public Accounts.—Regulations respecting Public Accounts (Store and Transport Regulations).  
Ordered to lie on the Table.  
Dr. Evans presented by command of His Excellency the Governor—  
Electric Telegraph.—Report of the General Superintendent of Electric Telegraph on the advancement and condition of his Department for the year ending 31st December, 1862, with four Appendices and a Chart.  
Ordered to lie on the Table.
5. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—  
MR. SPEAKER,  
The Legislative Council transmit to the Legislative Assembly a Report of the Joint Committee of both Houses of Parliament appointed to manage the Refreshment Rooms, and acquaint the Legislative Assembly that they have agreed to the same, with which they desire the concurrence of the Legislative Assembly.  
(Signed) J. F. PALMER,  
Legislative Council Chamber, 12th June, 1863. President.
- MR. SPEAKER,  
The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in the Bill, intituled, "*An Act to amend the Law relating to the Qualifications and Registration of Electors of Members to serve in Parliament and to regulate Proceedings at Parliamentary Elections,*" and that they do not insist on the insertion of the new clause E. to which the Legislative Assembly have not agreed.  
(Signed) J. F. PALMER,  
Legislative Council Chamber, Melbourne. President.
6. PARTNERSHIPS COMMITTEE.—Dr. Mackay, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Minutes of Evidence, Appendices, and Proceedings of Committee, to be printed.

7. **PASSAGE BROKERS BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, On the motion of Mr. Anderson, the said amendments were read, and are as follow :—
- (1.) Clause I., line 15, leave out “one thousand,” and insert “five hundred.”
  - (2.) Clause V., line 47, leave out “as aforesaid,” and insert “to any place out of the Australasian Colonies including Tasmania and New Zealand.”
  - (3.) Clause XVI., line 50, after “1863” insert “and shall come into operation at the expiration of one month after the passing thereof.”
  - (4.) Schedule A, line 22, leave out “one thousand,” and insert “five hundred.”
- And the said amendments were read a second time.
- On the motion of Mr. Anderson, the Assembly agreed to the first of such amendments
- Mr. Anderson moved, That the second amendment be amended by adding thereto “unless in a vessel propelled by sails alone.”
- Question—That the words proposed to be added be so added—put and resolved in the affirmative.
- Question—That the Assembly agree in such amendment as so amended—put and resolved in the affirmative.
- And on the further motion of Mr. Anderson, the Assembly agreed to the other amendments made by the Legislative Council in this Bill.
- Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly had agreed to some of the amendments, and agreed to one of them with an amendment, in which they desire the concurrence of the Legislative Council.
8. **CHINESE IMMIGRANTS ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, On the motion of Mr. Anderson the said amendments were read, and are as follow :—
- (1.) Clause I., line 9, before first word “the” insert “the operation of.”
  - (2.) „ line 12, leave out “are hereby repealed” and insert “is hereby suspended for the term of two years.”
- And the said amendments were read a second time.
- On the motion of Mr. Anderson the Assembly agreed to the first of such amendments.
- Mr. Anderson moved, That the second of such amendments be amended by omitting therefrom the word “is,” and inserting instead thereof the word “are.”
- Question—That the word proposed to be omitted stand part of the amendment—put and negatived.
- Question—That the word proposed to be inserted in the place of the word omitted—put and resolved in the affirmative.
- Question—That the Assembly agree to this amendment as so amended—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly had agreed to one of the above amendments, and agreed to the other of the amendments with an amendment, in which they desire the concurrence of the Legislative Council.
9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 5th Order for to-day :—
- “Volunteer Corps Bill (2)—Second reading.”*  
*“Naval and Military Forces Bill—Second reading.”*
10. **MUNICIPALITIES ACTS AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- And the House having continued to sit till after twelve of the clock.

SATURDAY, 13TH JUNE, 1863.

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

Resolved—That this House will, on Tuesday, 16th June instant, again resolve itself into the said Committee.

11. **PAPERS.**—Mr. Haines presented—

Pensions.—Additional paper in return to above Address of 4th June, 1863.

Ordered to lie on the Table, and together with the return previously laid upon the Table this day, to be printed.

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

*“Volunteer Corps Bill (2)—Second reading,”*  
*“Naval and Military Forces Bill—Second reading,”*  
*“Supply—Resolution to be reported,”*  
*“Supply—To be further considered in Committee,”*

- “*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”
- “*Railway Management Bill—To be further considered in Committee,*”
- “*Real Property Act Amendment Bill—To be further considered in Committee,*”
- “*Public Buildings—Loan Bill—To be further considered in Committee,*”
- “*Judges of Inferior Courts Bill—Second reading,*”
- “*Governor’s Salary Reduction Bill—Third reading,*”
- “*Newspapers Bill—Second reading—Resumption of debate,*”
- “*Ways and Means—To be further considered in Committee,*”
- “*Land Act Amendment Bill—Second reading,*”
- “*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Tuesday, 16th June instant ;
- “*Succession to Real Estate Bill—To be further considered in Committee,*”
- “*Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*” until Thursday, 25th June instant ;
- “*Printing Bill—Second reading,*”
- “*Accidents Bill—Second reading,*”
- “*Impounding Acts Amendment Bill—To be further considered in Committee,*”
- “*Mariners Examination Bill—Second reading,*” until Thursday, 18th June instant ;
- “*Local Government Officers Bill—Second reading,*” until Wednesday, 17th June instant ;
- “*Petroleum Storage Bill—Second reading,*” until Thursday, 18th June instant ;
- “*Water Rights Bill—Second reading,*” until Thursday, 25th June instant ;
- “*Barristers Admission Bill—Second reading,*” until Thursday, 18th June instant ;
- “*Imprisonment for Debt Bill—Second reading,*” until Tuesday, 16th June instant ;
- “*Colonial Wines Sale Bill—Second reading,*” until Thursday, 18th June instant ;
- “*Distress for Rent Bill—Second reading,*”
- “*Mining on Private Property Bill—Second reading,*”
- “*Mining on Private Property Bill (2)—Second reading,*” until Thursday, 25th June instant ;
- “*Probates Bill—Second reading,*” until Thursday, 18th June instant ;
- “*Mr. Warder Cahill—Report of Select Committee to be considered in Committee,*”
- “*Mrs. Dora Kerr—Resolution to be reported,*”
- “*Mr. Hines—Motion for Address—To be considered in Committee,*” and
- “*Officials in Parliament Act Amendment Bill—Second reading,*” until Tuesday, 16th June instant.
11. DISCHARGE OF ORDER OF THE DAY.—On the motion of Dr. Mackay the Assembly ordered the following Order of the Day to be read and discharged :—
- “*Supreme Court Costs Bill—Consideration of Report.*”
12. SUPREME COURT COSTS BILL.—Dr. Mackay moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of this Bill.
- Question—put and resolved in the affirmative.
- Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
- Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 16th June next, again resolve itself into the said Committee.
- Assembly adjourned at twenty-two minutes past twelve o’clock until Tuesday next, at four o’clock.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 88.

TUESDAY, 16TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Speaker announced that the Audit Commissioners had forwarded to the Clerk of the Assembly, to be laid on the Table of this House—  
Finance (Printed Copy).—Statement prepared by the Honorable the Treasurer of the Receipts and Payments of the Public Account for the year 1861.  
Ordered to lie on the Table and to be printed.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the 7th Notice of Motion for to-day.
4. CHEWTON RAILWAY STATION COMMITTEE.—Mr. A. J. Smith moved, pursuant to notice, That the Select Committee on the Chewton Railway Station have power to adjourn from place to place.  
Question—put and resolved in the affirmative.
5. SUPREME COURT BUILDINGS COMMITTEE.—Dr. Mackay moved, pursuant to notice, That power be given to the Supreme Court Buildings Committee to send for persons and papers, and that the Committee have liberty to sit on such days as the House does not sit.  
Question—put and resolved in the affirmative.
6. SUPREME COURT BUILDINGS COMMITTEE.—Mr. Cohen moved, pursuant to notice, That the Petitions presented to this House relative to the Supreme Court Buildings be referred to the Committee sitting thereon.  
Question—put and resolved in the affirmative.
7. CUSTOMS LAWS AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—  
On the motion of Mr. Anderson the amendments were read, and are as follow:—  
Clause VII., line 26, after “section,” insert “and for every license issued or to be issued under the one hundred and thirty-seventh and one hundred and thirty-eighth sections.”  
„ line 27, leave out “rate of one pound for every dray or vehicle employed by such person in the carriage of goods under such license,” and insert “rates specified in schedule B.”  
„ line 29, after “under,” insert “any of.”  
„ „ leave out “seventeenth section,” and insert “sections.”  
„ line 32, after “payment,” leave out all the words to end of clause.  
Clause XVIII., leave out this clause.  
Schedule A, line 2, leave out “250” and insert “200.”  
Schedule A, line 5, leave out “250,” and insert “200.”  
Schedule B, (heading) leave out “XIX.,” insert “VII.”  
„ after heading, insert “For every dray or vehicle to be licensed to carry goods under bond the fee of £1.”

And the said several resolutions were read a second time.

On the motion of Mr. Anderson, the Assembly disagreed to the amendments made in Schedule A., to this Bill, and agreed to all the other of the said amendments.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to some of the amendments and disagreed to other of the said amendments.

8. MUNICIPALITIES ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

9. RAILWAY MANAGEMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

10. VICTORIAN RAILWAYS.—Mr. Woods moved, pursuant to notice, That there be laid upon the Table of the House a Return showing:—

- (1.) The total estimated cost of the rolling stock on the Victorian Railways.
- (2.) The number of miles actually run by each locomotive engine.
- (3.) The cost for repairs up to the present time of each locomotive engine including those purchased from the Geelong Railway Company.
- (4.) The state of repair in which each locomotive engine now is.
- (5.) The cost of repairs to the present time of first and second class carriages, goods trucks, horse-boxes, and carriage-trucks, together with the maker's name, or if made in the Government workshops to state so.

Question—put and resolved in the affirmative.

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

WEDNESDAY, 17<sup>TH</sup> JUNE, 1863.

11. UNIVERSITY STUDENTS.—Mr. Woods moved, pursuant to notice, That there be laid upon the Table of the House a Return showing the number of students who have matriculated in the Melbourne University during the years 1858, 1859, 1860, 1861, and 1862; also the total cost to the State of the University during those years, including annual endowments, cost of buildings, and all other expenses.

Question—put and resolved in the affirmative.

12. COMMON SCHOOLS ACT AMENDMENT BILL.—Mr. J. T. Smith moved, pursuant to notice, That he have leave to bring in a Bill to amend the Common Schools Act.

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

Debate ensued.

Motion—That the debate be now adjourned, by leave withdrawn.

Original Question—put and resolved in the affirmative.

Ordered—That Mr. J. T. Smith and Mr. Snodgrass do prepare and bring in the Bill.

Mr. Smith then brought up a Bill, intitled, "*A Bill to amend the Common Schools Act,*" and moved, That it be now read a first time.

Question—put and resolved in the affirmative—Bill read a first time, ordered to be printed, and read a second time Tuesday, 23<sup>rd</sup> June instant.

13. GOLD PROSPECTORS' COMMITTEE.—Mr. McLellan moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the recommendations contained in the Report from the Gold Prospectors' Committee.

Question—put and resolved in the affirmative.

14. MEDICAL CERTIFICATES—CIVIL SERVICE.—Mr. L. L. Smith moved, pursuant to notice, That, in the opinion of this House, the order now in force respecting the certificate of the Chief Medical Officer as being the only one receivable by the Government in cases of the illness of members of the Civil Service, be rescinded.

Debate ensued.

Question—put.

Assembly divided—

Ayes, 5.

Dr. Girdlestone, Mr. L. L. Smith,  
Mr. McCann,

*Tellers.*

Mr. Macgregor,  
Mr. McLellan.

Noes, 23.

Mr. Cohen, Mr. Ramsay,  
Mr. J. Davies, Mr. Riddell,  
Mr. Edwards, Mr. A. J. Smith,  
Dr. Evans, Mr. J. T. Smith,  
Mr. Francis, Mr. W. C. Smith,  
Mr. Ireland, Mr. Snodgrass,  
Mr. Lalor, Mr. Weeks,  
Mr. Levey, Mr. Wood,  
Dr. Mackay, Mr. Woods.  
Capt. Mac Mahon,  
Mr. Orkney,  
Mr. O'Shanassy,

*Tellers.*

Mr. Anderson,  
Mr. Berry.

And so it passed in the negative.

15. ROAD BOARDS.—Mr. McCann moved, pursuant to notice, That a Return be laid upon the Table of the House, showing how the vote of last session for works in districts where no road boards could be formed, has been expended, and giving the names of the Electoral districts in which each separate portion of the said vote has been applied.  
Question—put and resolved in the affirmative.
16. SUPREME COURT COSTS BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration Thursday, 18th June instant.—Bill, as amended, to be printed.
17. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Mining Associations Act Amendment Bill—Second reading,*” until Tuesday, 23rd June instant ;
  - “ *Volunteer Corps Bill (2)—Second reading,*”
  - “ *Naval and Military Forces Bill—Second reading,*”
  - “ *Supply—Resolution to be reported,*”
  - “ *Supply—To be further considered in Committee,*” until this day ;
  - “ *Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Real Property Act Amendment Bill—To be further considered in Committee.*” until Friday, 19th June instant ;
  - “ *Public Buildings—Loan Bill—To be further considered in Committee,*” until this day ;
  - “ *Judges of Inferior Courts Bill—Second reading,*” until Tuesday, 23rd June instant ;
  - “ *Governor's Salary Reduction Bill—Third reading,*” until this day ;
  - “ *Newspapers Bill—Second reading—Resumption of debate,*” until Tuesday, 23rd June instant ;
  - “ *Ways and Means—To be further considered in Committee,*”
  - “ *Land Act Amendment Bill—Second reading,*” until Friday, 19th June instant ;
  - “ *Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Tuesday, 23rd June instant ;
  - “ *Imprisonment for Debt Bill—Second reading,*” until Thursday, 18th June instant ;
  - “ *Mr. Warder Cahill—Report of Select Committee to be considered in Committee,*”
  - “ *Mrs. Dora Kerr—Resolution to be reported,*” until Friday, 19th June instant ;
  - “ *Mr. Hines—Motion for Address—To be considered in Committee,*”
  - “ *Officials in Parliament Act Amendment Bill—Second reading,*” until Thursday, 18th June, instant.

Assembly adjourned at one o'clock until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 89.

WEDNESDAY, 17TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Pope presented a Petition from the licensed victuallers of the municipalities and townships of Smythesdale, Scarsdale, Lintons, Lucky Woman's, and Carngham, praying the House not to pass a law that a ten pounds license should be issued for the sale of beer in other than public houses.  
Ordered to lie on the Table.
3. MR. J. P. MAIN.—Mr. Weeks moved, by leave of the Assembly, That the Reports and Evidence of Session 1856-7 on Mr. J. P. Main's case be referred to the Committee now sitting on this subject.  
Question—put and resolved in the affirmative.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twenty-first Report from this Committee.  
Ordered to lie on the Table and to be printed.
5. REFLECTING TELESCOPE.—Mr. Verdon moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be laid on the Table of this House a copy of the Despatch, dated the 24th January, 1863, addressed by the Duke of Newcastle to His Excellency the Governor, relative to the establishment of a reflecting telescope in this colony.  
Question—put and resolved in the affirmative.
6. CALL OF THE HOUSE.—The Order for the Call of the House being read—  
Ordered—That the House be called over.  
Ordered—That the Serjeant-at-Arms do go to the places adjacent, and summon the members there to attend the service of the House, and he went accordingly; and being returned, the House was called over, and all the members appeared with the following exceptions, viz.: Mr. Higinbotham, Mr. Don, Mr. Edwards, Mr. McDonald, Mr. Bennett, Mr. Kirk, Mr. Foott, Mr. Nixon, Mr. Francis, Mr. Morton, Mr. Howard, Mr. John Johnson, Mr. Wood, and Mr. Riddell; and the said members having been called a second time, the following appeared in their places, viz.: Mr. Edwards, Mr. McDonald, Mr. Kirk, Mr. Francis, Mr. Higinbotham, Mr. Don, Mr. Morton, Mr. Riddell, and Mr. Wood; and the several members next mentioned were excused their attendance, Mr. Bennett, Mr. Nixon, Mr. Howard, and Mr. J. Johnson.
7. GOVERNOR'S SALARY REDUCTION BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. O'Shanassy, read a third time (with the concurrence of upwards of fifty Members, being more than an absolute majority of the whole number of Members of the Assembly) and *passed*.  
Mr. O'Shanassy moved, That the following be the title of the Bill:—  
“*An Act to repeal the appropriation of the sum provided for the payment of the Salaries of the Governor's Staff and of the Governor's travelling and other expenses.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. MUNICIPALITIES ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—  
Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

THURSDAY, 18th JUNE, 1863.

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

Resolved—That this House will, on Friday, 19th June instant, again resolve itself into the said Committee.

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 19th June instant :—

- “ *Volunteer Corps Bill (2)—Second reading,*”
- “ *Naval and Military Forces Bill—Second reading,*”
- “ *Supply—Resolution to be reported,*”
- “ *Supply—To be further considered in Committee,*”
- “ *Railway Management Bill—To be further considered in Committee,*” and
- “ *Public Buildings—Loan Bill—To be further considered in Committee.*”

10. ADJOURNMENT.—Mr. Brodribb moved, by leave of the Assembly, That the House, at its rising this day, do adjourn until Friday, 19th June instant.

Question—put and resolved in the affirmative.

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

Question—put and resolved in the affirmative.

Whereupon the Assembly adjourned at twenty-six minutes past twelve o'clock until four o'clock on Friday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 90.

FRIDAY, 19<sup>TH</sup> JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. McCulloch presented a Memorial from certain Arbitrators appointed either by the Government, the Judges of the County Courts, or the Pastoral Tenants of the Crown ; and the same was read by the Clerk, but was not received by the House.
3. PARTNERSHIPS BILL.—Mr. Ireland moved, That this Bill be withdrawn.  
Question—put and resolved in the affirmative.
4. PARTNERSHIPS BILL (No. 2).—Mr. Ireland moved, pursuant to notice, That he have leave to bring in a Bill to exempt certain contracts from the Law of Partnership.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Ireland and Mr. Wood do prepare and bring in the Bill.  
Mr. Ireland then brought up a Bill, intituled, "*A Bill to exempt certain contracts from the Law of Partnership,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 23rd June instant.
5. TRADING COMPANIES BILL.—Mr. Ireland moved, pursuant to notice, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Tuesday, 23rd June instant, again resolve itself into the said Committee.
6. ASSESSMENT ON STOCK.—Mr. Gavan Duffy moved, pursuant to notice, That this House will, on Tuesday, 23rd June instant, resolve itself into a Committee of the whole for the consideration of the following Resolutions, viz :—
  - (1.) That in the opinion of this Committee, the following annual rates of assessment on stock should be levied, viz. :—Eight-pence for every sheep, two shillings for every head of cattle, and six shillings for every horse.
  - (2.) And that provision be made in a Bill to carry out the above resolution.Debate ensued.  
Mr. Sullivan moved, That this debate be now adjourned.  
Question—That this debate be now adjourned—put and negatived.  
Question—That this House will on Tuesday, 23rd June instant, resolve itself into a Committee of the whole to consider the following resolutions, viz. : (1.) That in the opinion of this Committee, the following annual rates of assessment on stock should be levied, viz. : Eight-pence for every sheep, two shillings for every head of cattle, and six shillings for every horse. (2.) And that provision be made in a Bill to carry out the above resolution—put.

Assembly divided.

	Ayes, 26.
Mr. Aspinall,	Capt. Mac Mahon,
Mr. Cathie,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Grady,
Dr. Evans,	Mr. O'Shanassy,
Mr. Haines,	Mr. A. J. Smith,
Mr. Hood,	Mr. Smyth,
Mr. Humffray,	Mr. Wilson,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Kyte,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Levi,	
Mr. Loader,	Mr. Anderson,
Dr. Mackay,	Mr. Levey.

	Noes, 42.
Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Pope,
Mr. Cohen,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. Richardson,
Mr. J. Davies,	Mr. Riddell,
Mr. Don,	Mr. Sinclair,
Mr. Foott,	Mr. J. T. Smith,
Mr. Gillies,	Mr. L. L. Smith,
Dr. Girdlestone,	Mr. W. C. Smith,
Mr. Heales,	Mr. Strickland,
Mr. Higinbotham,	Mr. Sullivan,
Mr. Houston,	Mr. Thomson,
Mr. Kirk,	Mr. Tucker,
Mr. Lambert,	Mr. Verdon,
Dr. Macadam,	Mr. Weeks,
Mr. Macgregor,	Mr. Woods,
Mr. McCann,	Mr. Wright.
Mr. McCulloch,	
Mr. McDonald,	
Mr. McLellan,	<i>Tellers.</i>
Mr. Nixon,	
Mr. Orkney,	Mr. Edwards,
Mr. Orr,	Mr. Grant.

And so it passed in the negative.

7. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.

Whereupon the Assembly, at thirteen minutes to eleven o'clock, adjourned until Tuesday next, at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 91.

TUESDAY, 23RD JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Gavan Duffy presented—  
Mining and Geological Survey of Victoria.—Reports and Papers relative to the Mining and Geological Survey of Victoria, 1863, also Geological Sketch Map to accompany same, by A. R. C. Selwyn, Esq., Director of Mining and Geological Surveys.  
Severally ordered to lie on the Table.  
Mr. Speaker announced that the Audit Commissioners had forwarded to the Clerk of the Assembly to be laid on the Table of this House—  
Finance.—Original Statement of Treasurer of Report of Audit Commissioners, for the year 1861.  
Ordered to lie on the Table.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to establish promote and regulate Reformatory Schools for Youthful Offenders in Victoria,*" also a Bill, intituled "*An Act to make provision for the Education and control of Vagrant Destitute and Disorderly Children in Industrial Schools,*" and acquaint the Legislative Assembly that they have agreed to the said Bills with amendments severally attached thereto, with which amendments they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chambers,  
23rd June, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they agree to the amendment made by the Legislative Assembly on the amendment made by the Legislative Council in clause I, line 12, of the Chinese Immigrants Act Amendment Bill, viz., to insert the word "are" instead of the word "is."

(Signed)

J. F. PALMER,  
President.

Legislative Council Chambers,  
17th June, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on the amendment made by the Legislative Council in Schedule A, line 2, of the "Customs Laws Amendment Bill," to which amendment the Legislative Assembly have not agreed.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
17th June, 1863.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to regulate Immigration into Victoria,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

J. F. PALMER,  
President.

Legislative Council Chamber.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to regulate the Passenger Trade of Victoria*," and acquaint the Legislative Assembly that they do not agree with the amendment made by the Legislative Assembly on the amendment made by the Legislative Council in this Bill in clause V, line 7, viz. :— to add "*unless in a vessel propelled by sails alone*" to the amendment made by the Legislative Council.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
17th June, 1863.

4. ADJOURNMENT.—Mr. O'Shanassy moved, by leave of the Assembly, That this House, at its rising this day, adjourn until Tuesday, 30th June instant.  
Question—put and resolved in the affirmative.
5. POLICE COMMITTEE.—Mr. Heales, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and, together with the Minutes of Evidence, Proceedings of the Committee and Appendices, to be printed.
6. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twenty-second report from this Committee.  
Ordered to lie on the Table and to be printed.
7. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.

Whereupon Assembly adjourned at twenty-three minutes to five o'clock until four o'clock p.m. on Tuesday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 92.

TUESDAY, 30TH JUNE, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ISSUE OF WRITS.—Mr. Speaker announced that he had, since the adjournment of this House, issued writs for the election of Members to serve for the several Electoral Districts following, viz. :—

For the Electoral District of—

Mornington	... in the place of	The Hon. James McCulloch,	}	Who have severally accepted places of profit under the Crown.
Brighton	... "	George Higinbotham, Esq.,		
Williamstown	... "	The Hon. George Frederick Verdon,		
East Bourke Boroughs	... "	The Hon. Richard Heales,		
Richmond	... "	The Hon. James Goodall Francis,		
Mandurang	... "	The Hon. James Forrester Sullivan,		
Avoca	... "	The Hon. James Macpherson Grant,		

3. ADJOURNMENT.—Mr. Cohen moved, That this House at its rising this day do adjourn until Tuesday, 4th August next.  
Debate ensued.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to establish Road Districts and Shires and generally to provide for the administration of local affairs without the limits of Boroughs,*" and acquaint the Legislative Assembly that they have agreed to some of the amendments made by the Legislative Assembly on amendments made by the Legislative Council in the Bill, and that they do not insist on certain amendments made by the Legislative Council in the Bill, but that they insist on the insertion of certain words in Clause XXXIV. and on the amendments made by the Council in Clause CLXXIII., and on the amendment made by the Council in Clause CCXLVI., and on the insertion of the new Clause M in the Bill.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 23rd June, 1863.

5. ADJOURNMENT.—Debate on the question, That this House at its rising this day do adjourn until Tuesday, 4th August next—resumed.
6. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Clerk-Assistant of the Legislative Council :—

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.  
Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several public Bills following, viz. :—

"*An Act to make better provision for the punishment of Frauds committed by Trustees Bankers and other persons entrusted with property.*"

"*An Act to amend the Law relating to the qualifications and registration of Electors of Members to serve in Parliament and to regulate proceedings at Parliamentary Elections.*"

"*An Act to further amend the Laws relating to the Customs.*"

"*An Act to amend an Act intituled 'An Act to consolidate and amend the Laws affecting the Chinese emigrating to and resident in Victoria.'*"

And also to the private Bill following, viz. :—

"*An Act for the Improvement of the Municipal District of East Collingwood in the Colony of Victoria.*"

7. **ADJOURNMENT.**—The debate on the question That this House at its rising this day do adjourn until Tuesday, 4th August next—resumed.  
Question—put and resolved in the affirmative.
8. **LOCAL COUNCILS BILL.**—Mr. Ireland moved, That the Message from the Legislative Council, received this day, respecting this Bill be now taken into consideration.  
Debate ensued.  
Motion, by leave, withdrawn.
9. **WAYS AND MEANS.**—The House, according to Order, resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.  
Mr. Macgregor moved, That all the Standing Orders of this House relating to receiving a Report from the Committee of Ways and Means and the passing a Bill through all its stages in one day, be suspended.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Mr. Lalor also acquainted the House that he was directed to move, That he have leave to sit again.  
Resolved—That this House will on Tuesday, 4th August next, again resolve itself into the said Committee.  
Mr. Lalor then reported from the Committee the following resolutions, viz.:—  
*Resolved—*  
(1.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1863 any sums of money, not exceeding Ninety-two thousand pounds, which have been voted by the Legislative Assembly for the service of the year 1862.  
(2.) That out of the Consolidated Revenue there be issued and applied from time to time during the year 1863 any sums of money, not exceeding Five hundred thousand pounds, which have been voted by the Legislative Assembly for the service of the year 1863 prior to the passing of a Bill to be brought in for carrying out these resolutions.  
And the said resolutions were read a second time and agreed to by the Assembly.  
Ordered—That a Bill be brought in to carry out the above resolutions.
10. **CONSOLIDATED REVENUE BILL (3).**—Mr. Macgregor, in pursuance of the Order of this House, brought up a Bill intituled, “*A Bill to apply out of the Consolidated Revenue the sum of Ninety-two thousand pounds to the service of the year One thousand eight hundred and sixty-two and the further sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three,*” and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time this day.  
Mr. Macgregor moved, That this Bill be now read a second time.  
Question—put and resolved in the affirmative.—Bill read a second time.  
Mr. Macgregor moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And, on the further motion of Mr. Macgregor, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with an amendment.  
On the motion of Mr. Macgregor, the Assembly agreed to the amendment made by the Committee of the whole in this Bill.  
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Macgregor, read a third time and *passed*.  
Mr. Macgregor moved, That the following be the title of the Bill :—  
“*An Act to apply out of the Consolidated Revenue the sum of Ninety-two thousand pounds to the service of the year One thousand eight hundred and sixty-two and the further sum of Five hundred thousand pounds to the service of the year One thousand eight hundred and sixty-three.*”  
Question—put and resolved in the affirmative.  
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
11. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 4th August next :—  
“*Mining Associations Act Amendment Bill—Second reading.*”  
“*Judges of Inferior Courts Bill—Second reading.*”  
“*Newspapers Bill—Second reading—Resumption of debate.*”  
“*Partnerships Bill (2)—Second reading.*”  
“*Trading Companies Bill—To be further considered in Committee.*”  
“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee.*”

- " *Real Property Act Amendment Bill—To be further considered in Committee.*"  
 " *Land Act Amendment Bill—Second reading.*"  
 " *Municipalities Acts Amendment Bill—To be further considered in Committee.*"  
 " *Volunteer Corps Bill (2)—Second reading.*"  
 " *Naval and Military Forces Bill—Second reading.*"  
 " *Supply—Resolution to be reported.*"  
 " *Supply—To be further considered in Committee.*"  
 " *Railway Management Bill—To be further considered in Committee.*"  
 " *Public Buildings—Loan Bill—To be further considered in Committee.*"  
 " *Common Schools Act Amendment Bill—Second reading.*"  
 " *Refreshment Rooms—Report of Select Committee—To be considered in Committee.*"  
 " *Mr. Warder Cahill—Report of Select Committee to be considered in Committee.*"  
 " *Mrs. Dora Kerr—Resolution to be reported.*"  
 " *Printing Bill—Second reading.*"  
 " *Accidents Bill—Second reading.*"  
 " *Impounding Acts Amendment Bill—To be further considered in Committee.*"  
 " *Mariners Examination Bill—Second reading.*"  
 " *Petroleum Storage Bill—Second reading.*"  
 " *Barristers Admission Bill—Second reading.*"  
 " *Colonial Wines Sale Bill—Second reading.*"  
 " *Probates Bill—Second reading.*"  
 " *Gold Prospectors—Report of Select Committee to be considered in Committee.*"  
 " *Supreme Court Costs Bill—Consideration of Report.*"  
 " *Imprisonment for Debt Bill—Second reading.*"  
 " *Mr. Hines—Motion for Address—To be considered in Committee.*"  
 " *Officials in Parliament Act Amendment Bill—Second reading.*"  
 " *Local Government Officers Bill—Second reading.*"  
 " *Succession to Real Estate Bill—To be further considered in Committee.*"  
 " *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading.*"  
 " *Water Rights Bill—Second reading.*"  
 " *Distress for Rent Bill—Second reading.*"  
 " *Mining on Private Property Bill—Second reading.*"  
 " *Mining on Private Property Bill (2)—Second reading.*"

Assembly adjourned at five minutes to eleven o'clock until Tuesday, 4th August next, at four o'clock.

FRAN<sup>S</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 93.

TUESDAY, 4TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEATS.—Mr. Speaker announced that during the adjournment of the House, he had received from William Nixon, Esq., and John Downes Owens, Esq., the resignation of their seats for the Electoral District of Polwarth and South Grenville, and of Mandurang, respectively; and that he had issued Writs for the election of Members to serve for the said Electoral Districts.
3. RETURNS TO WRITS.—Mr. Speaker also announced that he had received Returns to the several Writs he had issued for the election of Members to serve for the electoral districts hereunder mentioned, from which it appeared that the following gentlemen had been returned for the several Electoral Districts set opposite their respective names as Members to serve in the Assembly:—

The Hon. James McCulloch, for the Electoral District of Mornington.		
The Hon. George Higinbotham,	”	Brighton.
The Hon. George Frederic Verdon,	”	Williamstown.
The Hon. Richard Heales,	”	East Bourke Boroughs.
The Hon. James Goodall Francis,	”	Richmond.
The Hon. James Macpherson Grant,	”	Avoca.
The Hon. James Forrester Sullivan,	”	Mandurang.
The Hon. Archibald Michie,	”	Polwarth and South Grenville.
4. NEW MEMBERS SWORN.—The following Members, viz.: The Honorable James McCulloch, the Honorable Richard Heales, the Honorable George F. Verdon, the Honorable J. F. Sullivan, the Honorable A. Michie, the Honorable J. M. Grant, the Honorable J. G. Francis, the Honorable George Higinbotham, were then introduced and sworn, and took their seats as Members for the Electoral Districts of Mornington, East Bourke Boroughs, Williamstown, Mandurang, Polwarth, South Grenville and Avoca, Richmond, and Brighton, respectively.
5. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—

University of Melbourne.—Report of the Proceedings of the Council of the University of Melbourne during the year commencing 1st June, 1862, and terminating 31st May, 1863.

Census of Victoria, 1861.—Population Tables, Part II.—Occupations of the People. Severally ordered to lie on the Table.

Mr. McCulloch presented—

National School, Chinaman's Flat, Maryborough.—Return to an Order of the Legislative Assembly, dated 8th May, 1863, for copies of any correspondence that has passed since the 1st January, 1862, between the Committee of the National School, Chinaman's Flat, Maryborough, and the preceding and existing Boards of Education.

Ordered to lie on the Table.

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

Trade and Customs—Accounts relating to Trade and Customs for the Year 1862.

Immigration—Regulations for the Introduction of Immigrants.

Severally ordered to lie on the Table.

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

Militia and Volunteers—Copy of a Despatch from the Right Honorable the Secretary of State for the Colonies respecting the relations between the Colonial Government and the Local Forces.

Ordered to lie on the Table.

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

Land Act, 1862—Order in Council.—Additional Regulation under the Land Act, 1862, respecting Licenses to search for any metal or mineral except gold.

Ordered to lie on the Table.

Mr. Sullivan presented—

Reservoirs on the Gold Fields—Return to an Order of the Legislative Assembly dated 5th March, 1863, for a return of the present state of the reservoirs, and other works for the supply of water on the gold fields, distinctly specifying—

- (1.) The respective localities, expense, and estimated capacity of the various reservoirs which have been brought to a state of completion, and distinguishing in each case such of them as are in an efficient state from such as are in an inefficient state; and of the latter, if any such as it is practicable to put into efficient condition, and at what probable expense in each case.
- (2.) The respective localities, expense already incurred, and intended capacity of the various reservoirs partly constructed or proposed to be constructed, or for which sites have been surveyed and plans made, but which have not been completed, distinguishing in each case such of them as it would be practicable and advantageous to carry out, and at what cost.
- (3.) The localities of the several reservoirs in connection with which works for the conduction of water have been partly or wholly constructed, the expenditure already incurred on account of such works respectively, and the probable respective cost of completing such of them unfinished as it would be practicable and advantageous to complete.

Ordered to lie on the Table.

Mr. Heales presented—

Land Act, 1862.—Correspondence and Report respecting Fees payable to Arbitrators under.

Ordered to lie on the Table and to be printed.

6. PETITIONS.—Mr. Morton presented a Petition from Robert Burke, styling himself Chairman of the Mortlake Road Board, praying the House to pass a clause inserted by the Legislative Council in the Local Government Bill for the taxation of dogs.

Petition read and ordered to lie on the Table.

Mr. Howard presented a Petition from the teachers employed under the late Board of National Education, in the Municipality of Sandhurst and the Electoral District of Mandurang, praying the House to grant to the teachers generally who have suffered a deduction from their salaries, as referred to in the Petition, such restitution or indemnification that may be considered equitable under the circumstances stated in the Petition.

Ordered to lie on the Table.

7. PARTNERSHIPS BILL(2).—Mr. Michie moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow—Bill as amended to be printed.

8. TRADING COMPANIES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments the Assembly ordered the same to be taken into consideration Friday, 7th August instant; Bill as amended to be printed.

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

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

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

Question—put and resolved in the affirmative.

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

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

10. SUPPLY—ESTIMATES FOR 1863.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read and is as follows :—

(2nd June.)

Resolved—That the sum hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863 for the service hereunder specified, being—

### I.—CHIEF SECRETARY.

No.	Classification.		SALARIES AND WAGES.	£ s. d.			£ s. d.		
	Class.	Schedule.							
DIVISION No. 9.									
STEAM SLOOP "VICTORIA."									
1	...	...	Commander* ...	600	0	0			
1	...	...	Lieutenant* ...	350	0	0			
1	...	...	Engineer ...	350	0	0			
1	...	...	Surgeon ...	350	0	0			
1	...	...	Sub-Lieutenant ...	200	0	0			
1	...	...	Assistant Engineer ...	225	0	0			
1	...	...	Clerk or Paymaster ...	200	0	0			
1	...	...	Boatswain } at 10s. per diem ...	365	0	0			
1	...	...	Carpenter }						
1	...	...	Acting Gunner, at 8s. per diem ...	146	0	0			
1	...	...	Leading Stoker, at 7s. per diem ...	127	15	0			
1	...	...	Steward						
1	...	...	Cook						
3	...	...	Quartermasters } at 6s. per diem ...	766	10	0			
1	...	...	Sailmaker						
1	...	...	Purser's Steward						
1	...	...	Second Captain of Forecastle } at 5s. 6d.	301	2	6			
1	...	...	Second Captain of Fore-top } per diem						
1	...	...	Second Captain of Main-top }						
2	...	...	Stokers, at 6s. 6d. per diem ...	237	5	0			
14	...	...	Able Seamen, at 4s. 9d. per diem ...	1,213	12	6			
7	...	...	Trimmers, at 6s. per diem ...	766	10	0			
2	...	...	Ordinary Seamen } at 3s. 9d. per diem ...	205	6	3			
1	...	...	Cook's Mate }						
1	...	...	Ward-room Steward, at 4s. 9d. per diem ...	86	13	9			
5	...	...	Boys—Three first-class, at 3s.; two second-class, at 2s. 6d. ...	255	10	0			
							6,746	5	0

53

And in the opinion of the Committee this item should be increased by £4,250 10s.

\* With house, fuel, light, and water.

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

11. RAILWAY MANAGEMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Mr. Grant moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration, Friday, 7th August instant.—Bill as amended to be printed.

12. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged :—

"Mining Associations Act Amendment Bill—Second reading."

"Newspapers Bill—Second reading—Resumption of debate."

"Land Act Amendment Bill—Second reading."

"Public Buildings—Loan Bill—To be further considered in Committee."

"Distress for Rent Bill—Second reading."

Ordered—That the said several Bills be withdrawn.

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

- “*Judges of Inferior Courts Bill—Second reading,*” until to-morrow ;
- “*Licensed Publicans Act Amendment Bill—To be further considered in Committee,*” until Thursday, 6th August ;
- “*Ways and Means—To be further considered in Committee,*” until to-morrow ;
- “*Municipalities Acts Amendment Bill—To be further considered in Committee,*”
- “*Volunteer Corps Bill (2)—Second reading,*”
- “*Naval and Military Forces Bill—Second reading,*” until Friday, 7th August instant ;
- “*Supply—To be further considered in Committee,*” until to-morrow ;
- “*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Thursday, 6th August instant ;
- “*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Thursday, 13th August instant ;
- “*Gold Prospectors—Report of Select Committee to be considered in Committee,*”
- “*Imprisonment for Debt Bill—Second reading,*”
- “*Mr. Hines—Motion for Address—To be considered in Committee,*” until Thursday, 6th August instant ;
- “*Officials in Parliament Act Amendment Bill—Second reading,*” until Tuesday, 11th August instant ;
- “*Local Government Officers Bill—Second reading,*” until Thursday, 6th August instant ;
- “*Succession to Real Estate Bill—To be further considered in Committee,*” until Thursday, 13th August instant ;
- “*Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*”
- “*Water Rights Bill—Second reading,*”
- “*Mining on Private Property Bill—Second reading,*” until Thursday, 6th August instant.

14. **LAPSED ORDERS OF THE DAY.**—The following Orders of the Day were read, and lapsed :—

- “*Common Schools Act Amendment Bill—Second reading.*”
- “*Mr. Warder Cahill—Report of Select Committee to be considered in Committee.*”
- “*Printing Bill—Second reading.*”
- “*Accidents Bill—Second reading.*”
- “*Mariners Examination Bill—Second reading.*”
- “*Petroleum Storage Bill—Second reading.*”
- “*Barristers Admission Bill—Second reading.*”
- “*Colonial Wines Sale Bill—Second reading.*”
- “*Probates Bill—Second reading.*”
- “*Mining on Private Property Bill (2)—Second reading.*”

15. **MRS. DORA KERR.**—Mr. Lalor reported from the Committee of the whole a certain resolution, which was read, and is as follows :—

*Resolved*—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be placed on an Additional Estimate for 1863 the sum of £275, to be paid to Mrs. Dora Kerr in compliance with the recommendation of the Honorable the Commissioner of Mines.

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

16. **SUPREME COURT COSTS BILL.**—The several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly.

On the motion of Dr. Mackay, the Assembly ordered that the words “last referred to” be omitted from line 1 of Clause IV., and the words “of the Parliament of the Colony of Victoria numbered XIX.,” be inserted instead thereof ; that the words “by special juries of four men” be inserted after the word “court,” in line 2 of Clause IV. ; that the words “by a special jury of four men” be inserted after the word “court” in line 2 of Clause V. ; and that the words “following, that is to say, in case such cause shall be entered for trial or enquiry by a special jury of four men the sum,” be omitted from lines 3 and 4 of Clause V.

Ordered—That the Bill be read a third time to-morrow.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 94.

WEDNESDAY, 5TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILL.—A Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,  
His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.  
Accordingly Mr. Speaker and the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the Public Bill following, viz. :—  
“ *An Act to apply out of the Consolidated Revenue the sum of Ninety-two thousand pounds to the Service of the Year One thousand eight hundred and sixty-two, and the further sum of Five hundred thousand pounds to the Service of the Year One thousand eight hundred and sixty-three.*”
3. PAPERS.—Mr. McCulloch presented—

Islanders of the Pacific.—Letter from His Excellency Sir Henry Barkly to His Grace the Duke of Newcastle, relative to the extent to which the Islanders of the Pacific are being enticed or torn from their homes and conveyed in Slave Vessels to South America.  
Read, and ordered to lie on the Table.  
Mr. Higinbotham presented—  
15 Vict., No. X—Rule of Court.—Divorce and Matrimonial Causes.  
Ordered to lie on the Table.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council :—

MR. SPEAKER,  
The Legislative Council acquaint the Legislative Assembly that the following clerical errors were made in the transcription of the amendments made by the Legislative Council in the Bill intituled “ *An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs without the limits of Boroughs,*” viz. :—  
Clause XXVIII., line 54 (p. 9, of MS. amendments), the following words were not set down for insertion, instead of words struck out of the Bill—  
As shall be rated or liable to be rated in respect of property situated in any such subdivision shall subject to the provisions hereof in case of excess be deemed to fall in the first instance to such subdivision and if any such members shall be so rated or liable in respect of properties separately situated in two or more subdivisions he shall subject to the said provisions be deemed to fall in the first instance to that one of such subdivisions in which he is so rated or liable in respect of the greatest net annual value or in case of equality of such net annual value to such one of such subdivisions as shall stand highest in order in the Order in Council creating the same and the members so falling in the first instance to any subdivision shall if in excess of the number of three rank for preferable title to office for such subdivision for the purposes of this section according to the scale herein elsewhere provided as to the retirement of members taking the first person liable to retirement to be the lowest in such scale and in every case of such excess as aforesaid those of the members having fallen in the first instance to such subdivision who shall according to the scale aforesaid form such excess if rated or liable as aforesaid in some one or more other subdivisions of the district shall be deemed next to fall each to some one such subdivision in which he is so rated and liable subject to the

provisions hereinbefore made in case of liability or rating of the same person in two or more subdivisions and in case of excess and all such members shall be members for the subdivision to which they shall fall not forming an excess in the same and all members who shall for any subdivision form such excess and shall not be so rated or liable in some other subdivision shall cease to be members of the board and all seats which shall not be filled up in manner aforesaid for any subdivision shall be and be deemed to be vacant and be extraordinary vacancies.

New Clause B, line 1 (p. 11, MS. amendments), the word "which" was not set down after the word "upon."

Clause XLIII., line 36 (p. 15, MS. amendments), the word "immediately" was not set down for insertion after the word "being."

Clause XLIX., line 16 (p. 17, MS. amendments), the word "days" was not inserted instead of the word "day."

And the Legislative Council request the Legislative Assembly will agree to the insertion of the words above set forth, and to rectify these errors.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Wednesday, 5th August, 1863.

Ordered to be printed, and taken into consideration Friday, 7th August instant.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled "*An Act to apply out of the Consolidated Revenue the sum of Ninety-two thousand pounds to the Service of the Year One thousand eight hundred and sixty-two and the further sum of Five hundred thousand pounds to the Service of the Year One thousand eight hundred and sixty-three,*" without amendment.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
30th June, 1863.

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

*Further Additional Estimates of Expenditure, 1863,*  
and

*Third Supplementary Estimates of Expenditure, 1862.*

HENRY BARKLY,  
Governor.

Message No. 16.

The Governor transmits to the Legislative Assembly Further Additional Estimates of Expenditure for 1863, and Third Supplementary Estimates of Expenditure for 1862, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
Melbourne, August, 1863.

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

5. MEMBERS OF COMMITTEES.—Mr. McCulloch moved, pursuant to notice—  
That Mr. Higinbotham be appointed a member of the Standing Orders Committee.  
That Mr. Francis be appointed a member of the Committee on Parliament Houses.  
That Mr. Heales be appointed a member of the Printing Committee.  
That Mr. Verdon be appointed a member of the Refreshment Rooms Committee.  
That Mr. Grant and Mr. Francis be appointed members of the Railway Department Committee.

Question—put and resolved in the affirmative.

6. LAND ACT AMENDMENT BILL (No. 2).—Mr. Heales moved, pursuant to notice, That he have leave to bring in a Bill to amend the Land Act of 1862.

Question—put and resolved in the affirmative.

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

Mr. Heales then brought up a Bill intituled "*A Bill to amend the Land Act of 1862,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 11th August instant.

7. ELECTORAL ACT, 1863, AMENDMENT BILL.—Mr. Higinbotham moved, pursuant to notice, That he have leave to bring in a Bill to amend the Electoral Act, 1863.

Debate ensued.

Question—put and resolved in the affirmative.

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

Mr. Higinbotham then brought up a Bill intituled "*A Bill to amend the Electoral Act 1863,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 7th August instant.

8. PARTNERSHIP'S BILL (2).—On the motion of Mr. Higinbotham, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

*“ An Act to exempt certain Contracts from the Law of Partnerships.”*

Question—put and resolved in the affirmative.

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

9. REAL PROPERTY ACT AMENDMENT BILL.—On the motion of Mr. Higinbotham, the amendments made by the Committee of the whole in Clause XXIII. of this Bill, were read by the Clerk.

On the motion of Mr. Higinbotham, the said amendment was amended by adding thereto after “ Schedule ” the word “ hereto ”.

On the further motion of Mr. Higinbotham, the Assembly agreed to the said amendment as so amended.

The Assembly agreed to the other amendments made by the Committee of the whole in this Bill.

Mr. Heales moved, pursuant to notice, That the following new clause be now read a first time, viz. :—

Clause XIII. of 11 Vic. No. XXXIII., shall not be held to apply to transactions in land or transfers of land under the Real Property Act or to any amendment of the same.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Heales, the said clause was read a second and third time and added to the Bill.

Mr. Higinbotham moved, That the following Schedule be now read a first time, viz. :—

THE SCHEDULE.

DATE OF ACT.	TITLE OF ACT.
6 George IV., No. 22.	<i>An Act for registering Deeds and Conveyances in New South Wales, and for other purposes.</i>
5 Victoria, No. 21.	<i>An Act to amend the “ Act for the Registration of Deeds and to provide for the establishment of a separate Registry for Sydney and Port Phillip respectively.”</i>
14 Victoria, No. 10.	<i>An Act to amend an Act intituled “ An Act to amend the Act for the Registration of Deeds and to provide for the establishment of a separate Registry Office for Sydney and Port Phillip respectively.”</i>

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, the said schedule was read a second and third time and added to the Bill.

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

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

*“ An Act to amend the Real Property Act.”*

Question—put and resolved in the affirmative.

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

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

*“ Judges of Inferior Courts Bill—Second reading,”* until Tuesday, 11th August instant ;

*“ Ways and Means—To be further considered in Committee,”* until Friday, 7th August instant.

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

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

Ordered—That the Report be received Friday, 7th August instant.

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

Resolved—That this House will on Friday, 7th August instant, again resolve itself into the said Committee.

12. LAND SALES ACT—LANDS SELECTED.—Mr. Lalor moved, pursuant to amended notice given by Mr. Snodgrass, That there be laid on the Table of this House a statement of—
- (1.) The numbers and names of individuals who have applied for Treasurer's Receipts for lands selected, and in what areas such lands are situated.
  - (2.) The number of landholders who have selected, and who are entitled to select under the 23rd clause of the Land Sales Act, and the quantity of land alienated, and in what areas, and liable to be alienated.
  - (3.) The amount gained to the Revenue by the decision of the Supreme Court upon the 86th clause of the Land Sales Act.
  - (4.) The number of persons who have claimed an allowance for lands sold prior and subsequent to the passing of the Land Sales Act.
- Question—put and resolved in the affirmative.
13. GEELONG AND BALLAARAT RAILWAY CONTRACT.—Mr. Weeks moved, pursuant to notice given by Mr. Woods, That there be laid on the Table of the House all papers and correspondence relative to the transfer of the Geelong and Ballaarat Railway contract from Messrs. Evans and Merry to Messrs. Williams and Little.
- Question—put and resolved in the affirmative.
14. MR. JOHN SULLIVAN.—Mr. Wright moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £225, being the balance of a sum of £300 which a Committee appointed by the Honorable the President of the Board of Land and Works, and consisting of the Surveyor-General, the Inspector-General of Public Works, and the Inspector-General of Roads and Bridges recommended to be paid to Mr. John Sullivan for clearing a track to the Jordan Gold Field.
- Question—put and resolved in the affirmative.
15. SUPREME COURT COSTS BILL.—Mr. Speaker having reported that the Chairman of Committee had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the report—Bill, on the motion of Dr. Mackay, read a third time and passed.
- Dr. Mackay moved, That the following be the title of the Bill:—
- “An Act to reduce the Expenses of Proceedings in the Supreme Court at Common Law.”*
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. ~~94~~ 95.

THURSDAY, 6TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—  
Nosological Index, or Guide to the Classification and Tabulation of the various Causes of Death.  
Ordered to lie on the Table.  
Mr. Sullivan, by command of His Excellency the Governor, presented—  
Gold Fields Act.—Order in Council.—Alteration of certain Divisions of the Maryborough Mining District.  
Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council :—  
MR. SPEAKER,  
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to Repeal the appropriation of the Sum provided for the payment of the Salaries of the Governor's Staff and of the Governor's travelling and other Expenses,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.  
(Signed) J. F. PALMER,  
Legislative Council Chamber, President.  
6th August, 1863.  
Ordered to be printed and taken into consideration Tuesday, 11th August instant.
4. PETITION.—Mr. Cohen presented a Petition from the Mayor, aldermen, councillors, and citizens of the City of Melbourne, under the Seal of the said City, praying this House would, in consideration of the statements set forth in the Petition, accord assent to the inclusion of a clause marked M, inserted by the Legislative Council, in the Local Government Bill.  
Petition read and ordered to lie on the Table.
5. OATHS BILL.—Mr. McLellan moved, pursuant to notice, That he have leave to bring in a Bill to enable a Committee of the Legislative Assembly to examine witnesses on oath, respecting the alleged corrupt influences brought to bear on Members of Parliament to secure the passing of the Land Act and the Electoral Act.  
Debate ensued.
6. PRIVILEGE.—In the course of the debate Mr. Sinclair, Member for North Melbourne, stated that another Member of this House, Mr. Wilson, Member for the Wimmera, had, when the leasing clause in the Land Bill was under discussion during the last Session, stated to him that he was authorised to offer him the contract for the erection of his brother's house, provided that the lease would be satisfactory to him.  
Whereupon Mr. McCulloch moved—That Mr. Wilson be directed to attend in his place on Tuesday, 18th August instant.  
Question—That Mr. Wilson be directed to attend in his place on Tuesday, 18th August instant—put and resolved in the affirmative.
7. OATHS BILL.—The debate on the question—That leave be given to bring in a Bill to enable a Committee of the Legislative Assembly to examine witnesses on oath, respecting the alleged corrupt influences brought to bear on Members of Parliament to secure the passing of the Land Act and the Electoral Act—continued.  
Mr. Grant moved, That this debate be now adjourned.  
Debate further continued.

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

FRIDAY, 7TH AUGUST, 1863.

Question—That this debate be now adjourned—put and negatived.

Question—That leave be given to bring in a Bill to enable a Committee of the Legislative Assembly to examine witnesses on oath, respecting the alleged corrupt influences brought to bear on Members of Parliament to secure the passing of the Land Act and the Electoral Act—put.

Assembly divided.

Ayes, 11.		Noes, 44.	
Mr. Brooke,	Mr. Strickland,	Mr. Aspinall,	Dr. Mackay,
Mr. B. G. Davies,	Mr. Wright.	Mr. Bennett,	Captain MacMahon,
Mr. Gillies,		Mr. Brodribb,	Mr. McCulloch,
Dr. Macadam,	<i>Tellers.</i>	Mr. Cathie,	Mr. McDonald,
Mr. McLellan,		Mr. Cohen,	Mr. Michie,
Mr. Ramsay,	Mr. Edwards,	Mr. J. Davies,	Mr. Mollison,
Mr. L. L. Smith,	Mr. Houston.	Mr. Don,	Mr. O'Connor,
		Mr. Gavan Duffy,	Mr. O'Grady,
		Mr. Foott,	Mr. Orkney,
		Mr. Francis,	Mr. Orr,
		Mr. Grant,	Mr. O'Shanassy,
		Mr. Haines,	Mr. A. J. Smith,
		Mr. Heales,	Mr. J. T. Smith,
		Mr. Higinbotham,	Mr. Snodgrass,
		Mr. Hood,	Mr. Sullivan,
		Mr. Howard,	Mr. Tucker,
		Mr. Ireland,	Mr. Verdon,
		Mr. Kyte,	Mr. Weeks,
		Mr. Lalor,	Mr. Wood.
		Mr. Levey,	<i>Tellers.</i>
		Mr. Levi,	
		Mr. Loader,	Mr. Anderson,
		Mr. Macgregor,	Mr. J. S. Johnston.

And so it passed in the negative.

8. SIR HENRY BARKLY.—Mr. Levey moved, pursuant to notice, That this House will, this day, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will be pleased to place upon an Additional Estimate the sum of £200, for the purpose of procuring a bust of His Excellency Sir Henry Barkly.  
Mr. Snodgrass moved the previous question.  
Debate ensued.  
Motions, by leave, withdrawn.
9. CLEARING THE RIVER MURRAY.—Mr. Weeks moved, pursuant to notice, That in the opinion of this House it is desirable that the intention of the New South Wales Government in reference to the clearing of the Murray should be ascertained without delay.  
Question—put and resolved in the affirmative.
10. CHEWTON RAILWAY COMMITTEE.—Mr. A. J. Smith moved, pursuant to notice, That the name of Mr. McCulloch be added to the Chewton Railway Committee.  
Question—put and resolved in the affirmative.
11. SUPREME COURT BUILDINGS COMMITTEE.—Dr. Mackay moved, pursuant to notice, That the names of Mr. Orkney, Mr. Macgregor, Mr. Thomson, and Mr. J. Davies, be substituted for those of Mr. Francis, Mr. Heales, Mr. Verdon, and Mr. Ireland, on the Committee on the Supreme Court Buildings.  
Question—put and resolved in the affirmative.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*”
  - “*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Thursday, 13th August instant ;
  - “*Gold Prospectors—Report of Select Committee to be considered in Committee,*” until this day ;
  - “*Imprisonment for Debt Bill—Second reading,*”
  - “*Mr. Hines—Motion for Address—To be considered in Committee,*”
  - “*Local Government Officers Bill—Second reading,*” until Thursday, 13th August instant ;
  - “*Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*” until this day ;
  - “*Water Rights Bill—Second reading,*” until Thursday, 13th August instant.

13. LAPSED ORDER OF THE DAY.—The following Order of the Day was read, and lapsed :—

“ *Mining on Private Property Bill—Second reading.* ”

14. MR. JOHN SULLIVAN.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety [of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of £225, being the balance of a sum of £300 which a Committee appointed by the Honorable the President of the Board of Land and Works, and consisting of the Surveyor-General, the Inspector-General of Public Works, and the Inspector-General of Roads and Bridges recommended to be paid to Mr. John Sullivan, for clearing a track to the Jordan Gold Field, having been read, On the motion of Mr. Strickland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received this day.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 96.

FRIDAY, 7<sup>TH</sup> AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. INQUESTS—DIGBY, COLERAINE, AND CASTERTON.—Mr. Levey moved, pursuant to notice, That there be laid upon the Table of the House a return of the number of Inquests held in the Police Districts of Digby, Coleraine, and Casterton during the year ending 31st July, 1863, together with the total number of deaths registered within the same districts during the same period.  
Question—put and resolved in the affirmative.
3. LOCAL GOVERNMENT BILL.—Mr. Grant moved, pursuant to notice, That the Message of the Legislative Council, with the amendments insisted upon by them in the Bill intituled "*An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs without the limits of Boroughs*," be taken into consideration in connection with the 5th Order of the Day for this day, under the head of Government Business.  
Question—put and resolved in the affirmative.
4. PASSAGE BROKERS BILL.—Mr. Francis moved, pursuant to notice, That the amendments made by the Legislative Council in the Bill intituled "*An Act to regulate the Passenger Trade of Victoria*," be now taken into consideration.  
Debate ensued.  
Mr. Francis moved, That the debate be now adjourned.  
Question—That this debate be now adjourned until Tuesday, 11th August instant—put and resolved in the affirmative.
5. IMMIGRATION BILL.—Mr. Francis moved, pursuant to notice, That the amendments made by the Legislative Council in the Bill intituled "*An Act to regulate Immigration into Victoria*," be now taken into consideration.  
Question—put and resolved in the affirmative.  
And the said amendments were read and are as follow :—
  - (1.) Clause II., line 14, leave out "when present at any such meeting."
  - (2.) " " line 14, after "thereat" insert "and with their advice."
  - (3.) " " line 18, leave out "with shipowners and others approved for such purpose by the Governor in Council."
  - (4.) " " line 20, after "provisions" insert "of this Act."
  - (5.) " " line 20, after "emigration" leave out "of this Act."
  - (6.) Clause III., line 24, leave out "by him."
  - (7.) " " line 24, after "behalf" insert "by the Governor in Council."
  - (8.) Clause IV., line 29, leave out "but" and insert "and."
  - (9.) " " line 29, leave out "be bound by any" and insert "Act without or against."
  - (10.) " " line 1, page 2, leave out "and" and insert "but."
  - (11.) Clause VII., line 14, leave out "nominate for the approval of the Governor in Council" and insert "appoint."
  - (12.) " " line 16, leave out "Governor in Council" and insert "Agent-General with the advice aforesaid."
  - (13.) " " line 21, leave out "and they may with his consent and subject to his confirmation employ sub-agents for the selection of emigrants."
  - (14.) " " line 23, leave out "Governor in Council" and insert "Agent-General with the advice aforesaid."
  - (15.) Clause VIII., line 28, leave out "every sub-agent shall be entitled to receive such fees as the Agent-General with the advice of the Emigration Commissioners may direct not exceeding however the sum of one pound for each emigrant approved by the Agent-General (not nominated under any regulations issued under this Act) and landed in Victoria and one moiety of such fees shall be payable upon the departure of such emigrant and the other upon his arrival in Victoria and upon his approval by the Immigration Agent provided that."

- (16.) Clause VIII., line 35, leave out "salaries and fees" and insert "salary."  
 (17.) Clause IX., line 37, after "Agent-General" insert "with the advice aforesaid."  
 (18.) " line 37, leave out "recommend to the Governor in Council for appointment such persons as he thinks fit" and insert "appoint competent persons."  
 (19.) " line 40, leave out "recommend" and insert "appoint."

After clause XIII. insert new clauses A and B :—

- (20.) "A. No person who may be appointed to any office or place under this Act shall have or be entitled to any compensation by reason of the loss of such office or place or of the diminution of the emoluments thereof."  
 (21.) "B. This Act shall continue in force for the term of three years and thence to the end of the then next session of Parliament."

And the said amendments 1 to 8 inclusive, were read a second time and agreed to by the Assembly.

Amendment 9 being read a second time, Mr. Francis moved, That the same be amended by adding thereto the words "the advice of a majority of the commissioners present at some meeting held under this Act."

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

Mr. Francis then moved, That as an amendment consequent upon that last made, the words "such advice" in line 29 be omitted.

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

And the said amendment as so amended and the amendment No. 10 were agreed to by the Assembly.

Amendment 11 read a second time.

Mr. Francis moved, That the same be amended by adding thereto the words, "subject to the approval of the Governor in Council."

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

And the said amendment, as so amended, was agreed to by the Assembly.

Amendments 12 to 16 inclusive read a second time, and agreed to by the Assembly.

Amendment 17 read a second time.

Mr. Francis moved, That such amendment be amended by adding thereto the words, "and subject to the approval of the Governor in Council."

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

And the said amendment, as so amended, was agreed to by the Assembly.

Amendments 18, 19, and 20 read a second time and agreed to by the Assembly.

Amendment 21 read a second time and disagreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly agree to some of the amendments, and agree to others of them with amendments, and disagree to one of such amendments, and have also made an amendment in the Bill consequent upon an amendment of the Assembly on one of the amendments of the Council.

6. ALTERATION IN BILLS.—Mr. Higinbotham moved, pursuant to *amended* notice, That it is a breach of the Privileges of this House for the Government Printer to make, or cause to be made, any alteration in the type of any Bill after such Bill has been read a first time and distributed, unless such alteration be authorised by the clerk or other proper officer of the Assembly.

Question—put and resolved in the affirmative.

7. LOCAL GOVERNMENT BILL.—The Orders of the Day for the consideration of the amendments made and insisted upon by the Legislative Council in this Bill having been read, the several amendments made by the Council were read and are as follows :—

- (1.) Clause XXVIII., line 54 (p. 9, of MS. amendments), the following words were not set down for insertion, instead of words struck out of the Bill—

As shall be rated or liable to be rated in respect of property situated in any such subdivision shall subject to the provisions hereof in case of excess be deemed to fall in the first instance to such subdivision and if any such members shall be so rated or liable in respect of properties separately situated in two or more subdivisions he shall subject to the said provisions be deemed to fall in the first instance to that one of such subdivisions in which he is so rated or liable in respect of the greatest net annual value or in case of equality of such net annual value to such one of such subdivisions as shall stand highest in order in the Order in Council creating the same and the members so falling in the first instance to any subdivision shall if in excess of the number of three rank for preferable title to office for such subdivision for the purposes of this section according to the scale herein elsewhere provided as to the retirement of members taking the first person liable to retirement to be the lowest in such scale and in every case of such excess as aforesaid those of the members having fallen in the first instance to such subdivision who shall according to the scale aforesaid form such excess if rated or liable as aforesaid in some one or more other subdivisions of the district shall be deemed next to fall each to some one such subdivision in which he is so rated and liable subject to the

provisions hereinbefore made in case of liability or rating of the same person in two or more subdivisions "and" in case of excess and all such members shall be members for the subdivision to which they shall fall not forming an excess in the same and all members who shall for any subdivision form such excess and shall not be so rated or liable in some other subdivision shall cease to be members of the board and all seats which shall not be filled up in manner aforesaid for any subdivision shall be and be deemed to be vacant and be extraordinary vacancies.

- (2.) New Clause B, line 1 (p. 11, MS. amendments), the word "which" was not set down after the word "upon."  
 (3.) Clause XLIII., line 36 (p. 15, MS. amendments), the word "immediately" was not set down for insertion after the word "being."  
 (4.) Clause XLIX., line 16 (p. 17, MS. amendments), the word "days" was not inserted instead of the word "day."

And the said amendments having been read a second time—

Mr. Grant moved, That the first word "and" be omitted from line 18 of amendment 1.

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

And the said amendment, as so amended, was agreed to by the Assembly.

And the other amendments were read a second time, and agreed to by the Assembly.

And the several amendments insisted on by the Council were read and are as follow :—

- (1.) Clause XXXIV., line 53, after "board" insert "or who shall sell fermented or spirituous liquors by retail."  
 (2.) Clause CLXXIII., line 26, leave out "No bye-law shall be of any force or effect until the expiration of one month after the same or a copy thereof sealed with the seal of the board shall have been sent to some responsible officer of the Government having charge of such matters for the time being and at any time within the said period of one month."  
 " line 31, leave out "disallow," and insert "at any time revoke any."  
 " line 31, leave out "after such disallowance," and insert "every order by which any."  
 " line 32, leave out "not come into operation and every bye-law shall forthwith on the expiration of one month after the same shall have been sent as aforesaid if not disallowed within that time," and insert "be revoked shall."  
 " line 34, after "Gazette" insert "and shall take effect from the time of such publication."  
 (3.) Clause CCXLVI., line 49, leave out "from any member of either House of Parliament for any horse or private vehicle ridden or driven by him or for any private vehicle in which he shall be conveyed or of or."  
 (4.) After Clause CCLX. insert new clause M :—

"For the purposes of so much of this Act as is included under the heading 'Road Tolls etc.' being section Two hundred and forty-two to section Two hundred and sixty both sections included the city of Melbourne and town of Geelong shall be and be deemed to be boroughs in terms of this Act anything herein elsewhere contained to the contrary notwithstanding."

Mr. Grant moved, That the Assembly still insist on their disagreement to the amendment No. 1.

Question—put and resolved in the affirmative.

On the motion of Mr. Grant, the Assembly resolved not to insist on their disagreement to amendment No. 2.

Mr. Grant moved, That the Assembly do not insist on their disagreement to the amendment No. 3.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 28.

Mr. Aspinall,	Mr. McDonald,
Mr. Cohen,	Mr. Orkney,
Mr. Cummins,	Mr. Richardson,
Mr. J. Davies,	Mr. Riddell,
Mr. Foott,	Mr. Snodgrass,
Mr. Francis,	Mr. Sullivan,
Mr. Grant,	Mr. Thomson,
Mr. Haines,	Mr. Verdon,
Mr. Heales,	Mr. Weeks,
Mr. Higinbotham,	Mr. Wood,
Mr. Houston,	Mr. Woods.
Mr. J. S. Johnston.	
Mr. Lambert,	<i>Tellers.</i>
Mr. Loader,	Mr. Levi,
Mr. McCulloch,	Mr. Don.

Noes, 17.

Mr. Bennett,	Mr. O'Shanassy,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. Tucker,
Mr. Macgregor,	Mr. Wright.
Captain MacMahon,	
Mr. McCann,	<i>Tellers.</i>
Mr. O'Connor,	
Mr. O'Grady,	Mr. Anderson,
Mr. Orr,	Mr. McLellan.

And so it was resolved in the affirmative.

Mr. Grant moved, That the Assembly do not insist on their disagreement to amendment No. 4.

Debate ensued.

Motion, by leave, withdrawn.

Mr. Grant moved, That the amendment No. 4 be amended by inserting in the first line, after the word "included," the words "in the nineteen sections thereof."

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

Mr. Grant moved, That the words "being section 242 to section 260 both sections included," be omitted from line 2 of the amendment.

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

Mr. Woods moved, That the words "and town of Geelong" be omitted from line 3 of the amendment.

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

Mr. Grant moved as a further amendment, That the following words be added to the above amendment, viz. :—

Provided that nothing herein contained shall be construed to allow the corporation either of the city of Melbourne or of the town of Geelong to claim or participate in any of the moneys receivable from tolls on account of any of the streets of the said city or town respectively.

Debate ensued.

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

Mr. Grant moved, That the Assembly do now agree to the said amendment as so amended.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly agree with the amendments omitted previously to be sent to the Assembly; that they insist on disagreeing with one of the amendments of the Legislative Council; that they do not insist on disagreeing to others of the amendments, and that they have agreed to another amendment of the Legislative Council with amendments, with which they desire the concurrence of the Legislative Council.

8. RAILWAY MANAGEMENT BILL.—The Order of the Day for the consideration of the report from the Committee of the whole on this Bill having been read, On the motion of Mr. Grant, the Assembly ordered that the words "twenty-four" be inserted in the last line of clause XXXII.

And on the further motion of Mr. Grant, the Assembly agreed to the amendments made by the Committee of the whole in this Bill as so amended.

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

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

*"An Act for the better management of the Victorian Railways."*

Question—put and resolved in the affirmative.

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

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

*"Trading Companies Bill—Consideration of Report,"*

*"Municipalities Acts Amendment Bill—To be further considered in Committee,"*

*"Volunteer Corps Bill (2)—Second reading,"*

*"Naval and Military Forces Bill—Second reading,"*

*"Electoral Act 1863 Amendment Bill—Second reading,"*

*"Ways and Means—To be further considered in Committee,"*

*"Supply—Resolution to be reported,"*

*"Gold Prospectors—Report of Select Committee to be considered in Committee,"*  
until Tuesday, 11th August instant;

*"Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,"* until  
Wednesday, 12th August instant.

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

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

Ordered—That the Report be received Tuesday, 11th August instant.

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

Resolved—That this House will, on Tuesday, 11th August instant, again resolve itself into the said Committee.

11. ALPHINGTON BRIDGE, DAREBIN CREEK.—Mr. Kirk moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of Two thousand pounds, for the purpose of supplementing the expenses of constructing the bridge over the Darebin Creek, at Alphington.

Debate ensued.

Question—put and resolved in the affirmative.

12. LAND ACT, 1862—CHARGES AGAINST ARBITRATORS.—Mr. Tucker moved, pursuant to amended notice, That a Select Committee be appointed to enquire into and report upon the charges made by the late President of the Board of Land and Works against the Arbitrators under the Land Sales Act 1862 ; such Committee to consist of Mr. Heales, Mr. Gavan Duffy, Mr. Anderson, Mr. Sullivan, Mr. Snodgrass, Mr. O'Grady, Mr. Foott, Mr. Levey, Mr. Hood, and the Mover, and to have power to send for persons and papers ; three to form a quorum.

Debate ensued.

Question—put and negatived.

13. NATIONAL BOARD SCHOOL TEACHERS.—Mr. McCann moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of £1212 10s. 5d. be placed upon an Additional Estimate for the purpose of paying the teachers under the late National Board the five per cent. deducted from their salaries during 1862.

Question—put and resolved in the affirmative.

14. MR. JOHN SULLIVAN.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—

(7th August.)

Resolved—That an Address be presented to His Excellency the Governor requesting him to place on an Additional Estimate for 1863 the sum of £225, being the balance of a sum of £300, which a Board appointed by the Honorable the President of the Board of Land and Works, and consisting of the Surveyor-General, the Inspector-General of Public Works, and the Inspector-General of Roads and Bridges recommended to be paid to Mr. John Sullivan, for clearing a track to the Jordan Gold Field.

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

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 97.

TUESDAY, 11TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—  
Electoral Act, 1863—Legislative Council.—Return showing the result of the  
Registration under *The Electoral Act* 1863, as compared  
with the number on existing Rolls.  
Legislative Assembly.—Similar Return as to the Assembly.  
Severally ordered to lie on the Table.  
University Students.—Return to an Order of the Legislative Assembly, dated 17th  
June last, for a Return showing the number of students who have matriculated  
in the Melbourne University during the years 1858, 1859, 1860, 1861, and  
1862; also the total cost to the State of the University during those years,  
including annual endowments, cost of buildings, and all other expenses.  
Ordered to lie on the Table.  
Mr. Heales presented—  
Crown Lands—Reservations.—Return to an Order of the Legislative Assembly,  
dated 22nd April last, for a Return showing the quantity of land reserved  
under the 5th section of the Land Act 1862, distinguishing town from country  
land, and temporary from permanent reservations, and specifying in each case  
the estimated value of the land, the district or town wherein the land is  
situated, and the purpose of the reservation.  
Land Sales Act—Lands Reserved.—Return to an Order of the Legislative  
Assembly, dated 30th April, 1863, for a tabulated statement showing the lands  
temporarily and permanently reserved, since the passing of the Land Sales  
Act, and the purposes for which the reserves have been made.  
Severally ordered to lie on the Table.  
Mr. Francis presented—  
Immigration.—Return to an Order of the Legislative Assembly, dated 9th December  
—Monthly Progress Report of Immigration.  
Ordered to lie on the Table.
3. PARLIAMENTARY DRAFTSMEN.—Mr. Mollison moved, pursuant to notice, for a return of all  
moneys paid to Parliamentary Draftsmen for professional assistance in preparing Bills,  
from the 30th September, 1858, to 30th June, 1863, being in continuation of similar  
returns laid on the Table of this House on the 10th November, 1858.  
Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration  
of the following Orders of the Day be postponed until after the consideration of the 5th  
Order for to-day :—  
“*Electoral Act 1863 Amendment Bill—Second reading.*”  
“*Land Act Amendment Bill (2)—Second reading.*”  
“*Judges of Inferior Courts Bill—Second reading.*”  
“*Governor’s Salary Reduction Bill—Amendments of the Legislative Council—  
To be taken into consideration.*”
5. PASSAGE BROKERS’ BILL.—The Order of the Day for the further consideration of the  
amendment in this Bill, disagreed to by the Legislative Council, having been read, on the  
motion of Mr. Francis the Assembly resolved not to insist on their amendment.  
Ordered—That the Bill be returned to the Legislative Council with a Message acquainting  
them that the Legislative Assembly do not insist on their amendment.

6. ELECTORAL ACT 1863, AMENDMENT BILL.—Mr. Higinbotham moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative,

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

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration to-morrow. Bill as amended to be printed.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to amend the Practice and Procedure of the Crown side of the Supreme Court and for the regulation of the Crown office of the said Court,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, and that they have amended the title of the same, with which amendments they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
6th August, 1863.

Ordered to be printed, and taken into consideration Thursday, 13th August instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to prevent the adulteration of articles of Food or Drink,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
6th August, 1863.

Ordered to be printed, and taken into consideration Thursday, 13th August instant.

8. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Heales moved, That the consideration of the following Order of the Day be postponed until to-morrow, viz. :—

"*Land Act Amendment Bill (2)—Second reading.*"

Debate ensued.

Question—put and resolved in the affirmative.

The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

"*Judges of Inferior Courts Bill—Second reading,*" until Thursday, 13th August instant ;

"*Governor's Salary Reduction Bill—Amendments of the Legislative Council—To be taken into consideration,*"

"*Trading Companies Bill—Consideration of Report,*"

"*Municipalities Acts Amendment Bill—To be further considered in Committee,*"

"*Volunteer Corps Bill (2)—Second reading,*"

"*Naval and Military Forces Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee,*"

"*Supply—Resolutions to be reported,*" and

"*Supply—To be further considered in Committee,*" until after the consideration of 7th Notice of Motion on the Paper for to-day.

9. PENSIONS.—POSTMASTER-GENERAL.—Mr. Snodgrass moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed on the Table of this House copies of all correspondence and papers that have been addressed by the late Postmaster-General to His Excellency or the Executive Council, and the replies thereto ; also copies of any warrants executed by His Excellency under the authority of the forty-eighth section of the Constitution Act.

Question—put and resolved in the affirmative.

10. PENSIONS.—Mr. Snodgrass moved, pursuant to notice, That this House, whilst strongly impressed with the necessity for preserving public faith inviolate in all cases where legal rights have arisen or may arise, has learnt with deep regret that His Excellency the Governor has been advised to authorise the framing of regulations for the issue of Pensions under Schedule D of the Constitution Act, thus ignoring the repeated remonstrances of both Houses of Parliament upon this subject ; and that this House is of opinion that the regulations so framed are not in accordance with the conditions attached to the said schedule, and must, therefore, meet with the disapprobation of this House.

Mr. Haines moved the previous question.

Debate ensued.

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

WEDNESDAY, 12TH AUGUST, 1863,

Previous question by leave withdrawn.

Mr. Mollison moved as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "it would be satisfactory to this House if the Pensions Regulations made under the 51st section of *The Constitution Act* were brought under the review of the Supreme Court, in order that their legality, and the validity of the claims made under them, may be determined."

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

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

Question—That it would be satisfactory to this House if the Pensions Regulations, made under the 51st section of *The Constitution Act*, were brought under the review of the Supreme Court, in order that their legality and the validity of the claims made under them may be determined—put and resolved in the affirmative.

11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until this day :—

"*Governor's Salary Reduction Bill—Amendments of the Legislative Council—To taken into consideration,*"

"*Trading Companies Bill—Consideration of Report,*"

"*Municipalities Acts Amendment Bill—To be further considered in Committee,*"

"*Volunteer Corps Bill (2)—Second reading,*"

"*Naval and Military Forces Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee,*"

"*Supply—Resolutions to be reported,*"

"*Supply—To be further considered in Committee,*"

"*Alphington Bridge, Darebin Creek—Motion for Address to be considered in Committee,*" and

"*Gold Prospectors—Report of Select Committee to be considered in Committee.*"

12. LAPSED ORDER OF THE DAY.—The following Order of the Day was read and lapsed :—

"*Officials in Parliament Act Amendment Bill—Second reading.*"

13. PAPERS.—Mr. McCulloch presented—

Pensions to Responsible Officers.—Copy of Despatch from His Excellency the Governor to the Right Honorable the Secretary of State for the Colonies, transmitting copy of Pensions Regulations, together with the Right Honorable the Secretary of State's reply.

Pensions to Responsible Officers.—Correspondence, Opinion, and other Papers relating to Pensions.

Severally ordered to lie on the Table and to be printed.

Assembly adjourned at half-past one o'clock until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 98.

---

WEDNESDAY, 12TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Ramsay presented a Petition from the chairman and members of the municipal council of Maldon, under the seal of the municipality, praying that clause No. 190 in the Municipal Act Amendment Bill, limiting the right of voting, be expunged from that Bill before it becomes law.  
Petition read and ordered to lie on the Table.
3. PAPERS.—Mr. Sullivan presented—  
Road Boards.—Return to an Order of the Legislative Assembly, dated 16th June, 1863, for a return showing how the vote of last session for works in districts where no road boards could be formed has been expended, and giving the names of the electoral districts in which each separate portion of the said vote has been applied.  
Ordered to lie on the Table.
4. ELECTORAL ACT 1863 AMENDMENT BILL.—The several amendments made by the Committee of the whole in this Bill were read and agreed to by the Assembly. Bill ordered to be read a third time Friday, 14th August instant.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the 9th Order for to-day :—
  - “ *Land Act Amendment Bill (2)—Second reading,*”
  - “ *Trading Companies Bill—Consideration of report,*”
  - “ *Municipalities Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Volunteer Corps Bill (2)—Second reading,*”
  - “ *Naval and Military Forces Bill—Second reading,*”
  - “ *Ways and Means—To be further considered in Committee.*”
6. GOVERNOR'S SALARY REDUCTION BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Verdon the same amendments were read, and are as follow :—
  - Preamble, line 8, leave out last word “the.”
  - Clause I., line 13, leave out “the first part of the schedule annexed to.”
  - Clause I., line 14, before “marked,” insert “the schedule thereto.”
  - Clause III., leave out this clause.

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

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly agree to the amendments made by the Council in this Bill.

7. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—  
(5th August.)

Resolved—That the sums hereinafter mentioned be granted to Her Majesty, to defray the further Supplementary Charges for the year 1862, for the several services hereunder specified, being—

<b>I.—CHIEF SECRETARY.</b>		£	s.	d.	£	s.	d.
DIVISION No. 2.							
LEGISLATIVE ASSEMBLY.							
One Clerk of the 5th class at £180 removed into the 4th class at £225—Difference	... ..					45	0 0
DIVISION No. 17.							
DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 4.							
CHIEF SECRETARY'S OFFICE.							
Stores	... ..	50	0	0			
Subdivision No. 6.							
POLICE.							
Travelling Expenses	... ..	500	0	0			
Shoeing and Farriery	... ..	300	0	0			
Conveyance of Escorts (by Rail)	... ..	450	0	0			
		1,250	0	0			
Subdivision No. 11.							
LUNATIC ASYLUM.							
Passage Money of Dr. Paley and Attendants	... ..	206	4	0	1,506	4	0
DIVISION No. 23.							
MISCELLANEOUS.							
Subdivision No. 1.							
Maintenance of Deserted Children	... ..				197	18	1
					1,749	2	1
<b>II.—ATTORNEY-GENERAL.</b>							
DIVISION No. 30A.							
REAL PROPERTY SOLICITORS.							
One solicitor at £1200 for three months, instead of one at £1000, on the Further Supplementary Estimates.—Difference	... ..				50	0	0
<b>III.—MINISTER OF JUSTICE.</b>							
DIVISION No. 35.							
DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 1.							
COUNTY AND OTHER COURTS.							
Allowances to Clerks who act at more than one Court, and remuneration to Clerks of Courts at various places	... ..				100	0	0

	£	s.	d.	£	s.	d.
<b>IV.—TREASURER.</b>						
DIVISION No. 37.						
STORES AND TRANSPORT.						
One Clerk of the 5th class, at £180, instead of one at £100 on previous estimates.—Difference ... ..	...			80	0	0
DIVISION No. 47.						
CHARITABLE INSTITUTIONS.						
<i>(To renew the Vote of 1862, upon the conditions set forth in the Appropriation Act 1862.)</i>						
No. 36. Sandhurst Hospital { Building £750 Maintenance £4000 } ... ..	...			4,750	0	0
DIVISION No. 51.						
MISCELLANEOUS.						
Subdivision No. 3. <i>(Inalterable.)</i>						
Expenses of Commissions and Boards of Enquiry ... ..	...			650	0	0
				5,480	0	0
<b>VII.—COMMISSIONER OF TRADE AND CUSTOMS.</b>						
DIVISION No. 67.						
DEPARTMENTAL CONTINGENCIES.						
Subdivision No. 5.						
DISTILLERIES.						
Travelling Expenses ... ..	...			7	15	3
<b>VIII.—POSTMASTER-GENERAL.</b>						
DIVISION No. 72.						
ELECTRIC TELEGRAPH.						
Subdivision No. 2.						
MELBOURNE STATION.						
One operator of the 5th class at £180, removed into the 4th class at £275.—Difference ... ..	...			95	0	0
DIVISION No. 73.						
DEPARTMENTAL CONTINGENCIES.						
Subdivision No. 2.						
ELECTRIC TELEGRAPH.						
Fuel, light and water ; in addition ... ..	...	100	0	0		
To complete purchase of telegraph apparatus ... ..	...	150	0	0		
Maintenance and repair of lines ; in addition ... ..	...	100	0	0		
				350	0	0
Subdivision No. 3.						
DEPARTMENT OF MINES.						
Compensation to George Young for destruction of his puddling mill erected on ground within the Dunolly reservoir reserve ... ..	...	250	0	0		
				600	0	0
				695	0	0
<b>IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.</b>						
DIVISION No. 78.						
DEPARTMENTAL CONTINGENCIES.						
RAILWAYS.						
Subdivision No 2.						
TRAFFIC SUPERINTENDENT'S OFFICE AND STATIONS.						
Unforeseen—To meet Claims for Compensation and other outstanding Liabilities on account of 1862 Traffic ; in addition ... ..	...			5,000	0	0

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

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1863 for the several services hereunder specified, being—

			I.—CHIEF SECRETARY.		£	s.	d.	£	s.	d.
DIVISION No. 2.			LEGISLATIVE ASSEMBLY.							
One clerk of the 5th class at £180 removed into the 4th class at £225—Difference			...	...	...			45	0	0
No.	Classification.		DIVISION No. 10.							
	Class.	Schedule.	MEDICAL.							
			Subdivision No. 3.							
			LUNATIC ASYLUM.							
2	...	3	Head Attendants, at £120 per annum each, from 1st April to 31st December		...	180	0	0		
6	...	3	Supernumerary Attendants, at 30s. per week for six months		...	234	0	0		
								414	0	0
DIVISION No. 11.			PUBLIC LIBRARY.							
Clerk of the 4th class at £200—Increment			...	...	...			25	0	0
DIVISION No. 13.			MAGNETIC SURVEY.							
Director, with quarters, fuel, and water, at £400, from 1st July to 30th September			...	...	...	100	0	0		
Two Assistants, one at £300, and one at £250, to same date			...	...	...	137	10	0		
Messenger, with quarters, fuel, and water, at £110, to same date			...	...	...	27	10	0		
								265	0	0
DIVISION No. 17.			UNDER "SCAB ACT."							
Inspectors, including travelling and other expenses in addition to £3000			...	...	...	...		900	0	0
DIVISION No. 18.			DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 2.			PARLIAMENTARY LIBRARY.							
Compilation of Catalogue			...	...	...	80	0	0		
Subdivision No. 3.			REFRESHMENT ROOMS.							
Allowance to Stable-keeper at £50 per annum to cover the expense of a Groom			...	...	...	50	0	0		
Incidental Expenses in addition to £75 on original Estimates			...	...	...	25	0	0		
								75	0	0
Subdivision No. 4.			CHIEF SECRETARY'S OFFICE.							
Stores, in addition to £250			...	...	...	100	0	0		
Incidentals—Telegrams beyond the colony			...	...	...	100	0	0		
								200	0	0

DEPARTMENTAL CONTINGENCIES— <i>continued.</i>	£	s.	d.	£	s.	d.
Subdivision No. 5. REGISTRAR-GENERAL.						
Allowances for Vaccination ... ..	500	0	0			
Additional Clerical Assistance in preparing diagrams under the Real Property Act ... ..	200	0	0			
Subdivision No. 6. GENERAL POLICE.	700	0	0			
Conveyance of Escorts (by Rail) ... ..	1,040	0	0			
Subdivision No. 11. LUNATIC ASYLUM.						
Travelling expenses—Lodging money, Dr. Paley ...	67	0	0			
Subdivision No. 14. MAGNETIC SURVEY.						
Clerical assistance ... ..	90	0	0			
Travelling expenses, in addition to £150 ... ..	130	0	0			
Subdivision No. 15. BOTANIC GARDENS.	220	0	0			
Expenses of publishing work on Australian Plants, in addition to £250 ... ..	100	0	0			
Subdivision No. 16. MUSEUM.						
Specimens, models, books, stores, occasional collectors and assistance in the museum, and to defray expense of pub- lishing decades, illustrating the natural history and palæontology of Victoria; in addition to £1500 ...	1,000	0	0			
DIVISION No. 22. GRANTS.				3,482	0	0
Subdivisions.— <i>Inalterable.</i>						
No. 5.—Industrial Exhibition ... ..	500	0	0			
No. 7.—To the Horticultural Society of Victoria ...	500	0	0			
				1,000	0	0
DIVISION No. 23. MISCELLANEOUS.						
Subdivision No. 6.						
Compensation for cattle destroyed under the provisions of the Pleuro-Pneumonia Act ... ..	355	0	0			
Subdivision No. 7.						
To meet expenses of the Pleuro-Pneumonia Commission, including the carrying out of experiments ... ..	1,250	0	0			
				1,605	0	0
				32,736	0	0
<hr/>						
<b>II.—ATTORNEY-GENERAL.</b>						
<hr/>						
DIVISION No. 25. LAW OFFICERS OF THE CROWN.						
One Clerk of the 3rd Class at £375, instead of one of the 4th at £250—Difference ... ..	125	0	0			
One Clerk of the 4th Class at £200, instead of one of the 5th at £180—Difference ... ..	20	0	0			
Messenger at £150 per annum, in lieu of £120 voted. Difference ... ..	30	0	0			
				175	0	0

	£	s.	d.	£	s.	d.
<b>III. MINISTER OF JUSTICE.</b>						
DIVISION No. 36.						
DEPARTMENTAL CONTINGENCIES.						
Subdivision No. 1.						
COUNTY AND OTHER COURTS.						
Allowances to Clerks who act at more than one court, and remuneration to Clerks of Courts at various places; in addition to £2,800 ... ..	700	0	0			
Subdivision No. 2.						
POLICE MAGISTRATES.						
Allowances to Police Magistrates for forage and travelling expenses; in addition to £3,500 ... ..	400	0	0	1,100	0	0
<b>IV.—TREASURER.</b>						
DIVISION No. 37.						
Subdivision No. 1.						
TREASURER'S OFFICE.						
Despatch Clerk and Office-keeper; in addition to £175 voted ... ..				25	0	0
DIVISION No. 38.						
STORES AND TRANSPORT.						
Difference between £275 and £250 in the salary of a 4th Class Clerk from 27th July ... ..	10	14	9			
One Clerk of the 5th Class (increment) in addition to £80 voted ... ..	16	13	4			
Resident Storeman, in addition to £175 (in consideration of loss of quarters) ... ..	25	0	0	52	8	1
DIVISION No. 40.						
MILITARY ESTABLISHMENTS.						
Subdivision No. 4.						
COLONIAL MILITARY STORES.						
Armorer, from 14th April to 30th June, 1863, at 10s. per working day ... ..				33	10	0
DIVISION No. 40A.						
ROYAL ENGINEERS.						
Captain Commanding, at £900 per annum, from 1st July to 31st August ... ..				150	0	0
DIVISION No. 41.						
DEPARTMENTAL CONTINGENCIES.						
Subdivision No. 1.						
TREASURER.						
Clerical Assistance; in addition to £500 ... ..	610	0	0			
Travelling Expenses ... ..	100	0	0			
	710	0	0			
Subdivision No. 3.						
GOVERNMENT PRINTER.						
Paper and Parchment ... ..	2,500	0	0	3,210	0	0

## DIVISION No. 44.

£ s. d.

## CHARITABLE INSTITUTIONS.

## GRANTS IN AID.

On condition that a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1862, verified by the solemn declaration before a Justice of the Peace of the Secretary or other officer of every such Institution, has been deposited in the Treasury, and that similar accounts, verified in the manner before described, be furnished for the first six months of the year 1863 prior to 31st July in that year, and for the quarters ending 30th September and 31st October in that year, prior to 31st October, 1863, and 31st January, 1864, respectively; and that a sum equal to one-third of the amount claimed out of the present grant to each Institution be raised within the year 1863 by private contributions, and that no payment of any portion of such grant be authorised by the Treasurer unless a list of such contributions has been deposited in the Treasury, accompanied by a solemn declaration, made before a Justice of the Peace by the Secretary or other officer of every such Institution, that such contributions have been actually received, and have been made without any right of relief having accrued to the persons from whom such contributions have been received, and on further conditions that the Secretary or some other officer of every such Institution shall, before the last day of January in the year 1864, make a return, verified by his solemn declaration before a Justice of the Peace, to the Treasurer of the number of persons received into such Institution during the year preceding, the number of officials and servants, and the vital statistics of such Institution, together with such other and further information as the Governor in Council, by rules and regulations from time to time in that behalf made, may direct.

Subdivisions—(Inalterable).	AMOUNT.	
	Building.	Maintenance.
	£	£
No. 1.—Ararat Hospital ... ..	...	200
No. 4.—Belfast Hospital ... ..	...	400
No. 6.—Dunolly Hospital ... ..	...	200
No. 9.—Kyneton Hospital ... ..	900	...
No. 10.—Maryborough District Hospital ... ..	...	500
No. 11.—Melbourne Hospital ... ..	500	...
No. 12.—Melbourne Lying-in Hospital ... ..	...	500
No. 15.—Sandhurst Hospital ... ..	1,250	1,000
No. 17.—Ballaarat Benevolent Asylum ... ..	...	400
No. 19.—Castlemaine Benevolent Asylum ... ..	...	500
No. 25.—Roman Catholic Orphanage, Geelong ... ..	250	...
No. 38.—House of Mercy, Emerald Hill (for the purchase of the House) ... ..	500	...
No. 35.—Inglewood Hospital ... ..	750	...
No. 36.—Melbourne Ladies' Benevolent Society ... ..	...	500
No. 37.—Geelong Female Benevolent Society ... ..	...	250
No. 38.—Deaf and Dumb Institution, Prahran ... ..	...	250
Total ... ..	4,150	4,700

8,850 0 0

And in the opinion of the Committee this amount should be increased by £1600.

## DIVISION No. 45.

## MUNICIPALITIES.

## GRANTS IN AID.

To be distributed amongst Municipalities to be created during 1863 on the bye-laws fixing the Rates of Assessment for the first Municipal year being approved; provided that such bye-laws shall have been forwarded for approval within the year 1863, and on condition that the expenditure be incurred with the concurrence of the Board of Land and Works ... ..

1,000 0 0

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

(7th August.)

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863 for the several services hereunder specified, being—

	£	s.	d.	£	s.	d.
<b>I.—CHIEF SECRETARY.</b>						
DIVISION No. 21.						
EDUCATION.						
To defray the expense of carrying into effect the <i>Common Schools Act</i> ... ..	...			75,000	0	0
<b>IV.—TREASURER.</b>						
DIVISION No. 45.						
MUNICIPALITIES.						
GRANTS IN AID.						
Subdivisions—( <i>Inalterable.</i> )						
To be distributed as follows:—						
No. 1. To the City of Melbourne, to be expended under the sanction of the Board of Land and Works	7,031	0	0			
No. 2. To the Town of Geelong ... ..	2,812	0	0			
No. 3. Amongst existing Municipalities the sum of £43,406, in proportion to the amount of rates collected for the year 1862, subject to the particular deductions as hereinafter set forth, upon returns finally closed on the 30th June, 1863, and trans- mitted to the Treasury not later than 31st July, 1863, as follows:—						
To those Municipalities which were created during 1861 and 1862, their proportion upon the amount of collections without any deduction.	43,406	0	0			
To those Municipalities which were created during 1860, subject to a deduction of 15 per cent.						
To those Municipalities which were created during 1859, subject to a deduction of 33½ per cent.						
To those Municipalities which were created during 1857 and 1858, subject to a deduction of 50 per cent.						
To those Municipalities which were created in 1855 and 1856, subject to a deduction of 75 per cent.						
Total, Division No. 45.—MUNICIPALITIES ... ..	...			53,249	0	0
<b>IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.</b>						
DIVISION No. 74.						
ROAD WORKS AND BRIDGES.						
Endowments ... ..	70,000	0	0			

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

8. LAND ACT AMENDMENT BILL.—Mr. Heales moved, That this Bill be now read a second time.

Debate ensued.

Mr. Levi moved, That all the words after the word "That" be omitted, with a view to insert, instead thereof, the words "in the opinion of this House it is desirable that all classes of the community should bear an equal proportion of the burthens of the State, and considering the greater security of tenure and the compensation for improvements granted to the squatters by the Land Act of 1862, no amendment of the same will be acceptable to this House or to the country, which does not (as an equivalent for these advantages) secure to the State an amount of rent in excess of that paid by the squatters before such advantages were granted to them by the Legislature, and which fails to secure a fair rental for the 37,000,000 acres of waste lands of the colony."

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

Debate continued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 15.	
Mr. Bennett,	Mr. Morton,
Mr. Berry,	Mr. O'Connor,
Mr. Brooke,	Mr. O'Shanassy,
Mr. Cummins,	Mr. Wright.
Mr. Gavan Duffy,	
Mr. Haines,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Levey,
Dr. Macadam,	Mr. Levi.
Captain MacMahon,	

Noes, 35.	
Mr. Cohen,	Mr. Orr,
Mr. B. G. Davies,	Mr. Pope,
Mr. Don,	Mr. Ramsay,
Mr. Foott,	Mr. Richardson,
Mr. Gillies,	Mr. Riddell,
Dr. Girdlestone,	Mr. Sinclair,
Mr. Grant,	Mr. A. J. Smith,
Mr. Heales,	Mr. Snodgrass,
Mr. Higinbotham,	Mr. Strickland,
Mr. Houston,	Mr. Sullivan,
Mr. Howard,	Mr. Thomson,
Mr. Kirk,	Mr. Tucker,
Mr. Macgregor,	Mr. Verdon,
Mr. McCulloch,	Mr. Woods.
Mr. McDonald,	
Mr. McLellan,	<i>Tellers.</i>
Mr. Michie,	Mr. Francis,
Mr. Nicholson,	Mr. Weeks.
Mr. Orkney,	

And so it passed in the negative.

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

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

Question—That this debate be now adjourned until Friday, 14th August instant—put and resolved in the affirmative.

9. DISCHARGE OF ORDER OF THE DAY.—Mr. Higinbotham moved, That the following Order of the Day be read and discharged :—

*" Trading Companies Bill—Consideration of report."*

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the Bill be withdrawn.

10. SPECIAL GRANTS TO ROAD BOARDS.—Mr. Levey moved, pursuant to notice, That there be laid upon the Table of the House a Return of all Special Grants made to Road Boards during the year ending 30th June, 1863.

Question—put and resolved in the affirmative.

11. EXPLORATION EXPEDITIONS.—Dr. Macadam moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863 the sum of £1000 towards the printing and publishing of a full, authentic, and illustrated standard work on the history and results of the Victorian Exploration Expedition, and the contingent expeditions under Howitt, McKinlay, Norman, Landsborough, and Walker.

Debate ensued.

Motion by leave withdrawn.

12. MELBOURNE BENEVOLENT ASYLUM.—Mr. O'Grady moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863 the sum of £1,500, in aid of the Melbourne Benevolent Asylum.

Debate ensued.

Question—put and resolved in the affirmative.

13. MR. WARDER CAHILL.—Mr. O'Connor moved, pursuant to *amended* notice, That the Order of the Day—Mr. Warder Cahill—Report of Select Committee to be considered in Committee—be restored to the paper as an Order of the Day for to-morrow.  
Question—put and resolved in the affirmative.
14. ALPHINGTON BRIDGE, DAREBIN CREEK.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of Two thousand pounds, for the purpose of supplementing the expenses of constructing the bridge over the Darebin Creek, at Alphington, having been read, on the motion of Mr. Kirk, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

THURSDAY, 13TH AUGUST, 1863.

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

Resolved—That this House will on Friday, 14th August instant, again resolve itself into the said Committee.

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Municipalities Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Volunteer Corps Bill (2)—Second reading,*”
  - “ *Naval and Military Forces Bill—Second reading,*”
  - “ *Ways and Means—To be further considered in Committee,*”
  - “ *Supply—To be further considered in Committee,*” and
  - “ *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*” until Friday, 14th August instant ;
  - “ *Gold Prospectors—Report of Select Committee to be considered in Committee,*” until this day.

Assembly adjourned at twenty-four minutes past twelve o'clock until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 99.

---

---

THURSDAY, 13<sup>TH</sup> AUGUST, 1863.

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

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

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

No. 100.

FRIDAY, 14TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Nicholson presented a Petition from certain fishermen and others resident in the Colony of Victoria, praying the House would so amend the Act 25 Vict. No. 152 as to provide for permission being given by the Governor in Council to fish with nets on that part of the River Yarra Yarra extending from its junction with the Saltwater River to its junction with the waters of Hobson's Bay, and also that the word "costs" might be expunged from the eighth section of the said recited Act, in order to allow the Petitioners the privilege of appeal to the Court of Quarter Sessions, in case of fine and forfeiture only.  
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Twenty-third Report from this Committee.  
Ordered to lie on the Table, and to be printed.
4. CHEWTON RAILWAY STATION COMMITTEE.—Mr. Ramsay, on behalf of the Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table, and together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
5. TRADING COMPANIES BILL.—On the motion of Mr. Ireland, the Assembly ordered that the following Resolution, agreed to 12th August instant, be rescinded :—  
" *Trading Companies Bill—Consideration of Report—Order of the Day to be discharged, and Bill to be withdrawn.*"  
Ordered—That the consideration of the Report on this Bill be made an Order of the Day for Tuesday next.
6. MR. J. P. MAIN'S COMMITTEE.—Mr. Edwards moved, by leave of the Assembly, That the names of Mr. Orkney, Mr. Wright, and Mr. Weeks, be added to the Committee appointed to enquire into the claim of Mr. J. P. Main.  
Question—put and resolved in the affirmative.
7. PAPERS.—Mr. Verdon presented—  
Defences—Copy Despatch from the Right Honorable the Secretary of State for the Colonies respecting the Colonial allowance for the Imperial Troops.  
Ordered to lie on the Table.
8. ELECTORAL ACT 1863 AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Higinbotham, read a third time.  
On the motion of Mr. Macgregor, the following clause was read a first time, viz. :—  
A. The twenty-eighth section of the said recited Act shall be and the same is hereby repealed.  
Mr. Macgregor moved, That the clause be read a second time.  
Debate ensued.  
Question—put.  
Assembly divided.

Ayes, 32.

Mr. Berry,	Mr. Orkney,
Mr. B. G. Davies,	Mr. Orr,
Mr. Edwards,	Mr. Pope,
Mr. Foott,	Mr. Ramsay,
Mr. Francis,	Mr. Richardson,
Mr. Gillies,	Mr. Sinclair,
Dr. Girdlestone,	Mr. W. C. Smith,
Mr. Grant,	Mr. Strickland,
Mr. Heales,	Mr. Thomson,
Mr. Higinbotham,	Mr. Tucker,
Mr. Houston,	Mr. Verdon,
Mr. Macgregor,	Mr. Woods,
Dr. Mackay,	Mr. Wright.
Mr. McCann,	
Mr. McCulloch,	<i>Tellers.</i>
Mr. McLellan,	Mr. Sullivan,
Mr. Michie,	Mr. Weeks.

Noes, 19.

Mr. Brodribb,	Capt. Mac Mahon,
Mr. Cohen,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Nicholson,
Mr. Hood,	Mr. O'Grady,
Mr. Howard,	Mr. O'Shanassy.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kirk,	Mr. Anderson,
Mr. Levi,	Mr. Bennett.
Mr. Loader,	

And so it was resolved in the affirmative.

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

On the motion of Mr. Macgregor, the following clause was read a first time, viz. :—

B. Every electoral registrar shall and may issue miners' rights under the second section of the Act No. XXXII. to all such persons as shall apply for the same and every holder of a miner's right shall be entitled upon production thereof to have issued to him an original or transferred or substituted elector's right without any payment if he be entitled to such issue under the other provisions of the said Act.

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

Mr. Higinbotham moved, That this Bill do pass.

Debate ensued.

Question—put and resolved in the affirmative.

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

“*An Act to amend ‘The Electoral Act 1863.’*”

Question—put and resolved in the affirmative.

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

9. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read, Debate resumed.

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

Question—That this debate be now adjourned until Tuesday, 18th August instant—put and resolved in the affirmative.

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

“*Municipalities Acts Amendment Bill—To be further considered in Committee,*”

“*Volunteer Corps Bill (2)—Second reading,*”

“*Naval and Military Forces Bill—Second reading,*”

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

“*Supply—To be further considered in Committee,*” until Tuesday, 18th August instant ;

“*Teachers of National School Board—Motion for Address—To be considered in Committee,*” until Friday, 21st August instant ;

“*Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*”

“*Alphington Bridge, Darebin Creek—Motion for Address—To be further considered in Committee,*” and

“*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Tuesday, 18th August instant ;

“*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” until Thursday, 20th August instant ;

“*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Tuesday, 18th August instant ;

“*Imprisonment for Debt Bill—Second reading,*”

“*Mr. Hines—Motion for Address—To be considered in Committee,*”

“*Local Government Officers Bill—Second reading,*”

“*Water Rights Bill—Second reading,*”

“*Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,*” and

“*Adulteration of Food Bill—Amendments of the Legislative Council—To be taken into consideration,*” until Thursday, 20th August instant ;

“*Judges of Inferior Courts Bill—Second reading,*”

“*Melbourne Benevolent Asylum—Motion for Address—To be considered in Committee,*”

“*Mr. Warder Cahill—Report of Select Committee—To be considered in Committee,*” and

“*Gold Prospectors—Report of Select Committee—To be considered in Committee,*” until Tuesday, 18th August instant.

11. LAPSED ORDER OF THE DAY.—The following Order of the Day was read, and lapsed :—

“*Succession to Real Estate Bill—To be further considered in Committee.*”

Assembly adjourned at one minute to twelve o'clock until four o'clock on Tuesday next.

FRAN<sup>d</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 101.

TUESDAY, 18<sup>TH</sup> AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had this day received the Return to the Writ he had issued for the election of a Member to serve for the Electoral District of Mandurang, from which it appeared that James Joseph Casey, Esq., had been duly elected in pursuance thereof.
3. PAPERS.—Mr. McCulloch, presented by Command of His Excellency the Governor—  
Gold Fields.—Report of the Commissioners appointed to enquire into the Condition and Prospects of the Gold Fields of Victoria.  
Ordered to lie on the Table.
4. PETITION.—Mr. McCann presented a Petition from certain Farmers and others, Residents of Little River, praying this House would, when the Land Act Amendment Bill is in Committee, substitute 12½ per cent. in lieu of 25 per cent. as the first instalment, and that 12½ per cent. be payable at the end of the second and every subsequent year until the purchase be completed, which arrangement the Petitioners are convinced would conduce to the fuller accomplishment of the Act.  
Ordered to lie on the Table.
5. NEW MEMBER SWORN.—James Joseph Casey, Esq., was introduced, and took the oath and his seat for the Electoral District of Mandurang.
6. MR. WILSON.—The Order of the Day for the attendance in his place of Mr. Wilson, the Member for the Wimmera, having been read, the Order directing the attendance of Mr. Wilson was read by the Clerk.  
Mr. Sinclair and Mr. Wilson were severally heard in their place, and Mr. Wilson having retired,  
Debate ensued.  
Mr. Sinclair having also retired,  
On the motion of Mr. Michie, Mr. Wilson was called in, and addressed as follows:—  
*Mr. Speaker.*—Mr. Wilson, the House are desirous of asking you one or two questions in reference to this matter; the Honorable Member the Minister of Justice will put the questions on behalf of the House, they will be supposed to be put by me.  
*Mr. Michie.*—I desire to ask the Honorable Member for the Wimmera whether he has in his possession the tender to which the Honorable Member for North Melbourne referred as having been sent in by him?  
*Mr. Wilson.*—I cannot say whether I have that tender in my possession. I have not seen it. I rather think the Honorable Member for North Melbourne had the tender just now—that is the original.  
Do I understand the Honorable Member to say that he had not the tender retained in his possession after it was sent to him?—I have not looked for it and cannot say.  
Did the Honorable Member receive from Mr. Sinclair a note?—No, that note has not arrived, I never received the note.  
The Honorable Member for North Melbourne referred to a note or letter he had sent to the Honorable Member for the Wimmera, asking for all papers relating to this matter, inclusive of the tender?—I have not received it.  
Do you know whether or not the tender is with you now or with the Honorable Member for North Melbourne?—I could not say whether I have the tender or not. I think that is the tender that he had in his hand.  
Can you from recollection state whether that tender made any reference whatever to the Land Bill?—I have no recollection whatever of its having any reference to the Land Bill.

Can you say that it had not?—He has read something about the Land Bill: if that is the original tender it must have had.

I understood the Honorable Member for North Melbourne to state that the tender said he could not say anything about what his course with respect to the Land Bill would be; that there was a postscript to the tender, in substance as I have put it now?—I have no recollection of anything of the kind. I have no recollection of any postscript referring to the Land Bill, and if there had been any such postscript it had nothing to do with my accepting of the tender.

I wish to ascertain whether you are confident that the tender did not contain any allusion to any course to be taken by the Honorable Member for North Melbourne upon the Land Bill, or any reference to the Land Bill?—As far as my remembrance goes it had no reference to the Land Bill at all.

Mr. Sinclair was called in.

*Mr. Speaker.*—Mr. Sinclair, the House is desirous of asking you some questions which will be put by the Honorable Member the Minister of Justice, on behalf of the House.

*Mr. Michie.*—May I ask from what paper you were reading when you referred to a passage in the tender—a postscript having reference to some course to be taken upon the Land Bill?—A copy of the tender.

Can you state that the tender sent in to Mr. Wilson was word for word the same as the copy you held in your hand?—To the best of my belief it was, but I requested Mr. Wilson to bring the tender, and I suppose he has it.

When was the copy of the original, from which you read, taken?—It was taken with the rest.

Is it in your own handwriting?—Yes.

When did you take it?—This copy was made out when I made out the whole of my statement.

At what time was it written?—This was written yesterday.

From what document did you copy it?—From the tender.

Have you the tender in your possession now?—No, I have it in my office.

When you speak of the tender you cannot be referring to the same piece of paper that was sent to Mr. Wilson?—No.

When did you make the thing you have at your office?—On the 10th of March, 1862.

What was it—an original or a copy?—The original. The copy of the original was sent to Mr. Wilson.

Have you any objection to produce either the copy or the original of the tender which is at your office?—None whatever. I have no objection whatever to produce every figure and statement I have made.

That paper from which that passage is copied, which you just now read to the House?—I have not the smallest objection.

*Mr. Wood.*—Did you make out the tender in duplicate, one copy of which you sent to the Honorable Member for the Wimmera and one copy of which you kept yourself?—Yes.

*Mr. O'Shanassy.*—Was it made out by yourself personally or by a clerk?—Personally.

There was no witness of the transaction in your office. Do you keep a clerk?—Sometimes I do and sometimes not.

Did you keep a clerk then?—There was a person checked the whole of the quantities at that time.

Did you keep a person to do the clerical work in your office, on the 10th of March, 1862?—When I want one, I do keep one, but I do not keep a staff regularly employed. I had a party to check the whole of those quantities.

Did you keep a clerk for the purpose of copying clerical work in your office on the 10th of March, 1862?—No.

If you had him there to take out the quantities why did he not keep a copy of the writing?—Because I did it myself.

Why did you not get the clerk to copy that tender in the whole as well as the quantities?—Because, I considered I was quite sufficient to do it myself.

And that was the sole reason?—That was the reason.

Was it the sole reason—did you not wish the clerk not to see the postscript?—I do not at all doubt but he has seen it.

Did you wish him to see it then?—I have not the smallest objection who saw it, either then or now.

*Mr. McCulloch.*—Perhaps this difficulty may be got over if the Honorable Member for the Wimmera will state whether he has the tender in his possession, and, if in his possession, whether he will produce it to the House.

*Mr. Wilson.*—I will be most happy to produce it to the House if it is in my possession.

*Mr. McLellan.*—[to Mr. Sinclair.]—Did you show the tender with this postscript to any person previous to your sending it to Scott's Hotel, to the Honorable Member for the Wimmera?—Upon my word I could not answer that question to say

whether any person has seen it or not, I expect they have, but it was not shown, for the purpose of showing it, to any person.

I wish to know from the Honorable Member for North Melbourne whether his son did or did not see this tender with this postscript attached to it previous to his forwarding it to the Honorable Member for the Wimmera?—I believe he did.

*Mr. Duffy.*—I think I understood the Honorable Member to say that before this tender was sent in he had several conversations in relation partly to the tender and partly to his intended vote?—Yes.

The Honorable Member then went on to contend that it was an attempt to bribe him because this particular work could have been efficiently done by a perfectly competent person for £600 or £700 less than his tender; did I understand that correctly?—Yes.

Will the Honorable Member have the goodness to inform the House, why, after these mixed political and business conversations he sent in a tender £600 or £700 more than the legitimate price?—[*No answer.*]

*Mr. Wilson and Mr. Sinclair withdrew.*

Mr. Sinclair was again called in.

*Mr. Speaker.*—The House is desirous that the Honorable Member for North Melbourne should place in the hands of the Clerk the copy of the tender with the postscript, from which he read.

Mr. Sinclair placed the same in the hands of the Clerk.

Mr. McCulloch then moved, That a Select Committee be appointed, to consist of Mr. Michie, Mr. Wood, Mr. O'Shanassy, Mr. Mollison, Mr. Strickland, Mr. Nicholson, and the Mover, to enquire into and report to this House on all the circumstances connected with the charge brought by Mr. Sinclair against Mr. Wilson in the matter of a tender for the erection of a house for a brother of Mr. Wilson, with power to send for persons and papers, and to take evidence, five to form a quorum.

Question—put and resolved in the affirmative.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on the amendment to insert certain words in Clause XXXIV. of the Bill intituled "*An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs without the Limits of Boroughs,*" and that they agree to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in other Clauses of the Bill.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 12th August, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in the Bill intituled "*An Act to regulate Immigration into Victoria,*" and that they do not insist on the insertion of the new Clause B in the said Bill.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 12th August, 1863.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to further alter and amend the Laws relating to the Corporations of the City of Melbourne and the Town of Geelong respectively and to extend and apply other existing Acts thereto,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
18th August, 1863.

8. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read, Debate resumed.

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

WEDNESDAY, 19TH AUGUST, 1863.

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

Question—That this debate be now adjourned—put

Assembly divided.

	Ayes, 25.	
Mr. Berry,	Mr. Levey,	
Mr. Brodribb,	Mr. Levi,	
Mr. Brooke,	Capt. Mac Mahon,	
Mr. Casey,	Mr. McCann,	
Mr. B. G. Davies,	Mr. McLellan,	
Mr. Don,	Mr. Morton,	
Mr. Edwards,	Mr. O'Shanassy,	
Mr. Foott,	Mr. W. C. Smith,	
Mr. Gillies,	Mr. Wright.	
Dr. Girdlestone,		
Mr. Haines,		
Mr. Kirk,	<i>Tellers.</i>	
Mr. Kyte,	Mr. Anderson.	
Mr. Lalor,	Mr. Macgregor,	

	Noes, 36.
Mr. Bennett,	Mr. O'Grady,
Mr. Cathie,	Mr. Orkney,
Mr. Cohen,	Mr. Orr,
Mr. Cummins,	Mr. Pope,
Mr. J. Davies,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. Richardson,
Mr. Grant,	Mr. Riddell,
Mr. Heales,	Mr. Sinclair,
Mr. Higinbotham,	Mr. Strickland,
Mr. Hood,	Mr. Sullivan,
Mr. Houston,	Mr. Thomson,
Mr. Howard,	Mr. Tucker,
Mr. Lambert,	Mr. Verdon,
Dr. Mackay,	Mr. Weeks,
Mr. McCulloch,	Mr. Wood.
Mr. McDonald,	
Mr. Michie,	
Mr. Nicholson,	<i>Tellers.</i>
Mr. O'Connor,	Mr. Francis,
	Mr. Woods.

And so it passed in the negative.

Debate continued.

Mr. W. C. Smith moved, That this House do now adjourn.

Debate ensued.

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

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

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

9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ *Municipalities Acts Amendment Bill—To be further considered in Committee,*”
  - “ *Volunteer Corps Bill (2)—Second reading,*”
  - “ *Naval and Military Forces Bill—Second reading,*”
  - “ *Ways and Means—To be further considered in Committee,*” and
  - “ *Supply—To be further considered in Committee,*” until this day ;
  - “ *Trading Companies Bill—Consideration of report,*” until Thursday, 20th August instant ;
  - “ *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*”
  - “ *Alphington Bridge, Darebin Creek—Motion for Address—To be further considered in Committee,*” until this day ;
  - “ *Impounding Acts Amendment Bill—To be further considered in Committee,*” until Thursday, 20th August instant ;
  - “ *Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Tuesday, 25th August instant ;
  - “ *Judges of Inferior Courts Bill—Second reading,*”
  - “ *Melbourne Benevolent Asylum—Motion for Address—To be considered in Committee,*”
  - “ *Mr. Warder Cahill—Report of Select Committee—To be considered in Committee,*”
  - “ *Gold Prospectors—Report of Select Committee—To be considered in Committee,*” until this day.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 102.

---

WEDNESDAY, 19TH AUGUST, 1863.

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

Bank Liabilities and Assets—General Abstract of sworn returns of the average Liabilities and Assets of the several Banks in Victoria, for the quarter ending 30th June, 1863.

Ordered to lie on the Table.

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

Immigration—Introduction of Vinedressers, &c., from Europe—Further Despatch from the Right Honorable the Secretary of State for the Colonies, enclosing copies of Additional Reports from certain of Her Majesty's Consuls respecting the introduction from the Continent of Europe of Persons skilled in the Manufacture of Wine, Oil, and Tobacco, &c.

Ordered to lie on the Table.

Mr. Francis presented—

Immigration—Return to an Order of the Legislative Assembly, dated 9th December last, for a Monthly Report on Immigration.

Ordered to lie on the Table.

Mr. Grant presented—

Sewers and Water Supply—Receipts and Expenditure, from 1st January to 31st December, 1862.

Ordered to lie on the Table.
3. MR. J. P. MAIN.—Mr. Edwards moved, by leave of the Assembly, that all papers and documents laid before the Select Committee of the Assembly upon Mr. J. P. Main's case during the session 1856-7, be referred to the Select Committee appointed this session to enquire into the same matter.

Question—put and resolved in the affirmative.
4. REFRESHMENT ROOMS COMMITTEE.—Mr. Howard, Chairman, brought up a Report from this Committee.

Ordered to be printed and taken into consideration to-morrow.
5. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the resumption of the debate on the question, That this Bill be now read a second time, having been read, Debate resumed.

Question—That this Bill be now read a second time—put and resolved in the affirmative.—Bill read a second time.

Mr. Heales moved, That this Bill be committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.

Mr. Heales moved, That Mr. Speaker do now leave the Chair.

Mr. Brooke moved, as an amendment, That all the words after the word "that" be omitted with a view to insert instead thereof the words, "this House is of opinion that the occupation license system should be adopted in its entirety as affording the best guarantee for the settlement of the population on the soil, securing as it would to the *bonâ fide* cultivator liberty of choice, certainty of selection, and whilst giving the advantage of deferred payments, at the same time secures to the State an adequate price for the land.

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

Assembly divided.

Ayes, 37.  
 Mr. Anderson, Mr. Morton,  
 Mr. Bennett, Mr. Nicholson,  
 Mr. Casey, Mr. O'Grady,  
 Mr. Cathie, Mr. Orkney,  
 Mr. B. G. Davies, Mr. Orr,  
 Mr. J. Davies, Mr. Pope,  
 Mr. Gavan Duffy, Mr. Ramsay,  
 Dr. Evans, Mr. Richardson,  
 Mr. Foott, Mr. W. C. Smith,  
 Mr. Gillies, Mr. Strickland,  
 Mr. Grant, Mr. Sullivan,  
 Mr. Haines, Mr. Thomson,  
 Mr. Heales, Mr. Verdon,  
 Mr. Higinbotham, Mr. Weeks,  
 Mr. Lambert, Mr. Woods,  
 Mr. Macgregor, Mr. Wright.  
 Dr. Mackay, *Tellers.*  
 Mr. McCulloch, Mr. Francis,  
 Mr. Michie, Mr. Kirk.

Noes, 2.

*Tellers.*  
 Mr. Brooke,  
 Mr. McLellan.

And so it was resolved in the affirmative.

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

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

THURSDAY, 20TH AUGUST, 1863.

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

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

6. PETROLEUM STORAGE BILL.—Dr. Macadam moved, pursuant to *amended* notice, That the Order of the Day "Petroleum Storage Bill, second reading," be restored to the paper, and made an Order of the Day for this day.

Question—put and resolved in the affirmative.

7. TRADING COMPANIES BILL.—Mr. Levi moved, pursuant to notice, That the Order of the Day "Trading Companies Bill—Consideration of Report," do take precedence on Thursday, the 20th instant.

Question—put and resolved in the affirmative.

8. ELECTIONS.—Mr. B. G. Davies moved, pursuant to notice, That, considering the alleged malpractices of returning officers, gentlemen in the commission of the peace, and other officials connected with the Electoral Districts of Avoca and Polwarth and South Grenville during the recent elections, it is desirable that a Board of Enquiry be appointed to investigate the charges publicly made of a violation of the secrecy of the ballot, and an attempted fraud upon the public Treasury, and that an Address be presented to His Excellency the Governor, requesting His Excellency to appoint such a Board.

Debate ensued.

Motion by leave withdrawn.

9. WORAGEE ROAD DISTRICT.—Mr. Wright moved, pursuant to *amended* notice, That this House will, on Friday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of Two hundred pounds may be placed on an Additional Estimate, to be paid to the Woragee District Road Board, in fulfilment of a promise made by authority of the late Commissioner of Railways and Roads.

Question—put and resolved in the affirmative.

10. GEELONG LOOP LINE.—Mr. Gillies moved, pursuant to notice given by Mr. W. C. Smith, That the Report of the Commission appointed by the late Government to enquire into the propriety of constructing the loop line on the Geelong and Melbourne Railway be printed.

Question—put and resolved in the affirmative.

11. MR. WARDER CAHILL.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on this case having been read, Mr. O'Connor moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Debate ensued.

Question—put and negatived.

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

- “ *Municipalities Acts Amendment Bill—To be further considered in Committee,*”
- “ *Volunteer Corps Bill (2)—Second reading,*”
- “ *Naval and Military Forces Bill—Second reading,*”
- “ *Ways and Means—To be further considered in Committee.*”
- “ *Supply—To be further considered in Committee,*”
- “ *Pleuro-pneumonia in Cattle Act Amendment Bill—Second reading,*”
- “ *Alphington Bridge, Darebin Creek—Motion for Address to be further considered in Committee,*” and
- “ *Judges of Inferior Courts Bill—Second reading,*” until Friday, 21st August instant ;
- “ *Melbourne Benevolent Asylum—Motion for Address—To be considered in Committee,*” until this day ;
- “ *Gold Prospectors—Report of Select Committee—To be considered in Committee,*” until Friday, 21st August instant.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

---

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 103.

THURSDAY, 20<sup>TH</sup> AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Grant, and was read, and is as follows :—
- Message No. 17.*
- HENRY BARKLY,  
*Governor.*

In pursuance of the provisions of the 36th section of the Constitution Act, the Governor transmits to the Legislative Assembly a Bill intituled "*An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs within the limits of Boroughs,*" and recommends that the same be amended as follows :—

- Clause LXXXIX., line 3, leave out "voting" and insert "ballot."
- Clause XCV., line 3, after "box" insert "to be called the ballot box."
- line 4, leave out "voting" and insert "ballot."
- Clause XCVI., line 2, leave out "voting" and insert "ballot."
- line 4, leave out "voting" and insert "ballot."
- line 5, leave out "voting" and insert "ballot."
- line 13, leave out "voting" and insert "ballot."
- line 14, leave out "voting" and insert "ballot."
- line 17, leave out "voting" and insert "ballot."
- Clause XCVII., line 1, leave out "voting" and insert "ballot."
- line 2, after "upon" insert "the back of;" leave out "voting" and insert "ballot;" after "paper" insert "as near as practicable to the lower edge thereof."
- Clause XCVIII., line 1, leave out "voting" and insert "ballot."
- Clause CII., line 5, after "candidate" insert "and such returning officer and deputy shall respectively abstain from inspecting the number written as aforesaid on any ballot paper and take care that the same is not seen by any person before being sealed up as herein provided;" leave out "afterwards."
- line 6, leave out "voting" and insert "ballot."
- line 8, before "and" insert "and the returning officer shall in like manner seal up the ballot papers deposited in the room in which he shall have presided."
- Clause CIII., line 2, leave out "voting" and insert "sealed parcels of ballot."
- lines 2, 3, and 4, leave out "arranged for convenient reference in the order of the numbers shown thereon and shall cause them to be."
- line 7, after "clerk" insert "safely and secretly;" after "kept" leave out "with and in like manner in all respects as the records of his office" and insert "for six months after such delivery of the same and such clerk shall after the expiration of such period of six months cause such ballot papers to be destroyed."

After Clause CIII., insert two new Clauses, as follows :—

"If any person shall knowingly and wilfully break the seal of or open any such sealed parcel of ballot papers as aforesaid unless by the lawful command of some competent court or other tribunal he be required so to do or to produce some portion of the contents of such parcel he shall be guilty of a misdemeanor."

"If any returning officer deputy or scrutineer shall in the discharge of his duties under this Act at or concerning any election learn or have the means of learning for what candidate any person shall vote or have voted at such election he shall not by word or act or any other means whatsoever directly or indirectly divulge or discover or aid in divulging or discovering the same save in answer to some question which he is legally bound to answer every such returning officer deputy or scrutineer who shall knowingly and wilfully offend against the provisions of this section shall be guilty of misdemeanor."

Clause CCCXXXIV., leave out this clause.

*Government Offices,  
Melbourne 20th August, 1863.*

Ordered to be printed, and taken into consideration to-morrow.

3. PAPERS.—Mr. Higinbotham presented—  
 Fees to Parliamentary Draftsmen.—Return to an Order of the Legislative Assembly, dated 11th August instant, for a Return of all moneys paid to Parliamentary Draftsmen for professional assistance in preparing Bills, from the 30th September, 1858, to 30th June, 1863, being in continuation of similar returns laid on the Table of this House on the 10th November, 1858.  
 Ordered to lie on the Table.
4. PETITION.—Mr. Anderson presented a Petition from the inhabitants of the Municipal District of Emerald Hill, praying the House to amend the Municipalities Act Amendment Bill by striking out the Clauses XXVIII., XXXIX., LXXIV., LXXVII., LXXX., and XCIII. of the said Bill.  
 Ordered to lie on the Table.
5. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered, That the following Order of the Day be read and discharged :—  
 “ *Trading Companies Bill—Consideration of Report.* ”
6. TRADING COMPANIES BILL.—Mr. Ireland moved, That this Bill be now recommitted to a Committee of the whole Assembly.  
 Question—put and resolved in the affirmative.  
 And on the further motion of Mr. Ireland, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of Clauses II., III., V., VI., XXXII., XLI., the introduction of a new clause, and the reconsideration of Table A. Schedule I. and Schedule III.  
 Question—put and resolved in the affirmative.  
 Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of Clauses II., III., V., VI., XXXII., XLI., the introduction of a new clause, and the reconsideration of Table A. Schedule I. and Schedule III.  
 Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow. Bill as amended to be printed.
7. SALARIES TO RESPONSIBLE MINISTERS.—Mr. Brooke moved, pursuant to notice, That an Address be presented to His Excellency the Governor, requesting that he will be pleased to direct there be laid upon the Table of the House a copy of the schedules of salaries paid to responsible ministers during the continuance in office of the governments of Mr. Heales, Mr. O'Shanassy, and Mr. McCulloch.  
 Question—put and resolved in the affirmative.
8. PENSIONS.—Mr. Howard moved, pursuant to *amended* notice, That in the opinion of this House the late Postmaster-General should have the same facilities afforded him for obtaining the opinion of the Supreme Court on his claim to a pension under the Constitution Act as other ministers.  
 Debate ensued.  
 Question—put and resolved in the affirmative.
9. CHEWTON RAILWAY COMMITTEE.—Dr. Macadam moved, pursuant to *amended* notice given by Mr. A. J. Smith, That the Report of the Chewton Railway Committee be taken into consideration on Wednesday next.  
 Question—put and resolved in the affirmative.
10. SPENCER STREET DOCK.—Mr. Tucker moved, pursuant to notice, That there be laid upon the Table of this House all documents and correspondence relating to the contract of Mr. Maxwell for the Spencer street Dock, in the years 1853 and 1854.  
 Debate ensued.  
 Motion by leave withdrawn.
11. ADULTERATION OF FOOD BILL.—The several amendments made by the Legislative Council in this Bill were read, and are as follow :—  
 (1.) Clause I., line 10, after “make” insert “manufacture.”  
 „ line 11, leave out “article of food or drink with which to the knowledge of such person any ingredient or material injurious to the health of persons eating or drinking such article has been mixed and every person who shall make or sell any.”  
 „ line 16, after “adulteration” insert “or such impurity.”  
 „ line 17, after “make” insert “manufacture.”  
 „ line 19, after “cover” insert “capsule.”  
 „ line 20, leave out “fraudulently.”  
 „ line 23, after “pounds” insert “together with such costs attending such conviction as to the said justices shall seem reasonable.”

Clause I., line 2, (p. 2.) leave out "and" and insert instead thereof "Provided it shall be lawful for any maker or manufacturer of articles of food or drink to mix or compound such articles as are innocuous and wholesome and to sell or offer for sale such mixed or compounded articles properly marked and labelled as such but not otherwise. Provided also that the seller of any article of food or drink not being the maker or manufacturer of such article nor his accredited agent shall not be liable to any penalty under this Act if he shall prove to the satisfaction of the said justices that he had no grounds for believing that such article was adulterated or impure and if such article has not been previously notified in the *Government Gazette* to be adulterated or impure."

" line 2, (p. 2.) make a separate clause of the remaining words of clause I.

After clause I. insert new clauses A. and B. as follows:—

- (2.) A. "On the hearing by the justices of any complaint under this Act the purchaser shall prove to the satisfaction of such justices that the seller of the article of food or drink alleged to be adulterated or his servants had such notice of the intention of the purchaser to have such article analysed and also such opportunity of accompanying the purchaser to the office of the Government Analytical Chemist or other competent analyst as the justices shall think reasonable in order to secure such article from being tampered with by the purchaser."
- (3.) B. "Any purchaser of any article of food or drink in any part of the Colony of Victoria shall be entitled on payment to the Government Analytical Chemist of a sum not less than ten shillings and sixpence and not more than forty-two shillings to have any such article analysed by such officer and to receive from him a certificate of the result of his analysis and such certificate duly signed by such officer or by his "authority" shall in the absence of any evidence to the contrary be sufficient evidence before the justices or in any court of justice of the matters therein certified and the sum so paid for such analysis and certificate in case of conviction may be ordered by the justices to be repayed to the complainant by the party convicted."
- (4.) Clause II., line 11, leave out "some" and insert "such."  
" " after "person" insert "as they may appoint for this purpose."  
" " line 15 leave out "they" and insert "such justices."
- (5.) Clause III., line 20, after "confectionery" insert "and the words 'adulteration' and 'impurity' shall include whatever is added to or mixed with any article of food or drink save and except such mixture or compound as is specially provided for in the first clause of this Act but these words shall not be construed to apply to accidental or unavoidable impurities."

After Clause III., insert new Clauses C. D. E. and F.

- (6.) C. "Any person who shall feel himself aggrieved by any conviction or order of any justices under this Act may appeal from any such conviction to the next court of general sessions of the peace and the execution of every such conviction or order so appealed from shall be suspended in case such person shall with two or more sufficient sureties immediately before such justices enter into a bond or recognizance to Her Majesty in the sum of fifty pounds which bond or recognizance respectively such justices are hereby authorized and required to take and such bond or recognizance shall be conditioned to prosecute such appeal with effect and to be forthcoming to abide the determination of the said court of general sessions and to pay such costs as the said court shall award on such occasion and such court of general sessions is hereby authorised and required to hear and determine the matter of the said appeal and the decision of such lastmentioned court shall be final to all intents and purposes."
- (7.) D. "If any such conviction or judgment or order of forfeiture shall happen to be made within six days before the next general sessions of the peace the person who shall think himself aggrieved by any such conviction may on entering into a recognizance in manner and for the purposes before directed be at liberty to appeal either to the then next or next following general sessions of the peace on giving six days notice to the complainant of his intention to appeal."
- (8.) E. "Nothing in this Act contained shall be held to affect the power of proceeding by indictment or to take away any other remedy against any offender under this Act."
- (9.) F. "This Act shall commence and take effect on and from the first day of November in this present year."

Dr. Macadam moved, That these amendments be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Snodgrass moved, That amendment (3.) be amended by inserting in line 5, after the word "authority" the words "or some other certificate duly signed by some other competent analyst."

Debate ensued.

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

And the said amendments as so amended were agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly had agreed to the amendments made by the Legislative Council in this Bill, with an amendment, with which they desire the concurrence of the Legislative Council.

12. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged :—  
 “*Licensed Publicans Acts Amendment Bill—To be further considered in Committee,*” and  
 “*Water Rights Bill.*”

Ordered—That the said Bills be withdrawn.

13. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
 “*Imprisonment for Debt Bill—Second reading,*”  
 “*Mr. Hines—Motion for Address—To be considered in Committee,*”  
 “*Local Government Officers Bill—Second reading,*” and  
 “*Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,*” until Tuesday, 25th August instant ;  
 “*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Friday, 28th August instant ;  
 “*Land Act Amendment Bill (2)—To be further considered in Committee,*” until to-morrow ;  
 “*Petroleum Storage Bill—Second reading,*” until Tuesday, 25th August instant.

14. REFRESHMENT ROOMS COMMITTEE REPORT.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on the Refreshment Rooms having been read, on the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received to-morrow.

15. MELBOURNE BENEVOLENT ASYLUM.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting him to place upon an Additional Estimate for 1863 the sum of £1,500, in aid of the Melbourne Benevolent Asylum, having been read, on the motion of Mr. O’Grady, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received to-morrow.

Assembly adjourned at twenty-seven minutes to seven o’clock until four o’clock to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 104.

FRIDAY, 21ST AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. GEELONG AND MELBOURNE RAILWAY COMMITTEE.—Mr. Foott, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table and together with the Minutes of Evidence and Proceedings of the Committee to be printed.
3. RIVERINE COMMITTEE.—Mr. Loader, Chairman, brought up the Report from this Committee.  
Ordered to lie on the Table and together with the Minutes of Evidence and Proceedings of the Committee to be printed.
4. PAPERS.—Mr. Verdon presented—  
Military.—Reply to question put this day by Mr. Brodribb, as to what course it is the intention of the Government to adopt respecting the proposals regarding the Imperial troops stationed in the colony, contained in the despatch of His Grace the Duke of Newcastle, recently laid upon the Table of this House.  
Ordered to lie on the Table.
5. PETITION.—Mr. Berry presented a Petition from Charles Vaughan, praying this House to take such steps as might be thought fit to alter, amend, or annul the several provisions in the Municipalities Act Amendment Bill referred to in the Petition, and such others as affect weekly tenancies and the giving a plurality of votes.  
Ordered to lie on the Table.
6. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fourth Report from this Committee.  
Ordered to lie on the Table and to be printed.
7. VOLUNTEER ACT AMENDMENT BILL.—Mr. Verdon moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to Volunteer Corps.  
Question—put and resolved in the affirmative.  
Ordered—That Mr. Verdon and Mr. McCulloch do prepare and bring in the Bill.  
Mr. Verdon then brought up a Bill intituled "*A Bill to amend the Law relating to Volunteer Corps,*" and moved that it be now read a first time.  
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Tuesday, 25th August instant.
8. LOCAL GOVERNMENT BILL.—The Order of the Day for the consideration of the amendments proposed by His Excellency the Governor in this Bill having been read, on the motion of Mr. Grant, the amendments were read and agreed to by the Assembly, with the following amendments:—  
Omit the word "after" before "Clause CIII." and insert "add to;" after "Clause CIII." omit "insert two new clauses as follows" and insert "and;" after "misdemeanor," at the end of the first proposed new clause, insert "or."  
Ordered—That the Message be transmitted to the Legislative Council with a Message, acquainting them that the Assembly agree to the amendments proposed by His Excellency the Governor, as so amended, and requesting their concurrence therein.
9. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair; Mr. Lalor reported that a point of Order had arisen in the Committee as to whether a matter that had been once decided in the Committee could be again reviewed by the Committee.  
Mr. Speaker ruled that such could not be done; but stated that the recent practice of the House of Commons was not to appeal for the decision of the Chairman to the House, but to decide questions by order when the Committee differed from the Chairman in the Committee itself; references are only made when the Chairman himself has any doubts.  
On the motion of Mr. Heales, Mr. Speaker again left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Tuesday, 25th August instant, again resolve itself into the said Committee.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment made by the Legislative Assembly on the amendment made by the Legislative Council in the Bill intituled "*An Act to prevent the adulteration of Articles of Food or Drink.*"

(Signed)

ROB. THOMSON,

Deputy President.

Legislative Council Chamber,  
Melbourne, 21st August, 1863.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for the further amendment of the Law,*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the Bill with amendments, and with an amended title, with which they desire the concurrence of the Legislative Assembly.

(Signed)

ROB. THOMSON,

Deputy President.

Legislative Council Chamber,  
Melbourne, 21st August, 1863.

Ordered to be printed and taken into consideration Tuesday, 25th August instant.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments recommended by His Excellency the Governor as amended by the Legislative Assembly in the Bill intituled "*An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs without the Limits of Boroughs.*"

(Signed)

ROB. THOMSON,

Deputy President.

Legislative Council Chamber,  
Melbourne, 21st August, 1863.

11. MR. WARDER CAHILL.—Mr. Weeks moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to take into consideration the Report of the Select Committee in the case of Warder Cahill.

Question—put and resolved in the affirmative.

12. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—Mr. Howard moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

13. ALPHINGTON BRIDGE, DAREBIN CREEK.—The Order of the Day for the further consideration, in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of Two thousand pounds, for the purpose of supplementing the expenses of constructing the bridge over the Darebin Creek, at Alphington, having been read—Mr. Speaker left the Chair; and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

SATURDAY, 22ND AUGUST, 1863.

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

Ordered—That the report be received Tuesday, 25th August instant.

14. GOLD PROSPECTORS' COMMITTEE.—The Order of the Day for the consideration in Committee of the whole Assembly of the recommendations contained in the Report from the Gold Prospectors' Committee having been read, Mr. B. G. Davies moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Mr. Snodgrass moved as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "this House will, on Tuesday next, resolve itself into the said Committee."

Debate ensued.

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

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

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the above report.

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

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

15. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 25th August instant :—

“ *Municipalities Acts Amendment Bill—To be further considered in Committee.* ”

“ *Naval and Military Forces Bill—Second reading.* ”

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

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

“ *Teachers of National School Board—Motion for Address—To be considered in Committee.* ”

“ *Woragee District Road Board—Motion for Address—To be considered in Committee.* ”

“ *Judges of Inferior Courts Bill—Second reading.* ”

16. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—

“ *Volunteer Corps Bill (2)—Second reading.* ”

Ordered that the Bill be withdrawn.

17. TRADING COMPANIES BILL.—On the motion of Mr. Levi the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

“ *An Act for the incorporation regulation and winding up of Trading Companies and other Associations.* ”

Question—put and resolved in the affirmative.

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

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

*20th August.*

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be placed upon an Additional Estimate for 1863 a sum as an allowance at the rate of £100 per annum to Mr. W. G. Palmer, Controller of the Refreshment Rooms, from 19th August, 1863.

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

19. MELBOURNE BENEVOLENT ASYLUM.—Mr. Lalor reported from a Committee of the whole a certain resolution which was read, and is as follows :—

*20th August.*

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause to be placed upon an Additional Estimate for 1863 the sum of £1,500, in aid to the Melbourne Benevolent Asylum.

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

20. DEFENCE OF MELBOURNE.—Mr. Woods moved, pursuant to *amended* notice, That this House will, on Tuesday next resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 the sum of £500 for the purpose of testing propositions for the defence of Melbourne against hostile attack.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-minutes past one o'clock until on Tuesday next at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 105.

TUESDAY, 25<sup>TH</sup> AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—  
Census of Victoria, 1861.—Population Tables.—Part III.—Birthplaces of the people.  
Ordered to lie on the Table.  
Mr. McCulloch presented—  
Salaries to Responsible Ministers.—Return to an Address of the Legislative Assembly, dated 20th August instant, for a copy of the schedules of salaries paid to responsible ministers during the continuance in office of the governments of Mr. Heales, Mr. O'Shanassy, and Mr. McCulloch.  
Ordered to lie on the Table.  
Mr. Verdon presented, by command of His Excellency the Governor—  
Victoria Volunteer Force.—Report of the Annual Course of Musketry Instruction of the Force, which was commenced on the 1st October, 1862, and was concluded on the 30th June, 1863.  
Ordered to lie on the Table.  
Mr. Michie presented, by command of His Excellency the Governor—  
Beaufort County Court.—  
District Court of Ararat.—Court of Mines.— } Orders in Council.  
Severally ordered to lie on the Table.
3. PETITION.—Mr. Morton presented a Petition from John McPhillimy, styling himself Chairman of a Public Meeting of the Farmers in the Agricultural Districts of Burrumbeet, Learmonth, and Ascot, praying the House to adopt an amendment proposed in *Lands Sales Acts Amendment Bill*, to substitute 1,920 acres for 640 acres, and that a portion of the agricultural area might be surveyed into allotments varying from 40 to 3,000 acres, in order to enable farmers to combine pastoral and agricultural pursuits.  
Ordered to lie on the Table.  
Mr. Morton presented a Petition from John McPhillimy, styling himself Chairman of a Public Meeting of Farmers and Landholders of the Agricultural Districts of Burrumbeet, Learmonth, and Ascot, praying the House to take into consideration the case of those persons who are entitled to select, but who have not yet obtained their certificates for such purpose, and to grant them a similar extension of six months from the date of the coming into operation of the Land Sales Act Amendment Bill.  
Ordered to lie on the Table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the Third Notice of Motion, General Business, on the paper for to-day.
5. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—Mr. Cohen moved, pursuant to notice, That the amendments made by the Legislative Council in this Bill be now taken into consideration.  
Question—put and resolved in the affirmative.  
And the said amendments were read and are as follow :—
  - (1.) Clause IV., line 23, after “nomination” insert “and that from and after the passing of this Act every citizen or burgess enrolled as the owner or sole occupier of property assessed at a rateable value of less than fifty pounds shall have one vote if such rateable value amount to one hundred pounds and be less than one hundred and fifty pounds he shall have two votes and if it amount to or exceed one hundred and fifty pounds he shall have three votes at every contested election of councillors auditors or assessors.”
  - (2.) Clause X., line 12, leave out “have voted” and insert “shall vote.”  
„ line 13, leave out “have voted” and insert “shall vote.”

- (3.) Clause XVIII., line 39, after "vote" insert "and shall specially mark and set aside for separate custody the ballot papers which they shall then reject."
- (4.) Clause XXXIII., line 21, after "election or" insert "of any."
- (5.) Before Clause XXXV., insert as a heading "Election of Mayor."
- (6.) Before Clause XXXVIII., at end of heading "Election of Treasurer" insert "etc."
- (7.) Clause XXXVIII., line 9, after "appoint" insert "a surveyor and."
- (8.) Clause XLII., line 22, leave out "lands and of every building and tenement or place" and insert "land"
- (9.) Clause XLIII., line 41, after "them" leave out all words to the end of the clause.
- (10.) After Clause XLIII., insert new Clause A, as follows:—  
 "If any person or company shall think himself or themselves aggrieved by any rate made under the authority of this Act or the said recited Acts or any of them it shall be lawful for him or them to appeal to the justices at the next Court of Petty or General Sessions at his or their option held within the said city or town and such justices shall have power to hear and determine the same and to award relief in the premises as the justice of the case may require and the decision of such justices shall be final and conclusive as regards the matter of such appeal and the costs of and attending every such appeal shall abide the event.
- (11.) Clause XLIX., line 37, after "licenses" insert "and of licenses under the Act of the Governor and Legislative Council of New South Wales made and passed in the fourteenth year of the reign of Her present Majesty intituled "An Act to enable the Council of the City of Melbourne to make Bye-laws for the licensing and regulating Hackney Carriages within the City of Melbourne and its vicinity and for regulating the conduct of the Owners and Drivers thereof."
- (12.) Clause LII., line 6 (p. 17), after "be" insert "for market purposes."  
 ,, line 7, after "leases" insert "for the erection thereon of buildings suitable for market purposes and according to a plan to be approved by the Board of Land and Works and to be referred to in such lease."  
 ,, line 9, after "fit" insert "but such power of leasing shall not apply to the land mentioned in Schedule B to this Act."  
 ,, line 12, after "years" insert "provided that such power of leasing shall not apply to the land mentioned in Schedule C to this Act unless and until the Board of Land and Works shall for the entire period of two years from and after the passing of this Act refuse or fail to purchase the said land under the provisions and powers hereinafter in that behalf contained.
- (13.) After Clause LII. insert new Clauses B. and C. as follow:—  
 "B. It shall be lawful for the mayor aldermen councillors and citizens of the said city and on the written demand of the Board of Land and Works they are hereby required to surrender to Her Majesty the piece of land mentioned in Schedule C. to this Act Provided always that before any such demand shall be made the price to be paid for such land shall be ascertained either by agreement between the said Corporations respectively or by a jury as hereinafter mentioned."  
 "C. At any time within two years after the passing of this Act it shall be lawful for the Board of Land and Works to have the value of the said piece of land ascertained by a special jury of twelve men at any *nisi prius* sittings of the Supreme Court and such question shall be tried in the form of an issue which in case of difference between the parties shall be settled by a judge of the Supreme Court Provided always that before any such enquiry of value shall be held a notice in the form in the said Schedule C. shall be served upon the mayor and town clerk of the said city one month before the first day of such sittings."
- (15.) Clause LIV., line 17, after "thereto" leave out "An Act passed by the Governor and Legislative Council of New South Wales in the fourteenth year of the reign of Her Majesty Queen Victoria intituled 'An Act to provide for the establishment of Public Abattoirs in the City of Melbourne and for preventing certain Nuisances therein.'"
- (16.) After Clause LIV., insert new Clause D., as follows:—  
 "D. So much of the fourth section of an Act of the Parliament made and passed in the twenty-first year of the reign of Her present Majesty Queen Victoria intituled 'An Act to restrict the Boundaries of Geelong and to make further Provision for defining the Wards thereof' as is contained in the words 'otherwise than by express legislative enactment any law or authority to the contrary notwithstanding' shall be and the same is hereby repealed."
- (17.) Clause LV, leave out this Clause.
- (18.) Clause LVI, line 6 (page 19), after "upon" insert "and accessible from and communicating with."
- (19.) Clause LXII., line 16, after "upon" insert "and accessible from and communicating with."  
 ,, line 19, after "agent" insert "of an owner but only in so far as to enable such agent to apply to the defrayal of expenses incurred in the formation drainage and repair of any such street court or alley under the authority hereof monies of his principal of which he shall be in the receipt or possession accruing from tenements lawfully chargeable for such expenses."

- (20.) Before Clause LXV. insert the word "Miscellaneous" as a heading.
- (21.) Clause LXV., line 33, leave out "at the time of the passing of this Act shall have been or which" and insert "with the consent in writing of the owner of the fee-simple thereof."
- " line 34, leave out "carriage" and insert "public."
- " line 35, leave out "or footway or part of any carriage way or footway."
- " line 36, leave out "has been or" and insert "with such consent as aforesaid."
- " line 39, leave out "over or."

(22.) After Clause LXV. insert new Clause E as follows:—

"E. In every case where the surface levels of any street in the said city or town have been fixed prior to the passing hereof or hereafter shall be fixed by the council and such levels have been or shall be certified by the surveyor of the said city or town as the permanent levels of such street and buildings have been or shall be erected in accordance with the levels so fixed and certified the owner of every building so erected shall in the event of the said council after the passing hereof altering such levels so as to prejudicially affect the value of such building be entitled to receive such reasonable sum as recompense for such injury as may be awarded to him by the said council provided that in the event of the council refusing to award such recompense or failing to agree with such owner as to the amount thereof such owner may apply to the next court of general sessions of the peace holden at Melbourne or Geelong as the case may be giving notice thereof to the said council and the said court shall have power to summon and empanel a jury to assess the recompense which ought to be paid to such owner for such injury as aforesaid and thereupon the said court shall order the sum assessed by such jury to be paid to such owner and such judgment shall be final to all intents and purposes and it shall be in the discretion of the said court to award costs to either party."

(23.) After Schedule A insert new Schedules B and C as follow:—

"B.

"All that piece of land in the town of Geelong known as Market square and bounded on the north by Malop street on the east by Yarra street on the south by Little Malop street and on the west by Moorabool street."

"C.

"To the Mayor Aldermen Councillors and Citizens of the City of Melbourne.

"We the Board of Land and Works do hereby give you notice that we require to purchase all that piece of land bounded on the north by Collins street on the west by William street on the south by Little Flinders street and on the east by Market street and we do further give you notice that at the *nisi prius* sittings of the Supreme Court to be holden in Melbourne on the            day of            we shall have the value of the said piece of land assessed by a special jury of twelve men in order that the same may be surrendered to Her Majesty.

"Given under our common seal this            day of            ."

Mr. Cohen moved, That amendment (1.) be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 20.

Mr. Bennett,	Mr. Morton,
Mr. Brodribb,	Mr. O'Connor,
Mr. Cohen,	Mr. A. J. Smith,
Mr. J. Davies,	Mr. Smyth,
Mr. Gavan Duffy,	Mr. Snodgrass,
Mr. Howard,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	
Mr. Kirk,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. McDonald,	Mr. Anderson,
Mr. Mollison,	Mr. Hood.

Noes, 23.

Mr. Berry,	Mr. Ramsay,
Mr. Casey,	Mr. Richardson,
Mr. Don,	Mr. L. L. Smith,
Mr. Foott,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Weeks,
Mr. Heales,	Mr. Woods,
Mr. Higinbotham,	Mr. Wright.
Mr. Houston,	
Mr. McLellan,	
Mr. Michie,	<i>Tellers.</i>
Mr. O'Grady,	Mr. B. G. Davies,
Mr. Orr,	Mr. Macgregor.

And so it passed in the negative.

And the other of the said amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly agree to some of the amendments made by the Legislative Council, but they disagree to one of such amendments, in which they desire the concurrence of the Legislative Council.

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

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

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

7. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill, intituled, "*An Act to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively and to extend and apply other existing Acts thereto,*" and acquaint the Legislative Assembly that they insist on the amendment made by the Legislative Council in Clause IV. of the Bill, for the following reason, viz. :—That, as both Houses have, during the present Session, embodied in the Local Government Bill the principle of that amendment, manifest inconveniences would arise if an exception were made in the case of Melbourne and Geelong.

(Signed)

J. F. PALMER,

Legislative Council Chamber,

President.

25th August, 1863.

Ordered to be taken into consideration to-morrow.

THWELL BRIDGE, LITTLE RIVER.—Mr. Cummins moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting him to place the sum of £1200 upon an Additional Estimate for 1863 to construct a bridge over the Little River at Rothwell.

Debate ensued.

Question—put and negatived.

9. IMPRISONMENT FOR DEBT BILL.—Dr. Mackay moved, That this Bill be now read a second time.

Debate ensued.

Motion by leave withdrawn.

- LOCAL GOVERNMENT OFFICERS BILL.—Dr. Mackay moved, That this Bill be now read a second time.

Question—put and negatived.

- 1.—MERCANTILE LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, Mr. Levi moved, That the amendments be now taken into consideration.

Question—put and negatived.

12. MR. WARREN CAHILL.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on this case having been read, Mr. Weeks moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Debate ensued.

Question—put and negatived.

13. ALPHINGTON BRIDGE, DAREBIN CREEK.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

21st August.

Resolved—That an Address be presented to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 the sum of Two thousand pounds, for the purpose of supplementing the expenses of constructing the bridge over the Darebin Creek, at Alphington.

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

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

"*Volunteer Act Amendment Bill—Second reading,*" until Friday, 28th August instant;

"*Municipalities Acts Amendment Bill—To be further considered in Committee,*"

"*Naval and Military Forces Bill—Second reading,*"

"*Ways and Means—To be further considered in Committee,*"

and

"*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*" until to-morrow;

"*Mr. Hines—Motion for Address—To be considered in Committee,*" until Thursday, 27th August instant;

"*Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,*" until to-morrow;

"*Petroleum Storage Bill—Second reading,*" and

"*Teachers of National School Board—Motion for Address—To be considered in Committee,*" until Friday, 28th August instant;

"*Worajee District Road Board—Motion for Address—To be considered in Committee,*"

"*Judges of Inferior Courts Bill—Second reading,*" and

"*Gold Prospectors—Report of Select Committee—To be further considered in Committee,*" until to-morrow.

15. DEFENCES OF MELBOURNE.—The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 the sum of £500 for the purpose of testing propositions for the defence of Melbourne against hostile attack, having been read, on the motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

WEDNESDAY, 26TH AUGUST, 1863.

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

Ordered—That the report be received this day.

16. MERCANTILE LAW AMENDMENT BILL.—Mr. Levi moved, by leave of the Assembly, That the following Order be restored to the Paper for this Day :—

*Mercantile Law Amendment Bill—Amendments of Legislative Council—To be taken into consideration.*

Assembly adjourned at five minutes past twelve o'clock until four o'clock, p.m., this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 106.

WEDNESDAY, 26TH AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Sullivan, by command of His Excellency the Governor, presented—  
Gold Fields Act.—Order in Council.—Additional Polling Place for mining district of Ballaarat.  
Ordered to lie on the Table.  
Mr. Higinbotham presented—  
Criminal Returns.—Return to an Order of the Legislative Assembly, dated 26th March, 1863, for a Return showing the number of committals and the number of convictions of persons for rapes and criminal sexual assaults respectively, on infant females under the age of twelve years, for the years ending the 31st December, 1860; 31st December, 1861; 31st December, 1862.  
Ordered to lie on the Table.  
Mr. Verdon presented, by command of His Excellency the Governor—  
Military.—Correspondence relative to the removal of troops to New Zealand.  
Ordered to lie on the Table.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the several Orders of the Day, Government Business, General Business, Nos. 1 and 2, be postponed until after the consideration of the third Order of the Day, General Business, on the Paper for to-day.
4. MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.—The Order of the Day for the consideration of the Message from the Legislative Council insisting on their amendment in Clause IV. of this Bill having been read, Mr. Cohen moved, That the Assembly do not insist in their disagreement to such amendment.  
Debate ensued.  
Question—put.  
Assembly divided.

Ayes, 24.		Noes, 18.
Mr. Brodribb,	Mr. Morton,	Mr. Casey,
Mr. Cohen,	Mr. O'Connor,	Mr. B. G. Davies,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Foott,
Mr. Francis,	Mr. A. J. Smith,	Mr. Gillies,
Mr. Howard,	Mr. Smyth,	Mr. Heales,
Mr. Kyte,	Mr. Snodgrass,	Mr. Higinbotham,
Mr. Lalor,	Mr. Verdon,	Mr. Houston,
Mr. Levey,	Mr. Wilson,	Mr. McLellan,
Mr. Loader,	Mr. Wood.	Mr. O'Grady,
Capt. Mac Mahon,		Mr. Orr,
Mr. McCulloch,	<i>Tellers.</i>	
Mr. Michie,	Mr. Anderson,	
Mr. Mollison,	Mr. Bennett.	

And so it was resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly do not insist in disagreeing to the amendment made by the Legislative Council in Clause IV. of this Bill.

5. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, on Friday, 28th August instant, again resolve itself into the said Committee.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to exempt certain contracts from the Law of Partnerships,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 26th August, 1863.

Ordered to be taken into consideration Friday, 28th August instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Electoral Act 1863,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 26th August, 1863.

Ordered to be taken into consideration Friday, 28th August instant.

7. MR. P. C. BUCKLEY.—Mr. Orkney moved, pursuant to *amended* notice, That this House will, on Friday next, resolve itself into a Committee of the whole for the purpose of considering the following resolution, being the recommendation contained in the report of a Select Committee appointed by this House last session to consider the case of Mr. P. C. Buckley :—

That an Address be presented to His Excellency the Governor, requesting him to place upon the Estimates for 1863 a sum of £3123 as compensation to Mr. Buckley.  
Debate ensued.

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

THURSDAY, 27TH AUGUST, 1863.

Question—put and resolved in the affirmative.

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

" *Municipalities Acts Amendment Bill—To be further considered in Committee,*"

" *Naval and Military Forces Bill—Second reading,*"

" *Ways and Means—To be further considered in Committee,*"

" *Supply—To be further considered in Committee,*" and

" *Chewton Railway Station—Report of Select Committee—To be considered in Committee,*" until Friday 27th August instant.

" *Pleuro-pneumonia in Cattle Act Amendment Bill—To be further considered in Committee,*" until Tuesday, 1st September next.

" *Refreshment Rooms—Report of Select Committee—To be considered in Committee,*" until Wednesday, 2nd September next.

" *Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,*" until Tuesday, 1st September next.

" *Worajee District Road Board—Motion for Address—To be considered in Committee,*" until Friday, 27th August instant ;

" *Judges of Inferior Courts Bill—Second reading,*" and

" *Gold Prospectors—Report of Select Committee—To be further considered in Committee,*" until Tuesday, 1st September next.

9. DEFENCES OF MELBOURNE.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

25th August.

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 the sum of £500 for the purpose of testing propositions for the defence of Melbourne against hostile attack.

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

10. MERCANTILE LAW AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Wood the said amendments were read, and are as follow :—

Leave out the title, and insert new title as follows :—

" *An Act for the Amendment of the Mercantile Law.*"

Clause VI., line 5, leave out "imprisoned with or without" and insert "kept to."

„ line 5, after "labor" insert "on the roads or other public works of the colony."

„ line 6, leave out "seven" and insert "ten."

- Clause VI., line 6, leave out "one year" and insert "five years or to suffer such other punishment by fine or imprisonment or by both as the Court shall award."  
 „ line 11, leave out "fine or imprisonment or both" and insert "any of the punishments which the court shall award as hereinbefore last mentioned."  
 „ line 27, after "aggrieved" insert "or if he shall have disclosed the same in any examination or deposition made under any Act now or hereafter to be in force relating to bankrupts or insolvents."  
 Clause VII., line 42, before "insolvency" insert "bankruptcy or."  
 „ line 43, before "redeemed" insert "so."  
 „ line 46, before "insolvency" insert "bankruptcy or."  
 Clause VIII., line 51, leave out "herein" and insert "hereinbefore."  
 „ line 51, after "construed" insert "to alter or repeal any Act passed during this present session of Parliament or."  
 Clause X., line 12, before "proceeding" insert "other."  
 Clause XI., line 17, after "persons or" leave out "of" and insert "to."  
 „ line 18, after "firm" insert "and no promise to answer for the debt, default or miscarriage of a firm consisting of two or more persons or of a single person trading under the name of a firm."  
 „ line 21, leave out "on" and insert "in."  
 Clause XII., line 41, leave out "proceedings" and insert "proceeding."  
 Clause XIII., line 49, before "parts" insert "said."  
 Clause XIV., leave out this Clause.  
 After Clause XIII. insert new Clauses A and B.  
 A. The several days and anniversaries mentioned in the first schedule to this Act may be known as bank holidays and after the last day of December in this present year shall for all purposes whatever as regards bills of exchange and promissory notes be treated and considered as a Sunday.  
 B. The Governor's proclamation shall for all purposes whatever as regards bills of exchange and promissory notes have the same force and effect in this Colony as Her Majesty's proclamation has in England by virtue of the statutes mentioned in the last schedule to this Act.  
 Clause XV., line 3, after "Wales" insert "Queensland."  
 Clause XVI., line 7, after "merchant" insert "their factors or servants."  
 Clause XVII., line 15, leave out "after the passing of this Act become" and insert "be."  
 „ line 19, after "the" insert "period so fixed for the same by reason only of such person or some one or more of such persons being at the time of such cause of action or suit accrued beyond the."  
 Clause XVII., line 20, leave out "of the aforesaid enactment" and insert "such Act."  
 After Clause XVII. insert new clause C :—  
 "C. Where such cause of action with respect to which the period of limitation is fixed by any such Act lies against two or more joint debtors the person who shall be entitled to the same shall not be entitled to any time within which to commence and sue any such action or suit against one or more of such joint debtors who shall not be beyond the seas at the time such cause of action or suit accrued by reason only that some one or more of such joint debtors was or were at the time such cause of action accrued beyond the seas and such person so entitled as aforesaid shall not be barred from commencing and suing any action or suit against the joint debtor or joint debtors who was or were beyond seas at the time the cause of action or suit accrued after his or their return from beyond seas by reason only that judgment was already recovered against one or more of such joint debtors who was not or were not beyond seas at the time aforesaid."  
 Clause XIX., line 35, leave out "forwarding" and insert "for avoiding."  
 Insert two schedules.

THE FIRST SCHEDULE.

New Year's Day	Queen's Birthday
St. Patrick's Day	Queen's Accession
Easter Monday	Separation Day
St. George's Day	St. Andrew's Day

THE LAST SCHEDULE.

Date of Act.	Title of Act.
7 and 8 Geo. c. 15. ...	<i>An Act for declaring the Law in relation to Bills of Exchange and Promissory Notes becoming payable on Good Friday and Christmas Day.</i>
6 and 7 Wm. IV. c. 58	<i>An Act for declaring the Law as to the day on which it is requisite to present for payment to the acceptors or acceptor supra protest for honor or to the referees or referee in case of need Bills of Exchange which had been dishonored.</i>

The several amendments to, and inclusive of, the amendment in Clause XIX of this Bill, were read a second time and agreed to by the Assembly.

And the said amendment to insert "first schedule" was read a second time.

Mr. McCulloch moved, That the Assembly disagree to the insertion of "St. Patrick's Day," "St. George's Day," "Queen's Accession," "Separation Day," and "St. Andrew's Day," in this schedule.

Question—put and resolved in the affirmative.

Question—That the Assembly agree to the said amendment, as so amended—put and resolved in the affirmative.

And the said amendment, "the last schedule," was read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly agree to some of the amendments, and to one of the amendments with amendments, with which they desire the concurrence of the Legislative Council.

11. ADJOURNMENT.—Mr. McCulloch, by leave of the Assembly, moved, That the House at its rising this day, adjourn until Friday, 28th August instant.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-six minutes to one o'clock until four o'clock on Friday next.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 107.

FRIDAY, 28TH AUGUST, 1863.

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

Railways—Break-power. Reply to question put by Mr. Levey, this day, as to what steps the Government intend taking to remedy the deficiency of break-power upon the Victorian Railways.

Read and ordered to lie on the Table.
3. DAYS OF BUSINESS.—Mr. McCulloch moved, by leave of the Assembly, That the Sessional Order passed by this House on the 11th November last be read and rescinded, and that, for the remainder of this Session, the House meet on Monday, Tuesday, Wednesday, Thursday, and Friday in each week, and that the hour of meeting be four o'clock, p.m.

Question—put and resolved in the affirmative.

4. BALLAARAT TO ARARAT AND HAMILTON ROAD.—Mr. McLellan moved, pursuant to notice given by Dr. Girdlestone, That there be laid upon the Table of the House a Return showing—
  - (1.) How the vote of 1862 for the construction of a road from Ballaarat to Ararat and Hamilton, by Wickliffe, has been expended.
  - (2.) Whether any of the vote has been entrusted, conditionally or otherwise, to District Road Boards; and, if so, how has it been expended by such Boards.

Question—put and resolved in the affirmative.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—

“*Volunteer Act Amendment Bill—Second reading,*” until Monday, 31st August instant; and

“*Electoral Act 1863 Amendment Bill—Amendments of Legislative Council—To be taken into consideration,*” until after the consideration of the other Orders for to-day.
6. LAND ACT AMENDMENT BILL (2).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Mr. Heales moved, That this Bill be re-committed to the Committee of the whole Assembly, for re-consideration.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved into a Committee of the whole for the re-consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration, Monday, 31st August instant—Bill as amended to be printed.

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

- “*Electoral Act 1863 Amendment Bill—Amendments of the Legislative Council—To be taken into consideration,*”
- “*Municipalities Acts Amendment Bill—To be further considered in Committee,*”
- “*Naval and Military Forces Bill—Second reading,*”
- “*Ways and Means—To be further considered in Committee,*”
- “*Supply—To be further considered in Committee,*” and
- “*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Monday, 31st August instant;
- “*Petroleum Storage Bill—Second reading,*” and
- “*Teachers of National School Board—Motion for Address—To be considered in Committee,*” until Tuesday, 1st September next;
- “*Partnerships Bill—Amendments of the Legislative Council—To be taken into consideration,*” until Monday, 31st August instant;
- “*Mr. P. C. Buckley—Motion for Address—To be considered in Committee,*” until Tuesday, 1st September next;
- “*Chewton Railway Station—Report of Select Committee—To be considered in Committee,*” until Wednesday, 2nd September next;
- “*Woragee District Road Board—Motion for Address—To be considered in Committee,*” and
- “*Mr. Hines—Motion for Address—To be considered in Committee,*” until Monday, 31st August instant.

8. **POLICE FORCE COMMITTEE.**—Mr. Levey moved, pursuant to notice given by Mr. Aspinall, That there be laid upon the Table of the House, a Return of the cost of the investigation by Select Committees on the Police Force, showing—

- (1.) Expenses of witnesses.
- (2.) Time occupied by the short-hand writer in taking down the evidence, and the value of such time.
- (3.) The cost of producing the report, specifying—
  - The cost of composition and correction;
  - The cost of the paper consumed, and
  - The cost of printing the same.
- (4.) Any other expenses incurred in connection therewith; also the number of days of sitting.

Question—put and resolved in the affirmative.

Assembly adjourned at twelve o'clock until Monday next at four o'clock.

FRAN<sup>s</sup>. MURPHY,  
*Speaker*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 108.

MONDAY, 31st AUGUST, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. McCulloch presented a Petition from certain members of the Congregation of Christians assembling in the Temperance Hall, Melbourne, praying the House would abolish at once and for ever all State Aid to Religion.  
Ordered to lie on the Table.  
Mr. Heales presented a Petition from certain ratepayers of the Municipality of Brunswick, praying the House to reject the portions of the Municipalities Act Amendment Bill to which reference is made in the Petition, and introduce clauses of the same effect retaining the same general principles, and which are contained in the existing Municipal Act.  
Petition read, and ordered to lie on the Table.  
Mr. L. L. Smith presented a Petition from certain fishermen of Queenscliff, praying the House to take their grievance set forth in the Petition into consideration, and through enquiry adopt such measures as might tend to a speedy redress.  
Ordered to lie on the Table.
3. PAPERS.—Mr. Francis presented by command of His Excellency the Governor—  
Introduction of Vinedressers.—Despatch from the Right Honorable the Secretary of State, enclosing copy of a note from the French Ambassador, remonstrating against any measures for procuring the emigration of vinedressers from French territory without the previous sanction of the French Government.  
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fifth Report from this Committee.  
Ordered to lie on the Table and to be printed.
5. VOLUNTEER ACT AMENDMENT BILL.—Mr. Verdon moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put and resolved in the affirmative—Bill read a second time.  
Mr. Verdon moved, That this Bill be now committed to a Committee of the whole Assembly.  
Question—put and resolved in the affirmative.  
And on the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.  
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
6. ELECTORAL ACT 1863 AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham, the same were read and are as follows :—  
Clause VIII., line 56, before “endorse” insert “shall permit any of the scrutineers who may desire to do so to affix his or their seals to such parcels and shall.”  
Clause X., line 21, before “endorse” insert “also permit to be sealed up by the scrutineers and shall.”  
And the said amendments were read a second time and agreed to by the Assembly.  
Clause XVIII., leave out this clause.  
And the said resolution was read a second time.  
Mr. Higinbotham moved, That the Assembly disagree with the Council in this amendment.  
Debate ensued.  
Question—put and resolved in the affirmative.

Ordered—That this Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly agree to some of the amendments and disagree with one of such amendments.

7. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—

*“Land Act Amendment Bill (2)—Consideration of Report.”*

8. LAND ACT AMENDMENT BILL (2).—Mr. Heales moved, That this Bill be now recommitted to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

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

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

9. NAVAL AND MILITARY FORCES BILL.—Mr. Verdon moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

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

Ordered—That the Report be received to-morrow.

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

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

11. PARTNERSHIPS BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Michie the same were read and are as follow :—

(1.) Preamble, before “Legislative Assembly” leave out “the.”

(2.) Clause I., line 9, after “itself” insert “nor shall the receipt of such share.”

(3.) Clause II., line 13, after “creditors” insert “for debts or liabilities contracted in carrying on such trade or undertaking by the person carrying on the same.”

(4.) Clause IV., line 23, leave out “when.”

„ line 26, after “and” insert “during one whole week, Sunday excepted.”

„ line 27, leave out “four” and insert “six.”

„ line 27, after “date of” insert “the last publication of.”

„ line 28, after “notice” insert “but no longer.”

(5.) Clause IV., line 1 (p. 2), leave out “and specified in such notice of withdrawal” and insert “but such amount shall not be applicable to the payment of the debt of any creditor of the person carrying on such trade or undertaking unless such debt shall have been contracted before the first publication of the said notice.”

(6.) Clause IV., line 3, leave out “during twelve months from the time of its withdrawal” and insert “for the period during which an action at law might be brought on such agreement and in that case such amount shall be applicable to the payment of all debts contracted by the person carrying on such trade or undertaking and in either of the cases aforesaid the whole of such amount or such portion thereof as shall not be applicable as aforesaid shall be repaid to the person so withdrawing as aforesaid his executors and administrators.”

(7.) Clause V., line 7, after “itself” insert “nor shall the receipt of such share.”

(8.) Clause IX., line 30, after “master” (at end of line) insert “on being satisfied by affidavit that such summons was properly served a sufficient time before the return thereof.”

(9.) Clause X., line 34, after “office” insert “in the form.”

(10.) Clause X., line 35, leave out “he requires” and insert “may be required.”

(11.) Clause XII., line 45, after “matter” insert “or proceeding.”

And the said amendments, 1 to 5 inclusive, were read a second time and agreed to by the Assembly.

Amendment 6 having been read a second time, on the motion of Mr. Mollison the same was amended by leaving out the words “by the person” from the fourth line, and inserting

instead thereof the word "in"; by inserting after the word "undertaking" in the fifth line the words "by the person carrying on the same;" by omitting from the same line the words "the whole of such amount or;" by omitting the word "thereof" from the sixth line thereof, and inserting instead thereof the words "of the amount;" and by omitting from the same line the words "be applicable as aforesaid" and inserting instead thereof the words "have been so applied."

And the Assembly agreed to the said amendment as so amended.

And the said amendments, 7 to 10, both inclusive, were read a second time and agreed to by the Assembly.

And the said amendment 11, was read a second time.

On the motion of Mr. Mollison, the Assembly disagreed to such amendment.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly agree to some of the amendments, disagree to one of such amendments, and agree to another of the amendments with amendments, with which they desire the concurrence of the Legislative Council.

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

*"Municipalities Acts Amendment Bill—To be further considered in Committee,"*

*"Ways and Means—To be further considered in Committee,"*

*"Impounding Acts Amendment Bill—To be further considered in Committee,"*

*"Woragee District Road Board—Motion for Address—To be considered in Committee,"* until to-morrow;

*"Mr. Hines—Motion for Address—To be considered in Committee,"* until Wednesday, 2nd September next.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 109.

TUESDAY, 1ST SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Lambert presented a Petition from certain ratepayers of the Municipality of Richmond, praying this House to reject such portions of the Municipal Act Amendment Bill which propose to deprive the occupiers of small properties of the municipal franchise as at present enjoyed, and also those portions conferring a plurality of votes.  
● Petition read and ordered to lie on the Table.
3. SUPPLY.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read and are as follow:—  
(31st August.)  
FURTHER ADDITIONAL ESTIMATES FOR 1863.  
Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges for the year 1863 for the several services hereunder specified—

	£	s.	d.	£	s.	d.
<b>IV.—TREASURER.</b>						
DIVISION No. 47.						
MISCELLANEOUS.						
Sub-divisions.—( <i>Inalterable</i> ).						
No. 10.—Expenses of Appeal in the case of <i>Dill v. Murphy</i> , in addition to £500 on Additional Estimates ...	600	0	0			
No. 17.—Reimbursement to Patrick O'Brien, Esq. (Chairman of the Bench, Hawthorn)—costs of an action— <i>Smith v. O'Brien</i> ... ..	97	0	0			
No. 18.—Compensation to R. Taylor, late Stable-keeper at Parliamentary Stables, for loss of office ...	100	0	0			
No. 19.—To reimburse John Holmes—expenses incurred on account of injuries sustained by a fall from Hawthorn Bridge, during progress of work ...	143	0	0			
No. 20.—Compensation to Constable P. Ward, for certain private property destroyed by fire ... ..	55	15	0			
No. 21.—Gratuity to Mr. L. Fitzmaurice, Bailiff of the County Court and Court of Mines, Dunolly, to be removed on account of infirmity... ..	76	4	10			
No. 22.—For the purchase of 34 acres and 6 perches of land in the Parish of Yangardook, County of Bourke, to be conveyed to R. Snowball in lieu of land erroneously sold ... ..	170	3	9			
No. 23.—To defray the expenses of celebrating the Royal Marriage ... ..	2,500	0	0			

	£	s.	d.	£	s.	d.	
<b>IV.—TREASURER—continued.</b>							
<b>DIVISION No. 47—continued.</b>							
<b>MISCELLANEOUS.</b>							
Sub-divisions—(Inalterable).							
No. 24.—To redeem Debentures lost per <i>Colombo</i> , viz. :—							
Water and Sewerage Debentures Nos. 4957 to 4968, payable 1st January, 1867...	1,200	0	0				
Mount Alexander Railway Debentures, Nos. 242, 278, and 310, payable 1st April, 1873...	300	0	0				
No. 25.—Advertising ... ..	4,000	0	0				
No. 26.—Gratuity to the Widow of the late Samuel Edward Freeman, Superintendent of Police...	450	0	0				
No. 28.—For the Preliminary Expenses incurred in the formation of the Geelong, Ballaarat and North Western Railway Company ... ..	2,000	0	0				
No. 29.—Compensation to Dennis McKenna, late Police Constable, for injuries received in the execution of his duty ... ..	200	0	0				
No. 30.—Gratuity to the widow of the late Richard Laffan, Senior Sergeant of Police ... ..	165	2	5				
No. 31.—Gratuity to the widow of the late Mr. Norman Campbell, Registrar-General ... ..	400	0	0				
No. 32.—Expenses of Pounds ... ..	250	0	0				
No. 33.—Allowance to Mr. Gains for acting as Secretary to the Commission on Municipal and Charitable Institutions ... ..	50	0	0				
No. 34.—For the removal of the Meteorite from Cranbourne ... ..	100	0	0				
No. 35.—Gratuity to the widow of the late Mr. A. Bible, Secretary to the Audit Commissioners ... ..	400	0	0				
No. 36.—Gratuity to Mr. Samuel Lapham, late Clerk of the Peace at Kilmore, in addition to his pension of £80 per annum ... ..	350	0	0				
				13,607	6	0	
<b>V.—COMMISSIONER OF CROWN LANDS AND SURVEY.</b>							
<b>DIVISION No. 48.</b>							
<b>SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.</b>							
Subdivision No. 2.							
Increase of salaries of two officers in 3rd class, from £400 to £450 per annum ... ..					100	0	0
<b>DIVISION No. 49.</b>							
<b>DEPARTMENTAL CONTINGENCIES.</b>							
Subdivision No. 1.							
<b>SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.</b>							
Expenses of District and Assistant Surveyors in attending Meetings of Arbitrators ... ..	500	0	0				
Commission on Sale of Lands ... ..	200	0	0				
To cover the Expense of extra security given by the Gentlemen in the Public Service appointed Land Officers without additional remuneration ... ..	25	0	0	725	0	0	
				825	0	0	

	£	s.	d.	£	s.	d.
<b>VI.—COMMISSIONER OF PUBLIC WORKS.</b>						
DIVISION No. 56.						
WORKS AND BUILDINGS.						
Subdivision No. 1.						
WHARVES, JETTIES, AND HARBORS.						
Repairs, &c., Patent Slip at Williamstown ... ..	1,200	0	0			
Subdivision No. 5.						
LUNATIC ASYLUMS.						
Repairs, Furniture, &c., at Yarra Bend, in addition to £2,500 on the original Estimates ... ..	2,500	0	0			
Subdivision No. 7.						
COURT HOUSES.						
1. Repairs, &c. ... ..	1,000	0	0			
Subdivision No. 9.						
LIGHTHOUSES AND LIGHT SHIPS.						
4. For the purchase money with interest of the site for the Lighthouse at Rabbit Island, Belfast ... ..	135	0	0			
Subdivision No. 17.— <i>Inalterable.</i>						
WATER SUPPLY TO THE GOLD FIELDS.						
3. Storage and conduction of Water, &c., &c.; renewal of portion of vote of 1862 ... ..	700	0	0			
4. Water supply to the Maryborough district ... ..	550	0	0			
	1,250	0	0			
Subdivision No. 19.— <i>Inalterable.</i>						
MISCELLANEOUS.						
3. Towards a National Museum, in addition to £4,500 ...	1,200	0	0			
				7,285	0	0
<b>VII.—COMMISSIONER OF TRADE AND CUSTOMS.</b>						
DIVISION No. 57.						
CUSTOMS.						
Subdivision No. 1.						
OFFICE (INCLUDING IMMIGRATION).						
Two Fifth-class Clerks, at £175 each ... ..				350	0	0
DIVISION No. 64.						
DEPARTMENTAL CONTINGENCIES.						
Subdivision No. 1.						
CUSTOMS, INCLUDING IMMIGRATION.						
Towards the purchase of weights and measures, in addition to £3,000 on Additional Estimates ... ..				850	0	0
DIVISION No. 66 a.						
IMMIGRATION.						
To defray Passage Warrants issued against Vote No. 77   1 of 1861 lapsed ... ..				1,300	0	0
				2,500	0	0

<b>VIII.—POSTMASTER-GENERAL.</b>		£ s. d.	£ s. d.
<b>DIVISION No. 67.</b>			
Subdivision No. 1. GENERAL POST OFFICE.			
One Clerk of the 4th class, from 1st April, 1863 (transferred from Ararat) ... ..		200 0 0	
Two Clerks of the 5th class, in addition to amounts voted, viz. :—			
One ... ..	£9 14 7		
One ... ..	£9 17 4		
		19 11 11	
		219 11 11	
Subdivision No. 3. BALLAARAT.			
Two additional Sorters, at 11s. per working day ...		344 6 0	
PORTLAND.			
One Clerk of the Fifth Class—Increment ... ..		16 13 4	
			580 11 3
<b>DIVISION No. 68.</b>			
ELECTRIC TELEGRAPH.			
Subdivision No. 1.			
GENERAL SUPERINTENDENT'S OFFICE.			
One Clerk of the 4th Class, at £350, removed into the 3rd Class, at £375, from 1st June ... ..		14 11 8	
Subdivision No. 2. MELBOURNE STATION.			
One Messenger from 1st June, at 5s. per working day ...		46 0 0	
Subdivision No. 3. OTHER STATIONS.			
<i>Ballaarat.</i>			
One Assistant Operator of the 5th class, at £100 ...		100 0 0	
One Messenger, at 5s. per working day ... ..		78 5 0	
		178 5 0	
<i>Sandhurst.</i>			
One Messenger from 1st June, at 5s. per working day ...		46 0 0	
<i>Rutherglen.</i>			
Manager—Increment in addition to £200 voted ...		25 0 0	
<i>Buninyong.</i>			
Manager—Increment in addition to £200 voted ...		25 0 0	
Subdivision No. 4. GENERAL.			
Two Operators in training—Increment in addition to £160 voted ... ..		33 6 8	
			368 3 4
<b>DIVISION No. 70.</b>			
DEPARTMENTAL CONTINGENCIES.			
Subdivision No. 1.			
POST OFFICE.			
For additional and occasional assistance, allowance for overtime in sorting English Mails, and to meet unforeseen requirements; in addition to £3,750 ... ..		1,500 0 0	
<b>DIVISION No. 70.</b>			
Subdivision No. 3.			
MINING DEPARTMENT.			
Expenses of new Gold Fields, unforeseen and accidental expenses in connection with the Mining Department, Chinese Protectorate, and travelling expenses ...		200 0 0	
For the purchase of ground taken in construction of Government Reservoir in the parish of Bungaree, belonging to W. H. Foster, Esq., 16a. 3r. 20p., at £12 per acre ...		202 10 0	
		402 10 0	
			1,902 10 0
			2,851 4 7

**IX.—COMMISSIONER OF RAILWAYS AND  
ROADS AND BRIDGES.**

			£	s.	d.	£	s.	d.
DIVISION, No. 72.								
ROADS AND BRIDGES.								
<i>For six months, from 1st July, to 31st December, 1863</i>								
No.	Class.	Schedule.						
2	2	—	Secretary, at £600 ; Treasurer, £550 ;	575	0	0		
1	3	—	Clerk, at £393 6s. 8d. ... ..	196	13	4		
1	4	—	Draftsman, at £350 ... ..	175	0	0		
3	4	—	Clerks—Two at £300, one at £275 ...	437	10	0		
1	5	—	Clerk, at £91 13s. 4d. ... ..	45	16	8		
1	—	3	Messenger, £40 ... ..	20	0	0		
1	1	1	Inspector-General of Roads, at £800 ...	400	0	0		
2	2	—	Road Engineers—One at £550, one at £516 13s. 4d. ... ..	533	6	8		
2	3	—	Road Engineer at £450 ... ..	450	0	0		
<i>For three months, from 1st July, to 30th September, 1863.</i>								
3	3	—	Road Engineers—Two at £425, one at £320 ... ..	292	10	0		
						<b>3,125</b>	<b>16</b>	<b>8</b>
DIVISION, No. 73.								
DEPARTMENTAL CONTINGENCIES.								
ROADS.								
Allowance in lieu of forage, and purchase of horses, to the Inspector-General of Roads and four Road Engineers, for six and three Road Engineers for three months at £140 each per annum .. ..			455	0	0			
Travelling expenses ... ..			2,000	0	0			
Stores ... ..			200	0	0			
Temporary assistance of Engineers, Draftsmen, Clerks, Overseers, &c. ... ..			2,760	0	0			
						<b>5,415</b>	<b>0</b>	<b>0</b>
DIVISION, No. 75.								
RAILWAYS.								
Subdivision, No. 2.								
STATIONS.								
Assistant Traffic Superintendent, at £550, from 1st March			...			458	6	8
						<b>8,999</b>	<b>3</b>	<b>4</b>

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

**I.—CHIEF SECRETARY.**

		£	s.	d.	£	s.	d.
DIVISION No. 21.							
EDUCATION.							
Subdivision No. 2.							
To defray the expense of carrying into effect the Common Schools Act ; in addition to £91,700 ... ..		...			16,700	0	0

And the said resolution was read a second time.

On the motion of Mr. Verdon, the Assembly ordered that the said resolution be amended  
by omitting therefrom the words "in addition to £91,700."

And the said resolution as so amended was agreed to by the Assembly.

## ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863 for the services hereunder specified, being—

<b>IV.—TREASURER.</b>				£	s.	d.	£	s.	d.
DIVISION No. 43.									
	For the Erection of a National Gymnasium	...	...				493	12	0
<hr/> <b>I.—CHIEF SECRETARY.</b> <hr/>									
DIVISION No. 21.									
EDUCATION.									
INSPECTION AND CLERICAL STAFF.									
Subdivision No 1.									
	Inspector General	...	...	1,000	0	0			
	Senior Inspector	...	...	750	0	0			
	Two organizing Inspectors, at £650	...	...	1,300	0	0			
	Three first-class Inspectors, at £600	...	...	1,800	0	0			
	Two second-class Inspectors, at £500	...	...	1,000	0	0			
	Secretary	...	...	700	0	0			
	Accountant	...	...	450	0	0			
	Five clerks—one at £325, one at £300, one at £250, one at £225, and one at £100	...	...	1,200	0	0			
	Messenger and Housekeeper	...	...	100	0	0			
				8,300	0	0			

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

## SUPPLY—ESTIMATES FOR 1862.

Resolved—That the sum hereinafter mentioned be granted to Her Majesty to defray the additional supplementary charge for the year 1862 for the service hereunder specified, being—

<b>IV.—TREASURER.</b>				£	s.	d.	£	s.	d.
DIVISION No. 51.									
MISCELLANEOUS.									
( <i>Subdivisions inalterable</i> ).									
Subdivision No. 1.									
	Advertising, in addition	...	...	500	0	0			

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

4. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered, That the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the first Order, General Business, on the paper for to-day.
5. **PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.  
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the Orders of the Day, Government Business, and the second Order, General Business, be postponed until after the consideration of the third Order, General Business, on the paper for to-day.
7. **JUDGES OF INFERIOR COURTS BILL.**—Mr. Wood moved, That this Bill be now read a second time.  
Debate ensued.  
Question—put.

Assembly divided.

Ayes, 15.  
 Mr. J. Davies, Mr. Mollison,  
 Dr. Girdlestone, Mr. O'Shanassy,  
 Mr. Haines, Mr. J. T. Smith,  
 Mr. Higinbotham, Mr. Verdon.  
 Mr. Hood,  
 Mr. Ireland, *Tellers.*  
 Mr. Kyte, Mr. Wood,  
 Dr. Macadam, Mr. Levi,  
 Mr. McDonald,

Noes, 28.  
 Mr. Bennett, Mr. Michie,  
 Mr. Casey, Mr. Morton,  
 Mr. Cohen, Mr. Orkney,  
 Mr. B. G. Davies, Mr. Ramsay,  
 Mr. Don, Mr. Sinclair,  
 Mr. Foott, Mr. Strickland,  
 Mr. Francis, Mr. Sullivan,  
 Mr. Gillies, Mr. Tucker,  
 Mr. Grant, Mr. Weeks,  
 Mr. Heales, Mr. Woods,  
 Mr. Houston, Mr. Wright.  
 Mr. J. S. Johnston,  
 Capt. Mac Mahon, *Tellers.*  
 Mr. McCulloch, Mr. Anderson,  
 Mr. McLellan, Mr. Macgregor.

And so it passed in the negative.

8. LAND ACT AMENDMENT BILL (2.)—The several amendments made by the Committee of the whole in this Bill to and inclusive of those in Clause XXXVIII. were read and agreed to by the Assembly.

Amendment to insert new Clause L read.

Mr. Ramsay moved, That the said amendment be amended by adding thereto the words, "and the word 'cattle,' in the seventy-third section of 'The Principal Act,' shall include goats."

Question—put and resolved in the affirmative.

Amendment as so amended agreed to by the Assembly.

And the other amendments in this Bill were read and agreed to by the Assembly.

Ordered—That the Bill be read a third time to-morrow.

9. VOLUNTEER ACT AMENDMENT BILL.—On the motion of Mr. Verdon, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

*"An Act to amend the Law relating to Volunteer Corps."*

Question—put and resolved in the affirmative.

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

10. GOLD PROSPECTORS.—The Order of the Day for the further consideration in Committee of the whole Assembly, of the Report from the Select Committee having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Ordered—That the Report be received to-morrow.

11. WOORAGEE ROAD BOARD.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of Two hundred pounds may be placed on an Additional Estimate, to be paid to the Wooragee District Road Board, in fulfilment of a promise made by authority of the late Commissioner of Railways and Roads, having been read, on the motion of Mr. Wright, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received to-morrow.

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

*"Municipalities Acts Amendment Bill—To be further considered in Committee,"*

*"Naval and Military Forces Bill—To be further considered in Committee,"*

*"Ways and Means—To be further considered in Committee,"*

*"Supply—To be further considered in Committee,"*

*"Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,"* until to-morrow;

*"Petroleum Storage Bill—Second reading,"* until Thursday, 3rd September instant;

*"Teachers of National School Board—Motion for Address—To be considered in Committee,"*

*"Mr. P. C. Buckley—Motion for Address—To be considered in Committee,"*

*"Impounding Acts Amendment Bill—To be further considered in Committee,"* until to-morrow.

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

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 110.

WEDNESDAY, 2<sup>ND</sup> SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Richardson presented a Petition from the Mayor, aldermen, and councillors of the Town of Geelong, under the Seal of the said Corporation, praying the House to pass a Bill amending the clauses of the *Constitution Act* relative to granting pensions, as a right, to ministers after two years' service retiring from office on political grounds, and to vest the granting of pensions in the Legislature as occasion might require.  
Petition read and ordered to lie on the Table.

3. PAPERS.—Mr. McCulloch presented—

Inquests—Digby, Coleraine, and Casterton.—Return to an Order of the Legislative Assembly, dated 7th August last, for a return of the number of inquests held in the police districts of Digby, Coleraine, and Casterton, during the year ending 31st July, 1863, together with the total number of deaths registered within the same districts during the same period.

Ordered to lie on the Table.

Mr. Heales presented—

Land Sales Act—Lands Selected.—Return to an Order of the Legislative Assembly, dated 5th August last, for a statement of—

- (1.) The numbers and names of individuals who have applied for Treasurer's receipts for lands selected, and in what areas such lands are situated.
- (2.) The number of landholders who have selected, and who are entitled to select under the 23rd clause of the Land Sales Act, and the quantity of land alienated, and in what areas, and liable to be alienated.
- (3.) The amount gained to the revenue by the decision of the Supreme Court upon the 86th clause of the Land Sales Act.
- (4.) The number of persons who have claimed an allowance for lands sold prior and subsequent to the passing of the Lands Sales Act.

Ordered to lie on the Table.

4. PRIVILEGE COMMITTEE.—Mr. McCulloch, Chairman, brought up the Report from this Committee.

Report read and ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.

5. PRINTING COMMITTEE.—Mr. Howard, on behalf of Mr. Speaker, Chairman, brought up the Twenty-sixth Report from this Committee.

Ordered to lie on the Table and to be printed.

6. MR. MURRAY ROSS.—Mr. Francis, Chairman, brought up the Report from this Committee.

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

7. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council:—

MR. SPEAKER,

His Excellency the Governor desires the attendance of this Honorable House in the Legislative Council.

Accordingly, Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several Public Bills following, viz:—

“An Act to remove doubts as to the validity of Acts done by John George Forbes Esquire as Commissioner of Insolvent Estates for the Geelong Circuit District.”

“An Act to regulate the Passenger Trade of Victoria.”

“An Act to regulate Immigration into Victoria.”

“An Act to establish Road Districts and Shires and generally to provide for the administration of Local Affairs without the limits of Boroughs.”

“An Act to prevent the adulteration of Articles of Food or Drink.”

And to the following Private Bill, viz. :—

*“ An Act to further alter and amend the Laws relating to the Corporations of the City of Melbourne and of the Town of Geelong respectively and to extend and apply other existing Acts thereto.”*

And that His Excellency had been pleased to reserve the following Bill for the signification of Her Majesty's pleasure thereon :—

*“ An Act to repeal the appropriation of the Sum provided for the payment of the Salaries of the Governor's Staff and of the Governor's Travelling and other Expenses.”*

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

HENRY BARKLY,  
Governor.

Message, No. 18.

In accordance with the requirements of the 57th section of the Constitution Act, the Governor recommends the Legislative Assembly to appropriate out of the Consolidated Revenue such sums of money as may be necessary for the purposes of the Real Property Act.

Government Offices,  
Melbourne, 2nd September, 1863.

Ordered to be printed and taken into consideration in Committee of the whole Assembly to-morrow.

9. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly to the amendments made by the Legislative Council in the Bill intituled *“ An Act to exempt certain Contracts from the Law of Partnerships,”* and that they do not insist on the amendment in Clause XII. of the Bill, to which the Legislative Assembly have not agreed.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 2nd September, 1863.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled *“ An Act to amend the Electoral Act 1863,”* and acquaint the Legislative Assembly that they insist on the amendment to leave out Clause XVIII. of the Bill, for the following reason, viz., that it is unjust to confer upon persons taking out miners' rights, privileges which are not conceded to persons taking out business or any other licenses.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 2nd September, 1862.

Mr. Higinbotham moved, That the Assembly do not now insist in disagreeing with the amendment of the Legislative Council.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 33.

Mr. Anderson,	Mr. Michie,
Mr. Bennett,	Mr. Mollison,
Mr. Brodribb,	Mr. Orkney,
Mr. Casey,	Mr. O'Shanassy,
Mr. Cohen,	Mr. Richardson,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Foott,	Mr. L. L. Smith,
Mr. Francis,	Mr. Smyth,
Mr. Grant,	Mr. Snodgrass,
Mr. Heales,	Mr. Sullivan,
Mr. Howard,	Mr. Tucker,
Mr. J. S. Johnston,	Mr. Verdon,
Mr. Lalor,	Mr. Wood.
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Higinbotham,
Mr. McDonald,	Mr. Kirk.

Noes, 24.

Mr. Berry,	Mr. O'Grady,
Mr. Brooke,	Mr. Pope,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Don,	Mr. Sinclair,
Mr. Edwards,	Mr. Strickland,
Mr. Gillies,	Mr. Thomson,
Dr. Girdlestone,	Mr. Weeks,
Mr. Houston,	Mr. Woods,
Mr. Lambert,	Mr. Wright.
Dr. Macadam,	
Dr. Mackay,	<i>Tellers.</i>
Mr. McCann,	Mr. Macgregor,
Mr. Morton,	Mr. McLellan.

And so it was resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly do not insist in disagreeing with the amendment of the Legislative Council.

10. LAND ACT AMENDMENT BILL (2).—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Mr. Heales moved, That this Bill be now read a third time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 28.  
 Mr. Bennett, Mr. McLellan,  
 Mr. Berry, Mr. Michie,  
 Mr. Casey, Mr. Orkney,  
 Mr. Cummins, Mr. Pope,  
 Mr. J. Davies, Mr. Ramsay,  
 Mr. Don, Mr. Riddell,  
 Mr. Foott, Mr. Snodgrass,  
 Mr. Heales, Mr. Strickland,  
 Mr. Iliginbotham, Mr. Sullivan,  
 Mr. Houston, Mr. Thomson,  
 Mr. Lalor, Mr. Verdon.  
 Mr. Lambert,  
 Mr. Macgregor, *Tellers.*  
 Mr. McCann, Mr. Grant,  
 Mr. McCulloch, Mr. Woods.

Noes, 11.  
 Mr. Brodribb, Mr. O'Shanassy,  
 Mr. Brooke, Mr. Wood.  
 Mr. Cathie,  
 Mr. Edwards,  
 Mr. Haines, *Tellers.*  
 Mr. Ireland, Mr. Anderson,  
 Dr. Mackay, Dr. Macadam,

And so it was resolved in the affirmative.

Bill read a third time.

Question—That this Bill do pass—put and resolved in the affirmative.

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

“ *An Act to amend ‘ The Land Act of 1862.’* ”

Question—put and resolved in the affirmative.

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

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

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

Resolved—That this House will, on Friday, 4th September instant, again resolve itself into the said Committee.

12. CHEWTON RAILWAY STATION.—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on this subject having been read, on the motion of Mr. A. J. Smith, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

THURSDAY, 3RD SEPTEMBER, 1863,

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

Resolved—That this House will on Monday, 7th September instant, again resolve itself into the said Committee.

13. GOLD PROSPECTORS.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

(1st Sept.)

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 a sum of £4600 to reward the discoverers of gold fields.

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

14. TEACHERS OF NATIONAL SCHOOL BOARD.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on an Additional Estimate for 1863 the sum of £1212 10s. 5d., for the purpose of paying the teachers under the late National Board the five per cent. deducted from their salaries during 1862, having been read,

Mr. McCann moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Question—put and negatived.

15. **MR. P. C. BUCKLEY.**—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolution:—That an Address be presented to His Excellency the Governor, requesting him to place upon the Estimates for 1863 a sum of £3,123 as compensation to Mr. Buckley, having been read, On the motion of Mr. Orkney Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received this day.

16. **WOORAGEE ROAD DISTRICT.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read and is as follows:—  
(1st Sept.)

Resolved—That an Address be presented to His Excellency the Governor, requesting that the sum of Two hundred pounds may be placed on an Additional Estimate, to be paid to the Wooragee District Road Board, in fulfilment of a promise made by authority of the late Commissioner of Railways and Roads.

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

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

“*Naval and Military Forces Bill—To be further considered in Committee,*”

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

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

“*Refreshment Rooms—Report of Select Committee—To be considered in Committee,*” until Monday, 7th September instant;

“*Mr. Hines—Motion for Address—To be considered in Committee,*”

“*Pleuro-pneumonia in Cattle Act Amendment Bill—To be further considered in Committee,*”

“*Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration,*”

“*Impounding Acts Amendment Bill—To be further considered in Committee,*” until Friday, 4th September instant.

Assembly adjourned at fifteen minutes past one o'clock until four o'clock p.m. this day.

FRAN<sup>s</sup>. MURPHY,  
*Speaker*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 111.

THURSDAY, 3RD SEPTEMBER, 1863.

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

HENRY BARKLY,  
*Governor.*

*Message, No. 19.*

The Governor recommends the appropriation of the moneys constituting the assurance fund mentioned in the Real Property Act for the purposes of the 120th section thereof, and also recommends the appropriation out of the Consolidated Revenue of such sum as may be necessary, in case the balance to the credit of the assurance fund shall be inadequate to defray the amount specified in any certificate to be given under the said 120th section.

Government Offices,  
Melbourne, September, 1863.

Ordered to be printed and taken into consideration this day.

Mr. Higinbotham moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration of the above Message.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

3. SUSPENSION OF STANDING ORDERS.—Mr. Higinbotham moved, that the Standing Order be suspended to enable the above resolution to be reported this day.

Question—put and resolved in the affirmative.

4. REAL PROPERTY ACT AMENDMENT.—Mr. Mollison reported from the Committee of the whole a certain resolution, which was read and is as follows :—

That in the opinion of this Committee, the moneys constituting the Assurance Fund, mentioned in the Real Property Act, should be appropriated for the purposes of the 120th section thereof, and that there should be appropriated out of the Consolidated Revenue such sum as may be necessary, in case the balance to the credit of the Assurance Fund shall be inadequate to defray the amount specified in any certificate to be given under the said 120th section; and that a Bill be introduced to carry out the foregoing resolution.

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

5. REAL PROPERTY ACT AMENDMENT BILL (2).—Mr. Higinbotham in pursuance of the said resolution brought up a Bill intituled "*A Bill to allay Doubts as to the validity of 'The Real Property Act,'*" and moved that it be now read a first time.

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

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

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

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

Question—put and resolved in the affirmative.

And on the further motion of Mr. Higinbotham, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same without amendment.

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

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

“*An Act to allay Doubts as to the validity of ‘The Real Property Act.’*”

Question—put and resolved in the affirmative.

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

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act to amend ‘The Real Property Act,’*” and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
2nd September, 1863.

Ordered to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled “*An Act for the further amendment of the Law,*” and acquaint the Legislative Assembly that they insist on their amendment to insert certain words in the first Schedule, viz., St. Patrick’s Day, St. George’s Day, Queen’s Accession, Separation Day, St. Andrew’s Day.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chambers,  
Melbourne, 2nd September, 1863.

Ordered to be taken into consideration to-morrow.

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

“*Petroleum Storage Bill—Second reading,*” until Tuesday, 8th September instant.

“*Naval and Military Forces Bill—To be further considered in Committee,*”

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

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

Ordered—That the report be received to-morrow.

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

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

9. MR. P. C. BUCKLEY.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

(3rd Sept.)

Resolved—That an Address be presented to His Excellency the Governor, requesting him to place on an Additional Estimate for 1863 a sum of £500 as compensation to Mr. P. C. Buckley.

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

Assembly adjourned at two minutes past five o’clock until four o’clock p.m. to-morrow.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 112.

FRIDAY, 4TH SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.  
2. ELECTORAL ACT AMENDMENT BILL.—Mr. Speaker reported that he had this day received a letter from the Clerk of the Parliaments, which he read, and is as follows:—

Parliament Houses,  
4th September, 1863.

SIR,  
I do myself the honor to report that the following clerical error has been discovered in the Bill intituled "*An Act to amend the Electoral Act 1863.*"

In the fifth and sixth lines of the seventh clause the following words occur—"folding up such ballot paper as in the one hundredth and fourth section mentioned."

As the folding of a ballot paper in the manner mentioned is only alluded to in the one hundred and fourth section of "*The Electoral Act 1863,*" the word "hundredth" has been inserted by a clerical error instead of the word "hundred" in the fifth line of the seventh clause of the accompanying Bill.

I have the honor to be, Sir,  
Your most obedient Servant,  
G. W. RUSDEN,  
Clerk of the Parliaments.

The Honorable the Speaker.

Mr. McCulloch moved, That the word "hundredth," referred to in the above letter be omitted from Clause VII. of this Bill, and the word "hundred" inserted instead thereof.

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

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

Ordered—That the letter from the Clerk of the Parliaments be transmitted to the Legislative Council with a Message, requesting their concurrence in the said amendment.

3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for the better management of the Victorian Railways,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, and with an amended title, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,  
President

Legislative Council Chamber,  
Melbourne, 4th September, 1863.

Ordered to be printed and taken into consideration Monday, 7th September instant.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to reduce the Expenses of Proceedings in the Supreme Court at Common Law,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,  
President

Legislative Council Chamber,  
Melbourne, 4th September, 1863.

Ordered to be printed and taken into consideration Monday, 7th September instant.

4. PAPERS.—Mr. Grant presented—

Ballaarat to Ararat and Hamilton Road.—Return to an Order of the Legislative Assembly, dated 28th August last, for a Return showing—

- (1.) How the vote of 1862 for the construction of a road from Ballaarat to Ararat and Hamilton, by Wickliffe, has been expended.
- (2.) Whether any of the vote has been entrusted, conditionally or otherwise, to District Road Boards; and, if so, how has it been expended by such Boards.

Ordered to lie on the Table.

5. SUPREME COURT BUILDINGS COMMITTEE.—Dr. Mackay, Chairman, brought up the Report from this Committee.

Ordered to be printed, together with the proceedings of the Committee and Minutes of Evidence.

6. FISHERMAN'S BEND.—Mr. Anderson moved, pursuant to notice, That there be laid on the Table of the House copies of all petitions, correspondence, minutes and papers, referring to the annexation of the Fisherman's Bend to the Municipality of Sandridge.  
Question—put and resolved in the affirmative.
7. SUPPLY—ESTIMATES FOR 1863.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read, and is as follows :—  
(3rd Sept.) Resolved—That a sum be granted to Her Majesty to defray the charges for the service hereunder specified, being—

I.—CHIEF SECRETARY.						£	s.	d.	£	s.	d.
DIVISION No. 18.											
Subdivision No. 9.											
STEAM SLOOP "VICTORIA."											
Cabin Stores	...	...	...	...	...	75	0	0			
Provisions	...	...	...	...	...	800	0	0			
Fuel	...	...	...	...	...	500	0	0			
Light and Water	...	...	...	...	...	75	0	0			
Stores for Ship and Engine-room	...	...	...	...	...	550	0	0			
Repairs	...	...	...	...	...	1,000	0	0			
Incidental Expenses	...	...	...	...	...	60	0	0			
Probable amount required to comply with clause 16 of the "Armed Vessels Regulation Bill" ...						50	0	0			
						3,110	0	0			

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

8. MUNICIPALITIES ACTS AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments.
9. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Verdon, and was read, and is as follows :—

*Fifth Additional Estimates of Expenditure, 1863.*

HENRY BARKLY,  
Governor.

*Message, No. 20.*

The Governor transmits to the Legislative Assembly Fifth Additional Estimates of Expenditure for 1863, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,

Melbourne, 4th September, 1863.

Ordered to be printed and taken into consideration in Committee of Supply.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have concurred with the Legislative Assembly in correcting the clerical error reported to have been discovered in "*The Electoral Act 1863 Amendment Bill.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 4th September, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to allay Doubts as to the validity of the Real Property Act,*" without amendment.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 4th September, 1863.

11. MUNICIPALITIES ACTS AMENDMENT BILL.—Mr. McCulloch moved, That this Bill be now recommitted to a Committee of the whole Assembly for the reconsideration of Clauses V., XXIX., XXXVI., XL., LXXVI., LXXIX., LXXXV., LXXXVI., LXXXVII., LXXXVIII., XCII., XCIII., C., CXII., CXXI., CXXIII., CXXXVIII., CLVIII., CLXX., CLXXIV., CLXXXIII., CXC., CCIV., CCXLII., CCXLIV., CCXLVI., CCLII., CCLXIII., CCLXXXVI., CCXCVI., CCCXI., CCCXIII., CCCXVI., CCCXXVII., CCCXXXV., CCCXLI., CCCXLIII., Schedule B., and Schedule N.

Mr. Macgregor moved, That all the words after the word "of" be omitted, with a view to insert instead thereof the words "this Bill generally."

Debate ensued.

Amendment by leave withdrawn.

Question—put and resolved in the affirmative.

And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of Clauses V., XXIX., XXXVI., XL, LXXVI., LXXIX., LXXXV., LXXXVI., LXXXVII., LXXXVIII., XCII., XCI., C., CXII., CXXI., CXXIII., CXXXVIII., CLVIII., CLXX., CLXXIV., CLXXXIII., CXC., CCIV., CCXLII., CCXLIV., CCXLVI., CCLII., CCLXIII., CCLXXXVI., CCXCVI., CCCXI., CCCXXIII., CCCXXVI., CCCXXVII., CCCXXXV., CCCXLI., CCCXLIII., Schedule B., and Schedule N.

Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill.—The Assembly ordered the same to be taken into consideration Monday, 7th September instant.—Bill as amended to be printed.

12. **MERCANTILE LAW AMENDMENT BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council insisting on their amendment in this Bill disagreed to by the Assembly having been read, Mr. Francis moved, That this House do now insist on disagreeing to the said amendment.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Francis moved, That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly still insist on disagreeing to the said amendment for the following reasons, viz., because the too great frequency of holidays is injurious to commerce, and beyond the list of recognized holidays in Great Britain or elsewhere; and further, the frequency of continuous holidays has been matter of complaint to the Melbourne Chamber of Commerce.

Question—put and resolved in the affirmative.

13. **REAL PROPERTY ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Higinbotham the same were read, and are as follow:—

(1.) Clause II., line 13, after “affidavits” insert “in the Supreme Court of this colony.”

(2.) Clause IV., line 22, leave out “numbered CXII.” and insert “number one hundred and twelve.”

(3.) After Clause X. insert new clause A, as follows:—

A. “So much of the fifty-third section of the said Act as relates to the application of purchase moneys shall be and is hereby repealed and such moneys shall be applied as follows—  
If the sale be by the mortgagee—

Alteration of the fifty-third section.

First in payment of the expenses occasioned by such sale secondly in payment of the moneys which may be due or owing to the mortgagee thirdly in payment of subsequent mortgages and of any money which may be due or owing in respect of any subsequent encumbrance in the order of their respective priorities and the surplus if any shall be paid to the mortgagor Provided always that if the sale be made by a mortgagee and there is a subsequent encumbrance the purchase moneys after there shall have been made thereout all proper prior payments shall be deposited by him in the manner and names and for purposes corresponding with those after mentioned.

If the sale be by the encumbrancee—

First in payment of the expenses occasioned by such sale then in payment of the moneys which may be due or owing to the encumbrancee and the residue shall be deposited by him at interest in the Savings Bank or in some other bank in Melbourne in the joint names of the encumbrancee and of the Registrar-General to satisfy the accruing payments of the encumbrance and subject thereto for the benefit of the parties who may be or become entitled to the residue of the deposited money.”

(4.) Clause XII., line 26, after “thereto” insert “but nothing herein contained shall render any treasurer in any manner liable for not investing the same respectively.”

(5.) After Clause XIV., insert new clause B, as follows:—

B. “A power of attorney given by a person or corporation before as well as after becoming a registered proprietor shall be deemed a power within the meaning of the sixty-eighth section of the said Act and such alterations may be made in form I of the schedule thereto as will enable the principal or party giving the power to authorise a transfer of or other dealing with all his or its lands estates and interests for the time being under the said Act without referring to any particular estate land or instrument and such alterations may be made in form L of the said schedule as will allow any power of attorney to be revoked without having a like reference Provided always that every power of attorney heretofore given or which shall hereafter be given when filed under the Act number twenty-eight shall while continuing in force under such Act be valid and available within the scope and to the extent of the powers and authorities given by such power for similar or corresponding dealings under the *Real Property Act* with any land estate or interest for the time being under such Act and belonging to the principal.”

Powers of attorney may be given before proprietorship registered.

And they and revocations may be made without particular references.

Existing and future powers of attorney when filed available.

(6.) After Clause XVIII. insert new Clause C., as follows:—

C. “The ninety-fourth section of the said Act shall be read and construed as if the words ‘or before a notary public’ had been inserted therein immediately after the words ‘chief secretary thereof.’”

Alteration of the ninety-fourth section.

(7.) Clause XX., line 44, leave out “municipal road water or other.”

(8.) Clause XX., line 45, after “land” insert “and also to any easements acquired by enjoyment or user and for the time being binding such land.”

After Clause XXXII., insert new Clauses D. and E.

(9.) D. “The twelfth section of the said Act shall be and the same is hereby repealed and the grants of all waste lands remaining unalienated from the Crown on the day on which this Act shall come into operation shall be in duplicate and in addition to proper words

As to Crown lands alienated after this Act.

of description shall contain a diagram of the land thereby granted on such scale as the Governor in Council may have already directed or may from time to time hereafter direct and shall be delivered to the Registrar-General who shall register the same in manner mentioned in the said Act but no grant from the Crown which has been or shall be made upon or subject to any trusts declared thereby shall hereafter be delivered to the Registrar-General or be registered under the said Act."

Additional indemnity fund for imperfect title.

(10.) E. "Notwithstanding anything contained in the seventeenth section of the said Act the Commissioner of Titles may after the publication of such advertisements as he may deem fit direct the Registrar-General to bring any land under the provisions of the said Act upon the applicant proprietor contributing to the assurance fund such an additional sum of money as such Commissioner shall certify under his hand to be in his judgment a sufficient indemnity by reason of the non-production of any instrument of title or of the imperfect nature of the evidence of title or against any uncertain or doubtful claim or demand arising upon the title."

(11). Clause XXXIII., leave out this clause.

And the said amendments, 1 to 8, both inclusive, were read a second time and agreed to by the Assembly.

Amendment 9, read a second time.

On the motion of Mr. Higinbotham, the Assembly ordered such amendment to be amended as follows :—

By inserting after the word "grants" in line 2, the words "in fee and leases for years."

By omitting from the same line the word "waste" and inserting instead thereof the word "Crown." By inserting in line 4, after the word "granted" the words "or leased," and by omitting all the words in the said amendment after the word "Act" in the 7th line and inserting instead thereof, the words :—"And such leased land shall be under the provisions of the said Act and the provisions hereinbefore and in the said Act contained respecting grants in fee shall apply to grants for years with such variations only as the difference in the nature of such property requires or as may be necessary to render such provisions applicable to leaseholds for years and the registered proprietor of land leased by the Crown or by any person for years shall upon any transfer or transmission thereof be entitled to receive a certificate of title for the same upon delivering up any existing certificate. At the time of the registration of every grant in fee to two or more persons in joint tenancy for any public purpose the Registrar-General shall enter thereon and on every subsequent certificate of title the words 'No survivorship' and shall sign such entry.

And the said amendment, as so amended, was agreed to by the Assembly.

And the other amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly agree to some of the amendments, and also agree to one of the amendments with amendments, in which they desire the concurrence of the Legislative Council.

14. NAVAL AND MILITARY FORCES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Resolved—That this House will, on Monday, 7th September instant, again resolve itself into said Committee.

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

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

Ordered—That the Report be received Monday, 7th September instant.

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

Resolved—That this House will on Monday, 7th September instant, again resolve itself into the said Committee.

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

"Ways and Means—To be further considered in Committee," until Monday, 7th September instant;

"Mr. Hines—Motion for Address—To be considered in Committee," until Tuesday, 8th September instant;

"Pleuro-pneumonia in Cattle Act Amendment Bill—To be further considered in Committee," until Friday, 11th September instant;

"Supreme Court Bill—Amendments of the Legislative Council—To be taken into consideration," until Tuesday, 8th September instant;

"Impounding Acts Amendment Bill—To be further considered in Committee," until Monday, 7th September instant.

Assembly adjourned at two minutes past eleven o'clock until four o'clock on Monday next.

FRAN<sup>s</sup>. MURPHY,  
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 113.

MONDAY, 7TH SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the third Order for to-day :—

*“ Railway Act Amendment Bill—Amendments of Legislative Council—To be taken into consideration.”*

*“ Supply—Resolutions to be reported.”*
3. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. McCulloch, the Assembly ordered the following Order of the Day to be read and discharged :—

*“ Municipalities Acts Amendment Bill—Consideration of Report.”*
4. MUNICIPALITIES ACTS AMENDMENT BILL.—Mr. McCulloch moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of this Bill.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
5. RAILWAY MANAGEMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Mr. Grant the said amendments were read, and are as follow :—
  - (1.) Strike out the words “ the Victorian ” in the title.
  - (2.) Preamble.—At beginning of Preamble insert “ Whereas the course of the line of railway from the point of commencement to the point of termination hereinafter mentioned is incorrectly described in the Act number XXXV. and the schedule thereto annexed marked A and by the said Act it is enacted that each of the railways by the said Act authorised to be made shall be constructed so as to be capable of having placed thereon a double line or track of rails And whereas it is expedient to amend the said Act and schedule and to provide for the management of railways.”

Line 1, before “ enacted ” insert “ therefore.”

After the Preamble insert new clauses A., B., C., and D. as follow :—
  - (3.) “ A. The said recited Act and the schedule thereto annexed marked A shall be read and construed as though the line of railway described in the first schedule to this Act had been originally described in the schedule to the said recited Act annexed marked A instead of so much of the line described by the said last-mentioned schedule as lies between the point of commencement and the point of termination of the line herein and hereby described.”

Alteration of course of railway to the Murray.
  - (4.) “ B. Notwithstanding anything in the said recited or any other Act contained the railway betwen the points of commencement and the point of termination of the line herein and hereby described may be so constructed as to be capable of having placed thereon a single line or track of rails only.”

Single line of rails allowed between Sandhurst and Echuca.
  - (5.) “ C. The railway from Melbourne through Williamstown to Hobson’s Bay and the railway from Melbourne by way of Castlemaine and Sandhurst to the River Murray and the railway from Geelong to Ballaarat respectively commonly called ‘ The Victorian Railways ’ and the piers jetties stations and buildings connected or used therewith respectively or forming or reputed to be part or parcel thereof respectively together with the land

over or upon which the said railways piers jetties stations and buildings have been constructed or erected and the inheritance thereof in fee simple shall be and the same are hereby transferred to and vested in the board for the purposes of this Act."

- Railways not liable to execution. (6.) "D. No action against the board shall be maintainable in any inferior court nor shall any writ of execution be issued against the board until the expiration of fourteen days next after final judgment shall have been completely signed and the railways hereinbefore described shall not nor shall any real estate vested in the board by virtue of this Act or of any conveyance made either before or after the passing hereof be liable to be sold under any writ of execution or other process of any court of law or equity."
- (7.) Clause I., leave out this clause.
- (8.) Clause II., leave out this clause.
- (9.) Clause III., leave out this clause.
- (10.) Clause IV., leave out this clause.
- (11.) Clause V., line 18, leave out "first" and insert "second."
- (12.) Clause VI., line 21, leave out "to Her Majesty."  
 " line 24, leave out "second," insert "last."  
 " line 25, leave out "or by deed in any other form which the Governor in Council may think fit."  
 " line 29, leave out "Her Majesty" and insert "the said board."  
 " line 37, leave out "for Her Majesty."
- (13.) Clause VII., line 40, leave out "by Her Majesty."  
 " line 42, after "for" insert "the said board by the direction of."  
 " line 48, leave out "the Governor in Council" and insert "by the direction aforesaid the said board."  
 " line 50, leave out "shop store" same line leave out "stall" insert "book stall."  
 " line 51, leave out "Her Majesty" and insert "the board."  
 " line 52, leave out "or terms."
- (14.) Clause VIII., leave out this clause.
- (15.) Clause IX., line 27, leave out "within or subject to this Act."
- (16.) Clause IX., line 30, leave out "changes" and insert "charges."  
 " line 30, leave out "forfeited" and insert "forfeitures."
- (17.) Clause X., line 41 (at beginning of clause), insert "the board by the direction of."
- (18.) " line 43, leave out "Her Majesty" and insert "the board."
- (19.) " line 49, leave out "at least fourteen days" and insert "and approved by some resolution of both Houses."
- (20.) " line 54, after "same" insert "otherwise every such lease shall be absolutely void."
- (21.) " line 56, after "lessee" insert "that the premises comprised therein shall not be used for other than railway purposes except for refreshment rooms book stalls and advertising."
- (22.) Clause XI., line 7, (p. 5) after "by" leave out "his joining in such assignment transfer or underlease" and insert publication of the Order in Council in the *Government Gazette*.
- (23.) Clause XII., line 12, leave out "Her Majesty her" and insert "the board their."  
 " line 18, leave out "Her Majesty her" and insert "the board their."  
 " line 21, leave out "Her Majesty" and insert "the board."  
 " line 22, leave out "Her Majesty" and insert "the board."  
 " line 23, leave out "Her Majesty" and insert "the board."  
 " line 25, leave out "shall be made by the Governor in Council or to whom any such."  
 " line 29, after "such" insert "lease."
- (24.) Clause XIII., line 31, leave out "Her Majesty" and insert "the said board."  
 " line 34, leave out "Her" and insert "them."
- (25.) Clause XIV., line 36, leave out "Governor in Council" and insert "said board from time to time."  
 " line 38, leave out "tolls" and insert "fares."  
 " line 38, after "passengers" insert "and the charges for the carriage of."  
 " line 39, after "railway" insert "vested in the board."  
 " line 40, leave out "rates" and insert "tolls."  
 " line 41, after "jetty" insert "vested in the board."  
 " line 42, leave out "rates" and insert "tolls."  
 " line 43, after "any" insert "such."  
 " line 47, leave out "subject to this Act" and insert "vested in the board."  
 " line 49, after "jetty" insert "vested in the Board."  
 " line 2 (p. 6), leave out "subject to this Act" and insert "vested in the board."  
 " line 5, after "jetty" insert "vested in the board."  
 " line 8, after "any" insert "such."  
 " line 10, leave out "subject to this Act" and insert "vested in the board."  
 " line 12, leave out "subject to this Act" and insert "vested in the board."  
 " line 13, leave out "rates" and insert "charges."  
 " line 17, after "and" insert "the said board or."  
 " line 18, leave out "as he shall think fit repeal or alter" and insert "cancel."

- (26.) Clause XV., line 20, leave out "unless and."
- (27.) " line 21, leave out "a notice thereof" and insert "one month after the same."  
After clause XV., insert new clause E :—
- (28.) " E. If any person shall desire to dispute the validity of any such bye-law and shall pay into the Supreme Court the sum of fifteen pounds as security for the costs of the proceedings hereinafter mentioned it shall be lawful for such person to apply to the said court upon reading the *Government Gazette* containing such bye-law for a rule calling upon the board to show cause why such bye-law should not be quashed for the illegality thereof and the said court may make the same absolute or discharge it with or without payment of costs as to the court shall seem meet." Legality of bye-laws may be tried.
- (29.) N.B.—Clause XX. to be transposed to this place.
- (30.) Clause XVII., line 26, before "the" insert "no such bye-law shall have any effect unless."  
" line 26, leave out "Governor in Council" and insert "board or company."  
" line 31, after "charges" insert "or any of them."  
" line 33, leave out "to the persons affected thereby."
- (31.) Clause XVIII., line 38, before "publication" insert "making and."  
" line 38, after "prove" insert "the insertion thereof (and in case of the adoption thereof by any company of the notice of such adoption in the *Government Gazette* and."  
" line 40, leave out "laws" insert "law."
- (32.) Clause XIX., line 44, leave out "Her Majesty or."  
" line 45, leave out "her or its" and insert "or company their."
- (33.) Clause XX., N.B., transpose to follow clause XVI. as hereafter amended.  
" line 50, leave out "the Governor in Council upon the application of."  
" line 52, leave out "now existing or which may hereafter exist to permit such company."  
" line 52, leave "all or."  
" line 54, leave out "application" insert "adoption thereof."
- (34.) Clause XX., line 54, leave out "specified in such application and forthwith after notice in the *Government Gazette* of such permission having been given" and insert "at the expiration of one month after notice of such adoption shall have been inserted in the *Government Gazette*."  
" line 56, after "shall" insert "subject to the provisions of this Act."  
" line 2, (p. 7), leave out "repealed by the Governor in Council which the Governor in Council is hereby empowered to do either upon the application of the Company or without such application" and insert "cancelled."  
" line 6, leave out "Her Majesty" and insert "the board."  
" line 9, leave out "but the company shall publish the bye-laws so adopted in the same manner as the Governor in Council is hereinbefore required to publish bye-laws made by him."
- (35.) Clause XXI., line 13, leave out "Her Majesty" and insert "the board or company."
- (36.) After clause XXI., insert new clause F. :—  
" F. When any goods shall be delivered to be carried along or upon any railway and the same shall have been carried safely to the place to which the board or company shall have undertaken to carry the same and shall have been duly discharged from the truck in which they were carried the said board or company shall be responsible only as bailees for custody in respect of any damage or loss that may arise or accrue with reference to such goods until the removal of the same by the consignees thereof and if such goods shall not be removed from the premises of the board or company within forty-eight hours from the time of such discharge such board or company may charge a reasonable sum for the warehousing thereof and recover the amount so charged from the person liable to pay or who shall have paid for the carriage of such goods and the same may be recovered in the same manner as rates or charges due in respect of any animals or goods may be recovered under this Act." Liability for loss after transit restricted.
- (37.) Clause XXII., leave out this clause.
- (38.) Clause XXIII., line 30, leave out "Governor in Council" insert "board or company."  
" line 42, leave out "Governor in Council" and insert "board or company."  
" line 48, leave out "of the Governor in Council."  
" line 50, leave out "subject to this Act" and insert "to which the same apply."
- (39.) Clause XXIV., leave out this clause.
- (40.) Clause XXV., leave out this clause.
- (41.) Clause XXVI., leave out this clause.
- (42.) Clause XXVII., leave out this clause.
- (43.) Clause XXVIII., line 22, leave out "belonging to Her Majesty."  
" line 23, leave out "the Governor in Council."  
" line 24, after "may" insert "be."
- (44.) Clause XXXI., line 45, leave out "Governor in Council his" and insert "board or company their."  
" line 46, leave out "Governor in Council his" and insert "board or company their."  
" line 49, leave out "Governor in Council his" and insert "board or company their."

- (45.) Clause XXXII., leave out this clause.
- (46.) Clause XXXIII., leave out this clause.
- (47.) Clause XXXIV., line 8, leave out "Governor in Council" and insert "board."  
 " line 11, leave out "Her Majesty" and insert "the board."  
 " line 12, leave out "any other" and insert "such."  
 " line 13, leave out "their" and insert "any other."  
 " line 14, leave out "or belonging to Her Majesty" and insert "the board."  
 " line 16, leave out "her" and insert "them."  
 " line 22, leave out "Governor in Council and any such company."
- (48.) Clause XXXV., line 31, leave out "Her Majesty" and insert "the board or company."  
 " line 34, leave out "after the expiration of fourteen days."  
 " line 40, leave out "Provided that if any such goods be of a perishable nature they may be sold after the expiration of twenty-four hours after the detention thereof."
- (49.) Clause XXXVI., leave out this clause.
- (50.) Clause XXXVII., line 51, leave out "Governor in Council" and insert "board or company."
- (51.) Clause XXXVIII., line 6, leave out "subject to this Act."  
 " line 6, leave out "rates" and insert "tolls."
- (52.) Clause XXXIX., leave out this clause.
- (53.) Clause XLI., line 18, leave out "or within two hundred yards thereof."  
 " line 24, leave out "such master."  
 " line 26, leave out "all expenses attending."  
 " line 27, leave out "paid to Her Majesty by the" and insert "deemed to be work done by the board or company for and at the request of the owner or."
- (54.) Clause XLI., line 28, leave out "Provided always that before the pier or jetty master shall unloose or cut any rope or unshackle or break any chain by which any vessel without any person on board to protect the same shall be moored or fastened he shall cause a sufficient number of persons to be put on board of such vessel for the protection of the same" and insert "and may be recovered accordingly."
- (55.) Clause XLIII., line 40, after "master" insert "acting under the power hereinbefore given to him in that behalf."
- (56.) Clause XLIV., leave out this clause.
- (57.) Clause XLV., line 52, leave out "rates" and insert "tolls."  
 " line 52, leave out "Her Majesty" and insert "the board or company."  
 " line 54, leave out "Her Majesty" and insert "the board or company."  
 " line 54, leave out "rates" and insert "tolls."
- (58.) Clause XLVI., leave out this clause.
- (59.) Clause XLVII., leave out this clause.
- (60.) Clause XLVIII., leave out this clause.
- (61.) Clause XLIX., line 42, leave out "of the Governor in Council."  
 " line 43, leave out "Governor in Council his" and insert "board or company their."  
 " line 45, leave out "Governor" and insert "board or company."  
 " line 45, leave out "of the premises of Her Majesty or other."  
 " line 47, leave out "to Her Majesty."  
 " line 48, leave out "demand thereof made upon the owner or if no owner can be found the pier or jetty master" and insert "such removal the board or company."
- (62.) Clause L., line 2 (p. 12), leave out "especially" and insert "specially."  
 " line 7, before "master" insert "pier or jetty."  
 " line 9, leave out "of the Governor in Council."  
 " line 10, before "master" insert "pier or jetty."
- (63.) Clause LI., line 17, leave out "the master" and insert "him."
- (64.) Clause LII., line 21, leave out "any breach or neglect of any of the provisions of the twenty-fourth twenty-fifth and twenty-sixth sections of this Act" and insert "taking a seat in any carriage without having either a free pass or a ticket entitling him to such seat with intent to evade payment of his fare."  
 " line 26, leave out "knowingly."  
 " line 30, after "representation" insert "obtaining any free pass or ticket or."  
 " line 31, leave out "to travel or attempt to travel in and upon any railway carriage."  
 " line 36, leave out "and persisting in smoking after having been warned to desist or being found."  
 " line 45, leave out "of Her Majesty."  
 " line 52, leave out "when required by this Act."  
 " line 55, leave out "Her Majesty" and insert "the board or company."  
 " line 5, (p. 13), leave out "Her Majesty" and insert "the board or company."  
 " line 8, leave out "and refusing to quit the same upon request to him made by any officer or servant of Her Majesty."

- (65.) Clause LIII., line 14, leave out "Her Majesty or of any company in whom any railway is or may be vested" and insert "the board or company."  
 ,, line 17, leave out "engine driver waggon driver guard porter servant or other."  
 ,, line 18, leave out "Her Majesty or by such" and insert "the board or."  
 ,, line 21, leave out "rules or regulations of the Governor in Council or of such company."  
 ,, line 27, leave out "engine driver waggon driver guard porter servant or other."
- (66.) Clause LIV., leave out this clause.
- (67.) Clause LV., line 52, after "wilfully" leave out "or" and insert "and."  
 ,, line 52, after "place" insert "or throw."  
 ,, line 54, leave out "or permit to be driven or to stray."
- (68.) Clause LVI., line 9, leave out "and to the prejudice of Her Majesty or any company in whom any railway is or may be vested."
- (69.) Clause LIX., leave out this clause.
- (70.) Clause LX., after "Council" insert "or company."  
 ,, line 33, leave out "Her Majesty" and insert "the board or company."  
 ,, line 36, leave out "be held to release Her Majesty" and insert "exempt the board or company."  
 ,, line 38, leave out "whether to the lands through which such railway passes or to any adjacent lands held by the same or by any other" and insert "to such."  
 ,, line 40, leave out all the words to end of clause after "occupiers" and insert "or their heirs executors administrators or assigns."
- (71.) Clause LXI., leave out this clause.
- (72.) Clause LXII., leave out this clause.
- (73.) Clause LXIII., leave out this clause.
- (74.) "G. When any officer or servant employed in the department of railways is accused of a breach of his duty or of any conduct rendering it unfit that he should remain in the public service if he deny the truth of such accusation and if the Governor in Council nevertheless think that sufficient cause has been shown for further proceedings the Governor in Council may appoint three or more fit and proper persons to inquire as to the truth of the charge and such persons shall have authority to hear receive and examine evidence and shall after fully hearing the case report to the Governor in Council their opinion thereon. a Misconduct of railway officers.
- (75.) Clause LXV., after line 37, insert "The expression 'the Company' shall mean any railway company now existing, or which may hereafter exist."  
 ,, line 39, before "pier" insert "railway."  
 ,, line 39, before "jetty" insert "railway."  
 ,, line 39, leave out "vested in Her Majesty."  
 ,, line 42, leave out "appointed by the Governor in Council under this Act," and insert "in charge of any pier or jetty."  
 ,, line 1 (p. 16), leave out "The word 'goods' shall include things of every kind conveyed upon any railway."  
 ,, line 7, leave out "by the Governor."
- (76.) Clause LXVI., line 10, leave out "Victorian."

## SCHEDULE "A."

- (77.) "Commencing at a point in the municipality of Sandhurst on the centre line of the Melbourne and River Murray Railway ninety-nine miles sixty-eight chains nine links distant from Melbourne by the said railway thence for sixteen chains forty links by a curve of eighty chains radius the chord of which bears east thirty-three degrees six minutes twenty seconds north passing through portion of the municipality of Sandhurst thence for thirty-six chains seventy links in a straight line bearing east twenty-seven degrees twelve minutes forty seconds north crossing Charcoal and Pennyweight gullies thence for twenty-four chains seventy-seven links by a curve of sixty chains radius the chord of which bears east thirty-nine degrees three minutes north crossing Poor-man's Gully thence for nineteen chains forty-eight links in a straight line bearing north thirty-nine degrees six minutes forty seconds east running parallel to McLaren street in the municipality of Sandhurst thence for twenty-six chains forty-two links by a curve of forty-five chains radius the chord of which bears north twenty-two degrees twenty minutes thirty seconds east crossing the continuation of Mundy street thence for thirty-one chains forty links in a straight line bearing north three degrees thirty-five minutes twenty seconds east crossing the road from Sandhurst to McIvor thence for twenty-four chains fifty-four links by a curve of eighty chains radius the chord of which bears north fourteen degrees twenty-two minutes fifty seconds east thence for two miles forty-five chains nineteen links in a straight line bearing north twenty-three degrees ten minutes twenty seconds east passing along Bendigo Flat out of the municipality of Sandhurst and into the Epsom racecourse reserve thence for twenty-seven chains eighty-six links by a curve of seventy chains radius the chord of which bears north eleven degrees fifty minutes ten seconds east passing out of the racecourse reserve thence for forty-six chains eighty links in a straight line bearing north thirty minutes east passing out of the parish of Sandhurst and into the parish of Huntly thence for fourteen chains seventy and

a half links by a curve of eighty chains radius the chord of which bears north five degrees thirty-three minutes east thence for one mile fifteen chains twenty-seven links in a straight line bearing north ten degrees thirty-six minutes east crossing Huntly creek thence for forty-nine chains seventy-three links by a curve of sixty chains radius the chord of which bears north thirty-four degrees thirty-seven minutes east thence for three chains eighty-one links in a straight line bearing east thirty-one degrees twenty-two minutes north thence for twenty-one chains seventy links by a curve of eighty chains radius the chord of which bears east thirty-nine degrees eight minutes ten seconds north thence for twenty-eight chains twelve links in a straight line bearing north forty-three degrees five minutes forty seconds east passing into allotment four of section twenty-three of the parish of Huntly thence for twenty-four chains thirty-nine links by a curve of eighty chains radius the chord of which bears east thirty-eight degrees fifteen minutes ten seconds north passing out of allotment four and into allotment five section twenty-three of the parish of Huntly thence for two miles forty-six chains ninety-six links in a straight line bearing east twenty-nine degrees twenty-six minutes north passing out of allotment five of section twenty-three through allotment seven of section twenty-two of the parish of Huntly through allotments one and two of section thirteen allotment four of section twelve allotments four and five and into allotment two of section six of the parish of Bagshot thence for twenty-three chains ninety-eight links by a curve of one hundred and sixty chains radius the chord of which bears east thirty-three degrees forty-seven minutes forty-five seconds north passing out of allotment two and into allotment three of section six of the parish of Bagshot thence for three miles forty chains forty-one links in a straight line bearing east thirty-eight degrees nine minutes thirty seconds north passing out of allotment three of section six through allotment one of section seven allotments seventeen eighteen fourteen fifteen nine ten and eleven of section five of the parish of Bagshot through unsurveyed Crown Lands in the parish of Goornong through allotment three and into allotment one section seven in the parish of Goornong thence for twenty-three chains thirty-eight links by a curve of one hundred and sixty chains radius whose chord bears east thirty-three degrees fifty-eight minutes twenty-five seconds north passing out of allotment one of section seven through allotment two of section seven and into allotment two of section three thence for four miles twenty-two chains three links in a straight line bearing east twenty-nine degrees forty-seven minutes twenty seconds north passing out of allotment two of section three through allotment three of section three through a village reserve through allotment one of section four allotments one and two of section two of the parish of Goornong through allotment one and into allotment two of section nine of the parish of Nolan thence for one mile ten chains fifty-three links by a curve one hundred and twenty chains radius whose chord bears north thirty-eight degrees thirty-five minutes thirty-five seconds east passing out of allotment two of section nine through allotments two and three of section seven and allotment one of section eight and into allotment three of section five thence for five miles ten chains sixteen links in a straight line bearing north sixteen degrees fifty-eight minutes thirty seconds east passing out of allotment three of section five through allotment one of section five allotments three one and two of section two of the parish of Nolan allotments three and one of section five of the parish of Elmore allotments three four and two of section three allotment four of section one and into allotment two of section one thence for seven chains eighty-five links by a curve of one hundred and twenty chains radius whose chord bears north eighteen degrees fifty-one minutes east passing out of allotment two of section one thence for thirteen miles one chain ninety-six and a half links in a straight line bearing north twenty degrees forty-three minutes thirty seconds east passing through allotments two and one of section six allotments three two one and four of section seven and allotments three two one and five of section eight of the parish of Elmore through unsurveyed land on the west of the river Campaspe and into the township reserve of Rochester thence for fifteen chains ninety-five and a half links by a curve of one hundred and twenty chains radius whose chord bears north sixteen degrees fifty-five minutes east passing through portion of the township reserve of Rochester thence for one mile sixteen chains thirty-five links in a straight line bearing north thirteen degrees six minutes thirty seconds east passing out of the township reserve of Rochester crossing the river Campaspe passing through allotments one and two and into allotment three of the parish of Rochester thence for six chains sixty-two and a half links by a curve of one hundred and twenty chains radius whose chord bears north eleven degrees thirty-one minutes thirty seconds east passing through portion of allotment three thence for eight miles forty-eight chains twenty-five and a half links in a straight line bearing north nine degrees fifty-six minutes thirty seconds east passing out of allotment three through allotments four five six seven sixteen and fifteen of the parish of Rochester and through unsurveyed land on the east of the river Campaspe thence for forty-one chains two links by a curve of one hundred and twenty chains radius whose chord bears north nine minutes east passing through unsurveyed land on the east of the river Campaspe thence for four miles thirteen chains twenty links in a straight line bearing north nine degrees thirty-eight minutes thirty seconds west passing through unsurveyed land on the east of the river Campaspe thence for nine chains by a curve of one hundred and twenty chains radius whose chord bears north eleven degrees forty-seven minutes thirty seconds west passing through unsurveyed land on the east of the river Campaspe thence for one mile sixty-five chains seventy-six

links in a straight line bearing north thirteen degrees fifty-six minutes thirty seconds passing through unsurveyed land in the parish of Echuca and into the township of Echuca thence for twenty-one chains fifty-four links by a curve of sixty chains radius whose chord bears north three degrees thirty-nine minutes thirty seconds west passing through portion of the township of Echuca thence for six chains five links in a straight line to the River Murray bearing north six degrees thirty-seven minutes thirty seconds east passing through a portion of the township of Echuca.

## (78.) First Schedule—

Leave out "first," in heading, and insert "second."

Leave out the dates of month and year in the first column.

At end of second column leave out "&c." and insert "and to regulate the sale of fermented and spirituous liquors in New South Wales."

## (79.) Second Schedule—

Leave out "second" in heading and insert "last."

Line 2, leave out "(here name the Act)" and insert "*Railways Act 1857*" and "*The Railways Act 1863*."

Line 2, after "hereby" insert "grant release and."

Line 3, leave out "Her Majesty her" and insert "the Board of Land and Works their."

Line 7, leave out "Her Majesty her" and insert "the said board their."

And the said resolutions 1 to 4, both inclusive, were read a second time and agreed to by the Assembly.

Amendment 5 read a second time.

On the motion of Mr. Grant, the Assembly ordered that the same be amended by omitting from line 3 the words "commonly called the Victorian Railways."

And the said amendment, as so amended, was agreed to by the Assembly.

Amendments 6 to 9, both inclusive, read a second time and agreed to by the Assembly.

Amendment 10 read a second time.

On the motion of Mr. Grant, the Assembly disagreed to this amendment.

Amendments 11 to 18, both inclusive, read a second time and agreed to.

Amendment 19 read a second time.

On the motion of Mr. Grant, the Assembly ordered the same to be amended by omitting therefrom the insertion of the words "and approved by some resolution of both Houses."

And the said amendment as so amended was agreed to by the Assembly.

Amendment 20 read a second time, and agreed to by the Assembly.

Amendment 21 read a second time.

On the motion of Mr. Grant, the Assembly ordered the same to be amended by inserting therein, after the words "refreshment rooms," the words "tobacconists' shops fruit stalls."

And the said amendment, as so amended, was read a second time and agreed to by the Assembly.

Amendments 22 to 26 inclusive read a second time and agreed to by the Assembly.

Amendment 27 read a second time.

On the motion of Mr. Grant, the Assembly ordered the same to be amended by omitting therefrom the insertion of the words "one month after the same."

And the said amendment, as so amended, was agreed to by the Assembly.

And the other amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly agree to some of the amendments, disagree to one of the amendments, and agree to other of the amendments with amendments, in which they desire the concurrence of the Legislative Council.

6. SUPPLY.—ADDITIONAL ESTIMATES FOR 1863.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow:—

(4th Sept.)

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the additional charges for the year 1863 for the several sums hereunder specified, being—

I —CHIEF SECRETARY.	£	s.	d.	£	s.	d.
—						
DIVISION No. 2.						
LEGISLATIVE ASSEMBLY.						
The Clerk of the Assembly, in addition ... ..	...	...	...	100	0	0



### III.—MINISTER OF JUSTICE,

DIVISION No. 36.

#### DEPARTMENTAL CONTINGENCIES.

Subdivision No. 3.

##### CORONERS.

Remuneration to Surgeons, &c., in addition ... ..	£	s.	d.	£	s.	d.
				400	0	0

### IV.—TREASURER.

DIVISION No. 42.

#### DEFENCES.

For the purpose of testing Propositions for the Defence of Melbourne against hostile attack ... ..	£	s.	d.	£	s.	d.
				500	0	0

DIVISION No. 44.

#### CHARITABLE INSTITUTIONS.

(Under the usual conditions.)

Subdivisions—(Inalterable).

	Building.	Maintenance.				
	£	£		£	s.	d.
No. 6.—Dunolly District Hospital, in addition ... ..	...	200				
No. 20.—Melbourne Benevolent Asylum (Building and Fencing), in addition ... ..	1,500	—				
No. 39.—The Refuge, Madeline street ... ..	500	—				
				2,200	0	0

DIVISION No. 47.

#### MISCELLANEOUS.

Subdivisions—(Inalterable).

	£	s.	d.			
No. 5.—Reward for opening up a route to the Jordan Gold Fields, in addition (payable to Mr. John Sullivan)	225	0	0			
No. 10.—Expenses of appeal in the case of Dill v. Murphy, in addition to £1,100 ... ..	500	0	0			
No. 37.—Compensation to Mr. E. S. Parker ... ..	699	10	8			
No. 38.—Gratuity to Mrs. Dora Kerr ... ..	275	0	0			
No. 39.—To Reimburse Mr. Snodgrass his Expenses in an action by a Mr. Henderson ... ..	45	11	6			
				1,745	2	2
				4,445	2	2

### V.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 49.

#### DEPARTMENTAL CONTINGENCIES.

Subdivision No. 2.

##### GEOLOGICAL SURVEY.

Preparing and Publishing Plans, Reports, and Sections, &c., in addition ... ..	£	s.	d.			
	350	0	0			

Subdivision No. 3.

##### OBSERVATORY.

Instruments and Repairs to Instruments—in addition ... ..	£	s.	d.	£	s.	d.
	395	5	0	745	5	0

<b>VI.—COMMISSIONER OF PUBLIC WORKS.</b>		£	s.	d.	£	s.	d.
DIVISION No. 56.							
WORKS AND BUILDINGS.							
Subdivision No. 2.—( <i>Inalterable</i> .)							
POLICE BUILDINGS.							
For Police Quarters, Lock-ups, Outbuildings, Fireplaces, Sheds, Portable Buildings, Transport and Repairs and Additions to Police Buildings generally, and Furniture for the Police, in addition ... ..		700	0	0			
Subdivision No. 7.							
COURT HOUSES.							
For a new Court House at Jamieson ... ..		1,200	0	0			
Subdivision No. 9.—( <i>Inalterable</i> .)							
LIGHTHOUSES AND LIGHTSHIPS.							
1. Completion of the Lighthouse-keeper's Quarters at Shortland's Bluff, in addition ... ..		1,150	0	0			
Subdivision No. 17.—( <i>Inalterable</i> .)							
WATER SUPPLY TO THE GOLD FIELDS, ETC.							
To defray a Claim for Land taken for the construction of the storm water channel, Sandhurst ... ..		200	0	0			
In aid of the preservation of the Public Roads and Bridges in the Bendigo district from damage caused by the deposit of silt and other refuse, arising from mining operations, to supplement local taxation ... ..		1,600	0	0			
		1,800	0	0			
					4,850	0	0
<b>VII.—COMMISSIONER OF TRADE AND CUSTOMS.</b>							
DIVISION No. 64.							
DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 1.							
CUSTOMS ( <i>including Immigration</i> ).							
Clerical assistance and occasional Officers, in addition ... ..					325	0	0
<b>IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.</b>							
DIVISION No. 74.							
ROAD—WORKS AND BRIDGES							
Towards the expense of constructing a Bridge over the Darebin Creek, at Alphington ... ..					2,000	0	0
DIVISION No. 76.							
DEPARTMENTAL CONTINGENCIES.							
Subdivision No. 2.							
Fuel, Light, and Water, including claims of 1859 and 1861, to the amount of £1,226 16s. 1d. ... ..					1,226	16	1
					3,226	16	1

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

ESTIMATES FOR 1863.—Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1863 for the services hereunder specified, being—

Classification.			£	s.	d.	£	s.	d.
		<b>IV.—TREASURER.</b>						
		DIVISION No. 40.						
		MILITARY ESTABLISHMENTS.						
		Subdivision No. 1.						
		IMPERIAL.						
		Head Quarters Staff ... ..	2,274	0	0			
		Two Companies of Infantry ... ..	3,211	0	0			
		One Battery of Royal Artillery ... ..	2,045	0	0			
		One Sergeant (Imperial and Colonial Mili- One Lance Cor- } tary Pay, including rations, fuel, and light, for poral } six months ... ..	215	0	0			
		Contingencies, including also Allowances to Volunteers who may perform Garrison duties	1,500	0	0			
			9,245	0	0			
		Subdivision No. 2.						
		<i>Staff.</i> LOCAL.						
1	...	Colonel in command of Colonial Military Establishment, and Commandant Volunteer Force* ... ..	900	0	0			
1	...	Major, of Brigade, Volunteer Force ... ..	750	0	0			
1	...	Assistant Staff Officer at £200 (Naval Brigade)	200	0	0			
2	...	Staff Officers of Cavalry, one at £450, one at £450 for seven months ... ..	637	10	0			
1	...	Assistant Staff Officer at £450 (Artillery and Engineers) ... ..	450	0	0			
1	...	Clerk (attached to Treasury Staff)						
1	...	Non-Commissioned Officer in charge of Butts, Danger Flags, &c., at 8s. per day ... ..	146	0	0			
1	...	Boatman at 7s. per day (Naval Brigade) ... ..	127	15	0			
1	...	Laborer at 6s. per day ... ..	109	10	0			
10			3,320	15	0			
		Subdivision No. 3.						
		MILITARY STORES.						
1	...	Superintendent † ... ..	750	0	0			
		Allowance to men in charge of stores at Mel- bourne, Williamstown, Sandridge, Queens- cliff, Geelong, and the Royal Park Magazine	159	13	9			
		Armorer ‡ at £250 ... ..	250	0	0			
			1,159	13	9			
		Subdivision No. 4.						
		BARRACK MASTER.						
1	...	Barrack Master ( <i>See</i> Subdivision No. 2.)	—					
1	...	Barrack Sergeant, at 8s. per diem, with quarters	146	0	0			
		Storeman, at 5s. per diem ... ..	91	5	0			
2			237	5	0			
13		Total, Division No. 40, Subdivisions 2, 3, } and 4 }	...			4,717	13	9

\* To act also as Secretary to Government for Military affairs.

† To act also as Staff Officer of Volunteers, or other Colonial Military Force.

‡ Including allowance for quarters, to be deducted if quarters are provided.

	£	s.	d.	£	s.	d.
<b>DIVISION No. 41.</b>						
<b>DEPARTMENTAL CONTINGENCIES.</b>						
<b>Subdivision No. 4.</b>						
<b>LOCAL CORPS.</b>						
Pay and Allowance to Drill Instructors* ...	7,509	3	4			
Allowance to Buglers, Trumpeters, and Band ...	766	10	0			
Purchase of Books, Materials, Repairs and Expense of Instruments, Tools, &c., &c., for instruction of Volunteer Engineers ...	100	0	0			
Badges ...	100	0	0			
Travelling Expenses of Staff Officers ...	250	0	0			
Prizes, and Incidentals ...	2,000	0	0			
Clothing ...	6,000	0	0			
Rent of Offices ...	367	0	0			
Stores ...	150	0	0			
Fuel, Light, and Water ...	50	0	0			
Forage Allowance for six Staff Officers, at £75 each	450	0	0			
				17,742	13	4
<b>Subdivision No. 5.</b>						
<b>COLONIAL MILITARY STORES.</b>						
Repairs (and purchase of Materials for Repairs) to Small Arms, Ordnance, Tents, &c. ...	690	0	0			
Working Pay ...	100	0	0			
Special Repairs to Volunteer Field Battery ...	250	0	0			
Freight and Loading and Storing Expenses ...	600	0	0			
Stores ...	600	0	0			
Travelling Expenses ...	20	0	0			
Incidental Expenses ...	50	0	0			
Travelling and other Incidental Expenses for Royal Engineers employed on Colonial Works, including also labor ...	162	4	0			
	2,472	4	0			
<b>Subdivision No. 6.</b>						
<b>BARRACK MASTER.</b>						
Stores and Incidental Expenses ...	50	0	0			
<b>IX.—COMMISSIONER OF RAILWAYS AND ROADS AND BRIDGES.</b>						
<b>DIVISION No. 78.</b>						
<b>RAILWAYS.</b>						
<b>Subdivision No. 2.</b>						
<b>TRAFFIC SUPERINTENDENT'S OFFICE AND STATIONS.</b>						
Unforeseen additional ...	2,000	0	0			

\* These men also drill the various public schools, and are to give their services at the National Gymnasium.

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

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

“*Naval and Military Forces Bill—To be further considered in Committee,*”

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

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

“*Chewton Railway Station—Report of Select Committee—To be further considered in Committee,*”

“*Supreme Court Costs Bill—Amendments of the Legislative Council—To be taken into consideration,*” and

“*Impounding Acts Amendment Bill—To be further considered in Committee.*”

8. COSTS OF PREPARING BILLS.—Mr. Don moved, pursuant to *amended* notice, That there be laid upon the Table of the House :—

- (1.) A Return of all moneys paid to Draftsmen by the late Government for drafting and revising Bills.
- (2.) The amount paid for each Bill.
- (3.) The names of the parties to whom it was paid.
- (4.) The number of Bills drafted and introduced.
- (5.) The stages at which they respectively arrived.
- (6.) An estimate of the cost of printing the same, and all other expenses connected therewith.

Debate ensued.

Question—put and resolved in the affirmative.

9. LAPSED ORDER OF THE DAY.—The following Order of the Day was read and lapsed :—  
*“ Refreshment Rooms—Report from Select Committee—To be further considered in Committee.”*

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

FRANS<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.  
No. 114.

---

---

TUESDAY, 8TH SEPTEMBER, 1863.

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

HENRY BARKLY,  
Governor.

*Message No. 21.*

In pursuance of the 36th section of "*The Constitution Act*," the Governor transmits to the Legislative Assembly the following amendment, which he recommends to be made in the Bill, intituled, "*An Act to amend the Electoral Act 1863*," presented to him for Her Majesty's assent.

That the words "*The Local Government Act 1863*," in the second and third lines of the fifteenth clause of the said Bill be omitted, and the words "*The Act of the Parliament of Victoria numbered CLXXVI*," be substituted therefor.

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

3. PAPERS.—Mr. Grant presented—

Special Grants to Road Boards.—Return to an Order of the Legislative Assembly, dated 12th August last, for a Return of all Special Grants made to Road Boards during the year ending 30th June, 1863.

Ordered to lie on the Table.

Mr. Verdon presented by command of His Excellency the Governor—  
Public Accounts—Regulation respecting.

Ordered to lie on the Table.

4. PETITION.—Mr. Berry presented a memorial from certain residents of Fitzroy and elsewhere in Victoria, praying the House would forthwith pass a stringent measure for the prevention of the sale of animals infected with pleuro-pneumonia.  
Read, and ordered to lie on the Table.

5. ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. McCulloch moved, pursuant to amended notice, That a Select Committee be appointed to prepare an Address, to be presented to His Excellency the Governor previous to his departure from the colony, such Committee to consist of Mr. Higinbotham, Mr. Heales, Mr. Gavan Duffy, Mr. Orkney, Mr. Edwards, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

Ordered—That the Committee do retire at once to prepare the said Address.

Mr. McCulloch brought up the draft of an Address agreed to by the Committee, which was read and is as follows:—

*To His Excellency Sir Henry Barkly, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c.*

MAY IT PLEASE YOUR EXCELLENCY—

We, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to convey to Your Excellency our high sense of the valuable public services you have rendered to this colony during the time that you have filled the office of Governor.

We do not fail to remember that the administration of responsible government is attended, during the earlier stages of its existence, with peculiar difficulties, and that those difficulties may be increased by the double obligation imposed upon Her Majesty's representative, who is bound at once to comply with the instructions he receives in the name of Her Majesty and to give effect in their integrity to the principles of responsible government as established in the colony.

We desire to express our cordial acknowledgment of the judgment and impartiality which Your Excellency has displayed in administering a new system of govern-

ment in Victoria, and of the fidelity with which you have discharged your obligations both to the Crown and to the colony.

Your Excellency has thus contributed important aid in consolidating free institutions in this part of Her Majesty's dominions, and in strengthening in the minds of the people feelings of loyal attachment to our Sovereign.

Mr. McCulloch moved, That the Assembly do now agree to the said Address.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That the above Address be presented to His Excellency the Governor by Mr. Speaker and such Members of the Assembly as choose to attend.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on the insertion of the words in the first schedule with which the Legislative Assembly have disagreed in the Bill intituled "*An Act for the further amendment of the Law.*"

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 8th September, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly in New Clause D. of the Bill intituled "*An Act to amend the Real Property Act.*"

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 8th September, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment suggested by His Excellency the Governor in "*The Electoral Act 1863 Amendment Bill.*"

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 8th September, 1863.

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

*Further Additional Estimates of Expenditure, 1863.*

HENRY BARKLY,  
Governor.

*Message, No. 22.*

The Governor transmits to the Legislative Assembly Further Additional Estimates of Expenditure for 1863, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
Melbourne, September, 1863.

Ordered to be printed and referred to the Committee of Supply.

8. MUNICIPALITIES ACTS AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Committee of the whole in this Bill having been read, Mr. McCulloch moved, "That" the same be now taken into consideration.

Mr. Casey moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this Bill be now re-committed to the Committee of the whole for the re-consideration of Clauses XIV., XXXIII., CVIII., CXXV., CXXXVIII., CXXXVII., CXXXIX., CXLI., CXLVII., CLI., CLXIII., CLXXII., CLXXIV., CLXXX., CCXLII., and CCXLVII.

Debate ensued.

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

Ayes, 20.

Mr. Brodribb,	Mr. Michie,
Dr. Evans,	Mr. Orkney,
Mr. Foott,	Mr. Riddell,
Mr. Heales,	Mr. Snodgrass,
Mr. Higinbotham,	Mr. Sullivan,
Mr. Howard,	Mr. Thomson,
Mr. J. S. Johnston,	Mr. Verdon.
Mr. Lalor,	
Dr. Mackay,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Francis,
Mr. McDonald,	Mr. Anderson.

Noes, 12.

Mr. Berry,	Mr. Richardson,
Mr. Don,	Mr. Strickland,
Mr. Gillies,	Mr. Weeks.
Mr. Lambert,	
Mr. McCann,	<i>Tellers.</i>
Mr. O'Grady,	Mr. Macgregor,
Mr. Ramsay,	Mr. Casey.

And so it was resolved in the affirmative.

Question—That the amendments made by the Committee of the whole in this Bill be now read—put and resolved in the affirmative.

Whereupon the several amendments were read and agreed to by the Assembly.

Mr. Casey moved, That Clause XXXIII. be amended by omitting the word “sued” from line 7, and inserting instead thereof the word “suing.”

Debate ensued.

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

Assembly divided.

Ayes, 17.		Noes, 18.	
Mr. Anderson,	Mr. O'Grady,	Mr. Casey,	Mr. Richardson,
Mr. Cohen,	Mr. Riddell,	Mr. Don,	Mr. Smyth,
Dr. Evans,	Mr. Thomson,	Mr. Higinbotham,	Mr. Sullivan,
Mr. Gillies,	Mr. Tucker,	Mr. Houston,	Mr. Verdon,
Mr. Haines,	Mr. Wood.	Mr. Lambert,	Mr. Woods,
Mr. Howard,		Mr. McCann,	Mr. Wright.
Mr. J. S. Johnston,	<i>Tellers.</i>	Mr. McLellan,	
Capt. Mac Mahon,	Mr. Francis,	Mr. Michie,	<i>Tellers.</i>
Mr. McCulloch,	Dr. Mackay.	Mr. Orkney,	Mr. Macgregor,
Mr. O'Connor,		Mr. Ramsay,	Mr. Berry.

And so it passed in the negative.

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

Mr. Higinbotham moved, That such amendment be further amended by leaving out from line 8 the words “he was,” and inserting the words “the person acting as councillor was not,” instead thereof.

Debate ensued.

Question—That the words proposed to be omitted stand part of the clause—put and negated.

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

Mr. Higinbotham moved, That such amendment be further amended by leaving out the words from first word “and” in line 9 to “Act” in line 12, both inclusive.

Question—That the words proposed to be omitted stand part of the clause—put and negated.

Mr. Higinbotham moved, That Clause CVIII. be amended by inserting after “meeting” in line 1 the words “of burgesses.”

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

Mr. Wood moved, That such clause be further amended by leaving out from the last line thereof the word “those” and inserting the words “the burgesses” instead thereof.

Question—That the word proposed to be omitted stand part of the clause—put and negated.

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

Mr. Casey moved, That Clause CVIII. be further amended by adding thereto the words “It shall be competent for any candidate for the office of assessor or auditor or any six ratepayers to demand a poll and such poll shall be taken in the same manner as for the election of members of the Council.”

Debate ensued.

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

Mr. Casey moved, That Clause CXXV. be amended by leaving out from line 3 the words “one hour after.”

Debate ensued.

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

Mr. Casey moved, That Clause CXXV. be amended by inserting in line 4, after “meeting,” the words “by the bye-laws of the council.”

Debate ensued.

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

Mr. Casey moved, That Clause CXXVIII. be amended by leaving out from line 31 the words “consisting of two-thirds.”

Debate ensued.

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

Mr. Casey moved, That Clause CLXIII. be amended by inserting in line 23 after “council” “the prevention and extinguishing of fires the suppression of houses of ill fame compelling residents to keep their premises free from offensive or unwholesome matters the regulation and licensing of porters public carriers carters water-drawers public vehicles and nightsoil men the preservation of public decency and public health and restraining noisome and offensive trades and for the general good government of the borough.”

Debate ensued.

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

Assembly divided.

	Ayes, 17,	
Mr. Casey,	Mr. Strickland,	
Mr. Don,	Mr. Sullivan,	
Mr. Gillies,	Mr. Weeks,	
Dr. Girdlestone,	Mr. Woods,	
Mr. Higinbotham,	Mr. Wright.	
Mr. Houston,		
Mr. Lambert,		
Mr. McLellan,		<i>Tellers.</i>
Mr. Ramsay,	Mr. Berry,	
Mr. Richardson,	Mr. Macgregor.	

	Noes, 23.	
Mr. Cohen,	Mr. Mollison,	
Mr. Francis,	Mr. O'Connor,	
Mr. Haines,	Mr. O'Grady,	
Mr. Howard,	Mr. Riddell,	
Mr. J. S. Johnston,	Mr. Smyth,	
Mr. Kirk,	Mr. Snodgrass,	
Mr. Lalor,	Mr. Tucker,	
Mr. Levey,	Mr. Wood.	
Dr. Macadam,		
Capt. Mac Mahon,		<i>Tellers.</i>
Mr. McCulloch,		
Mr. McDonald,	Mr. Anderson,	
Mr. Michie,	Mr. McCann.	

And so it passed in the negative.

Mr. Macgregor moved, That Clause CCCXXVII. be amended, by adding thereto the words "and from and after the first day of January One thousand eight hundred and sixty-four so much of all fines penalties and forfeitures and all fees and sums of money which by reason of the operation in or for any borough or in respect of any land or premises situated therein of the Act passed in the fifth year of the reign of his late Majesty King William the Fourth numbered I. and of the Act passed in the sixth year of the same reign numbered II. and of the Act passed in the thirteenth year of Her Majesty's reign numbered XXXVI. and of the Act passed in the thirteenth year of Her Majesty's reign numbered XXXVII. and of the Acts numbered respectively LXXVIII. and CXXX. and of the sections numbered from V. to X. both inclusive of the Act numbered XXXII. and of the regulations made on the first day of July One thousand eight hundred and sixty-two by the Governor in Council under the section numbered LIII. of the Act numbered CXLV. so far as the same relates to licenses granted or to be granted for obtaining and removing stone and for all and every of the purposes specified in Division No. 2 of the same regulations or of any of the said Acts sections of Act and regulations shall be payable by any person as if this Act had not been passed would be payable to the consolidated revenue shall be paid and applied to the borough fund of such borough and all acts and things which by the said Acts sections of Act and regulations or any of them may or are required to be done or had by or with regard to the Colonial Treasurer or any person appointed in such behalf shall and may in or for any such borough or in respect of any land or premises situated therein be done and had by and with regard to the treasurer of the borough and all forms given by any of the said Acts sections of Act and regulations may be altered accordingly and the description of any land or premises to be named in any such form which shall be situated within a borough shall have added thereto a true statement in what borough they are so situated and all acts and things had and done under any of the said Acts sections of Act and regulations before the constitution of any borough shall be of the same force and effect as if such borough had not been constituted and the said Acts shall take effect as to every borough accordingly."

Debate ensued.

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

Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of the Assembly had noted the amendments made on the consideration of the Report.

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

Mr. Macgregor moved, That the word "now" be omitted, and the words "this day six months" added after the word "time."

Debate ensued.

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

Assembly divided.

	Ayes, 22.	
Mr. Anderson,	Mr. McDonald,	
Mr. Cohen,	Mr. Michie,	
Mr. Cummins,	Mr. Mollison,	
Mr. Francis,	Mr. O'Connor,	
Mr. Haines,	Mr. Orkney,	
Mr. Howard,	Mr. Riddell,	
Mr. J. S. Johnston,	Mr. Smyth,	
Mr. Kirk,	Mr. Snodgrass.	
Mr. Lalor,		
Dr. Mackay,		<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Levey,	
Mr. McCulloch,	Mr. Wood.	

	Noes, 17.	
Mr. Casey,	Mr. Sullivan,	
Mr. Gillies,	Mr. Tucker,	
Dr. Girdlestone,	Mr. Verdon,	
Mr. Houston,	Mr. Weeks,	
Mr. Lambert,	Mr. Wright.	
Dr. Macadam,		
Mr. McCann,		<i>Tellers.</i>
Mr. Ramsay,	Mr. Don,	
Mr. Richardson,	Mr. Macgregor.	
Mr. Strickland,		

And so it was resolved in the affirmative.

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Mr. McCulloch moved, That this Bill do pass.

Question—put.

Assembly divided.

Ayes, 23.		Noes, 19.	
Mr. Anderson,	Mr. Michie,	Mr. Casey,	Mr. Strickland,
Mr. Cohen,	Mr. Mollison,	Mr. Don,	Mr. Sullivan,
Mr. Cummins,	Mr. O'Connor,	Dr. Girdlestone,	Mr. Tucker,
Mr. Francis,	Mr. Orkney,	Mr. Heales,	Mr. Verdon,
Mr. Haines,	Mr. Riddell,	Mr. Houston,	Mr. Weeks,
Mr. Howard,	Mr. Smyth,	Mr. Lambert,	Mr. Wright.
Mr. J. S. Johnston,	Mr. Snodgrass,	Dr. Macadam,	
Mr. Kirk,	Mr. Woods.	Mr. Macgregor,	<i>Tellers.</i>
Mr. Lalor,		Mr. McCann,	
Dr. Mackay,	<i>Tellers.</i>	Mr. Ramsay,	Mr. Gillies,
Capt. Mac Mahon,		Mr. Richardson,	Mr. Berry.
Mr. McCulloch,	Mr. Levey,		
Mr. McDonald,	Mr. Wood.		

And so it was resolved in the affirmative.

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

*“An Act to consolidate and amend the Laws relating to Municipal Institutions.”*

Question—put and resolved in the affirmative.

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

9. NAVAL AND MILITARY FORCES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

Ordered—That the report be received to-morrow.

11. GOLD FIELDS STATISTICS.—Mr. Smyth moved, pursuant to notice, That there be laid upon the Table of the House a return showing—

- (1.) The number and occupants of places on the gold fields and gold field municipalities in which spirituous and fermented liquors have been sold without legal license.
- (2.) The number of such persons who have been summoned for breach of the Licensed Publicans' Acts.
- (3.) The number of convictions obtained, and in what cases, and for what reasons the fines or penalties have not been enforced between the 1st January, 1860, and 1st August, 1863, both inclusive.

Debate ensued.

Question—put and negatived.

12. LOCAL GOVERNMENT OFFICERS BILL.—Dr. Mackay moved, pursuant to notice, That this Bill be now read a second time.

Question—put.

Assembly divided.

Ayes, 17.		Noes, 24.	
Mr. Brodribb,	Mr. Orkney,	Mr. Brooke,	Mr. Ramsay,
Mr. Foott,	Mr. Richardson,	Mr. Casey,	Mr. Riddell,
Mr. Haines,	Mr. Smyth,	Mr. Cohen,	Mr. Snodgrass,
Mr. Howard,	Mr. Tucker,	Mr. Don,	Mr. Strickland,
Mr. J. S. Johnston,	Mr. Wood.	Mr. Edwards,	Mr. Sullivan,
Mr. Lalor,		Mr. Gillies,	Mr. Verdon,
Capt. Mac Mahon,	<i>Tellers.</i>	Dr. Girdlestone,	Mr. Weeks,
Mr. McDonald,	Dr. Mackay,	Mr. Grant,	Mr. Woods,
Mr. Mollison,	Dr. Macadam.	Mr. Heales,	Mr. Wright.
Mr. O'Connor,		Mr. Higinbotham,	
		Mr. Houston,	<i>Tellers.</i>
		Mr. Macgregor,	Mr. Berry,
		Mr. McCulloch,	Mr. Francis.

And so it passed in the negative.

13. **SCHOOLS.**—Mr. Snodgrass moved, pursuant to *amended* notice given by Mr. A. J. Smith, That there be laid upon the Table of the House a Return, shewing—
- (1.) The number of schools that have received, that are receiving, and which have applied for, State-Aid.
  - (2.) Name of each school, where situated, with the average attendance of the last three months.
  - (3.) Amounts paid to each, distinguishing salary from building and repair account.
  - (4.) The denomination with which each school is connected.
- Question—put and resolved in the affirmative.
14. **MILITARY.**—Mr. Haines moved, pursuant to notice, That a Return be laid on the Table of the House shewing—
- (1.) The gross amount voted for the payment of the Imperial Troops from the year 1854 to the present time.
  - (2.) The amount actually expended out of the votes for each year.
  - (3.) The average number of Troops stationed in the Colony in each year.
- Question—put and resolved in the affirmative.
15. **MR. HINES.**—The Order of the Day for the consideration in Committee of the whole Assembly of the Report from the Select Committee on this question having been read, Mr. Woods moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.
- Debate ensued.
- Question—put and resolved in the affirmative.
- Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That he may have leave to sit again.
- Resolved—That this House will, on Friday, 11th September instant, again resolve itself into the said Committee.
16. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “ Ways and Means—To be further considered in Committee,”* until to-morrow.
- “ Petroleum Storage Bill—Second reading,”* until Thursday, 10th September instant.
17. **PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

WEDNESDAY, 9<sup>TH</sup> SEPTEMBER, 1863.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at five minutes to one o'clock, adjourned the House, without question being first put, until four o'clock p.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
—  
VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 115.

WEDNESDAY, 9TH SEPTEMBER, 1863.

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

2. PAPERS.—Mr. McCulloch presented—

Melbourne General Cemetery—Reply to question put by Mr. Wright, 18th August, 1863, for copy of Correspondence with reference to a non-publication of a Statement of the Accounts of the Melbourne General Cemetery, together with an abstract of the Accounts for the year ending 31st December, 1862.

Police Force Committee—Return to an Order of the Legislative Assembly dated 28th August last, for a Return of the cost of the investigation by Select Committees on the Police Force, showing—

- (1.) Expenses of witnesses.
- (2.) Time occupied by the short-hand writer in taking down the evidence, and the value of such time
- (3.) The cost of producing the report, specifying—  
The cost of composition and correction ;  
The cost of the paper consumed, and  
The cost of printing the same.
- (4.) Any other expenses incurred in connection therewith ; also the number of days of sitting.

Severally ordered to lie on the Table.

Mr. Francis presented—

Immigration—Monthly Progress Report on.

Ordered to lie on the Table.

3. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker reported that he, with several other Members of this House, had this day presented to His Excellency Sir Henry Barkly the Address of this House agreed to yesterday, and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN—

The Address which you have just presented to me in the name of the Legislative Assembly of Victoria in Parliament assembled, will be treasured by me as one of the most gratifying mementos of my past career—one of the most cheering associations of my future life.

You have generously made allowance for the difficulties I have had to encounter as the first constitutional Governor of Victoria, and have given me full credit at the same time for freedom from party bias, and for a faithful discharge of my duties both to my Queen and to the people of this colony. I ask no greater meed of praise.

To have contributed to consolidating free institutions in this important portion of Her Majesty dominions, and to have strengthened in the minds of its inhabitants feelings of loyal attachment to their Sovereign, constitute the highest glory to which I could have ventured to aspire in my administration here ; and I cannot but be deeply grateful to you for thus publicly endorsing claims thereto, which I should not have had the presumption to advance of my own accord.

(Signed) HENRY BARKLY.

Melbourne, 9th September, 1863.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Message from His Excellency the Governor recommending an alteration in the Mercantile Law Amendment Bill, and acquaint the Legislative Assembly that the Legislative Council have agreed to the amendment recommended by His Excellency the Governor and request the concurrence therein of the Legislative Assembly.

(Signed)

J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 9th September, 1863.

And the Message from His Excellency the Governor was read and is as follows :—

VICTORIA.

*“Mercantile Law Amendment Bill.”*

HENRY BARKLY,  
Governor.

Message No.

In pursuance of the 36th section of *The Constitution Act*, the Governor transmits to the Legislative Council the following amendments which he recommends to be made in the Bill, intituled *“An Act for the Amendment of the Mercantile Law,”* presented to him for Her Majesty's assent :—

That Clause XIV. and the first schedule be omitted.

That the word *“last”* be omitted in Clause XV. and in the *“last”* schedule.

Government Offices,  
Melbourne, 9th September, 1863.

On the motion of Mr. McCulloch the Assembly agreed to the amendment recommended by His Excellency the Governor.

Ordered—That the Message be returned to the Legislative Council with a Message acquainting them that the Assembly agree to such amendment.

5. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker with the House went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several Public Bills following, viz. :—

*“An Act to exempt certain Contracts from the Law of Partnerships.”*

*“An Act to amend the Real Property Act.”*

And His Excellency was pleased to reserve the following Bill for the signification of Her Majesty's pleasure thereon, viz. :—

*“An Act to allay doubts as to the validity of the Real Property Act.”*

6. NAVAL AND MILITARY FORCES BILL.—On the motion of Mr. Verdon the Assembly agreed to the amendments made by the Committee of the whole on this Bill.

Ordered—That the Bill be read a third time this day.

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

(8th September.)

FURTHER ADDITIONAL ESTIMATES FOR 1863.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the further additional charges for the year 1863 for the services hereunder specified—

I.—CHIEF SECRETARY.		£	s.	d.	£	s.	d.
DIVISION No. 18.							
Subdivision No. 9.							
STEAM SLOOP <i>“VICTORIA.”</i>							
Cabin Stores	... ..	75	0	0			
Provisions	... ..	800	0	0			
Fuel	... ..	500	0	0			
Light and Water	... ..	75	0	0			
Stores for Ship and Engine-room	... ..	550	0	0			
Repairs	... ..	1,000	0	0			
Incidental Expenses	... ..	60	0	0			
Probable amount required to comply with clause 16 of the <i>“Armed Vessels Regulation Bill”</i>	... ..	50	0	0			
		3,110	0	0	3,110	0	0
DIVISION No. 21.							
EDUCATION.							
Subdivision No. 3.							
Payment to Teachers employed under the late National Board of Education, being an amount equal to a reduction of five per cent. on their salaries (1862)	... ..	...			1,212	10	5
					4,322	10	5

IV.—TREASURER.		£	s.	d.	£	s.	d.
DIVISION No. 44.							
CHARITABLE INSTITUTIONS. (Under the usual conditions.)							
Subdivision No. 15.							
Sandhurst Hospital Building	...	...	...	...	1,600	0	0
DIVISION No. 47.							
MISCELLANEOUS.							
Subdivisions ( <i>Inalterable</i> ).							
No. 40.—Gratuity to the widow of Frederick Adolphus Macpherson, Landing Waiter in the Customs Department, Melbourne	...	...	...	429	14	2	
No. 41.—Gratuity to the widow of John Woodruff, Weigher in the Customs Department at Melbourne	...	...	...	69	19	2	
No. 42.—Remission of duty upon gold used in the manufacture of the "Bridal Gift" from the ladies of Victoria, to H.R.H. the Princess of Wales...				4	10	0	
No. 43.—To reward the discoverers of Gold Fields	...	...	...	4,600	0	0	
No. 44.—To provide for the expenditure in procuring a picture and bust of Sir Henry Barkly	...	...	...	500	0	0	
					5,604	3	4
					7,204	0	0
IV.—COMMISSIONER OF RAILWAYS, ROADS, AND BRIDGES.							
DIVISION No. 74.							
ROAD WORKS AND BRIDGES.							
For the Wooragee District Road Board	...	...	...	200	0	0	
To repair and rebuild Bridges injured by floods, to build new Bridges, to subsidize Road Boards insufficiently endowed during 1862 and 1863	...	...	...	10,000	0	0	
					10,200	0	0

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

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

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

Ordered—That the Standing Orders and Practice of the House be suspended in order to allow the resolution to be reported this day.

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

That, towards making good the Supply granted to Her Majesty, the sum of two millions two hundred and sixty-eight thousand four hundred and twenty-three pounds fifteen shillings and eleven pence be granted out of the consolidated revenue of the colony.

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

9. APPROPRIATION BILL.—Mr. Verdon moved, That he have leave to bring in a Bill, intituled "A Bill to apply a sum out of the Consolidated Revenue to the Service of the year One thousand eight hundred and sixty-three and to appropriate the Supplies granted in this Session of Parliament and for other purposes."

Question—put and resolved in the affirmative.

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

Mr. Verdon then brought up a Bill, intituled "A Bill to apply a sum out of the Consolidated Revenue to the Service of the year One thousand eight hundred and sixty-three and to appropriate the Supplies granted in this Session of Parliament 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 to-morrow.

10. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

11. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Law relating to Volunteer Corps*," without amendment.

Legislative Council Chamber,  
Melbourne, 9th September, 1863.

(Signed)

J. F. PALMER,  
President.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for the better management of the Victorian Railways*," and acquaint them that they have agreed to some of the amendments made by the Legislative Assembly on amendments made by the Legislative Council in the Bill, and that they have agreed to one amendment with a consequential amendment in another part of the Bill, and that they insist on two amendments, with which they desire the concurrence of the Legislative Assembly, and do not insist on another amendment.

Legislative Council Chamber,  
Melbourne, 9th September, 1863.

(Signed)

J. F. PALMER,  
President.

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

Clause X., line 49, insert "and approved by some resolution of both Houses."

On the motion of Mr. Grant, the Assembly still insisted on disagreeing to the insertion of these words.

Clause VII., line 50, after "office" insert "tobacconists' shops fruit-stalls."

On the motion of Mr. Grant, the above amendment was read a second time and agreed to by the Assembly.

Clause XV, line 21, insert "one month after the same."

On the motion of Mr. Grant, the Assembly resolved not to insist in disagreeing to such amendment.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly still insist on one of such amendments for the following reasons :—Because the amendment insisted on by the Legislative Council involves a novel principle of legislation, equivalent to an Act of both Houses of Parliament without the Royal Assent ; and that it relates to public interest of a pecuniary kind, the consideration of which peculiarly belongs to the Legislative Assembly ; that they agree to the consequential amendment, and do not insist in disagreeing to another of the said amendments.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at fourteen minutes to seven o'clock, adjourned the House, without question being first put, until four o'clock, p.m., to-morrow.

FRAN<sup>s</sup>. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 116.

THURSDAY, 10<sup>TH</sup> SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADMINISTERING OATH TO HIS EXCELLENCY SIR CHARLES DARLING.—Mr. McCulloch, by leave of the Assembly, moved, That this House do attend at 12 o'clock, noon to-morrow, at the Government Offices, Melbourne, to be present at the ceremony of reading the Commission of Sir Charles Henry Darling, K.C.B., as Governor of Victoria, and of administering the usual oaths to His Excellency.  
Question—put and resolved in the affirmative.
3. PAPERS.—Mr. Francis presented—  
Emigration and Immigration.—Regulations for the conduct of Emigration to Victoria, for the nomination of Immigrants by persons resident therein, and for the introduction of persons skilled in special industries, that is to say, the manufacture of wine or oil, the drying or preservation of fruit, the culture and manufacture of tobacco.  
Ordered to lie on the Table.  
Mr. Higinbotham presented—  
Property taken from Prisoners.—Return to an Order of the Legislative Assembly, dated 30th April last, for a Return showing the names of prisoners convicted at the Supreme Court, from whom property was taken during the years 1850, 1851, and 1852, the nature and value of such property, and its appropriation.  
Ordered to lie on the Table.  
Mr. Heales presented—  
Land Sales Act, No. CXVII.—Progress Report on the working sections 37 and 44.  
Ordered to lie on the Table.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor was presented by Mr. Higinbotham, and was read, and is as follows:—

HENRY BARKLY,  
Governor.

Message No. 23.

In pursuance of the 36th section of "*The Constitution Act*," the Governor transmits to the Legislative Assembly the following amendments, which he recommends to be made in "*The Electoral Act Amendment Bill 1863*," presented to him for Her Majesty's assent:—

That the word "October" be substituted for "September" in the 15th and 16th sections of the said Bill, and that a clause be inserted in the said Bill, providing that wherever the words "*The Local Government Act 1863*" occur in "*The Electoral Act 1863*," the same shall be construed to mean and shall mean the Act of the Parliament of Victoria numbered CLXXVI.

Government Offices,  
Melbourne, September, 1863.

On the motion of Mr. Higinbotham, the Assembly agreed to the amendments proposed by His Excellency the Governor, for substituting the word "October" for "September" in sections 15 and 16, and ordered the following words to be added to the last clause of this Bill, viz.: "and wherever the words '*The Local Government Act 1863*' occur in '*The Electoral Act 1863*' the same shall be construed to mean and shall mean the Act of the Parliament of Victoria numbered CLXXVI."

Ordered—That the Message from His Excellency the Governor be transmitted to the Legislative Council with a Message, requesting their concurrence in the said amendments.

5. PETITION.—Mr. Heales presented a Petition from the Rev. Isaac New, styling himself Chairman, and William Poole, secretary, of certain members of the Baptist Association of Victoria, and others assembled at Castlemaine, praying the House at once and for ever to abolish all grants from the State for religious purposes.  
Ordered to lie on the Table.

6. MR. J. P. MAIN'S COMMITTEE.—Mr. Wright having moved for, and obtained leave, brought up a Progress Report from this Committee.  
Ordered to lie on the Table, and to be printed.

7. HIS EXCELLENCY SIR CHARLES DARLING.—Mr. McCulloch, by leave of the Assembly, moved, That the following Address to His Excellency Sir Charles Darling, viz. :—

*To His Excellency SIR CHARLES DARLING, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same.*

MAY IT PLEASE YOUR EXCELLENCY :

We, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to convey to Your Excellency the expression of our affection and loyalty to our Most Gracious Sovereign, and of our respect for the high office which Her Majesty has been pleased to confer upon you.

We beg to assure Your Excellency that we shall at all times be ready to cooperate with Your Excellency in endeavoring to promote the welfare of this colony. be now adopted and agreed to by the Assembly.

Question—put and resolved in the affirmative.

Ordered—That the Address be presented by this House to His Excellency at the Government Offices at noon to-morrow.

8. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That this House at its rising this day do adjourn until to-morrow at eleven o'clock.

Question—put and resolved in the affirmative.

9. PLEURO-PNEUMONIA IN CATTLE ACT CONTINUATION BILL.—Mr. Michie, by leave of the Assembly, moved, That he have leave to bring in a Bill for the continuation of an expiring law.

Question—put and resolved in the affirmative.

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

Mr. Michie then brought up a Bill intituled "*A Bill for the continuation of an expiring Law,*" and moved, That it be now read a first time.

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

10. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to consolidate and amend the Laws relating to Municipal Institutions,*" without amendment.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

11. APPROPRIATION BILL.—Mr. Verdon moved, That this Bill be now read a second time.  
Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

On the motion of Mr. Verdon, the Assembly ordered the Standing Orders and practice of this House to be suspended, and agreed to the amendments made by the Committee of the whole in this Bill.

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

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

*"An Act to apply a Sum out of the Consolidated Revenue to the service of the Year  
"One thousand eight hundred and sixty-three and to appropriate the Supplies  
"granted in this Session of Parliament and for other purposes."*

Question—put and resolved in the affirmative.

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

12. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed with the Legislative Assembly in making the amendments recommended by His Excellency the Governor in "*The Electoral Act 1863 amendment Bill.*"

(Signed) J. F. PALMER,  
Speaker.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for the better management of the Victorian Railways,*" and acquaint the Legislative Assembly that the Legislative Council insist on the insertion of words in Clause X., line 49, of the Bill, for the following reasons, viz. : that the principle involved is not without precedent in "*The Constitution Act,*" 13 and 14 Vic. c. 59 s. 30, and that the Bill no more relates to interests of a pecuniary kind than would a Bill for the sale or letting of any other portions of the Crown lands.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

13. NAVAL AND MILITARY FORCES BILL.—On the motion of Mr. Verdon, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

"*An Act to provide for the Regulation and Discipline of the paid Naval and Military Forces in the service of Her Majesty's Local Government in Victoria.*"

Question—put and resolved in the affirmative.

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

14. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

15. RAILWAY MANAGEMENT BILL.—Mr. Grant moved, That a Committee be appointed, to consist of the following Members, viz. : Mr. O'Shanassy, Capt. Mac Mahon, Mr. Anderson, Mr. Snodgrass, Mr. Michie, Mr. Cohen, Mr. Mollison, Mr. Gillies, Mr. J. S. Johnston, and Mr. Grant, to confer with a Committee of the Legislative Council on the amendment disagreed to in the Railway Management Bill.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, acquainting them that the Assembly had appointed such Committee, and requesting them to appoint a Committee of ten Members to confer with the Committee of the Legislative Assembly.

16. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

17. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to apply a Sum out of the Consolidated Revenue to the Service of the year One thousand eight hundred and sixty-three and to appropriate the Supplies granted in this Session of Parliament and for other purposes*" without amendment.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly that they have appointed the following Members, viz. : the Honorables J. P. Bear, T. H. Fellows, M. Hervey, W. Highett, T. H. Power, W. H. F. Mitchell, A. Fraser, C. J. Jenner, A. McCrae, and F. Robertson, a Committee to confer with the Committee appointed by the Legislative Assembly on the amendment in the Railway Management Bill insisted on by the Legislative Council, and that they have appointed five Members to form a quorum, and that they name the Library as the place of meeting, and immediately as the time.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

Ordered—That the Committee appointed by the Assembly to confer with the Committee appointed by the Council do retire immediately.

And the Committee having returned.

On the motion of Mr. Grant, the Assembly resolved still to insist in disagreeing to the insertion of the words proposed by the Legislative Council, and on the further motion of Mr. Grant the Assembly resolved to insert instead of such words the words “thirty days at least,” and to omit from line 52 the words “forty times” and insert instead “eight months.”

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly still insist in disagreeing with the amendment of the Legislative Council, but have made other amendments in this Bill with which they desire the concurrence of the Legislative Council.

18. PLEURO-PNEUMONIA IN CATTLE ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

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

Question—put and resolved in the affirmative.

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

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

19. SUPREME COURT COSTS BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, on the motion of Dr. Mackay, the same were read, and are as follow :—

(1.) Clause I., line 7, before “sections,” insert “the one hundred and seventy-fourth one hundred and seventy-fifth three hundred and first and three hundred and eighth.”

„ line 7, after “sections,” leave out “three hundred and one and three hundred and eight.”

(2.) Clause II., line 12, after “judges,” leave out all words to end of clause.

(3.) Clause III., leave out this clause.

(4.) Clause IV., leave out this clause.

Before clauses V. insert new clauses A., B., C., and D. as follows :—

Sheriff fees. 1 Vic., c. 55, s. 2. (5.) “A. It shall be lawful for the sheriff and his officers concerned in the execution of process directed to him to demand take and receive the fees allowed by and mentioned in the second and third schedules to this Act and no more.”

Extortion. 1b., s. 3. (6.) “B. Any officer of the Supreme Court and any person employed in any of the offices thereof or in the chambers of any judge thereof and any sheriff officer or minister acting in the execution of process directed to the sheriff or engaged or concerned therein who shall extort demand take accept or receive from any person any fee or fees gratuity or reward not allowed and mentioned as aforesaid or greater in amount than as allowed and mentioned as aforesaid upon complaint thereof made against him to the Supreme Court and on proof being made thereof upon oath either by the examination of witnesses *vivâ voce* or on affidavits or on interrogatories to the satisfaction of the said court shall be adjudged guilty of a contempt of such court and punished by such court accordingly.”

Taking fees under pretext of being officer sheriff &c. 1b., s. 3. (7.) “C. If any person not being such officer or minister as aforesaid shall assume or pretend to act as such and shall extort demand take accept or receive any fee or fees gratuity or reward under color or pretext of such office he shall on like complaint and proof be in that respect dealt with by the court in like manner.”

Court may award costs. 1b., s. 4. (8.) “D. In all cases of summary complaints as aforesaid the court may at its discretion award the costs of or occasioned by such complaint to be paid by either party to the other such costs to be taxed by the prothonotary Provided always that no such complaint shall be entertained unless made before the last day of term next following the act whereof complaint is made.”

- (9.) Clause V., line 29, leave out "any action commenced for the recovery of any debt or damages exceeding the sum of one hundred pounds and wherein shall be recovered by the verdict of a jury a debt amounting to the sum of one hundred pounds or more or damages amounting to the sum of thirty pounds or more and the like costs of any action brought upon any policy of insurance;" and insert "the allowances to witnesses."
- " line 3, (p. 2.) leave out "of allowances in the column marked A."
- " line 3, leave out "second" insert "fourth."
- " line 4, after "Act" leave out all words to end of clause.
- After clause V. insert new clauses E and F as follows:—
- (10.) "E. Where the debt or damage claimed in any action shall not exceed one hundred pounds and where the debt or damage recovered in any action together with the money (if any) paid into court shall be less than fifty pounds the costs of plaintiffs and defendants as between party and party shall be taxed according to the lower scale in the fifth schedule to this Act unless the court or a judge shall otherwise order or unless such action could not have been brought into a county court and in all other cases such costs shall be taxed according to the higher scale in the same schedule." Scale of cost
- (11.) Clause VI., leave out this clause.
- (12.) Clause VII., line 41, leave out "this Act" and insert "the provisions hereinbefore contained."
- After clause VII. insert new clauses F, G, H, I, and J.
- (13.) "F. When the debt or damage claimed in any plaint in a county court shall amount to one hundred pounds it shall be lawful for the defendant or for any one or more of several defendants on filing in the Supreme Court the summons upon such plaint to issue a writ of *certiorari* for the removal of such plaint into the said last mentioned court." Provision for certiorari.
- (14.) "G. When two judges shall sit simultaneously and apart from each other for the business of trying issues in fact or inquiring of damages in civil actions the trial or inquiry of those causes in which the number of the action is an odd number shall be had before one of such judges and of those causes in which the number of the action is an even number before the other of such judges in like manner as if such causes respectively were pending in different courts and the lists of causes shall be made out or divided according to such even and odd number." Sitting of two courts limited, 19 Vict., No. 13, s. 3.
- (15.) "H. In every list of causes for trial the prothonotary shall specify in the mode set forth in the sixth or seventh schedule to this Act (as the case may require) the earliest day of such sittings on which under the provision next hereinafter contained every such cause respectively can be tried and the cause for which any day of trial is specified as aforesaid shall not be tried before the day so specified except by consent of the parties their counsel or attorneys." 19 Vict., No. 19, ss. 128, 343.
- (16.) "I. Not more than one cause shall be tried on any Saturday by a jury of twelve men and not more than two causes shall be tried on any other day by such jury and not more than three causes shall be tried on any Saturday by a jury of four men and not more than six causes shall be tried on any other day by such jury except (in any of the cases aforesaid) by consent of the parties their counsel or attorneys and no trial of any cause shall be commenced on any Saturday after the hour of one o'clock in the afternoon or on any other day after the hour of four o'clock in the afternoon except by such consent as hereinbefore mentioned but no part of this section shall extend or apply to any circuit court." Cause list to name day of trial.
- (17.) "J. The associate of every judge sitting at *nisi prius* shall on the first and every subsequent day of every such sittings cause to be posted on the outer door of the court house in the form contained in the last schedule to this Act the names of the causes for trial on the next day of such sittings." Number of causes to be tried, and hours of sitting each day.
- (18.) First Schedule—  
 Leave out heading "office fees."  
 Line 2, leave out "or subpoena."  
 Leave out the fourth and fifth lines.  
 Line 11, after "default," insert "or excess of set off."  
 Leave out line thirteen.  
 Line 14, leave out "2 6," and insert "1 0."  
 " 17, leave out "per cent." and insert "for every forty shillings of the amount."  
 " 17, leave out "1 0 0," and insert "0 0 1."  
 " 21, leave out "or affidavit."
- (19.) At end of schedule insert "every affidavit used in court or chambers 0 0 6."
- (19.) After first schedule insert Schedules A, B, C, to be second, third, and fourth, as follow:—

## SCHEDULE A.

	£	s.	d.
For travelling expenses to the sheriff shewers and jurymen the sum actually and reasonably paid.			
Fee to the sheriff when the distance does not exceed five miles	...	...	0 10 0
Exceeding five miles but not exceeding ten miles	...	...	1 0 0
For every mile beyond ten	...	...	0 2 0
For every day (if necessary) after the first	...	...	1 0 0
Fee to the shewers each the same as the sheriff calculating distance from the place of abode.			
Fee to each jurymen per diem	...	...	1 0 0
Refreshments for sheriff shewers and jurymen per diem each	...	...	0 5 0
To sheriff for summoning each jurymen within five miles of sheriff's office	...	...	0 5 0
If beyond that distance per mile	...	...	0 2 0

## SCHEDULE B.

To bailiffs for executing warrant for each if the distance from the sheriff's office or the	£	s.	d.
bailiff's residence does not exceed five miles ... ..	0	10	0
If beyond that distance per mile ... ..	0	2	0
For each man left in possession when absolutely necessary—			
If boarded per day } (The sum actually and reasonably paid).			
If not boarded per day }			
To bailiff for delivering goods in replevin ... ..	0	10	0
Travelling expenses from his residence to the place where the goods are per mile ...	0	2	0
For every warrant upon any writ or process ... ..	0	2	6
For an arrest not exceeding a mile from the officer's residence ... ..	0	15	0
Not exceeding seven miles from the same place ... ..	1	1	0
Exceeding seven miles therefrom ... ..	1	10	0
For conveying defendant to gaol per mile (the sum actually and reasonably paid).			
For boat hire (the sum actually and reasonably paid).			
For an undertaking to give a bail-bond ... ..	0	5	0
For a bail-bond inclusive of filing ... ..	1	0	0
For receiving money upon deposit for arrest and paying the same into court ...	0	10	0
For a replevin bond ... ..	1	0	0
Precept to bailiff ... ..	0	2	6
Notice for service on defendant ... ..	0	2	6
For assigning bail or replevin bond ... ..	0	2	6
Appraiser where the sum demanded and due in replevin exceeds £20 and does not			
exceed £50 for appraisal and affidavit of value ... ..	1	1	0
Where it shall exceed £50 ... ..	1	10	0
Travelling expenses from his residence to the place where the goods are per mile ...	0	2	0
For writ <i>retorno habendo</i> ... ..	0	5	0

## SCHEDULE C.

Costs of Witnesses.	If resident at place of trial or in the neighborhood.		If resident at any other place	
	£	s. d.	£	s. d.
Laborers and other common Witnesses ...	0	5 0	0	5 0 to 0 7 6
Master Tradesmen, Yeomen, and Farmers, per diem ... ..	0	7 6 to 0 10 0	0	10 0 to 0 15 0
Auctioneers and Accountants ... ..	0	10 6 to 1 1 0	0	10 6 to 1 1 0
Professional men, per diem ... ..	1	1 0	—	—
Do., inclusive of all except travelling expenses, per diem ... ..	...	...	2	2 0 to 3 3 0
Mechanics and Clerks, per diem ... ..	0	7 6 to 0 10 0	0	15 0 to 1 10 0
Engineers and Surveyors, per diem ... ..	1	1 0	1	1 0 to 3 3 0
Notaries, per diem ... ..	1	1 0	1	1 0 to 1 10 0
Gentlemen ... ..	1	1 0	1	1 0 per diem.
Esquires ... ..	1	1 0		
Bankers ... ..				
Merchants ... ..	1	1 0		
Females (according to station in life) per diem	0	5 0 to 0 10 0	0	5 0 to 1 0 0
Police Inspector, per diem } A sum equal to				
Police Constable, per diem } their pay.				
Travelling Expenses according to the sums reasonably and actually paid.				
Witnesses attending in more than one cause will be entitled to a proportionate part only in each cause.				

## (20.) Second Schedule :—

- Strike out "second," insert "fifth."  
 Leave out headings "Scale of Attorney's Charges" and "Scale of Allowances or Costs."  
 Insert in blank space "Attorney's Costs."  
 Leave out "A" and "B" and in their stead insert "Higher Scale" and "Lower Scale."  
 Line 1, leave out "£1 0" and insert "£0 18s.," and leave out "10s." and insert "9s."  
 Line 3, leave out "£1 0" and insert "£0 18s. 0," and leave out "10s." and insert "9s."  
 Line 4, leave out "15" and insert "0."  
 Line 5, leave out "£1" and insert "£0 18," and leave out "10."  
 Line 6, leave out "revivor or" and leave out "£1 0" and insert "£0 18," and leave out "10" and insert "0."  
 Line 10, leave out "1 0" and insert "0 18," and leave out "10" and insert "9."  
 Line 11, leave out "1 0" and insert "0 18;" and leave out "10" and insert "9."  
 Line 12, leave out "1 0" and insert "0 18;" and leave out "10" and insert "9."  
 Line 14, before "other" insert "all."  
 Line 16 (of text), leave out "9 0" and insert "7 6;" also, in second column leave out "9" and insert "7 6."  
 Line 33, leave out "5" after "for confession in ejectment."  
 Line 10 (p. 5.), leave out "and copy."  
 Line 36, leave out "7 6" and insert "3 9" in second column.  
 Line 1 (p. 6.), leave out "0 6d." and insert "1s. 0" in first column.  
 Line 3, leave out "1" and insert "0" in second column.  
 Line 4, leave out "1 10" and insert "0 0" in second column.  
 Line 5, leave out "case" and insert "cases."  
 Line 5, leave out "the Act provides" and insert "provision is made."

Line 35, leave out "1" and insert "10" and in second column, leave out "0 6" and insert "5 0."

Line 39 (p. 6), leave out this line.

Line 40, leave out this line.

Line 42, leave out "but if more than one cause to be divided equally."

Line 1 (p. 7), leave out "if more than one trial or enquiry or in special cases."

Line 8, leave out "when only one cause per day."

Line 10, leave out this line.

Line 21, leave out "more."

After line 38 insert "Where costs are taxed on the lower scale the fees on briefs to be allowed proportionably."

At foot of page 7, strike out a note, and the asterisks thereto belonging.

Line 12 (p. 8), leave out "3d." and insert "6d."

Line 13 (p. 8), after "when" insert "actually and reasonably."

Line 13, leave out "£5 5" and insert "£30 0" and (in second column) leave out "2 12 6" and insert "0 0 0."

After line 15, strike out remainder of schedule.

And the said amendments 1 to 9, both inclusive, were read a second time and agreed to by the Assembly.

Amendment 10 read a second time.

On the motion of Dr. Mackay, the Assembly ordered that the word "into" be omitted from the last line but one of this amendment, and the word "in" inserted instead thereof.

And the said amendment, as so amended, was agreed to by the Assembly.

Amendments 11 and 12 read a second time and agreed to.

Amendment 13 read a second time.

On the motion of Dr. Mackay, the Assembly ordered that the words "one hundred" be omitted from line 1, and the word "fifty" inserted instead.

And the said amendment, as so amended, was agreed to by the Assembly.

Amendment 14 read a second time.

On the motion of the Dr. Mackay, the Assembly ordered the last word, "number," to be omitted, and the word "numbers" inserted instead.

And the said amendment, as so amended, was agreed to by the Assembly.

And the other of the said amendments were read a second time, and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Legislative Assembly agree to some of the amendments, and agree to others with amendments, with which they desire the concurrence of the Legislative Council.

20. CHEWTON RAILWAY COMMITTEE.—The Order of the Day for the further consideration in Committee of the whole Assembly of the Report from the Select Committee on this case having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

FRIDAY, 11<sup>TH</sup> SEPTEMBER, 1863.

Mr. Speaker resumed the Chair.

21. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on their amendment in Clause X., and that they agree in the amendments made by the Legislative Assembly in Clause X. of the Bill intituled "*An Act for the better Management of the Victorian Railways.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,  
Melbourne, 10th September, 1863.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in the Bill intituled "*An Act to reduce the Expenses of Proceedings in the Supreme Court at Common Law.*"

(Signed)

J. F. PALMER,

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

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

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

23. ADJOURNMENT.—Mr. Snodgrass moved, That this House do now adjourn.  
Question—put and negatived.

24. LAPSED ORDERS OF THE DAY.—The following Orders of the Day were read and lapsed:—

*Petroleum Storage Bill—Second reading.*

*Supreme Court Bill—Amendments of Legislative Council to be taken into consideration.*

25. SURVEY LINES, CASTLEMAINE TO MARYBOROUGH.—Mr. Levi moved, pursuant to notice, That there be laid upon the Table of the House, prior to the close of this session, the drawings and tracings of any trial survey lines recently made from Castlemaine to Maryborough, with the reports thereon.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 7.

Mr. Anderson. Mr. O'Grady,  
Dr. Evans, Mr. Ramsay.

Mr. Levey,

*Tellers.*

Mr. Levi,  
Dr. Macadam,

Noes, 34.

Mr. Berry,	Mr. Orkney,
Mr. Brooke,	Mr. O'Shanassy,
Mr. Cohen,	Mr. Pope,
Mr. Cummins,	Mr. Sinclair,
Mr. Edwards,	Mr. L. L. Smith,
Mr. Foott,	Mr. Snodgrass,
Mr. Francis,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Thomson,
Mr. Grant,	Mr. Tucker,
Mr. Heales,	Mr. Verdon,
Mr. Howard,	Mr. Weeks,
Mr. Macgregor,	Mr. Woods,
Capt. Mac Mahon,	Mr. Wright.
Mr. McCulloch,	<i>Tellers.</i>
Mr. McLellan,	
Mr. Michie,	Mr. Casey,
Mr. Mollison,	Mr. Houston.

And so it passed in the negative.

26. RIFLE ASSOCIATION.—Mr. Anderson moved, pursuant to notice, That this House will, tomorrow, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that a sum of £500 be placed upon Additional Estimate for 1863, in aid of the Council of the Rifle Association.

Debate ensued.

Question—put and negatived.

27. LAND ACT, 1862.—Mr. Berry moved, pursuant to notice, That inasmuch as the Land Act of 1862 has failed to facilitate settlement, and has encouraged speculation in the highest degree detrimental to the public interest, this House is of opinion that, pending fresh legislation, no further sales of Crown lands within the ten million acres reserved for agricultural settlement should take place.

Debate ensued.

Mr. Francis moved the previous question.

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

Assembly adjourned at five minutes past two o'clock until eleven o'clock a.m. this day.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

VICTORIA.  
 VOTES AND PROCEEDINGS  
 OF THE  
 LEGISLATIVE ASSEMBLY.

No. 117.

FRIDAY, 11TH SEPTEMBER, 1863.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADDRESS TO HIS EXCELLENCY SIR C. H. DARLING.—The House, according to Order, proceeded to the Government Offices and presented to His Excellency Sir C. H. Darling, the Address agreed to yesterday, to which His Excellency was pleased to make the following reply, viz :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY—

I beg to thank you for the expression of affection and loyalty to the Queen, and of your respect for the high office to which Her Majesty has been pleased to appoint me, which this Address conveys.

It is at once my duty and my desire to be instrumental in promoting the welfare of this colony, and I am, I assure you, deeply sensible of the inestimable value of your co-operation in the advancement of that object.

(Signed) C. H. DARLING,  
Governor.

3. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—  
 Board of Agriculture.—Fourth Annual Report.—Presented by the Council.  
 Observatory.—Third Report of the Board of Visitors, with the Annual Report of the Government Astronomer ; and two Despatches from His Grace the Secretary of State for the Colonies, covering Reports from the Royal Society of London and the British Association for the advancement of Science on the erection of a Telescope of large optical power at Melbourne.

Severally ordered to lie on the Table.

4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly three Schedules, the sixth, the seventh, and the last, which were agreed to by the Legislative Council in the Bill, intituled "*An Act to reduce the expenses of Proceedings in the Supreme Court at Common Law*," but which by a clerical error, were not transcribed in the manuscript amendments sent from the Legislative Council to the Legislative Assembly, and request that the Legislative Assembly will concur in agreeing to the said schedules, and to correct the clerical error which has occurred in the Bill which the Legislative Council now transmit to the Legislative Assembly.

(Signed) J. F. PALMER,  
President.

Legislative Council Chamber,  
Melbourne, 11th September, 1863.

On the motion of Dr. Mackay, the amendments were read, and are as follow :—

THE SIXTH SCHEDULE.  
 SITTINGS AFTER EASTER TERM.  
 1864.

TRIAL.		CAUSE.		No. of Action.	ATTORNEYS.	
Day of	Order of	Plaintiff.	Defendant.		Plaintiff's.	Defendant's.
February.						
Wednesday, 20th	1					
" "	2					
Thursday, 21st	3					
" "	4					
Friday, 22nd ...	5					
" "	6					
Saturday, 23rd	7					

THE SEVENTH SCHEDULE.  
SITTINGS BEFORE CHRISTMAS TERM.  
1864.

TRIAL.		CAUSE.		No. of Action.	ATTORNEYS.	
Day of	Order of	Plaintiff.	Defendant.		Plaintiff's.	Defendant's.
March.						
Friday, 2nd ...	1					
"	2					
"	3					
"	4					
"	5					
"	6					
Saturday, 3rd	7					
"	8					
"	9					
Monday, 5th ...	10					
"	11					
"	12					
"	13					
"	14					
"	15					

THE LAST SCHEDULE.  
SATURDAY, 3RD NOVEMBER, 1864.

Number in the Cause List.	Name of Causes.
4.	Doe v. Roe.
5.	Postponed.
6.	Denn v. Fenn.

And on the further motion of Dr. Mackay, the said amendments were read a second time and agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly agree to the said amendments of the Legislative Council.

5. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message from His Excellency the Governor by the Usher of the Legislative Council.

MR. SPEAKER,

His Excellency desires the immediate attendance of this Honorable House in the Legislative Council.

Accordingly Mr. Speaker, and the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the following Bills, viz. :—

“An Act to Amend ‘The Electoral Act 1863.’”

“An Act for the Amendment of the Mercantile Law.”

“An Act to Amend the Law relating to Volunteer Corps.”

“An Act to Consolidate and Amend the Laws relating to Municipal Institutions.”

“An Act to reduce the Expenses of Proceedings in the Supreme Court at Common Law.”

“An Act for the better Management of Railways.”

“An Act to apply a sum out of the Consolidated Revenue to the Service of the

“year One thousand eight hundred and sixty-three and to appropriate the

“Supplies granted in this Session of Parliament and for other purposes.”

6. HIS EXCELLENCY'S SPEECH.—After which His Excellency was pleased to make a Speech to both Houses of Parliament, as followeth :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In accordance with the advice of my responsible Ministers, it becomes my duty thus immediately after my assumption of the high office to which Her Majesty has been pleased to appoint me, to meet you for the purpose of relieving you for the present from

the discharge of your legislative functions. I rejoice that this early opportunity presents itself of personally assuring you, while in Parliament assembled, of my earnest desire faithfully to fulfil the responsibilities of my position as the representative of the British Crown in this great and prosperous colony.

The results of the lengthened session now drawing to a close will yield, I trust, a valuable contribution to the statute book of the colony.

The circumstances under which my present advisers succeeded to the administration of the Government of the Colony, imposed on them, in deference to the opinion of Parliament, the necessity of conducting to a termination some of the measures introduced by the late Ministry, which were pending at the time of my present advisers entering upon the discharge of their duties.

The evasions of the Land Act of 1862 rendered it necessary to make legislative provision to remedy the admitted defects of that measure. Accordingly, a Bill was introduced for that purpose, which having been rejected by the Legislative Council, after passing the Assembly, leaves my Government no other resource but to administer the present Land Law with as careful a regard to all the interests involved as the importance of the subject demands.

The Immigration Bill, the Electoral Act Amendment Bill, the Melbourne and Geelong Corporations Acts Amendment Bill, the Customs Laws Amendment Bill, the Railway Management Bill, the Chinese Immigrants Act Amendment Bill, the Partnership Amendment Bill, the Municipal Corporations Bill, the Local Government Bill, the Volunteer Act Amendment Bill, and the Adulteration of Food Bill, and other measures have respectively become law. These results of your deliberations will, I trust, in a greater or less degree, conduce to the prosperity and advancement of the colony.

The Bills for the reduction of the Governor's salary and to allay doubts respecting the Real Property Act have been reserved for Her Majesty's assent.

The generous and loyal sympathy which you have so lately manifested towards our fellow-countrymen in the sister Colony of New Zealand under the very trying circumstances to which, there is much reason to believe, they are now exposed, will, I doubt not, be adequately appreciated by Her Most Gracious Majesty, and by the entire British people.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In Her Majesty's name I thank you for the liberal manner in which you have provided for the necessities of the public service of the year.

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

Although the past session has been unusually protracted, it will be my duty again to call you together at a period as early as will admit of the maturing of various measures which must be necessarily laid before you in the next session of Parliament.

I now, in Her Majesty's name, declare this Parliament to be prorogued to Thursday, the 15th day of October next.

And it is prorogued accordingly.

(Signed) C. H. DARLING,

Government Offices,  
Melbourne, 11th September, 1863.

FRAN<sup>S</sup>. MURPHY,  
*Speaker.*

# Select Committees

APPOINTED DURING THE SESSION 1862-3.

---

## 1.—STANDING ORDERS.

(Appointed 11th November, 1862.)

Mr. Speaker,  
Mr. Gavan Duffy,  
Mr. Lalor,  
Mr. Snodgrass,  
Mr. O'Shanassy,

Dr. Owens,  
Mr. Brooke,  
Mr. Aspinall,  
Mr. Higinbotham.\*

\* Re-appointed 5th August, 1863.

---

## 2.—PRINTING.

(Appointed 11th November, 1862.)

Mr. Speaker,  
Mr. Smyth,  
Mr. Berry,  
Mr. Richardson,  
Mr. Howard,

Mr. Lalor,  
Mr. Gillies,  
Mr. Heales,\*  
Mr. Mollison.

\* Re-appointed 5th August, 1863.

---

## 3.—LIBRARY.

(Appointed 11th November, 1862.)

Mr. Speaker,  
Mr. Edwards,  
Mr. Mollison,

Dr. Macadam,  
Mr. Gavan Duffy.

---

## 4.—REFRESHMENT ROOMS.

(Appointed 11th November, 1862.)

Mr. Howard,  
Mr. Anderson,  
Mr. Verdon,\*

Mr. J. T. Smith  
Mr. Snodgrass.

\* Re-appointed 5th August, 1863.

---

## 5.—PARLIAMENT BUILDINGS.

(Appointed 11th November, 1862.)

Mr. Speaker,  
Mr. J. S. Johnston,  
Mr. Gavan Duffy,

Mr. Don,  
Mr. Francis.\*

Re-appointed 5th August, 1863.

---

## 6.—CROWN SOLICITOR'S OFFICE.

(Appointed by ballot 20th November, 1862.)

Mr. Jones,  
Mr. J. Davies,  
Mr. Cohen,

Dr. Evans,  
Mr. Anderson.

7.—EAST COLLINGWOOD IMPROVEMENT BILL.

(Appointed 20th November, 1862.)

Mr. Cummins,  
Mr. Lalor,  
Mr. Heales,  
Dr. Girdlestone  
Mr. Kyte,

Mr. B. G. Davies,  
Mr. Edwards,  
Mr. Houston,  
Mr. Don (*Mover*).

8.—PARTNERSHIPS BILL.

(Appointed 21st November, 1862.)

Mr. O'Shanassy,  
Mr. Ireland,  
Mr. McCulloch,  
Mr. Brodribb,  
Mr. Higinbotham,  
Mr. Heales,  
Mr. Wood,\*

Mr. Houston,  
Mr. Francis,  
Mr. Loader,  
Mr. Nicholson,  
Mr. Macgregor,  
Dr. Mackay (*Mover*).

\* Appointed 25th March, 1863.

9.—POLICE FORCE.

(Appointed by ballot 2nd December, 1862.)

Mr. Frazer,  
Capt. Mac Mahon,  
Mr. Gillies,  
Mr. Brodribb,  
Mr. Verdon,

Dr. Mackay,  
Mr. Morton,  
Mr. Heales,  
Mr. Higinbotham,  
Mr. Berry.

10.—PROVIDENT INSTITUTE ESTATE BILL.

(Appointed 4th December, 1862.)

Mr. Anderson,  
Mr. Heales,  
Mr. J. Davies,

Mr. Lalor,  
Capt. Mac Mahon (*Mover*).

11.—MELBOURNE AND HOBSON'S BAY RAILWAY ACT AMENDMENT BILL.

(Appointed 4th December, 1862.)

Mr. O'Shanassy,  
Mr. Gavan Duffy,  
Mr. Grant,

Mr. Lalor,  
Mr. Morton.

12.—SCHOOL TEACHERS.

(Appointed 11th December, 1862.)

Mr. Frazer,  
Mr. Lalor,  
Mr. Kyte,  
Mr. O'Connor,  
Mr. Tucker,\*

Mr. Weeks,  
Mr. Morton,  
Dr. Evans,  
Mr. McCann (*Mover*).

\* Appointed 3rd February, 1863.

13.—GOVERNOR'S REPLIES TO ADDRESSES.

(Appointed 3rd February, 1863.)

Mr. Howard,  
Mr. Lalor,  
Dr. Evans,  
Mr. Mollison,

Mr. Nicholson,  
Mr. Aspinall,  
Mr. Ireland (*Mover*).

14.—ABORIGINES.

(Appointed 5th February, 1863.)

Mr. O'Shanassy,  
Mr. Heales,  
Mr. Snodgrass,  
Mr. Brodribb,

Mr. J. T. Smith,  
Mr. Orkney,  
Mr. Wilson,\*  
Mr. Houston (*Mover*).

\* Appointed 20th February, 1863.

15.—HEBARD AND SANDERSON.

(Appointed 5th February, 1863.)

Mr. Wood,  
Mr. Sullivan,  
Mr. Levi,

Mr. Loader,  
Mr. Grant (*Mover*).

16.—MELBOURNE AND GEELONG CORPORATIONS ACTS AMENDMENT BILL.

(Appointed 5th February, 1863.)

Mr. Richardson,  
Mr. J. S. Johnston,  
Mr. Orkney,  
Mr. Sinclair,  
Mr. Loader,  
Mr. Foott,

Mr. Edwards,  
Mr. Kyte,  
Mr. J. T. Smith,  
Mr. J. Davies,  
Mr. McCann,  
Mr. Cohen (*Mover*).

17.—GOLD PROSPECTORS.

(Appointed 4th March, 1863.)

Mr. Grant,  
Mr. McLellan,  
Mr. Houston,  
Mr. Francis,  
Mr. Frazer,  
Mr. A. J. Smith,\*

Mr. Orr,\*  
Mr. Woods,  
Mr. Lambert,  
Dr. Evans,  
Mr. McCann,  
Mr. B. G. Davies (*Mover*).

\* Appointed 7th May, 1863.

18.—MR. W. MURRAY ROSS'S CASE.

(Appointed 5th March, 1863.)

Mr. Wood,  
Mr. Heales,  
Mr. Cohen,  
Mr. Grant,

Mr. Loader,  
Mr. Verdon,  
Mr. Francis (*Mover*).

19.—RIVERINE DISTRICTS TRADE.

(Appointed 10th March, 1863.)

Mr. Mollison,  
Mr. Verdon,  
Mr. Francis,  
Mr. McDonald,  
Mr. Orr,  
Mr. Cohen,  
Mr. Wilson,\*

Mr. McCulloch,  
Mr. Strickland,  
Capt. Mac Mahon,  
Mr. A. J. Smith,  
Mr. Levey,  
Mr. Loader (*Mover*).

\* Appointed 1st May, 1863.

20.—WARDER CAHILL'S CASE.

(Appointed 12th March, 1863.)

Mr. Anderson,  
Mr. B. G. Davies,  
Mr. Levey,  
Dr. Girdlestone,

Mr. W. C. Smith,  
Mr. Orkney,  
Mr. O'Connor (*Mover*).

21.—GEELONG AND MELBOURNE RAILWAY.

(Appointed 1st April, 1863.)

Capt. Mac Mahon,  
Mr. Ramsay,  
Mr. Edwards,  
Mr. Houston,

Mr. Lalor,  
Mr. J. Davies,  
Mr. Cohen,  
Mr. Foott (*Mover*).

22.—CATTLE TRAFFIC, VICTORIAN RAILWAYS.

(Appointed 1st April, 1863.)

Capt. Mac Mahon,  
Mr. J. T. Smith,  
Mr. Cohen,  
Mr. Strickland,

Mr. Wilson,  
Mr. Woods,  
Mr. Frazer (*Mover*).

23.—CHEWTON RAILWAY STATION.

(Appointed 28th May, 1863.)

Capt. Mac Mahon,	Mr. Mollison,†
Mr. McCulloch,	Mr. Strickland,†
Mr. Woods,	Mr. Smyth,
Mr. Tucker,	Mr. Ramsay,
Dr. Macadam,	Mr. Pope,
Mr. Howard,*	Mr. Houston,
Mr. Kyte,*	Mr. A. J. Smith ( <i>Mover</i> ).

\* Appointed 4th June, 1863.

† Appointed 9th June, 1863.

24.—SUPREME COURT BUILDINGS AND OFFICES.

(Appointed 9th June, 1863.)

Mr. Mollison,	Mr. Thomson,*
Mr. J. S. Johnston,	Mr. J. Davies,*
Mr. Loader,	Mr. Houston,
Mr. Cohen,	Mr. Heales,†
Mr. Edwards,	Mr. Francis,†
Mr. Wood,	Capt. Mac Mahon,
Mr. Orkney,*	Mr. Verdon,†
Mr. Macgregor,*	Dr. Mackay ( <i>Mover</i> ).

\* Appointed 7th August, 1863.

† Relieved from further attendance 7th August, 1863.

25.—MR. MAIN'S CASE.

(Appointed 10th June, 1863.)

Mr. Sullivan,	Mr. Wright,*
Mr. J. S. Johnston,	Mr. Weeks,*
Mr. O'Connor,	Mr. McDonald,
Mr. Don,	Mr. Thomson,
Mr. Orkney,*	Mr. Edwards ( <i>Mover</i> ).

\* Re-appointed 14th August, 1863.

26.—PRIVILEGE.

(Appointed 18th August, 1863.)

Mr. Michie,	Mr. Strickland,
Mr. Wood,	Mr. Nicholson,
Mr. O'Shanassy,	Mr. McCulloch ( <i>Mover</i> ).
Mr. Mollison,	

27.—RAILWAY MANAGEMENT BILL.

(Conference Committee.)

Mr. O'Shanassy,	Mr. Cohen,
Capt. Mac Mahon,	Mr. Mollison,
Mr. Anderson,	Mr. Gillies,
Mr. Snodgrass,	Mr. J. S. Johnston,
Mr. Michie,	Mr. Grant ( <i>Mover</i> ).

COMMITTEE OF ELECTIONS AND QUALIFICATIONS.

(Appointed by Mr. Speaker's Warrant, 12th November, 1862.)

Mr. Anderson,	Mr. Houston,
Mr. Edwards,	Mr. McCulloch,
Mr. Gillies,	Mr. Smith.
Mr. Higinbotham,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862.**

FRIDAY, 28<sup>TH</sup> NOVEMBER.

No. 1.—*Supply—Supplementary Estimates for 1862.*

Question proposed—That a sum not exceeding £346 11s. 6d. be granted to Her Majesty to defray the supplementary charges for the year 1862, in the department of the Chief Secretary.—(*Mr. Haines.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Pope.*)

Committee divided.

Ayes, 23.  
Mr. Berry,  
Mr. Brooke,  
Mr. J. Davies,  
Mr. Edwards,  
Dr. Girdlestone,  
Mr. Heales,  
Mr. Houston,  
Mr. Kyte,  
Mr. Lambert,  
Mr. Levi,  
Dr. Macadam,  
Mr. Macgregor,  
Mr. McCann,  
Mr. McLellan,  
Mr. Pope,  
Mr. Ramsay,  
Mr. A. J. Smith.  
Mr. Strickland,  
Mr. Sullivan,  
Mr. Verdon,  
Mr. Wright.  
  
*Tellers.*  
Mr. Gillies,  
Mr. L. L. Smith.

Noes, 20.  
Mr. Brodribb,  
Mr. Gavan Duffy,  
Dr. Evans,  
Mr. Francis,  
Mr. Haines,  
Mr. Higinbotham,  
Mr. Ireland,  
Mr. Jones,  
Mr. Kirk,  
Mr. Loader,  
Capt. Mac Mahon,  
Mr. McCulloch,  
Mr. Morton,  
Mr. O'Grady,  
Mr. Orkney,  
Mr. O'Shanassy,  
Mr. Riddell,  
Mr. Wood.  
  
*Tellers.*  
Mr. Anderson,  
Mr. J. S. Johnston.

VICTORIA

---

# LEGISLATIVE ASSEMBLY.

No. 2.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862.**

FRIDAY, 5TH DECEMBER.

No. 1.—*Supply—Estimates for 1863.*

Question proposed—That a sum not exceeding £10,996 15s. be granted to Her Majesty, to defray the salaries and wages of the Steam Sloop *Victoria* for the year 1863.—  
(*Mr. Haines.*)

Motion made and question put—That a sum not exceeding £5,498 7s. 6d. be granted to Her Majesty, to defray the salaries and wages of the Steam Sloop *Victoria* for six months of the year 1863.—(*Mr. McCulloch.*)

Committee divided.

Ayes, 17.	Noes, 13.
Mr. Cathie,	Mr. Gavan Duffy,
Mr. Cohen,	Mr. Wood.
Mr. J. Davies,	Dr. Evans,
Mr. Francis,	Mr. Haines,
Dr. Girdlestone,	Mr. Heales,
Mr. Kirk,	Mr. Higinbotham,
Mr. Levey,	Mr. Lambert,
Mr. McLellan,	Mr. Macgregor,
Mr. O'Grady,	Mr. O'Shanassy,
Mr. Orkney,	Mr. Ramsay,
	Mr. J. T. Smith,
	<i>Tellers.</i>
	Mr. Anderson,
	Mr. J. S. Johnston.

No. 2.

Question proposed—That a sum not exceeding £6,500 be granted to Her Majesty, to defray the expense for salaries of guardian and teachers, rations, clothing, stores, medical attendance, &c., for the Aborigines, for the year 1863.—(*Mr. Haines.*)

Motion made and question put—That the following words be added to the above resolution, viz.: "And in the opinion of the Committee this item should be increased by £500."—  
(*Mr. Heales.*)

Committee divided.

Ayes, 19.	Noes, 20.
Mr. Cohen,	Mr. Aspinall,
Mr. J. Davies,	Mr. Orkney,
Dr. Girdlestone,	Mr. O'Shanassy,
Mr. Heales,	Mr. Strickland,
Mr. Higinbotham,	Mr. Sullivan,
Mr. Humffray,	Mr. Wood,
Mr. Kirk,	Mr. Wright.
Mr. Kyte,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Macgregor,	Mr. J. S. Johnston,
Mr. McCulloch,	Mr. Levey,
Mr. McLellan,	Capt. MacMahon,
	Mr. McDonald,
	Mr. O'Grady,
	Mr. Anderson,
	Mr. Loader.

No. 3.

Motion made and question put—That the following words be added to the above resolution, viz.: “And in the opinion of the Committee this item should be increased by £400.”—  
(*Mr. Heales.*)

Committee divided.

	Ayes, 19.		Noes, 17.
Mr. Cohen,	Mr. Pope,	Mr. Cathie,	Mr. Orkney,
Mr. J. Davies,	Mr. Ramsay,	Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Girdlestone,	Mr. J. T. Smith,	Dr. Evans,	Mr. Strickland,
Mr. Heales,	Mr. L. L. Smith,	Mr. Francis,	Mr. Sullivan.
Mr. Higinbotham,	Mr. W. C. Smith,	Mr. Haines,	
Mr. Humffray,	Mr. Wilson.	Mr. Ireland,	
Mr. Kirk,		Mr. J. S. Johnston,	<i>Tellers.</i>
Dr. Macadam,		Mr. Kyte,	Mr. Anderson,
Mr. Macgregor,	<i>Tellers.</i>	Mr. Loader,	Mr. Levey.
Mr. McCulloch,	Mr. Lambert,	Mr. McDonald,	
Mr. McLellan,	Mr. Houston.	Mr. O'Grady,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 3.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862.**

TUESDAY, 9TH DECEMBER.

No. 1.—*Supply—Estimates for 1863.*

Question proposed—That a sum not exceeding £15,000 be granted to Her Majesty, to defray the expense, for the year 1863, of Contract Surveys.—(*Mr. Haines.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Brooke.*)

Ayes 9.		Noes 20.	
Mr. Brooke,	<i>Tellers.</i>	Mr. Brodribb,	Mr. O'Shanassy,
Mr. Edwards,	Mr. Houston,	Mr. Gavan Duffy,	Mr. Richardson,
Mr. Frazer,	Mr. Woods.	Dr. Evans,	Mr. A. J. Smith,
Mr. McLellan,		Mr. Haines,	Mr. Tucker,
Mr. Ramsay,		Mr. Ireland,	Mr. Wilson,
Mr. Richardson,		Mr. Kyte,	Mr. Wood.
Mr. Weeks.		Mr. Levey,	
		Mr. Loader,	<i>Tellers.</i>
		Capt. Mac Mahon,	Mr. Anderson,
		Mr. McDonald,	Mr. Levi.
		Mr. O'Connor,	
		Mr. O'Grady,	

THURSDAY MORNING, 11TH DECEMBER.

No. 2.

Question proposed—That a sum not exceeding £5,000 be granted to Her Majesty, to defray the expense, for the year 1863, of Water Supply to the Gold Fields, &c., as hereunder specified, viz. :—

1. For maintenance and repairs of Works, and other expenses connected therewith	...	...	...	...	£3,000
2. For Water Supply to Clunes	...	...	...	...	£2,000

(*Mr. Haines.*)

Motion made and question put—That the following words be added to the first item in the above resolution, viz. : “And in the opinion of this Committee this item should be increased by £20,000.”—(*Mr. Ramsay.*)

Committee divided.

## Ayes 11.

Mr. Edwards,	<i>Tellers.</i>
Mr. Frazer,	Mr. Macgregor,
Dr. Girdlestone,	Mr. McLellan.
Mr. Heales,	
Mr. Ramsay,	
Mr. Strickland,	
Mr. Sullivan,	
Mr. Weeks,	
Mr. Wright.	

## Noes 24.

Mr. Cathie,	Mr. O'Grady,
Mr. Cummins,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Richardson,
Dr. Evans,	Mr. Riddell,
Mr. Gillies,	Mr. A. J. Smith,
Mr. Haines,	Mr. Tucker,
Mr. Houston,	Mr. Wilson,
Mr. Howard,	Mr. Woods.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kyte,	Mr. Anderson,
Mr. Levi,	Mr. Wood.
Capt. Mac Mahon,	
Mr. Mollison,	

## No. 3.

Motion made and question put—That a sum not exceeding £1,000 be granted to Her Majesty, to defray the expense, for the year 1863, of Custom House Offices at Williamstown and Sandridge.—(*Mr. Haines.*)

Committee divided.

## Ayes 22.

Mr. Cathie,	Mr. O'Grady,
Mr. Cummins,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. W. C. Smith,
Mr. Haines,	Mr. Snodgrass,
Mr. Heales,	Mr. Verdon,
Mr. Howard,	Mr. Wood.
Mr. Humffray,	
Mr. Ireland,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Capt. Mac Mahon,	Mr. J. S. Johnston.
Mr. McDonald,	
Mr. Nicholson,	

## Noes 19.

Mr. Brooke,	Mr. Ramsay,
Mr. J. Davies,	Mr. Strickland,
Mr. Foott,	Mr. Woods,
Mr. Francis,	Mr. Wright.
Mr. Higinbotham,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Levey,	Mr. McCulloch,
Mr. Loader,	Mr. Houston.
Mr. Macgregor,	
Mr. McLellan,	
Mr. Morton,	
Mr. Orkney,	
Mr. Pope,	

## No. 4.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Heales.*)

Committee divided.

## Ayes 14.

Mr. Brooke,	Mr. Sullivan,
Mr. J. Davies,	Mr. Wright.
Mr. Foott,	
Mr. Frazer,	<i>Tellers.</i>
Dr. Girdlestone,	Mr. Macgregor,
Mr. Heales,	Mr. McLellan.
Mr. Levi,	
Mr. Ramsay,	
Mr. J. T. Smith,	
Mr. Strickland,	

## Noes 17.

Mr. Cummins,	Mr. Morton,
Mr. Gavan Duffy,	Mr. O'Grady,
Dr. Evans,	Mr. O'Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Howard,	Mr. W. C. Smith.
Mr. Humffray,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Anderson,
Capt. Mac Mahon,	Mr. Levey.
Mr. McDonald,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 4.

## WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862.**

WEDNESDAY (MORNING), 17<sup>TH</sup> DECEMBER.

*Supply—Estimates for 1863.*

Motion made—That a sum not exceeding £236,865 7s. be granted to Her Majesty, to defray the expense of railway stations, works, and departmental contingencies in the Department of Railways, for the year 1863.

Amendment proposed—That a sum not exceeding £59,216 6s. 9d. be granted to Her Majesty, to defray the expense of railway stations, works, and departmental contingencies in the Department of Railways, for three months of the year 1863.—(*Mr. Woods.*)

Motion proposed and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Frazer.*)

Committee divided.

	Ayes, 10.	
Mr. Frazer,	Mr. Weeks.	
Dr. Girdlestone,		
Mr. Heales,		<i>Tellers.</i>
Mr. McLellan,		
Mr. Ramsay,	Mr. Woods,	
Mr. L. L. Smith,	Mr. Houston.	
Mr. Strickland,		

	Noes, 21.	
Mr. Cummins,	Mr. O'Grady,	
Mr. Gavan Duffy,	Mr. Orkney,	
Mr. Haines,	Mr. O'Shanassy,	
Mr. Howard,	Mr. Riddell,	
Mr. Ireland,	Mr. A. J. Smith,	
Mr. John Johnson,	Mr. Tucker,	
Mr. J. S. Johnston.	Mr. Wood.	
Mr. Levi,		
Mr. Loader,		<i>Tellers.</i>
Capt. MacMahon,		
Mr. Mollison,	Mr. Anderson,	
Mr. Morton,	Mr. Levey.	

No. 2.

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. L. L. Smith.*)

Committee divided.

	Ayes, 10.	
Dr. Girdlestone,	Mr. Woods.	
Mr. Heales,		
Mr. McLellan,		<i>Tellers.</i>
Mr. Ramsay,		
Mr. L. L. Smith,	Mr. Houston,	
Mr. Strickland,	Mr. Frazer.	
Mr. Weeks,		

	Noes, 21.	
Mr. Cummins,	Mr. O'Grady,	
Mr. Gavan Duffy,	Mr. Orkney,	
Mr. Haines,	Mr. O'Shanassy,	
Mr. Howard,	Mr. Riddell,	
Mr. Ireland,	Mr. A. J. Smith,	
Mr. John Johnson,	Mr. Tucker,	
Mr. J. S. Johnston,	Mr. Wood.	
Mr. Levi,		
Mr. Loader,		<i>Tellers.</i>
Capt. MacMahon,		
Mr. Mollison,	Mr. Levey,	
Mr. Morton,	Mr. Anderson.	

## No. 3.

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Weeks.*)

Committee divided.

	Ayes, 8.	
Mr. Frazer,		Mr. Weeks.
Dr. Girdlestone,		
Mr. McLellan,		<i>Tellers.</i>
Mr. Ramsay,		Mr. Woods,
Mr. Strickland,		Mr. Houston.

	Noes, 20.
Mr. Anderson,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. Orkney,
Mr. Haines,	Mr. O'Shanassy,
Mr. Ireland,	Mr. Riddell,
Mr. John Johnson,	Mr. A. J. Smith,
Mr. Levey,	Mr. Tucker,
Mr. Levi,	Mr. Wood.
Mr. Loader,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. Mollison,	Mr. Howard,
Mr. Morton,	Mr. J. S. Johnston.

## No. 4.

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. Woods.*)

Committee divided.

	Ayes, 8.	
Mr. Edwards,		Mr. Weeks.
Dr. Girdlestone,		
Mr. McLellan,		<i>Tellers.</i>
Mr. Ramsay,		Mr. Houston,
Mr. Strickland,		Mr. Frazer.

	Noes, 19.
Mr. Gavan Duffy,	Mr. O'Grady,
Mr. Haines,	Mr. O'Shanassy,
Mr. Howard,	Mr. Riddell,
Mr. Ireland,	Mr. A. J. Smith,
Mr. John Johnson,	Mr. Tucker,
Mr. Levey,	Mr. Wood.
Mr. Levi,	
Mr. Loader,	<i>Tellers.</i>
Capt. Mac Mahon,	Mr. Anderson,
Mr. Mollison,	Mr. J. S. Johnston.
Mr. Morton,	

VICTORIA.  

---

LEGISLATIVE ASSEMBLY.

---

No. 5.

---

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

---

EXTRACTED FROM THE MINUTES.

---

**SESSION 1862-3.**

TUESDAY, 27<sup>TH</sup> JANUARY.

No. 1.—*Local Government Bill.*—Clause I.

There shall be in Victoria road districts hereinafter usually called "districts with district boards and there shall also be" Shires and Councils of Shires.

Motion made—That the words "districts with district boards and there shall also be," in the first and second lines of the above clause, be omitted.—(*Mr. O'Grady.*)

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 30.		Nces, 17.	
Mr. Aspinall,	Mr. Loader,	Mr. Berry,	Mr. Ramsay,
Mr. Brodribb,	Dr. Macadam,	Mr. J. Davies,	Mr. Richardson,
Mr. Cohen,	Capt. McMahan,	Dr. Girdlestone,	Mr. Strickland,
Mr. Cummins,	Mr. McDonald,	Mr. Grant,	Mr. Tucker,
Mr. Gavan Duffy,	Mr. Mollison,	Mr. Heales,	Mr. Wright.
Dr. Evans,	Mr. Nicholson,	Mr. Lambert,	
Mr. Haines,	Mr. O'Shanassy,	Mr. Macgregor,	<i>Tellers.</i>
Mr. Higinbotham,	Mr. A. J. Smith,	Mr. McCann,	Mr. McLellan,
Mr. Hood,	Mr. J. T. Smith,	Mr. O'Grady,	Mr. Houston.
Mr. Howard,	Mr. Snodgrass,	Mr. Orr,	
Mr. Ireland,	Mr. Sullivan.		
Mr. J. S. Johnston,	Mr. Wood.		
Mr. Jones,			
Mr. Kirk,	<i>Tellers.</i>		
Mr. Kyte,	Mr. Levey,		
Mr. Levi,	Mr. Anderson.		

WEDNESDAY, 28<sup>TH</sup> JANUARY.

No. 2.—Clause XL.

Every person of the full age of twenty-one years who on the last day of August in any year shall be in occupation or be the owner of rateable property within any district and liable to be rated for such property as such occupier or owner respectively shall be entitled to be enrolled in that year "according to the provisions hereinafter contained upon the voters' roll of the district and being so enrolled to vote in all elections of members of the board of the district occurring while such roll shall be in force according to the following scale (that is to say) if such rateable property be rated upon a rateable value of less than fifty pounds he shall have one vote if such rateable value amount to one hundred pounds and be less than one hundred and fifty pounds he shall have two votes and if it amount to or exceed one hundred and fifty pounds he shall have three votes" Provided that no person shall be enrolled in any year in respect of any rateable property unless he shall before or on the last day of August aforesaid have paid all such rates as shall under the provisions hereof have become payable by him in respect of such property except such as shall have become payable within three calendar months before the said last day of August.

Motion made—That all the words after the word “year,” in the fourth line of the above clause, to, and inclusive of, the words “votes” in the eleventh line of the same clause, be omitted.—(*Mr. Richardson.*)

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 26.		Noes, 15.	
Mr. Anderson,	Mr. Orkney,	Mr. Berry,	Mr. Strickland,
Mr. Brodribb,	Mr. O'Shanassy,	Mr. Gillies,	Mr. Sullivan,
Mr. Cohen,	Mr. Riddell,	Mr. Heales,	Mr. Weeks,
Mr. Gavan Duffy,	Mr. A. J. Smith,	Mr. Higinbotham,	Mr. Wright.
Dr. Evans,	Mr. J. T. Smith,	Mr. Houston,	
Mr. Haines,	Mr. Smyth,	Mr. Macgregor,	<i>Tellers.</i>
Mr. Howard,	Mr. Snodgrass,	Mr. McLellan,	Mr. Richardson,
Mr. Ireland,	Mr. Tucker,	Mr. O'Grady,	Mr. Woods.
Mr. J. S. Johnston,	Mr. Wilson,	Mr. Ramsay,	
Dr. Mackay,	Mr. Wood.		
Capt. McMahon,			
Mr. McCann,	<i>Tellers.</i>		
Mr. Mollison,	Mr. Loader,		
Mr. Nicholson,	Mr. Levey.		

No. 3.—Clause LXXVIII.

At the time of the delivery to the returning officer of any such nomination paper as aforesaid the candidate named therein or some person for him or on his behalf shall pay into the hands of the returning officer the sum of five pounds to be dealt with as hereinafter provided and no person who shall not have been so nominated as aforesaid or by or for whom or on whose behalf such payment shall not have been so made shall within the subsequent sections of this Act be or be deemed to be a candidate at any election of members of a district board.

Motion made and question put — That this clause stand part of the Bill.—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 23.		Noes, 17.	
Mr. Brodribb,	Dr. Mackay,	Mr. J. Davies,	Mr. Ramsay,
Mr. Cummins,	Capt. MacMahon,	Dr. Girdlestone,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. Nicholson,	Mr. Heales,	Mr. Strickland,
Dr. Evans,	Mr. Orkney,	Mr. Houston,	Mr. Sullivan,
Mr. Haines,	Mr. O'Shanassy,	Mr. McCann,	Mr. Wright,
Mr. Higinbotham,	Mr. A. J. Smith,	Mr. McLellan,	
Mr. Hood,	Mr. Snodgrass,	Mr. Morton,	<i>Tellers.</i>
Mr. Humffray,	Mr. Wood.	Mr. Nixon,	Mr. Edwards,
Mr. Ireland,		Mr. O'Grady,	Mr. Macgregor.
Mr. J. S. Johnston,	<i>Tellers.</i>	Mr. Orr,	
Mr. Kirk,	Mr. Levey,		
Mr. Levi,	Mr. Anderson.		
Mr. Loader,			

FRIDAY, 30TH JANUARY.

No. 1.—Clause CLXXIV.

Every rate which the board of any district are by this Act authorised to make or levy shall be made or levied by them at yearly half yearly or such other periods less than a year as they shall think fit upon every person who occupies or if there be no occupier then upon the owner of any rateable property whatsoever within such district according to the full net annual value thereof and the said rates shall be vested in the board and shall be payable at such times as they shall appoint “Provided that every person occupying otherwise than under any lease Crown lands for pastoral purposes only shall be rated in respect of the same in proportion of one third part only of such net annual value thereof as aforesaid” Provided further that notwithstanding any of the provisions hereof whereby the owner of rateable property is to be rated to or to pay any rate on the default or instead of the occupier thereof the Crown shall not be rated to or to pay any rate.

Motion made—That all the words from appoint, in the sixth line of the above clause, to, and inclusive of, the word “aforesaid” in the ninth line—be omitted from the above clause.—(*Mr. Higinbotham.*)

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 21.

Mr. Brodribb,	Mr. Macdonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Nicholson,
Mr. J. Davies,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. J. T. Smith,
Dr. Evans,	Mr. Wilson,
Mr. Haines,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Mr. Loader,	Mr. Levey.
Capt. MacMahon,	

Noes, 16.

Mr. Berry,	Mr. Orr,
Mr. Gillies,	Mr. Ramsay,
Dr. Girdlestone,	Dr. L. L. Smith,
Mr. Higinbotham,	Mr. Sullivan,
Mr. Lambert,	Mr. Wright.
Mr. Macgregor,	
Mr. Nixon,	<i>Tellers.</i>
Mr. O'Grady,	Mr. McLellan,
Mr. Orkney,	Mr. Woods.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

THURSDAY (MORNING), 12TH FEBRUARY.

No. 1.—*Governor's Salary Reduction Bill*—Clause I.

The Act of the Legislature of Victoria passed in the eighteenth year of the reign of Her present Majesty and numbered forty-three and the first part of the schedule annexed to the Constitution Act and marked D shall be and the same are hereby repealed. Motion made and question put—That this clause stand part of the Bill.—(*Mr. Haines*). Committee divided.

Ayes, 34.

Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Grady,
Dr. Evans,	Mr. Orkney,
Mr. Francis,	Mr. O'Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Hood,	Mr. A. J. Smith,
Mr. Howard,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Smyth,
Mr. Johnson,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Jones,	Mr. Wood.
Mr. Kyte,	
Mr. Levey,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Mr. Loader,	Mr. Humffray.

Nocs, 18.

Mr. Berry,	Mr. Nixon,
Mr. Don,	Mr. Orr,
Mr. Foott,	Mr. Ramsay,
Mr. Gillics,	Mr. Richardson,
Mr. Heales,	Mr. Strickland,
Mr. Higinbotham,	Mr. Woods.
Mr. Lambert,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McCann,	Mr. L. L. Smith,
Mr. McLellan,	Mr. Pope.

VICTORIA.

---

LEGISLATIVE ASSEMBLY.

---

No. 7.

---

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

---

EXTRACTED FROM THE MINUTES

---

SESSION 1862-3.

---

TUESDAY, 17<sup>TH</sup> FEBRUARY.

No. 1.—*Governor's Salary Reduction Bill*—Clause II.

The Governor shall receive every year for, and inclusive of, salary allowances and contingencies of whatsoever kind, except for a residence and repairs thereto, the sum of "seven" thousand pounds.

Motion made—That the word "seven" in the third line of the above clause be omitted with a view to insert instead thereof the word "ten."—(*Mr. Mollison.*)

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

Committee divided.

Ayes, 21.

Mr. Aspinall,	Mr. Kirk,
Mr. Brooke,	Capt. Mac Mahon.
Mr. Cathie,	Mr. Nicholson,
Mr. Cummins,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Howard,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Anderson,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Jones,	

Noes, 39.

Mr. Berry,	Mr. Mollison,
Mr. Brodribb,	Mr. Morton,
Mr. Cohen,	Mr. O'Connor,
Mr. J. Davies,	Mr. Orkney,
Mr. Don,	Mr. Orr,
Mr. Edwards,	Dr. Owens,
Mr. Francis,	Mr. Ramsay,
Dr. Girdlestone,	Mr. Riddell,
Mr. Grant,	Mr. Sinclair,
Mr. Heales,	Mr. Snodgrass,
Mr. Higinbotham,	Mr. Strickland,
Mr. Lambert,	Mr. Tucker,
Mr. Levey,	Mr. Weeks,
Mr. Levi,	Mr. Wilson,
Mr. Loader,	Mr. Woods,
Mr. Macgregor,	Mr. Wright.
Dr. Mackay,	
Mr. McCann,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Verdon,
Mr. McDonald,	Mr. Houston.
Mr. McLellan,	

## No. 2.

Question—That the word “ten” proposed to be inserted in the place of the word omitted be so inserted—put.

Committee divided.

## Ayes, 34.

Mr. Brodribb,	Mr. O'Connor,
Mr. Cohen,	Mr. Orkney,
Mr. J. Davies,	Mr. Orr,
Mr. Don,	Dr. Owens,
Mr. Francis,	Mr. Ramsay,
Dr. Girdlestone,	Mr. Riddell,
Mr. Heales,	Mr. Sinclair,
Mr. Higinbotham,	Mr. Strickland,
Mr. Lambert,	Mr. Verdon,
Mr. Levey,	Mr. Weeks,
Mr. Levi,	Mr. Wilson,
Mr. Loader,	Mr. Woods,
Mr. Macgregor,	Mr. Wright.
Dr. Mackay,	
Mr. McCann,	
Mr. McCulloch,	
Mr. McLellan,	
Mr. Mollison,	
Mr. Morton,	

*Tellers.*

Mr. Edwards,  
Mr. Houston.

## Noes, 25.

Mr. Aspinall,	Mr. McDonald,
Mr. Berry,	Mr. Nicholson,
Mr. Brooke,	Mr. O'Grady,
Mr. Cathie,	Mr. O'Shanassy,
Mr. Cummins,	Mr. A. J. Smith,
Mr. Gavan Duffy,	Mr. J. T. Smith,
Dr. Evans,	Mr. Snodgrass,
Mr. Haines,	Mr. Tucker,
Mr. Howard,	Mr. Wood.
Mr. Ireland,	
Mr. Johnson,	
Mr. Jones,	
Mr. Kirk,	
Capt. MacMahon,	

*Tellers.*

Mr. Anderson,  
Mr. J. S. Johnston.

## No. 3.—Clause III.

It shall not be lawful to present to the Governor for Her Majesty's assent any Act by which an alteration or repeal of this Act shall be effected unless the second and third readings of such Bill shall have been passed with the concurrence of an absolute majority of the whole number of the members of the Legislative Council and the Legislative Assembly respectively.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Haines.*)

Committee divided.

## Ayes, 26.

Mr. Aspinall,	Mr. Morton,
Mr. Cathie,	Mr. Nicholson,
Mr. Cummins,	Mr. O'Grady,
Mr. Don,	Mr. Orr,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Snodgrass,
Mr. Haines,	Mr. Tucker,
Mr. Howard,	Mr. Wood,
Mr. Ireland,	Mr. Woods.
Mr. J. Johnson,	
Mr. Levey,	
Mr. Levi,	
Mr. Loader,	
Capt. MacMahon,	
Mr. McDonald,	

*Tellers.*

Mr. Anderson,  
Mr. J. S. Johnston.

## Noes, 13.

Mr. Brooke,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. Strickland,
Mr. Gillies,	Mr. Wright.
Dr. Girdlestone,	
Mr. Heales,	
Mr. Higinbotham,	
Mr. Houston,	
Mr. McLellan,	

*Tellers.*

Mr. Edwards,  
Mr. L. L. Smith.

## WEDNESDAY, 18TH FEBRUARY.

No. 4.—*Local Government Bill.*—Clause XXVIII.

In order that any person may be qualified to be a member of the board of any district he must have been entitled in respect of property of rateable value amounting to pounds at the least to be placed on the “voter's roll” for the time being in force for such district or some subdivision thereof or if none such be actually in force upon the voter's roll which had such been completed in manner provided in this Act would be in force for such district or some subdivision thereof for the time being and must be resident within the district.

Motion made and question put—That the word “fifty” be inserted in the blank in the second line of the above clause.—(*Mr. Ireland.*)

Committee divided.

## Ayes, 23.

Mr. Anderson,	Mr. Morton,
Mr. Brodribb,	Mr. Nicholson,
Mr. Cohen,	Mr. O'Shanassy,
Mr. Francis,	Mr. Riddell,
Mr. Haines,	Mr. A. J. Smith,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. Johnson,	Mr. Tucker,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Loader,	
Dr. Mackay,	
Capt. MacMahon,	
Mr. McDonald,	
Mr. Mollison,	

*Tellers.*

Mr. Levey,
Mr. O'Connor.

## Noes, 20.

Mr. Cummins,	Dr. Owens,
Mr. J. Davies,	Mr. Ramsay,
Mr. Edwards,	Mr. Sinclair,
Mr. Gillies,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. L. L. Smith,
Mr. Heales,	Mr. Strickland,
Mr. Kirk,	Mr. Sullivan.
Mr. Macgregor,	
Mr. McLellan,	
Mr. O'Grady,	
Mr. Orr,	

*Tellers.*

Mr. Houston,
Mr. Woods.

## No. 5.—Clause CCIII.

On or before the thirty-first day of January in each year the board of every district shall cause to be prepared and transmitted to the Treasurer of Victoria a detailed account of all moneys actually received within the district or if the district be a united district within each and every single district of which such united district shall either at one time or successively have been composed as and for general rates of the same respectively during the year or any part of the year ending on the thirty-first day of December then last past and upon the receipt by the Treasurer of such account it shall be lawful for the Governor by warrant under his hand to authorise and direct to be paid to such board out of the consolidated revenue a sum of money to be fixed according to the following scale that is to say:—

For each original district in each of the first five years after the commencement of this Act and for each proclaimed district in each of the first five years after that in which the first rate made in or for such district shall have been for two months payable a sum equal "to" the amount so actually received by the board thereof during the year preceding such first-mentioned year respectively and in each of the next succeeding five years a sum equal to one-half part of the amount so actually received by each board during the year so last preceding.

For each united district according to the like scale in respect of each single district of which it shall have been so composed as aforesaid.

Motion made and question put—That the word "twice" be inserted after the word "to" in the fourteenth line of the above clause.—(*Mr. O'Grady.*)

Committee divided.

## Ayes, 25.

Mr. Cummins,	Mr. O'Connor,
Mr. B. G. Davies,	Mr. O'Grady,
Mr. Don,	Mr. Ramsay,
Mr. Edwards,	Mr. Riddell,
Mr. Gillies,	Mr. A. J. Smith,
Dr. Girdlestone,	Mr. J. T. Smith,
Mr. Howard,	Mr. Snodgrass,
Mr. Kirk,	Mr. Strickland,
Mr. Levey,	Mr. Tucker.
Mr. Levi,	
Mr. Macgregor,	
Mr. McDonald,	
Mr. McLellan,	
Mr. Morton,	

*Tellers.*

Mr. Weeks,
Mr. Mollison.

## Noes, 10.

Mr. Berry,	Mr. O'Shanassy,
Mr. J. Davies.	Mr. Wood.
Mr. Haines,	
Mr. Ireland,	
Mr. Loader,	
Mr. Nicholson,	

*Tellers.*

Mr. Anderson,
Mr. J. S. Johnston,

## THURSDAY (MORNING), 19TH FEBRUARY.

## No. 6.—Clause CCIII.

Motion made and question put—That the following words, viz., "Provided also that the entire sum to be paid out of the consolidated revenue to such boards shall not in any one year exceed the sums following that is to say in each of the first five years after the commencement of this Act the sum of one hundred and forty thousand pounds and in each of the next succeeding five years the sum of seventy thousand pounds and in case the said respective sums of one hundred and forty thousand pounds and seventy thousand pounds shall not be sufficient to admit of sums equal to twice the amounts or to the amounts received by the said boards being paid to such boards then a proportionate reduction shall be made in the amount which but for this proviso would have been paid to each board," be added to clause CCIII.—(*Mr. Ireland.*)

Committee divided.

Ayes, 13.		Noes, 18.	
Mr. Haines,	Mr. Nicholson,	Mr. Cummins,	Mr. Ramsay,
Mr. Howard,	Mr. O'Shanassy,	Mr. B. G. Davies,	Mr. Riddell,
Mr. Ireland,	Mr. Wood.	Mr. J. Davies,	Mr. J. T. Smith,
Mr. J. S. Johnston,		Mr. Edwards,	Mr. Snodgrass,
Mr. Kirk,		Dr. Girdlestone,	Mr. Strickland,
Mr. Levey,		Mr. Macgregor,	Mr. Tucker.
Mr. Loader,	Mr. Anderson,	Mr. McDonald,	
Mr. Mollison,	Mr. A. J. Smith.	Mr. McLellan,	<i>Tellers.</i>
		Mr. Morton,	Mr. Gillies,
		Mr. O'Grady,	Mr. Weeks.

## No. 7.

Motion made—That the following additional proviso, viz, "Provided also that the entire sum to be paid out of the consolidated revenue to such boards shall not in any one year exceed the sums following that is to say in each of the first five years after the commencement of this Act the sum of one hundred and sixty thousand pounds and in each of the next succeeding five years the sum of eighty thousand pounds and in case the said respective sums of one hundred and sixty thousand pounds and eighty thousand pounds shall not be sufficient to admit of sums equal to twice the amounts or to the amounts received by the said boards being paid to such boards then a proportionate reduction shall be made in the amount which but for this proviso would have been paid to each board," be added to clause CCIII.—(*Mr. Ireland.*)

Amendment proposed—That the words "one hundred and sixty" in the fourth line of the above proposed amendment be omitted with a view to insert instead thereof the words "two hundred."—(*Mr. Ramsay.*)

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

Committee divided.

Ayes, 18.		Noes, 13.	
Mr. Cummins,	Mr. Mollison,	Mr. B. G. Davies,	Mr. Strickland,
Mr. J. Davies,	Mr. Nicholson,	Mr. Edwards,	Mr. Tucker,
Mr. Haines,	Mr. O'Shanassy,	Mr. Gillies,	Mr. Weeks,
Mr. Howard,	Mr. Riddell,	Mr. McLellan,	
Mr. Ireland,	Mr. J. T. Smith,	Mr. Morton,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Wood.	Mr. O'Grady,	Dr. Girdlestone,
Mr. Kirk,		Mr. Ramsay,	Mr. Macgregor.
Mr. Levey,		Mr. Snodgrass,	
Mr. Loader,	Mr. Anderson,		
Mr. McDonald,	Mr. A. J. Smith.		

## THURSDAY, 19TH FEBRUARY.

No. 8.—*Postal Communication with Europe.*—Resolution I.

Motion made and question put—That in the opinion of this Committee it is desirable in order to increase the facilities for passenger traffic between this colony and Europe, and in order to establish a line of postal communication independent of any overland route liable to be interrupted at the will of a foreign power, that the Government should give a promise of subsidies, subject to the limitations mentioned in the next resolution, for carrying the mails and immigrants by large and powerful steamers, capable of making the passage in 45 days by the ocean route *via* the Cape of Good Hope.—(*Mr. Higinbotham.*)

Committee divided.

Ayes, 29.		Noes, 5.	
Mr. Brodribb,	Mr. O'Grady,		<i>Tellers.</i>
Mr. Brooke,	Mr. Orr,	Mr. Cohen,	Mr. Edwards,
Mr. Don,	Mr. O'Shanassy,	Mr. Francis,	Mr. Macgregor.
Mr. Gavan Duffy,	Mr. Ramsay,	Mr. Orkney.	
Dr. Evans,	Mr. L. L. Smith,		
Dr. Girdlestone,	Mr. Sullivan,		
Mr. Haines,	Mr. Tucker,		
Mr. Higinbotham,	Mr. Verdon,		
Mr. Howard,	Mr. Weeks,		
Mr. Jones,	Mr. Woods,		
Mr. Lambert,	Mr. Wright.		
Mr. Levi,			
Capt. MacMahon,			
Mr. McDonald,	<i>Tellers.</i>		
Mr. McLellan,	Mr. Snodgrass,		
Mr. Mollison,	Mr. J. S. Johnston.		

## No. 9.—Resolution II.

Motion made and question put—That the basis on which such promise should be given, ought, in the opinion of this House, to include the following conditions :—

That the subsidies should be granted for a period not exceeding five years from the commencement of the service.

That the postal subsidy should not be less than £1,000 per trip each way, or for the monthly service £24,000 per annum.

That the total amount of the immigration subsidy for which the Government shall be answerable should not exceed in any year the sum of £50,000, nor be less than that sum ; and that any payments that may be made by assisted Government immigrants themselves, on account of their passages, shall be considered to be included in the above-mentioned sum.

That the terms upon which the mails and immigrants shall be conveyed, should be agreed on between the Government of Victoria and the parties seeking the benefit of the subsidies before such promise is given, or any liability incurred, by the Government.

That the Government should reserve to itself the right, in the event of a breach of any of the terms agreed upon, to put an end to the contract, and to withhold further subsidies, without being liable to any claim for damage or compensation ; and that the time to be allowed for the formation of a company to undertake the above-mentioned mail and immigrant services should not exceed a period of twelve months from the 1st January, 1863.—(*Mr. Higinbotham.*)

Committee divided.

Ayes, 20.		Noes, 5.	
Mr. Brodribb,	Mr. Orr,	Mr. Cohen,	
Mr. Brooke,	Mr. O'Shanassy,	Mr. Francis,	<i>Tellers.</i>
Mr. Don,	Mr. Snodgrass,	Mr. Orkney,	Mr. Macgregor,
Mr. Gavan Duffy,	Mr. Tucker,	Mr. L. L. Smith.*	Mr. Edwards.
Mr. Haines,	Mr. Weeks,		
Mr. Higinbotham,	Mr. Woods.		
Mr. J. S. Johnston,			
Mr. Jones,			
Mr. Lambert,	<i>Tellers.</i>		
Mr. McDonald,	Mr. Levi,		
Mr. McLellan,	Mr. L. L. Smith.		
Mr. Mollison,			

\* *Sic* in orig.

## FRIDAY, 20TH FEBRUARY.

No. 10.—*Local Government Bill.*—Clause CCX.

Upon the certificate of such competent person as the Governor in Council shall have appointed in that behalf that such order in council has been duly complied with and upon proof thereof if demanded it shall be lawful for the Governor by warrant under his hand to cause to be paid from the consolidated revenue to the board of the district such sum not exceeding "two hundred pounds for" each mile of such length and in the like proportion for every lesser length of the road so formed and constructed as shall amount to half the sum actually expended or assured by such board in respect of such work and of such amount the Governor in Council alone and finally shall judge and all such moneys shall be paid to a separate fund to be called the "Main Road Construction Fund."

Motion made—That the words "two hundred pounds for" in the fifth line of the above clause be omitted with a view to insert instead thereof the words "two-thirds of the expense of constructing."—(*Mr. O'Grady.*)

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

Committee divided.

## Ayes, 22.

Mr. Brodribb,	Mr. McCulloch,
Mr. Cohen,	Mr. Macdonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Nicholson,
Mr. Francis,	Mr. O'Shanassy,
Mr. Haines,	Mr. A. J. Smith,
Mr. Higinbotham,	Mr. Wilson,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Kirk,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey,
Capt. MacMahon,	Mr. Anderson.

## Noes, 20.

Mr. B. G. Davies,	Mr. J. T. Smith,
Mr. Foott,	Mr. Strickland,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Heales,	Mr. Tucker,
Mr. Houston,	Mr. Weeks,
Mr. Kyte,	Mr. Wright.
Mr. Macgregor,	
Mr. McCann,	<i>Tellers.</i>
Mr. O'Grady,	Mr. McLellan,
Mr. Orr,	Mr. Gillies.
Mr. Ramsay,	
Mr. Richardson,	

No. 11. *Electoral Act Amendment Bill.*—Clause V.

No person shall be entitled to vote in the election of any member to serve in Parliament for any province or district unless he shall be the holder of an elector's right issued to him for the division of such province or district in which he claims to vote purporting to entitle him so to do and his name with the number of such his elector's right affixed be upon an ordinary electoral roll in force for the time being for such division of the province or district as the case may be and he be at the time of voting possessed of the qualification in respect of which such right was "issued" or unless his name (where the vote shall be for the election of a member of the Assembly) shall be upon a "roll of ratepaying electors" in force for the division of the district in which such vote is to be given.

Motion made—That all the words after the word "issued" in the seventh line of the above clause be omitted.—(*Mr. Higinbotham.*)

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

Committee divided.

## Ayes, 26.

Mr. Cathie,	Mr. Mollison,
Mr. Gavan Duffy,	Mr. Nicholson,
Dr. Evans,	Mr. Orkney,
Mr. Francis,	Mr. O'Shanassy,
Mr. Haines,	Mr. Riddell,
Mr. Howard,	Mr. A. J. Smith,
Mr. Ireland,	Mr. J. T. Smith,
Mr. J. Johnson,	Mr. Snodgrass,
Mr. Kirk,	Mr. Wood.
Mr. Levey,	
Mr. Loader,	<i>Tellers.</i>
Capt. MacMahon,	Mr. Anderson,
Mr. McCann,	Mr. J. S. Johnston.
Mr. McCulloch,	
Mr. McDonald,	

## Noes, 18.

Mr. Brooke,	Dr. Owens,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Davies,	Mr. Strickland,
Mr. Foott,	Mr. Weeks,
Dr. Girdlestone,	Mr. Wright.
Mr. Heales,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Grant,
Mr. McLellan,	Mr. L. L. Smith,
Mr. O'Grady,	
Mr. Orr,	

## No. 12.

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Heales.*)

Committee divided.

## Ayes, 15.

Mr. Brooke,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. L. L. Smith,
Mr. J. Davies,	Mr. Strickland,
Mr. Foott,	Mr. Wright.
Dr. Girdlestone,	
Mr. Grant,	<i>Tellers.</i>
Mr. Heales,	Mr. McCann,
Mr. McLellan,	Mr. Weeks.
Mr. Orr,	

## Noes, 25.

Mr. Cathie,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Nicholson,
Mr. Haines,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. Riddell,
Mr. Howard,	Mr. A. J. Smith,
Mr. Ireland,	Mr. J. T. Smith,
Mr. J. Johnson,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Kirk,	
Mr. Levey,	<i>Tellers.</i>
Mr. Loader,	Mr. Anderson,
Capt. MacMahon,	Mr. Francis.
Mr. McCulloch,	

## SATURDAY (MORNING), 21st FEBRUARY.

No. 13.

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. McCann.*)

Committee divided.

Ayes, 13.

Mr. Brooke,	Mr. Strickland,
Mr. B. G. Davies,	Mr. Weeks,
Mr. J. Davies,	Mr. Wright.
Mr. Foott,	
Dr. Griddlestone,	
Mr. Grant,	<i>Tellers.</i>
Mr. Heales,	Mr. McLellan,
Mr. Ramsay,	Mr. McCann.

Noes, 25.

Mr. Anderson,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Gavan Duffy,	Mr. Nicholson,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. Riddell,
Mr. Haines,	Mr. A. J. Smith,
Mr. Higinbotham,	Mr. J. T. Smith,
Mr. Howard,	Mr. Snodgrass,
Mr. Ireland,	Mr. Wood.
Mr. J. Johnson,	
Mr. Kirk,	
Mr. Loader,	<i>Tellers.</i>
Capt. MacMahon,	Mr. J. S. Johnston,
Mr. McCulloch,	Mr. Levey,

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 8.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 24<sup>TH</sup> FEBRUARY.

No. 1.—*Electoral Act Amendment Bill.*—Clause VIII.

The shall from time to time cause to be printed on parchment in black ink certificates with butts or counterfoils hereinafter called butts in the forms contained in schedules B and C to this Act and also in red ink other certificates with butts in the forms contained in schedules D and E to this Act and shall from time to time cause a sufficient number of the said certificates to be numbered in a regular arithmetical series each with a different number commencing with the certificates framed after the form in schedule B at the number one and proceeding upwards through the certificates framed after the forms in schedules B C D and E in order and resuming the series of numbers upon each successive numbering of certificates of one or more forms in the like order from the number then last impressed upon any certificate whatsoever and such numbering shall be effected by printing or stamping the number in blue ink in the body and also in the butt of each certificate and such certificates shall upon issue as hereinafter provided be called "Electors' Rights."

Motion made—That the following words, viz. :—"Minister in whose department this Act shall for the time being be administered" be inserted in the blank in the first line of the above clause.—(*Mr. Ireland.*)

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

Ayes, 34.

Mr. Aspinall,	Capt. MacMahon,
Mr. Brodribb,	Mr. McCulloch,
Mr. Cathie,	Mr. McDonald,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Grady,
Dr. Evans,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. Riddell,
Mr. Hood,	Mr. J. T. Smith,
Mr. Howard,	Mr. W. C. Smith
Mr. Ireland,	Mr. Smyth,
Mr. Johnson,	Mr. Tucker,
Mr. J. S. Johnston	Mr. Wilson,
Mr. Jones,	Mr. Wood.
Mr. Kirk,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey,
Dr. Mackay,	Mr. Anderson.

Noes, 21.

Mr. Brooke,	Dr. Owens,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Davies,	Mr. Sinclair,
Mr. Don,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Verdon,
Mr. Grant,	Mr. Wright
Mr. Heales,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Edwards,
Mr. McLellan,	Mr. Houston.
Mr. Orr,	

## No. 2.—Clause X.

If any person who shall be entitled hereunder to have an elector's right issued to him for any division of a province or district shall apply in person to the registrar of such division for the purpose, and shall, by his answers to the questions put to him as hereinafter provided, show his right to exercise the vote in respect of which he claims, and shall "in the presence of the registrar sign his name in a book to be kept for the purpose, and also severally in the body and the butt of the elector's right to be issued before issue thereof and" pay to the registrar the sum of *one shilling*, the registrar shall, after ascertaining (where the application is in respect of a right of voting for the Assembly) that the applicant's name is not on any roll of ratepaying electors in force for any division of the district, fill up a certificate in one of the forms and numbered as aforesaid purporting to entitle such person to vote in and for such division in elections of members to serve either in the Council or Assembly, and either in respect of a residential, or of a non-residential qualification, as the case may be, according to the tenor of such person's application, and stating with regard to such person the several particulars required and contained in each form, and shall sign and issue to the applicant such elector's right, and shall at the time of issuing such elector's right enter in the butt thereof the several particulars hereby required to be stated in the elector's right.

Motion made—That all the words after the word "shall" in the fifth line to and inclusive of the word "and" in the seventh line of the above clause be omitted.—(*Mr. Grant.*)

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

Committee divided.

Ayes, 36.

Mr. Anderson,	Mr. McCulloch,
Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Connor,
Dr. Evans,	Mr. O'Grady,
Mr. Francis,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. Riddell,
Mr. Hood,	Mr. J. T. Smith,
Mr. Howard,	Mr. W. C. Smith,
Mr. Ireland,	Mr. Smyth,
Mr. Johnson,	Mr. Tucker,
Mr. Kirk,	Mr. Wilson,
Mr. Kyte,	Mr. Wood.
Mr. Levi,	
Mr. Loader,	<i>Tellers.</i>
Dr. Mackay,	Mr. Levey.
Capt. Mac Mahon,	Mr. J. S. Johnston,

Noes, 19.

Mr. Brooke,	Dr. Owens,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Don,	Mr. Sinclair,
Dr. Girdlestone,	Mr. Strickland,
Mr. Grant,	Mr. Sullivan,
Mr. Heales,	Mr. Verdon.
Mr. Houston,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Berry,
Mr. McLellan,	Mr. Gillies.
Mr. Orr,	

## No. 3.

Motion made—That the following words, viz., "pay to the registrar the sum of one shilling" in the seventh line of the above clause be omitted.—(*Mr. Berry.*)

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

Committee divided.

Ayes, 32.

Mr. Anderson,	Mr. McCulloch,
Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Mollison,
Mr. Cohen,	Mr. Morton,
Mr. Cummins,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Connor,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. Riddell,
Mr. Howard,	Mr. L. L. Smith,
Mr. Ireland,	Mr. W. C. Smith,
Mr. J. Johnson,	Mr. Tucker,
Mr. Jones,	Mr. Wilson,
Mr. Kirk,	Mr. Wood.
Mr. Kyte,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey.
Capt. Mac Mahon,	Mr. J. S. Johnston,

Noes, 19.

Mr. Brooke,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. Sinclair,
Mr. Don,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Verdon,
Mr. Heales,	Mr. Wright.
Mr. Higinbotham,	
Mr. Houston,	<i>Tellers.</i>
Mr. Lambert,	Mr. Berry,
Mr. Macgregor,	Mr. Grant.
Mr. McLellan,	

## WEDNESDAY (MORNING), 25TH FEBRUARY.

No. 4.

Question proposed—That the following words, *viz.*, “or on any roll of miners’ rights” be inserted after the word “electors” in the ninth line of the above clause.—(*Mr. Macgregor.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. B. G. Davies.*)

Committee divided.

Ayes, 19.		Noes, 32.	
Mr. Brooke,	Mr. Ramsay,	Mr. Brodribb,	Capt. MacMahon,
Mr. B. G. Davies,	Mr. Sinclair,	Mr. Cathie,	Mr. McCulloch,
Mr. Don,	Mr. L. L. Smith,	Mr. Cohen,	Mr. McDonald,
Mr. Edwards,	Mr. Strickland,	Mr. Cummins,	Mr. Mollison,
Mr. Gillies,	Mr. Sullivan,	Mr. Gavan Duffy,	Mr. Morton,
Dr. Girdlestone,	Mr. Wright.	Dr. Evans,	Mr. Nicholson,
Mr. Heales,		Mr. Francis,	Mr. O’Connor,
Mr. Houston,		Mr. Haines,	Mr. O’Grady,
Mr. Macgregor,	<i>Tellers.</i>	Mr. Higinbotham,	Mr. O’Shanassy,
Mr. McCann,	Mr. Grant,	Mr. Hood,	Mr. Riddell,
Mr. McLellan,	Mr. Berry.	Mr. Ireland,	Mr. W. C. Smith,
		Mr. J. Johnson,	Mr. Tucker,
		Mr. J. S. Johnston,	Mr. Wood.
		Mr. Kirk,	
		Mr. Kyte,	<i>Tellers.</i>
		Mr. Levi,	Mr. Anderson,
		Mr. Loader,	Mr. Levey.

No. 5.—Clause X.

Question—That the words “or on any roll of miners’ rights” be inserted after the word “electors” in the ninth line of the above clause—put.

Committee divided.

Ayes, 18.		Noes, 30.	
Mr. Berry,	Mr. McLellan,	Mr. Anderson,	Mr. McCulloch,
Mr. Brooke,	Mr. Ramsay,	Mr. Brodribb,	Mr. McDonald,
Mr. B. G. Davies,	Mr. Sinclair,	Mr. Cathie,	Mr. Mollison,
Mr. Don,	Mr. Strickland,	Mr. Cohen,	Mr. Morton,
Mr. Edwards,	Mr. Sullivan,	Mr. Cummins,	Mr. Nicholson,
Mr. Gillies,	Mr. Wright.	Mr. Gavan Duffy,	Mr. O’Connor,
Dr. Girdlestone,		Dr. Evans,	Mr. O’Grady,
Mr. Grant,	<i>Tellers.</i>	Mr. Francis,	Mr. O’Shanassy,
Mr. Heales,	Mr. Houston,	Mr. Haines,	Mr. Riddell,
Mr. McCann,	Mr. Macgregor.	Mr. Hood,	Mr. W. C. Smith,
		Mr. Ireland,	Mr. Tucker,
		Mr. Johnson,	Mr. Wood.
		Mr. Kirk,	
		Mr. Kyte,	<i>Tellers.</i>
		Mr. Loader,	Mr. J. S. Johnston,
		Capt. MacMahon,	Mr. Levey.

## WEDNESDAY, 25TH FEBRUARY.

No. 6.—Clause XIII.

If such person as last aforesaid shall personally apply for the purpose to the registrar of the division in which he shall then reside, and shall, by his answers to the questions put to him as hereinafter required, show his title under the provisions hereof to have such transferred elector’s right issued to him, and sign his name in the presence of the registrar in a book to be kept by the registrar for the purpose, and also severally in the body and the butt of the right to be issued before issue thereof, and pay the registrar the sum of \_\_\_\_\_ and deliver up his former elector’s right, such registrar, after ascertaining (where the application is in respect of a right of voting for the Assembly) that such person is not entered on any such roll of ratepaying electors as last aforesaid, shall write in the body and also in the butt of an unnumbered certificate in such one of the prescribed forms as shall correspond with the form of the elector’s right so delivered up the number of the said elector’s right, and shall fill up, sign, and

issue to the applicant such transferred elector's right for the division of the applicant's residence in like manner and form in all respects as hereinbefore provided with regard to an original elector's right.

Motion made—That the words “one shilling” be inserted in the blank in the seventh line of the above clause.—(*Mr. Ireland.*)

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

Committee divided.

Ayes, 30.

Mr. Brodribb,	Mr. McCulloch,
Mr. Cathie,	Mr. McDonald,
Mr. Cohen,	Mr. Morton,
Mr. Gavan Duffy,	Mr. Nicholson,
Dr. Evans,	Mr. Orr,
Mr. Francis,	Mr. O'Shanassy,
Mr. Haines,	Mr. A. J. Smith,
Mr. Howard,	Mr. J. T. Smith,
Mr. Ireland,	Mr. Smyth,
Mr. Johnson,	Mr. Tucker,
Mr. Kirk,	Mr. Wilson
Mr. Levey,	Mr. Wood.
Mr. Levi,	
Mr. Loader,	<i>Tellers.</i>
Dr. Mackay,	Mr. Anderson,
Capt. MacMahon,	Mr. J. S. Johnston

Noes, 19.

Mr. Berry,	Mr. Pope,
Mr. Brooke,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. Sinclair,
Mr. Don,	Mr. Strickland,
Mr. Edwards,	Mr. Sullivan,
Mr. Frazer,	Mr. Wright.
Dr. Girdlestone,	
Mr. Grant,	<i>Tellers.</i>
Mr. Heales,	
Mr. McLellan,	Mr. Houston,
Dr. Owens,	Mr. Macgregor.

FRIDAY, 27<sup>TH</sup> FEBRUARY. 1863.

No. 7.—Clause LXIII.

The day before which nominations of candidates at and for any election must be made under this Act hereinafter called the day of nomination and the day of polling should the election be contested shall respectively be appointed by the Governor the President or the Speaker whosoever according to the provisions hereof shall issue the writ Provided that the day of nomination shall not be less than seven nor more than twenty-one clear days from the day of such issue and that the day of polling shall be not less than three nor more than fourteen clear days from the day of nomination.

Motion made and question put—That this clause as amended stand part of the Bill.—(*Mr. Ireland.*)

Committee divided.

Ayes, 29.

Mr. Brodribb,	Mr. Loader,
Mr. Cathie,	Capt. MacMahon,
Mr. Cohen,	Mr. McCulloch,
Mr. Gavan Duffy,	Mr. McDonald,
Dr. Evans,	Mr. Nicholson,
Mr. Francis,	Mr. O'Connor,
Mr. Haines,	Mr. Orr,
Mr. Higinbotham,	Mr. O'Shanassy,
Mr. Hood,	Mr. Riddell,
Mr. Howard,	Mr. Wilson,
Mr. Humffray,	Mr. Wood.
Mr. Ireland,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. Kyte,	
Mr. Levey,	Mr. Anderson,
Mr. Levi,	Mr. J. S. Johnston,

Noes, 20.

Mr. Brooke,	Mr. Nixon,
Mr. Don,	Dr. Owens,
Mr. Edwards,	Mr. Pope,
Mr. Foott,	Mr. Ramsay,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Grant,	Mr. Verdon,
Mr. Heales,	Mr. Woods.
Mr. Houston.	<i>Tellers.</i>
Mr. Lambert,	
Mr. Macgregor.	Mr. B. G. Davies,
Mr. McLellan,	Mr. Berry.

SATURDAY (MORNING), 28<sup>TH</sup> FEBRUARY.

No. 8.—Clause LXVI.

The returning officer shall upon the receipt by him of any writ of election forthwith endorse thereon the date of such receipt and shall also forthwith give public notice by advertisement in some newspaper published in the province or district or if none such be published then in a Melbourne daily paper of the purport of the said writ and of the day of nomination the day of polling the polling places and the return day respectively mentioned therein and also of a place within the province or district to be appointed by such returning officer at which he will receive the nomination papers “and payments hereinafter mentioned.”

Motion made—That the words “and payments hereinafter mentioned” in the last line of the above clause be omitted.—(*Mr. Grant.*)

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

Committee divided.

Ayes, 24.		Noes, 19.	
Mr. Aspinall,	Mr. Loader,	Mr. Brooke,	Mr. Nixon,
Mr. Cathie,	Capt. Mac Mahon,	Mr. B. G. Davies,	Mr. Pope,
Mr. Cohen,	Mr. McCulloch,	Mr. Don,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. McDonald,	Mr. Edwards,	Mr. Sullivan,
Dr. Evans,	Mr. Nicholson,	Mr. Foott,	Mr. Woods,
Mr. Francis,	Mr. O'Connor,	Mr. Gillies,	Mr. Wright.
Mr. Haines,	Mr. O'Shanassy,	Dr. Girdlestone,	<i>Tellers.</i>
Mr. Hood,	Mr. Wilson,	Mr. Grant,	Mr. Berry,
Mr. Howard,	Mr. Wood.	Mr. Heales,	Mr. McLellan.
Mr. Ireland,	<i>Tellers.</i>	Mr. Lambert,	
Mr. J. Johnson,	Mr. Anderson,	Mr. Macgregor,	
Mr. Kirk,	Mr. J. S. Johnston.		
Mr. Levey,			

No. 9.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. McLellan.*)

Committee divided.

Ayes, 19.		Noes, 23.	
Mr. Brooke,	Mr. Nixon,	Mr. Cathie,	Capt. MacMahon,
Mr. B. G. Davies,	Mr. Pope,	Mr. Cohen,	Mr. McCulloch,
Mr. Don,	Mr. Ramsay,	Mr. Gavan Duffy,	Mr. McDonald,
Mr. Edwards,	Mr. Sullivan,	Dr. Evans,	Mr. Nicholson,
Mr. Foott,	Mr. Woods,	Mr. Francis,	Mr. O'Connor,
Mr. Gillies,	Mr. Wright.	Mr. Haines,	Mr. O'Shanassy,
Dr. Girdlestone,	<i>Tellers.</i>	Mr. Hood,	Mr. Wilson,
Mr. Grant,	Mr. Berry,	Mr. Howard,	Mr. Wood.
Mr. Heales,	Mr. McLellan,	Mr. Ireland,	<i>Tellers.</i>
Mr. Lambert,		Mr. J. Johnson,	Mr. Anderson,
Mr. Macgregor,		Mr. Kirk,	Mr. J. S. Johnston,
		Mr. Levey,	
		Mr. Loader,	

VICTORIA.  

---

**LEGISLATIVE ASSEMBLY.**

---

No. 9.

---

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

---

EXTRACTED FROM THE MINUTES

---

**SESSION 1862-3.**

---

**TUESDAY, 3RD MARCH.**

No. 1.—*Electoral Act Amendment Bill.*—Clause LXVIII.

In order that any person may become or be a candidate at any election he shall be nominated by not less than ten persons entitled to vote at such election in manner following (that is to say)—After the issue of the writ and before the day of nomination there shall be delivered to the returning officer who shall if required give a receipt for the same a nomination paper in the form in schedule O naming such person as a candidate at such election and signed by the persons nominating as aforesaid and having at the foot thereof a statement under the hand of the person so nominated that he consents to such nomination and such person or some person for him or on his behalf shall at the time of the delivery of such paper pay to the returning officer to be dealt with as hereinafter provided and no person who shall not have been so nominated or by or for whom or on whose behalf such payment shall not have been so made shall be or be deemed to be a candidate at any election for the purposes of this part of the Act.

Amendment proposed—That the following words, viz. :—“In the case of an election for the Legislative Council the sum of one hundred pounds, and in the case of an election for the Legislative Assembly the sum of fifty pounds,” be inserted in the blank in the tenth line of the above clause.—(*Mr. Wood.*)

Further amendment proposed—That the words “one hundred” in the second line of the above proposed amendment be omitted, with a view to insert instead thereof the word “fifty.”—*Mr. Higinbotham.*

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

Committee divided.

Ayes, 28.

Mr. Anderson,	Mr. McCulloch,
Mr. Brodribb,	Mr. McDonald,
Mr. Cathie,	Mr. Nicholson,
Mr. Cohen,	Mr. O'Connor,
Mr. Cummins,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. W. C. Smith,
Mr. Haines,	Mr. Smyth,
Mr. Hood,	Mr. Snodgrass,
Mr. Howard,	Mr. Wood.
Mr. Ireland,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey,
Dr. Mackay,	Mr. J. S. Johnston.

Noes, 21.

Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Ramsay,
Mr. J. Davies,	Mr. Sinclair,
Mr. Gillies,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Wright.
Mr. Houston,	
Mr. Humffray,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Verdon,
Mr. McLellan,	Mr. Grant.
Mr. Orr,	

## No. 2.

Further amendment proposed—That the word “fifty” in the third line of the above proposed amendment be omitted, with a view to insert instead thereof the words “twenty-five.”—(*Mr. Higinbotham.*)

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

Committee divided.

Ayes, 30.		Noes, 26.	
Mr. Anderson,	Mr. McCulloch,	Mr. Berry,	Dr. Owens,
Mr. Brodribb,	Mr. McDonald,	Mr. Brooke,	Mr. Ramsay,
Mr. Cathie,	Mr. Morton,	Mr. J. Davies,	Mr. Sinclair,
Mr. Cohen,	Mr. Nicholson,	Mr. Edwards,	Mr. J. T. Smith,
Mr. Cummins,	Mr. O'Connor,	Mr. Gillies,	Mr. L. L. Smith,
Mr. Gavan Duffy,	Mr. Orkney,	Dr. Girdlestone,	Mr. Strickland,
Dr. Evans,	Mr. O'Shanassy,	Mr. Heales,	Mr. Sullivan,
Mr. Francis,	Mr. Riddell,	Mr. Higinbotham,	Mr. Verdon,
Mr. Haines,	Mr. W. C. Smith	Mr. Houston,	Mr. Woods,
Mr. Howard,	Mr. Smyth,	Mr. Humffray,	Mr. Wright.
Mr. Ireland,	Mr. Snodgrass,	Mr. Kyte,	
Mr. Kirk,	Mr. Wood.	Mr. Macgregor,	<i>Tellers.</i>
Mr. Levi,		Mr. McLellan,	Mr. B. G. Davies,
Mr. Loader,	<i>Tellers.</i>	Mr. Orr,	Mr. Grant.
Dr. Mackay,	Mr. Levey,		
Capt. MacMahon,	Mr. J. S. Johnston.		

## No. 3.—Clause LXIX.

The returning officer shall apply the monies so paid to him as aforesaid at any “election” in and towards defraying the necessary expenses whether incurred before or after such payment of all such acts and things relating to such election as he is hereby authorised or required to do provide or suffer and if after such application there shall be any surplus of such monies he shall notwithstanding anything contained in the Act numbered eighty-six within three months after such election pay over to each of the candidates such part of the said surplus monies as shall be equal to such surplus divided by the number of candidates at such election. Provided that for the purpose of such re-payment no person shall be deemed to have been a candidate who shall not either have been elected and returned at such election or have received thereat a number of votes equal at the least to one-fifteenth part of the whole number of persons who shall have voted at such elections.

Amendment proposed—That the following words, viz. :—“By all such candidates as shall not afterwards have received at the same a number of votes equal at least to one-“third” part of the votes received by the successful candidate if only one, or by such one of the successful candidates if there shall be more than one, as shall have received the smallest number of votes,” be inserted after the word “election” in the first line of the above clause.—(*Mr. Ireland.*)

Further amendment proposed—That the word “third” in the second line of the above proposed amendment be omitted, with a view to insert instead thereof the word “tenth.”—(*Mr. Grant.*)

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

Committee divided.

Ayes, 28.		Noes, 26.	
Mr. Brodribb,	Dr. Mackay,	Mr. Brooke,	Dr. Owens,
Mr. Cathie,	Capt. Mac Mahon,	Mr. J. Davies,	Mr. Ramsay,
Mr. Cohen,	Mr. McCulloch,	Mr. Gillies,	Mr. Sinclair,
Mr. Cummins,	Mr. Nicholson,	Dr. Girdlestone,	Mr. L. L. Smith,
Mr. Gavan Duffy,	Mr. O'Connor,	Mr. Grant,	Mr. Smyth,
Dr. Evans,	Mr. O'Shanassy,	Mr. Heales,	Mr. Strickland,
Mr. Francis,	Mr. Riddell,	Mr. Higinbotham,	Mr. Sullivan,
Mr. Haines,	Mr. J. T. Smith,	Mr. Houston,	Mr. Verdon,
Mr. Howard,	Mr. W. C. Smith,	Mr. Macgregor,	Mr. Woods,
Mr. Ireland,	Mr. Snodgrass,	Mr. McDonald,	Mr. Wright.
Mr. J. S. Johnston,	Mr. Wood.	Mr. McLellan,	
Mr. Kirk,		Mr. Morton,	<i>Tellers.</i>
Mr. Kyte,	<i>Tellers.</i>	Mr. Orkney,	Mr. Edwards,
Mr. Levi,	Mr. Levey,	Mr. Orr,	Mr. Berry.
Mr. Loader,	Mr. Anderson.		

## FRIDAY, 6TH MARCH.

## No. 4.—Clause LXXXVII.

Every person who shall from the time being be enrolled upon an electoral roll in force for any division of a province or district as the case may be and shall be the holder of an elector's right issued under the provisions of this Act purporting to entitle him to vote in and for such division and shall be possessed of the qualification in respect of which such right was issued and every person who shall for the time being be enrolled on any roll of ratepaying electors for any division of a "district" and shall as to any general rate which shall last have become payable not less than three months before such election in the city town borough shire or district in respect of which such person derives his qualification as a ratepaying elector have paid and hold from the proper officer a receipt for the "same" shall be entitled to vote in such division of the province or district as the case may be at the polling place for such division and no person shall vote more than once at the same election. Provided that no person shall be permitted to vote at any election in respect of a residential qualification who has not resided in Victoria for at least six months of the twelve months last past before such election.

Amendment proposed—That all the words after the word "district" in the sixth line to and inclusive of the word "same" in the tenth line of the above clause be omitted.—(*Mr. Cohen.*)

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 11.

Mr. Brooke,	Mr. Strickland,
Mr. Frazer,	Mr. Wright.
Mr. Higinbotham,	
Mr. Howard,	<i>Tellers.</i>
Mr. Levi,	
Mr. Orr,	Mr. Edwards,
Mr. J. T. Smith,	Mr. Macgregor.

Noes, 35.

Mr. Berry,	Mr. McCann,
Mr. Cohen,	Mr. McDonald,
Mr. Cummins,	Mr. McLellan,
Mr. B. G. Davies,	Mr. Nicholson,
Mr. J. Davies,	Mr. O'Connor,
Mr. Don,	Mr. O'Grady,
Mr. Gavan Duffy,	Mr. Orkney,
Dr. Evans,	Mr. O'Shanassy,
Dr. Girdlestone,	Dr. Owens,
Mr. Haines,	Mr. Ramsay,
Mr. Heales,	Mr. Sinclair,
Mr. Hood,	Mr. Snodgrass,
Mr. Houston,	Mr. Sullivan,
Mr. Humffray,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kirk,	
Mr. Loader,	Mr. Anderson,
Capt. MacMahon,	Mr. Levey.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 10.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

WEDNESDAY, 11<sup>TH</sup> MARCH.

No. 1.—*Local Government Bill*—Clause XXVIII. In order that any person may be qualified to be a member of the board of any district he must have been entitled in respect of property of rateable value amounting to “fifty” pounds at the least to be placed on the “voters’ roll” for the time being in force for such district or some subdivision thereof or if none such be actually in force upon the voters’ roll which had such been completed in manner provided in this Act would be in force for such district or some subdivision thereof for the time being and must be resident within the district.

Amendment proposed—That the word “fifty” in the third line of the above clause be omitted, with a view to insert instead thereof the words “twenty-five.”—(*Mr. O’Grady.*)

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

Committee divided.

Ayes, 21.

Mr. Aspinall,	Mr. McCulloch,
Mr. Cohen,	Mr. McDonald,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Morton,
Mr. Francis,	Mr. O’Connor,
Mr. Haines,	Mr. O’Shanassy,
Mr. Ireland,	Mr. J. D. Wood.
Mr. J. S. Johnston,	
Mr. Kirk,	<i>Tellers.</i>
Mr. Loader,	
Dr. Mackay,	Mr. Anderson,
Capt. MacMahon,	Mr. Levey.

Noes, 23.

Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Davies,	Mr. A. J. Smith,
Mr. Edwards,	Mr. J. T. Smith,
Mr. Foott,	Mr. L. L. Smith,
Mr. Gillies,	Mr. G. Smyth,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Heales,	Mr. Woods,
Mr. Higinbotham,	Mr. Wright.
Mr. Kyte,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Macgregor,	
Mr. O’Grady,	Dr. Owens,
Mr. Orr,	Mr. McLellan.

No. 2.—Clause XL. Every person of the full age of twenty-one years who on the last day of August in any year shall be in occupation or be the owner of rateable property within any district and liable to be rated for such property as such occupier or owner “respectively” shall be entitled to be enrolled in that year according to the provisions hereinafter contained upon the voters’ roll of the district and being so enrolled to vote in all elections of members of the board of the district occurring while such roll shall be in force according to the following scale (that is to say) if such rateable property be rated upon a rateable value of less than fifty pounds he shall have one vote if such rateable value amount to one hundred pounds and be less than one hundred and fifty pounds he shall have two votes and if it amount to or exceed one hundred and fifty pounds he shall have three votes Provided that no person shall be enrolled in any year in respect of any rateable property unless he shall before or on the last day of August aforesaid have paid all such rates as shall under the provisions hereof have become payable by him in respect of such property except such as shall have become payable within three calendar months before the said last day of August.

Amendment proposed—That the following words, viz: “upon a net annual value of not less than ten pounds” be inserted after the word “respectively” in the fourth line of the above clause.—(*Mr. Ireland.*)

Further amendment proposed—That the word “ten” be omitted from the proposed amendment with a view to insert instead thereof the word “five.”—(*Mr. Orr.*)

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

Committee divided.

Ayes, 23.		Noes, 19.	
Mr. Anderson,	Mr. McDonald,	Mr. B. G. Davies,	Mr. O'Grady,
Mr. Aspinall,	Mr. Mollison,	Mr. J. Davies,	Mr. Orr,
Mr. Cohen,	Mr. O'Connor,	Mr. Edwards,	Dr. Owens,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Foott,	Mr. Ramsay,
Dr. Evans,	Mr. A. J. Smith.	Mr. Gillies,	Mr. Sullivan,
Mr. Francis,	Mr. J. T. Smith,	Dr. Girdlestone,	Mr. Wright.
Mr. Haines,	Mr. G. Smyth,	Mr. Heales,	
Mr. Ireland,	Mr. J. D. Wood.	Mr. Higinbotham,	<i>Tellers.</i>
Mr. Kirk,		Mr. Lambert,	
Mr. Loader,	<i>Tellers.</i>	Mr. Macgregor,	Mr. McLellan,
Dr. Mackay,		Mr. Morton,	Mr. L. L. Smith.
Capt. Mac Mahon,	Mr. Levey,		
Mr. McCulloch,	Mr. J. S. Johnston.		

No. 3.—Clause CCLXVI.—If at any time in any district whether single or united which shall contain an area of not less than one hundred square miles the total amount actually paid in respect of the general rate then last made shall have amounted to “one thousand” pounds it shall be lawful for the Governor in Council to proclaim if it shall seem fit such district by such name as in and by such Order in Council may be assigned thereto to be a shire within the meaning of this Act and such district shall thereupon be and be called such shire accordingly and no district after the proclamation thereof as such shire shall be united with any other shire or district or with any borough or municipal district.

Amendment proposed—That the words “one thousand” in the third line of the above clause be omitted, with a view to insert instead thereof the words “five hundred.”—(*Mr. O'Grady.*)

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 26.		Noes, 16.	
Mr. Aspinall,	Mr. McCulloch,	Mr. B. G. Davies,	Mr. Ramsay,
Mr. Cathie,	Mr. McDonald,	Mr. Don,	Mr. Sinclair,
Mr. Cohen,	Mr. Mollison,	Mr. Foott,	Mr. Strickland,
Mr. J. Davies,	Mr. O'Connor,	Dr. Girdlestone,	Mr. Wright.
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Heales,	
Dr. Evans,	Mr. Riddell,	Mr. Lambert,	<i>Tellers.</i>
Mr. Francis,	Mr. J. T. Smith,	Mr. Morton,	
Mr. Haines,	Mr. G. Smyth,	Mr. O'Grady,	Mr. Edwards,
Mr. Higinbotham,	Mr. J. D. Wood.	Mr. Orr,	Mr. McLellan.
Mr. Howard,		Dr. Owens,	
Mr. Ireland,	<i>Tellers.</i>		
Mr. Levey,			
Mr. Levi,	Mr. Anderson,		
Mr. Loader,	Mr. J. S. Johnston.		
Capt. Mac Mahon,			

No. 4. NEW CLAUSE II.—No toll shall be demanded or taken by virtue of this Act of or from any member of either House of Parliament for any horse or private vehicle ridden or driven by him or for any private vehicle in which he shall be conveyed or of or from any of Her Majesty's Officers or soldiers being in proper staff or regimental or military uniform dress or undress for any horse ridden or any horse or carriage then employed by such officer or soldier upon or for Her Majesty's service or returning from such employment or of or from any member of any Corps of Volunteers going to or returning from exercise as such for any horse ridden by such member or for any gun-carriage waggon or other vehicle belonging to any such corps or then being employed exclusively for the purposes of the same or returning from such employment and not otherwise employed or of or from any member of the police force being on actual duty or prisoner under the charge of such member of the police force or for any horse or carriage exclusively employed in carrying such member of the police force or prisoner or their baggage respectively or returning from such employment and not otherwise employed or of or from any minister of religion or of or from any person going to or returning from attending at a funeral or going to or returning from any place of worship on Sunday neither shall any toll be demanded or levied upon any animal or vehicle employed in carting manure provided always that every such member as aforesaid of any volunteer corps or of the police force shall have his dress and accoutrements according to the regulations of such corps or force for the time being.

Motion made and question put—That this new clause, as amended, stand part of the Bill.—  
(*Mr. Ireland.*)

Committee divided.

Ayes, 27.		Noes, 9.	
Mr. Cathie,	Mr. O'Shanassy,	Mr. Cohen,	Mr. A. J. Smith.
Mr. Gavan Duffy,	Mr. Ramsay,	Mr. Edwards,	
Dr. Evans,	Mr. Riddell,	Mr. Higinbotham,	<i>Tellers.</i>
Mr. Foott,	Mr. Sinclair,	Mr. Howard,	
Dr. Girdlestone,	Mr. J. T. Smith,	Mr. McCulloch,	Mr. Levi,
Mr. Haines,	Mr. L. L. Smith,	Mr. Mollison,	Mr. J. Davies.
Mr. Heales,	Mr. G. Smyth,		
Mr. Houston,	Mr. Strickland,		
Mr. Ireland,	Mr. Wood,		
Mr. Lambert,	Mr. Wright.		
Mr. Levey,			
Capt. Mac Mahon,	<i>Tellers.</i>		
Mr. McLellan,			
Mr. Morton,	Mr. Anderson,		
Mr. O'Grady,	Mr. J. S. Johnston.		

SATURDAY (MORNING), 14th MARCH.

No. 5.—*Electoral Act Amendment Bill*—Schedule A.

Date.	Title of Acts.	Extent of Repeal.
19 Vic., No. XI.	.. .. .	The whole.
19 Vic., No. XII.	.. .. .	Sections 1 to 57, and schedules referred to in those sections.
" 17 Vic., No. XXV."	.. .. .	Section 14.

Amendment proposed—That the words and figures following, viz: " 17 Victoria, Number XXV." Section 14, in the first and last columns of the above Schedule be omitted.—  
(*Mr. Grant.*)

Question—That the words and figures proposed to be omitted stand part of the Schedule—  
put.

Committee divided.

Ayes, 16.		Noes, 15.	
Mr. Don,	Mr. O'Grady,	Mr. Brodribb,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Foott,	Mr. Riddell,
Mr. Edwards,	Mr. W. C. Smith,	Mr. Frazer,	Mr. Weeks,
Dr. Evans,	Mr. G. Smyth.	Dr. Girdlestone,	Mr. Wright.
Mr. Haines,		Mr. Heales,	
Mr. Ireland,	<i>Tellers.</i>	Mr. Higinbotham,	<i>Tellers.</i>
Mr. Kyte,		Mr. McLellan,	
Dr. Macadam,	Mr. Anderson,	Mr. Nicholson,	Mr. McCulloch,
Mr. McDonald,	Mr. J. S. Johnston.	Mr. Pope,	Mr. L. L. Smith.
Mr. O'Connor,			

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 11.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 24<sup>TH</sup> MARCH, 1863.

No. 1.—*Passengers Bill.*

Clause I. The Governor in Council may from time to time appoint some person to be Agent-General for Victoria in the United Kingdom of Great Britain and Ireland and also “any persons not exceeding six” resident as aforesaid to be Emigration Commissioners for Victoria and may remove any such person and appoint another in his stead.

Amendment proposed—That the words “any persons not exceeding six” be omitted from the third line of the above clause.—(*Mr. Heales.*)

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

Committee divided.

Ayes, 32.

Mr. Brodribb,	Mr. Nicholson,
Mr. Cathie,	Mr. O'Connor,
Mr. Cohen,	Mr. O'Grady,
Mr. Cummins,	Mr. Orkney,
Mr. J. Davies,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Francis,	Mr. J. T. Smith,
Mr. Haines,	Mr. W. C. Smith,
Mr. Howard,	Mr. G. Smyth,
Mr. Ireland,	Mr. Tucker,
Mr. J. Johnson,	Mr. Wilson,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Loader,	
Dr. Mackay,	<i>Tellers.</i>
Capt. MacMahon,	Mr. Levey,
Mr. McDonald,	Mr. Anderson.

Noes, 19.

Mr. Berry,	Dr. Owens,
Mr. Frazer,	Mr. Richardson,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Weeks,
Mr. Lambert,	Mr. Wright.
Dr. Macadam,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McCann,	Mr. Houston,
Mr. McLellan,	Mr. Gillies.
Mr. Orr,	

No. 2.—Clause V. It will be the duty of the emigration commissioners to meet once at least in every “month” “and each commissioner shall” receive for every meeting that he has attended the sum of two guineas but the entire amount payable for any such attendance shall not in any one year exceed seven hundred pounds.

Amendment proposed—That all the words in the above clause after the word “month” occurring in the second line thereof be omitted.—(*Mr. Frazer.*)

Question—That the words “and each commissioner shall” being a portion of the words proposed to be omitted stand part of the clause—put.

Committee divided.

Ayes, 26.		Noes, 14.	
Mr. Cathie,	Capt. MacMahon,	Mr. Edwards,	Mr. L. L. Smith,
Mr. Cohen,	Mr. McDonald,	Mr. Gillies,	Mr. Strickland,
Mr. Cummins,	Mr. O'Connor,	Dr. Girdlestone,	Mr. Woods,
Mr. Gavan Duffy,	Mr. O'Grady,	Mr. Heales,	Mr. Wright.
Dr. Evans,	Mr. O'Shanassy,	Mr. Macgregor,	
Mr. Francis,	Mr. A. J. Smith,	Mr. McCann,	<i>Tellers.</i>
Mr. Haines,	Mr. W. C. Smith,	Mr. McLellan,	Mr. Weeks,
Mr. Howard,	Mr. Tucker,	Mr. Richardson,	Mr. Frazer,
Mr. Ireland,	Mr. Wilson,		
Mr. J. Johnson,	Mr. Wood.		
Mr. Levey,			
Mr. Loader,	<i>Tellers.</i>		
Dr. Macadam,	Mr. Anderson,		
Dr. Mackay,	Mr. J. S. Johnston.		

WEDNESDAY (MORNING), 25<sup>TH</sup> MARCH.

No. 3.—Clause VII. The “agent-general with the advice of the emigration commissioners” may nominate for the approval of the Governor in Council agents not exceeding in the whole five in number in such towns of the United Kingdom as the Governor in Council may from time to time direct and such agents shall encourage so far as in them lies emigration to Victoria and shall superintend the shipping of emigrants thereto and shall carry into effect such instructions as they may from time to time receive from the agent-general and may with his consent and subject to his confirmation employ sub-agents for the selection of emigrants.

Amendment proposed—That the words “agent-general with the advice of the emigration commissioners” in the first line of the above clause be omitted with a view to insert instead thereof the words “Governor in Council.”—(*Mr. Francis.*)

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

Committee divided.

Ayes, 22.		Noes, 17.	
Mr. Cathie,	Capt. Mac Mahon,	Mr. Cohen,	Mr. Strickland,
Mr. Cummins,	Mr. McDonald,	Mr. Francis,	Mr. Weeks,
Mr. Gavan Duffy,	Mr. O'Connor,	Mr. Frazer,	Mr. Wilson,
Dr. Evans,	Mr. O'Grady,	Mr. Gillies,	Mr. Woods,
Mr. Haines,	Mr. O'Shanassy,	Mr. Heales,	Mr. Wright.
Mr. Howard,	Mr. W. C. Smith,	Mr. Macgregor,	
Mr. Ireland,	Mr. Tucker,	Mr. McCann,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Wood.	Mr. Richardson,	Mr. Edwards,
Mr. Levey,		Mr. A. J. Smith,	Mr. McLellan.
Mr. Loader,	<i>Tellers.</i>	Mr. L. L. Smith,	
Dr. Macadam,	Mr. Anderson,		
Dr. Mackay,	Mr. J. S. Johnston.		

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 12.

## WEEKLY REPORT OF DIVISIONS IN COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862-3.**

TUESDAY, 31<sup>ST</sup> MARCH.

No. 1.—*Youthful Offenders Bill*—Clause XX. The following words and expressions shall have the meanings hereby assigned to them—

“Managers” or “directors” shall include all persons who may have the management or control of any reformatory school and the superintendent any person from time to time appointed by them to its immediate care or supervision or any person appointed by them to act as the deputy of such superintendent.

“Justices” shall mean any two or more justices sitting at petty sessions.

“Parent” shall include any person legally liable to maintain a child except the putative father of a bastard child where an order of maintenance has been made upon him.

Motion made and question put—That the following words be added to the above clause, viz.:

“The same religious persuasion” shall mean “Protestant” when the religion so professed by the parent guardian or child as hereinbefore provided is that of any Christian denomination other than Roman Catholic and when such denomination has through its local head or managing body signified to the minister in whose department for the time being the administration of this Act shall be its willingness to have the children of such denomination sent to any particular Protestant reformatory and shall mean any denominational reformatory when the religion so professed is other than Christian and when the professors of such religion have as hereinbefore provided signified their willingness to have the children professing such religion sent to any particular reformatory and shall mean in all other cases the religion so professed by the parent guardian or child as hereinbefore provided.

—(*Mr. O'Shanassy.*)

Committee divided.

Ayes, 15.

Mr. Cohen,	Mr. O'Grady,
Mr. J. Davies,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. W. C. Smith,
Mr. Higinbotham,	Mr. Tucker.
Mr. Houston,	
Mr. Ireland,	<i>Tellers.</i>
Dr. Mackay,	
Capt. MacMahon,	Mr. Levey,
Mr. McDonald,	Mr. Richardson.

Noes, 12.

Mr. Foott,	Mr. J. D. Wood,
Mr. Francis,	Mr. Wright.
Mr. Haines,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. McLellan,	
Mr. Nicholson,	Mr. Gillies,
Mr. A. J. Smith,	Mr. Macgregor.
Mr. J. T. Smith,	

VICTORIA.

---

# LEGISLATIVE ASSEMBLY.

No. 13.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862-3.**

TUESDAY, 21<sup>ST</sup> APRIL, 1863.

No. 1.—*Supply: Further Supplementary Estimates for 1862.*

Motion made and question put—That a sum not exceeding £580 12s. 10d. be granted to Her Majesty to defray the further supplementary charge for the year 1862 for Commissioners and Boards of Enquiry.—(*Mr. Haines.*)

Committee divided.

Ayes, 14.		Noes, 17.	
Mr. Brodribb,	Mr. W. C. Smith,	Mr. Berry,	Mr. Pope,
Mr. Cathie,	Mr. Snodgrass,	Mr. J. Davies,	Mr. Richardson,
Dr. Evans,	Mr. Wilson,	Mr. Foott,	Mr. Strickland,
Mr. Haines,	Mr. Wood.	Mr. Gillies,	Mr. Sullivan,
Mr. Howard,		Dr. Girdlestone,	Mr. Wright.
Mr. Kirk,	<i>Tellers.</i>	Mr. Heales,	
Mr. O'Shanassy,	Mr. Levey,	Mr. McCann,	<i>Tellers.</i>
Mr. A. J. Smith,	Mr. J. S. Johnston,	Mr. McCulloch,	
		Mr. McLellan,	Mr. Houston,
		Mr. Orr,	Mr. Woods,

No. 2.—*Additional Estimates for 1863.*

Motion made—That a sum not exceeding £1000 be granted to Her Majesty to defray the additional charge for the year 1863 of a grant to the Botanic Gardens, Ballarat.—(*Mr. Haines.*)

Amendment proposed—That the following words be added to the above resolution, viz.:—  
“And in the opinion of the Committee this item should be increased by £5000.”—(*Mr. Howard.*)

Question—That the words proposed to be added to the above resolution be so added—put.  
Committee divided.

Ayes, 14.		Noes, 28.	
Mr. B. G. Davies,	Mr. G. Smyth,	Mr. Berry,	Mr. Macgregor,
Mr. Francis,*	Mr. Strickland,	Mr. Brodribb,	Mr. McCulloch,
Mr. Frazer,	Mr. Sullivan,	Mr. Cohen,	Mr. McDonald,
Mr. Howard,	Mr. Tucker,	Mr. J. Davies,	Mr. Morton,
Mr. McCann,		Mr. Gavan Duffy,	Mr. O'Grady,
Mr. McLellan,	<i>Tellers.</i>	Mr. Edwards,	Mr. O'Shanassy,
Mr. Orr,	Mr. Pope,	Dr. Evans,	Mr. Richardson,
Mr. Sinclair,	Mr. A. J. Smith.	Mr. Foott,	Mr. W. C. Smith,
		Mr. Francis,*	Mr. Snodgrass,
		Mr. Gillies,	Mr. Wood,
		Mr. Haines,	Mr. Woods.
		Mr. Heales,	
		Mr. Houston,	<i>Tellers.</i>
		Mr. Kirk,	Mr. Anderson,
		Mr. Levey,	Mr. J. S. Johnston.

\* *Sic* in orig., but Mr. Francis voted with the *Noes*.

## No. 3.

Question—That a sum not exceeding £1000 be granted to Her Majesty to defray the additional charge for 1863 of a grant to the Botanic Gardens, Ballaarat—put.

Committee divided.

## Ayes, 20.

Mr. B. G. Davies,	Mr. Morton,
Mr. Gavan Duffy,	Mr. O'Grady,
Mr. Edwards,	Mr. O'Shanassy,
Dr. Evans,	Mr. Pope,
Mr. Foott,	Mr. Richardson,
Mr. Frazer,	Mr. W. C. Smith,
Mr. Gillies,	Mr. Wood.
Mr. Haines,	
Mr. Heales,	<i>Tellers.</i>
Mr. J. S. Johnston.	Mr. Anderson,
Mr. McDonald,	Mr. Berry,

## Noes, 16.

Mr. Brodribb,	Mr. G. Smyth,
Mr. J. Davies,	Mr. Snodgrass,
Mr. Houston,	Mr. Strickland,
Mr. Kirk,	Mr. Tucker,
Mr. Macgregor,	Mr. Woods.
Mr. McLellan,	
Mr. Orr,	<i>Tellers.</i>
Mr. Ramsay,	Mr. A. J. Smith,
Mr. Sinclair,	Mr. Levey.

## No. 4.

Motion made and question put—That a sum not exceeding £200 be granted to Her Majesty to defray the charge for the year 1863 for a Queen's Plate.—(*Mr. Haines.*)

Committee divided.

## Ayes, 20.

Mr. Cohen,	Mr. Orr,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Edwards,	Mr. A. J. Smith,
Dr. Evans,	Mr. L. L. Smith,
Mr. Francis,	Mr. W. C. Smith,
Mr. Frazer,	Mr. Snodgrass,
Mr. Haines,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Kirk,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Levey,
Mr. O'Grady,	Mr. Anderson.

## Noes, 13.

Mr. Foott,	Mr. Sinclair,
Mr. Gillies,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan.
Mr. Howard,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McCann,	
Mr. McLellan,	Mr. Houston,
Mr. Richardson,	Mr. Berry.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 14.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES

SESSION 1862-3.

TUESDAY, 28TH APRIL, 1863.

No. 1.—*Supply*—Estimates for 1863.

Question proposed—That a sum not exceeding £7,031 be granted to Her Majesty to defray the grant in aid for the year 1863 to the City of Melbourne, to be expended under the sanction of the Board of Land and Works.—(*Mr. Haines.*)

Amendment proposed—That the following words be added to the above resolution, viz., “and in the opinion of the Committee this item should be increased by £2,969.”—(*Mr. Cohen.*)

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Cohen.*)

Committee divided.

Ayes 30.

Mr. Berry,	Mr. O'Grady,
Mr. Cathie,	Mr. Orkney,
Mr. Cohen,	Dr. Owens,
Mr. J. Davies,	Mr. Ramsay,
Mr. Don,	Mr. Richardson,
Mr. Edwards,	Mr. Sinclair,
Mr. Foott,	Mr. L. L. Smith,
Mr. Gillies,	Mr. W. C. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Hood,	Mr. Tucker,
Mr. Kyte,	Mr. Wright,
Mr. Lambert,	
Mr. McCann,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Brodribb,
Mr. McLellan,	Mr. B. G. Davies.

Noes 21.

Mr. Anderson,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. A. J. Smith,
Mr. Haines,	Mr. Smyth,
Mr. Howard,	Mr. Snodgrass,
Mr. Ireland,	Mr. Verdon,
Mr. J. S. Johnston,	Mr. Wood,
Mr. Levey,	
Dr. Mackay,	
Capt. MacMahon,	<i>Tellers.</i>
Mr. McDonald,	Mr. Levi,
Mr. Mollison,	Mr. Houston.

THURSDAY, 30TH APRIL.

## No. 2.—Adulteration of Food Bill.

Motion made and question put—That the chairman report progress, and ask leave to sit again.—(*Mr. Wood.*)

Committee divided.

Ayes 3.

Mr. Gavan Duffy,

*Tellers.*

Mr. A. J. Smith,  
Dr. Mackay,

Noes 13.

Mr. B. G. Davies, Mr. Pope,  
Mr. J. Davies, Mr. Ramsay,  
Dr. Girdlestone, Mr. Wright.

Mr. Heales,  
Mr. McCann,  
Mr. McLellan,  
Mr. O'Grady,  
Dr. Owens,

*Tellers.*

Mr. Houston,  
Mr. L. L. Smith,

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 15.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

SATURDAY, 9TH MAY.

1.—*Marriage of H. R. H. the Prince of Wales.*

Motion made—That in the opinion of this Committee, an Address be presented to His Excellency the Governor, praying that he will cause the sum of £1000 to be placed upon an Additional Estimate for 1863, for expenditure in public rejoicings upon the arrival of intelligence of the marriage of His Royal Highness the Prince of Wales, to the Princess Alexandra of Denmark.—(*Mr. Cohen.*)

Amendment proposed—That the following words be added to the above resolution, viz. :—“on condition that £500 be expended in the clothing of destitute children.”—(*Mr. Heales.*)

Question—That the words proposed be added, be so added—put.  
Committee divided.

Ayes 16.

Mr. J. Davies,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Ramsay,
Dr. Evans,	Mr. Richardson,
Mr. Heales,	Mr. A. J. Smith,
Mr. Hood,	Mr. L. L. Smith,
Mr. J. S. Johnston,	
Capt. Mac Mahon,	<i>Tellers.</i>
Mr. Morton,	Mr. W. C. Smith,
Mr. O'Grady,	Mr. B. G. Davies,

Noes 8.

Mr. Edwards,	Mr. J. T. Smith,
Mr. Foott,	
Mr. Francis,	<i>Tellers.</i>
Mr. Haines,	Mr. Anderson,
Dr. Macadam,	Mr. Cohen,

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 16.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 12TH MAY.

No. 1.—*Public Buildings Loan Bill.*—(Recommittal).

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(Mr. Haines).

Committee divided.

Ayes, 23.

Mr. Anderson,	Capt. MacMahon,
Mr. Cathie,	Mr. Mollison,
Mr. Cummins,	Mr. O'Connor,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Francis,	Mr. G. Smyth,
Mr. Haines,	Mr. Wilson,
Mr. Hood,	Mr. Wood.
Mr. Ireland,	
Mr. J. S. Johnston,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey,
Dr. Mackay,	Mr. Kirk.

Noes, 28.

Mr. Berry,	Dr. Owens,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. J. Davies,	Mr. Richardson,
Mr. Edwards,	Mr. J. T. Smith,
Mr. Foott,	Mr. W. C. Smith,
Mr. Gillies,	Mr. Strickland,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Grant,	Mr. Thomson,
Mr. Heales,	Mr. Tucker,
Dr. Macadam,	Mr. Verdon,
Mr. McCulloch,	Mr. Wright
Mr. Morton,	<i>Tellers.</i>
Mr. Nixon,	Mr. Houston,
Mr. O'Grady,	Mr. McLellan.
Mr. Orr,	

FRIDAY, 15TH MAY.

No. 2.—*Rejoicings on Marriage of H.R.H. The Prince of Wales.*

Motion made and question put—That, in the opinion of this Committee, an address be presented to His Excellency the Governor requesting him to place on an Additional Estimate for 1863 a sum not exceeding £3,000 so that a sum of Fifty pounds be given to each of the different municipalities for the purpose of enabling them, in their several localities, to participate in the approaching festivities and rejoicings in honor of the

marriage of His Royal Highness the Prince of Wales to Her Royal Highness the Princess Alexandra of Denmark; provided that an equal or larger sum be supplemented by each said locality; and to those districts having progress committees established for twelve months and recognised by the Government through previous correspondence.—  
(*Mr. L. L. Smith*).

Committee divided,

Ayes, 16.

Mr. Berry,	Mr. L. L. Smith,
Mr. J. Davies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Tucker,
Mr. Heales,	Mr. Weeks,
Dr. Macadam,	Mr. Woods.
Dr. Owens,	
Mr. Ramsay,	<i>Tellers.</i>
Mr. Richardson,	Mr. B. G. Davies,
Mr. J. T. Smith,	Mr. Houston.

Noes, 24.

Mr. Anderson,	Mr. Nicholson,
Mr. Brodribb,	Mr. O'Connor,
Mr. Cathie,	Mr. O'Grady,
Mr. Don,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Francis,	Mr. Thomson,
Mr. Haines,	Mr. Wilson,
Mr. Higinbotham,	Mr. Wood.
Mr. Ireland,	
Capt. MacMahon,	<i>Tellers.</i>
Mr. McCulloch,	Mr. J. S. Johnston,
Mr. McDonald,	Mr. Levey.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 17.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 2ND JUNE, 1863.

No. 1.—*Supply—Estimates for 1863.*

Motion made—That a sum not exceeding £6,746 5s. be granted to Her Majesty to defray the expense for the year 1863 for the salaries and wages of the steam sloop “Victoria.”  
(*Mr. Haines.*)

Amendment proposed—That the following words be added to the above resolution, viz.:  
“And in the opinion of the Committee this item should be increased by £4250 10s.”—  
(*Mr. Brodrigg.*)

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

Committee divided.

Ayes, 23.

Mr. Berry,	Mr. Orr,
Mr. Brodrigg,	Mr. O'Shanassy,
Mr. Don,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. J. T. Smith,
Mr. Haines,	Mr. Smyth,
Mr. Higinbotham,	Mr. Snodgrass,
Mr. Ireland,	Mr. Verdon.
Mr. Lambert,	
Mr. Levi,	<i>Tellers.</i>
Dr. Mackay,	
Mr. McDonald,	Mr. Anderson,
Mr. Morton,	Mr. Macgregor.

Noes, 16.

Mr. Brooke,	Mr. A. J. Smith,
Mr. Francis,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Tucker,
Mr. Heales,	Mr. Wilson,
Mr. Levey,	Mr. Woods.
Mr. McCann,	<i>Tellers.</i>
Mr. McCulloch,	
Mr. Orkney,	Mr. Houston,
Mr. Pope,	Mr. Thomson.

No. 2.—*Licensed Publicans' Acts Amendment Bill—Clause I.*

The several enactments mentioned in schedule A to the extent to which such enactments are in and by such schedule expressed to be repealed are hereby repealed except as to anything done or commenced to be done under the said Acts or any of them and all offences committed before the passing of this Act shall be prosecuted and all licenses issued under the authority of any of the said Acts hereby repealed shall confer the same rights and privileges as if this Act had not been passed and the provisions of this Act as to the holders of publican's licenses shall as far as possible be applicable to the holders of publican's general licenses and district publican's licenses under the Acts hereby repealed.

Motion made and question put—That the Chairman do now leave the Chair.—(*Mr. Orkney.*)

Committee divided.

## Ayes, 13.

Mr. Brooke,	Mr. Pope,
Mr. Don,	Mr. Sullivan,
Mr. Edwards,	Mr. Verdon.
Mr. Foott,	<i>Tellers.</i>
Mr. Heales,	Mr. McCann,
Mr. Houston,	Mr. Woods.
Mr. Macgregor,	
Mr. Orkney,	

## Noes, 24.

Mr. Anderson,	Mr. Mollison,
Mr. Cummins,	Mr. O'Shanassy,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Gillies,	Mr. J. T. Smith,
Dr. Girdlestone,	Mr. Snodgrass,
Mr. Haines,	Mr. Tucker,
Mr. Higinbotham,	Mr. Wood.
Mr. Ireland,	<i>Tellers.</i>
Mr. Levi,	Mr. Berry,
Capt. MacMahon,	Mr. Levey.
Mr. McDonad,	

No. 3.—Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. J. T. Smith.*)

Committee divided.

## Ayes, 20.

Mr. Brooke,	Mr. Orkney,
Mr. Cummins,	Mr. Pope,
Mr. B. G. Davies,	Mr. Ramsay,
Mr. Don,	Mr. J. T. Smith,
Mr. Edwards,	Mr. Sullivan,
Mr. Foott,	Mr. Verdon,
Mr. Gillies,	Mr. Woods.
Dr. Girdlestone,	<i>Tellers.</i>
Mr. Heales,	Mr. Berry,
Mr. Houston,	Mr. McCann.
Mr. Macgregor,	

## Noes, 17.

Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Haines,	Mr. Snodgrass,
Mr. Higinbotham,	Mr. Tucker,
Mr. Ireland,	Mr. Wood.
Mr. Levi,	<i>Tellers.</i>
Capt. MacMahon,	Mr. Anderson,
Mr. McDonald,	Mr. Levey.
Mr. Mollison,	
Mr. O'Shanassy,	

## WEDNESDAY, 4TH JUNE.

No. 4.—*Municipalities Acts Amendment Bill*—Clause XV.

If the "Councils" of any two or more boroughs which shall adjoin each other and form with the boundaries of each borough one continuous area and in each of which an annual election or general election as the case may be or first appointment of councillors shall have taken place shall by petitions under the several common seals of such boroughs pray the Governor in Council that such boroughs shall be constituted one united borough it shall be lawful for the Governor in Council if it shall seem fit so to do to constitute such boroughs with such area and boundaries one borough by such name as shall in and by such Order in Council be assigned to the same but so that in no case shall any united borough consist or be composed of more than four single boroughs and such several boroughs shall thereupon become and be such one borough accordingly and the words "united borough" where used in this Act shall mean a borough formed by such union Provided that no such union shall take place upon or within thirty days before any day hereby appointed for holding any election of councillors in or for any of such several boroughs or any wards thereof.

Motion made and question put—That the words "or a majority of the ratepayers" be inserted after the word "councils" in the first line of the above clause.—(*Mr. O'Grady.*)

Committee divided.

## Ayes, 21.

Mr. Brooke,	Dr. Owens,
Mr. Cummins,	Mr. Richardson,
Dr. Girdlestone,	Mr. A. J. Smith,
Mr. Heales,	Mr. J. T. Smith.
Mr. Higinbotham,	Mr. Sullivan,
Mr. Houston,	Mr. Thomson,
Dr. Macadam,	Mr. Tucker.
Mr. Macgregor,	<i>Tellers.</i>
Mr. McCann,	Mr. B. G. Davies,
Mr. Morton,	Mr. Gillies.
Mr. O'Grady,	
Mr. Orkney,	

## Noes, 17.

Mr. Cohen,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Snodgrass,
Mr. Francis,	Mr. Wilson,
Mr. Howard,	Mr. Wood.
Mr. Ireland,	<i>Tellers.</i>
Mr. Kirk,	Mr. Anderson,
Mr. Loader,	Mr. J. S. Johnston,
Capt. MacMahon,	
Mr. McCulloch,	

## No. 5.—Clause LXXIV.

Fourteen clear days before any election under this Act the mayor or other person duly appointed to hold the election hereinafter styled the returning officer shall give public notice of such election by advertisement inserted in some newspaper generally circulating in the borough and by such notice shall require all candidates at such election to be nominated in manner hereinafter mentioned before such day not less than "one day" or more than seven days from the time of giving such notice and at such place being within the borough as shall be named therein respectively and any person desirous of nominating a candidate shall within the time named in such notice cause to be delivered to the returning officer a nomination paper in the form in schedule J or to the like effect stating therein the christian name and surname of such candidate together with the other particulars required in and by the said schedule and such nomination paper shall be signed by not less than ten persons duly qualified to vote at such election and also signed by the person named therein as a candidate in token of his assent to being so named.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Wood.*)  
Committee divided.

Ayes, 26.

Mr. Cathie,	Mr. Morton,
Mr. Cohen,	Mr. O'Connor,
Mr. Cummins,	Mr. Orkney,
Mr. J. Davies,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Higinbotham,	Mr. J. T. Smith,
Mr. Hood,	Mr. Snodgrass,
Mr. Howard,	Mr. Tucker,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Levey,	<i>Tellers.</i>
Capt. MacMahon,	Mr. Anderson,
Mr. McDonald,	Mr. Levi.

Noes, 15.

Mr. Berry,	Dr. Owens,
Mr. Brooke,	Mr. Ramsay,
Mr. B. G. Davies,	Mr. Sullivan,
Mr. Gillies,	Mr. Woods.
Dr. Girdlestone,	<i>Tellers.</i>
Mr. Heales,	
Mr. Houston,	Mr. Richardson,
Mr. Macgregor,	Mr. Pope.
Mr. O'Grady,	

## No. 6.—Clause LXXX.

If after a poll shall stand appointed as aforesaid at any election any person who shall duly become a candidate for such election and five of the persons having signed the paper nominating him as aforesaid shall be desirous that he retire from such candidature such candidate and the persons aforesaid not later than two clear days before the day of polling may sign and deliver to the returning officer a notice in the form in schedule L stating that such candidate so retires and may publish in some newspaper generally circulating in the borough a copy of such notice and the returning officer on such receipt of such notice and on sufficient proof of such publication as aforesaid shall erase the name of such person so retiring from the voting papers to be used at the said election and such person shall not be capable of being elected at such election and if the number of candidates shall thereby be reduced to the number of persons to be elected at such election then the returning officer shall on the day appointed for the election declare the remaining candidates to be duly elected.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Wood.*)  
Committee divided.

Ayes, 23.

Mr. Cohen,	Mr. Orkney,
Mr. Cummins,	Mr. O'Shanassy,
Mr. J. Davies,	Mr. Riddell,
Mr. Gavan Duffy,	Mr. A. J. Smith,
Dr. Evans,	Mr. J. T. Smith,
Mr. Hood,	Mr. Snodgrass,
Mr. Howard,	Mr. Tucker,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Levey,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Mr. Morton,	Capt. MacMahon.
Mr. O'Grady,	

Noes, 11.

Mr. Brooke,	Mr. Ramsay,
Mr. Gillies,	Mr. Woods.
Dr. Girdlestone,	<i>Tellers.</i>
Mr. Heales,	
Mr. Houston,	Mr. Richardson,
Mr. Macgregor,	Mr. Berry.
Mr. Pope,	

VICTORIA.  

---

**LEGISLATIVE ASSEMBLY.**  

---

No. 18.  

---

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.  

---

EXTRACTED FROM THE MINUTES  

---

**SESSION 1862-3.**  

---

TUESDAY, 9TH JUNE, 1863.

No. 1.—*Real Property Act Amendment Bill*—Clause XVII.  
“The receipt of any under or deputy treasurer or receiver of revenue shall for the purposes of” the ninety-ninth section of the said Act be equivalent to the receipt of the Treasurer of the colony.

Amendment proposed—That the following words, viz.: “The receipt of any under or deputy treasurer or receiver of revenue shall for the purposes of” in the first and second lines of this clause be omitted.—(*Mr. Brodribb.*)

Question—That the words “the receipt of” being a portion of the words proposed to be omitted stand part of the clause—put.

Committee divided.

Ayes, 17.  
Mr. Anderson, Mr. O'Grady,  
Mr. Aspinall, Mr. Riddell,  
Mr. Cummins, Mr. A. J. Smith,  
Mr. Gavan Duffy, Mr. Smyth,  
Dr. Evans, Mr. Wood.  
Mr. Haines,  
Mr. Higinbotham,  
Mr. Ireland,  
Dr. Mackay,  
Mr. Mollison,  
*Tellers.*  
Mr. Levey,  
Mr. J. S. Johnston.

Noes, 20.  
Mr. Brodribb, Mr. Pope,  
Mr. Brooke, Mr. Ramsay,  
Mr. Cohen, Mr. Sinclair,  
Mr. B. G. Davies, Mr. Strickland,  
Mr. J. Davies, Mr. Sullivan,  
Mr. Edwards, Mr. Thomson.  
*Tellers.*  
Mr. Gillies,  
Mr. Heales,  
Mr. Kirk, Mr. Berry,  
Mr. Lambert, Mr. Don.  
Mr. Orkney,

No. 2.—Clause XXIV.

The barrister already appointed as solicitor under the *Real Property Act* and his successors shall be called “The Commissioner of Titles” There shall be paid to the commissioner of titles a salary of “two thousand” pounds a year and such salary shall be charged on and payable out of the consolidated revenue of Victoria All courts judges and persons acting judicially shall take judicial notice of the signature of the commissioner of titles and of any assistant Registrar-General The commissioner of titles shall have and may exercise the like jurisdiction and powers and perform the like duties as is and are given to and imposed on the Lands Titles Commissioners by the said Act and may with the consent of the Governor in Council from time to time make such alterations in the several forms of instruments prescribed in the schedule to the said Act as he may deem requisite and he shall have and may exercise all the judicial functions and powers conferred on and given to the Registrar-General by the said Act as to the materiality of instruments and the construction of instruments as affecting land or the title thereto and the sufficiency of evidence and proofs and all other his judicial functions and powers whether they shall be of the same nature or character as those particularly referred to or not.

Motion made—That the words “two thousand,” in the third line of the above clause, be omitted, with a view to insert instead thereof the words “one thousand and five hundred.”—(*Mr. Brooke.*)

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

Committee divided.

Ayes, 20.		Noes, 21.	
Mr. Brodribb,	Mr. O'Grady,	Mr. Brooke,	Mr. Pope,
Mr. J. Davies,	Mr. Orkney,	Mr. Cohen,	Mr. Ramsay,
Dr. Evans,	Mr. O'Shanassy,	Mr. Don,	Mr. Sinclair,
Mr. Frazer,	Mr. Riddell,	Mr. Edwards,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,	Mr. Francis,	Mr. Strickland,
Mr. Higinbotham,	Mr. Thomson,	Mr. Gillies,	Mr. Tucker,
Mr. Hood,	Mr. Wood.	Mr. Heales,	Mr. Wright.
Mr. Ireland,		Mr. Houston,	
Mr. Kyte,	<i>Tellers.</i>	Mr. Kirk,	<i>Tellers.</i>
Mr. Mollison,	Mr. Levey,	Dr. Mackay,	Mr. Berry,
Mr. O'Connor,	Mr. Macgregor.	Mr. McCulloch,	Mr. Levi.
		Mr. McDonald,	

No. 3.

Question—That the words “one thousand and five hundred” proposed be inserted in the place of the words omitted be so inserted—put.

Committee divided.

Ayes, 15.		Noes, 29.	
Mr. Brooke,	Mr. Ramsay,	Mr. Brodribb,	Mr. Mollison,
Mr. B. G. Davies,	Mr. Sinclair,	Mr. Cohen,	Mr. O'Connor,
Mr. Don,	Mr. A. J. Smith,	Mr. Cummins,	Mr. O'Grady,
Mr. Edwards,	Mr. Strickland.	Mr. J. Davies,	Mr. Orkney,
Mr. Francis,		Dr. Evans,	Mr. O'Shanassy,
Mr. Kirk,	<i>Tellers.</i>	Mr. Frazer,	Mr. Riddell,
Dr. Mackay,	Mr. Houston,	Mr. Girdlestone.	Mr. J. T. Smith,
Mr. McCulloch,	Mr. Berry.	Mr. Haines,	Mr. Thomson,
Mr. Pope,		Mr. Heales,	Mr. Tucker,
		Mr. Higinbotham,	Mr. Woods,
		Mr. Ireland,	Mr. Wright.
		Mr. Kyte,	
		Mr. Levey,	<i>Tellers.</i>
		Mr. Levi,	Mr. Hood.
		Mr. Loader,	Mr. Wood,
		Mr. Macgregor,	

No. 4.

Motion made and question put—That the words “one thousand and eight hundred” be inserted in place of the words omitted.—(*Mr. Mollison.*)

Committee divided.

Ayes, 23.		Noes, 25.	
Mr. Anderson,	Capt. Mac Mahon,	Mr. Brooke,	Mr. Pope,
Mr. Brodribb,	Mr. Mollison,	Mr. B. G. Davies,	Mr. Ramsay,
Mr. Cohen,	Mr. O'Connor,	Mr. Edwards,	Mr. Sinclair,
Mr. Cummins,	Mr. O'Grady,	Mr. Francis,	Mr. A. J. Smith,
Mr. J. Davies,	Mr. Orkney,	Mr. Gillies,	Mr. Strickland,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Heales,	Mr. Thomson,
Dr. Evans,	Mr. Riddell,	Mr. Houston,	Mr. Tucker,
Mr. Haines,	Mr. J. T. Smith,	Mr. Kirk,	Mr. Woods,
Mr. Higinbotham,		Mr. Lambert,	Mr. Wright.
Mr. Hood,		Mr. Levi,	
Mr. Ireland,	<i>Tellers.</i>	Mr. Loader,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Wood,	Mr. Macgregor,	Mr. McLellan,
Mr. Kyte,	Mr. Levey.	Dr. Mackay,	Mr. Berry.
		Mr. McCulloch,	

No. 5.

Motion made and question put—That the following words, viz. :—“such amount as may be annually voted by Parliament,” be inserted after the word “of” in the third line of the above clause.—(*Mr. Levi.*)

Committee divided.

Ayes, 12.

Mr. Berry,	Mr. Sinclair,
Mr. Edwards,	Mr. Strickland,
Mr. Gillies,	Mr. Tucker.
Mr. Heales,	
Mr. McLellan.	<i>Tellers.</i>
Mr. Pope,	Mr. Levi,
Mr. Ramsay,	Mr. Houston.

Noes, 37.

Mr. Anderson,	Mr. Loader,
Mr. Brodribb,	Mr. Macgregor,
Mr. Brooke,	Dr. Mackay,
Mr. Cohen,	Capt. Mac Mahon,
Mr. Cummins,	Mr. McCulloch
Mr. B. G. Davies,	Mr. O'Grady,
Mr. J. Davies,	Mr. Orkney,
Mr. Duffy,	Mr. O'Shanassy.
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Higinbotham,	Mr. Thomson,
Mr. Hood,	Mr. Wood,
Mr. Houston,	Mr. Woods,
Mr. Ireland,	Mr. Wright.
Mr. J. S. Johnston,	
Mr. Kirk,	<i>Tellers.</i>
Mr. Kyte,	
Mr. Lambert,	Mr. O'Connor,
Mr. Levey,	Mr. Don.

No. 6.

Motion made and question put—That the words "One thousand and six hundred" be inserted in the place of the words omitted.—(*Mr Francis*).

Committee divided.

Ayes, 29.

Mr. Anderson,	Capt. Mac Mahon.
Mr. Brodribb,	Mr. McCulloch,
Mr. Cohen,	Mr. Mollison,
Mr. Cummins,	Mr. O'Connor,
Mr. B. G. Davies,	Mr. O'Grady,
Mr. J. Davies,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. A. J. Smith,
Mr. Higinbotham,	Mr. J. T. Smith,
Mr. Hood,	Mr. Wood.
Mr. Ireland,	
Mr. Kirk,	
Mr. Kyte,	<i>Tellers.</i>
Mr. Loader,	Mr. Levey,
Dr. Mackay,	Mr. J. S. Johnston.

Noes, 19.

Mr. Brooke,	Mr. Sinclair,
Mr. Don,	Mr. Strickland,
Mr. Edwards,	Mr. Thomson,
Mr. Heales,	Mr. Tucker,
Mr. Houston,	Mr. Woods,
Mr. Lambert,	Mr. Wright.
Mr. Levi,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McLellan,	
Mr. Pope,	Mr. Berry,
Mr. Ramsay,	Mr. Gillies.

No. 7.

Motion made and question put—That Clause XXIV., as amended, stand part of the Bill.—(*Mr. Ireland*:)

Committee divided.

Ayes, 28.

Mr. Anderson,	Dr. Mackay,
Mr. Brodribb,	Mr. McCulloch,
Mr. Cohen,	Mr. Mollison,
Mr. Cummins,	Mr. O'Connor,
Mr. J. Davies,	Mr. O'Grady,
Mr. Don,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Riddell,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Higinbotham,	Mr. Wood.
Mr. Hood,	
Mr. Ireland,	<i>Tellers.</i>
Mr. Levey,	Capt. Mac Mahon,
Mr. Loader,	Mr. J. S. Johnston.

Noes, 17.

Mr. Edwards,	Mr. Strickland,
Mr. Gillies,	Mr. Thomson,,
Mr. Heales,	Mr. Tucker,
Mr. Houston,	Mr. Woods,
Mr. Lambert,	Mr. Wright.
Mr. Macgregor,	
Mr. McLellan,	<i>Tellers.</i>
Mr. Pope,	
Mr. Ramsay,	Mr. Berry.
Mr. Sinclair,	Mr. Levi.

FRIDAY, 12TH JUNE.

No. 8.—*Municipalities Act Amendment Bill*—Clause CLXXIV.

All lands shall be rateable property within the meaning of this Act save as is next hereinafter excepted that is to say—land the property of Her Majesty and unoccupied or used for public purposes land in the occupation of the Crown or the Government of Victoria or of the council of the borough and commons proclaimed under the Acts numbered respectively one hundred and seventeen and one hundred and forty-five mines hospitals benevolent institutions and buildings used exclusively for public charitable purposes churches chapels and other buildings used exclusively for public worship the dwellings of ministers of religious denominations buildings used as schools provided they be inhabited only by the master or the mistress of such schools or his or her family and such schools be schools receiving aid from the Government or otherwise of a public character.

Motion made and Question put—That this Clause as amended stand part of the Bill.—  
(*Mr. Wood.*)

Committee divided.

Ayes, 19.

Mr. Anderson,	Mr. Moreton,
Mr. Brodribb,	Mr. O'Shanassy,
Mr. Cummins,	Mr. Ramsay,
Mr. Gavan Duffy,	Mr. Sinclair,
Dr. Evans,	Mr. A. J. Smith,
Mr. Higinbotham,	Mr. J. T. Smith.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Dr. Mackay,	Mr. Levey,
Capt. McMahon,	Mr. W. C. Smith.
Mr. McDonald,	

Noes, 17.

Mr. Cohen,	Mr. L. L. Smith,
Mr. J. Davies,	Mr. Strickland,
Mr. Girdlestone,	Mr. Sullivan,
Mr. Heales,	Mr. Thomson,
Mr. Houston,	Mr. Woods.
Mr. Lambert,	
Mr. Macgregor,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Richardson,
Mr. O'Grady,	Mr. Kirk.
Mr. Owens,	

## No. 9.—Clause CLXXVI.

Where it appears to the Council of any borough that all or any part of the expenses incurred in doing or executing any work or improvement which the council are hereby authorised to do or execute have or has been incurred for the special benefit of any particular portion of the borough the council may by special order distinctly defining such portion and approved by the Governor in Council make and levy a rate herein called a "separate" rate equally on all rateable property situated within such portion and no such rate made in any one year shall exceed the amount of sixpence in the pound of the net annual value of such property.

Amendment proposed—That the following proviso, viz., "Provided always that no such special order shall be made unless a petition shall have been presented to the council, praying that a separate rate may be made and levied, signed by one-third of the rate-payers in such portion of the borough," be added to the above clause.—(*Mr. Wood.*)

Further amendment proposed, That the words "one-third," in the third line of the above proposed amendment be omitted, with a view to insert, instead thereof, the words "a majority."—(*Mr. Heales.*)

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

Committee divided.

Ayes, 25.

Mr. Cathie,	Mr. McDonald,
Mr. J. Davies,	Mr. Morton,
Mr. Gavan Duffy,	Mr. O'Connor,
Dr. Evans,	Mr. O'Grady,
Dr. Girdlestone,	Mr. Orkney,
Mr. Haines,	Mr. O'Shanassy,
Mr. Higinbotham,	Mr. A. J. Smith,
Mr. Ireland,	Mr. W. C. Smith,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Kirk,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	
Dr. Mackay,	Mr. Anderson,
Capt. Mac Mahon,	Mr. Levey.

Noes, 21.

Mr. Berry,	Mr. Richardson,
Mr. Brooke,	Mr. Riddell,
Mr. Cummins,	Mr. Strickland,
Mr. Don,	Mr. Sullivan,
Mr. Edwards,	Mr. Thomson,
Mr. Foot,	Mr. Woods,
Mr. Heales,	Mr. Wright.
Mr. Houston,	
Mr. Orr,	<i>Tellers.</i>
Dr. Owens,	
Mr. Pope,	Mr. McLellan,
Mr. Ramsay,	Mr. Macgregor,

LEGISLATIVE ASSEMBLY.

No. 19.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 16<sup>TH</sup> JUNE.

No. 1.—*Municipalities Acts Amendment Bill*—Clause XXVIII.

In order that any person may be qualified to be a member of the council of any borough he must "have been entitled in respect of property of rateable value amounting to pounds at the least to" be placed on the burgess roll for the time being in force for such borough or some ward thereof or if none such be actually in force on the burgess roll which had any such been completed in manner provided in this Act would be in force for such borough for the time being.

Amendment proposed—That the following words, viz, "have been entitled in respect of property of rateable value amounting to pounds at the least to" occurring in the second and third lines of the above clause, be omitted.—*Mr. O'Grady*.

Question—That the words "have been entitled in respect of property of rateable value amounting to" being a portion of the words proposed to be omitted, stand part of the clause—put.

Committee divided.

Ayes, 20.	
Mr. Brodribb,	Mr. Orkney,
Mr. Cohen,	Mr. O'Shanassy,
Mr. Cummins,	Mr. Riddell,
Dr. Evans,	Mr. A. J. Smith,
Mr. Francis,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Tucker,
Mr. Kirk,	Mr. Wood.
Mr. Levey.	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. W. C. Smith,
Capt. Mac Mahon,	Mr. Anderson.

Noes, 16.	
Mr. Berry,	Mr. Pope,
Mr. Gillies,	Mr. Sinclair,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Heales,	Mr. Thomson,
Mr. Higinbotham,	Mr. Weeks,
Mr. Lambert,	
Dr. Mackay,	<i>Tellers.</i>
Mr. McLellan,	Mr. Macgregor,
Mr. O'Grady,	Mr. Woods.

No. 2.—Motion made and question put—That this clause stand part of the Bill.—(*Mr. Wood*).  
Committee divided.

Ayes, 18.	
Mr. Anderson,	Mr. Riddell,
Mr. Brodribb,	Mr. A. J. Smith,
Mr. Cohen,	Mr. J. T. Smith,
Mr. Cummins,	Mr. W. C. Smith.
Dr. Evans,	Mr. Snodgrass,
Mr. Francis,	Mr. Wood.
Mr. Ireland,	
Mr. Levi,	<i>Tellers.</i>
Mr. Mollison,	Mr. Levey,
Mr. O'Shanassy,	Capt. Mac Mahon.

Noes, 18.	
Mr. Berry,	Mr. Sinclair,
Mr. Edwards,	Mr. L. L. Smith,
Dr. Girdlestone,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Thomson,
Mr. Macgregor,	Mr. Woods,
Mr. McCann,	Mr. Wright.
Mr. McLellan,	
Mr. O'Grady,	<i>Tellers.</i>
Mr. Orkney,	Mr. Gillies,
Mr. Pope,	Mr. Weeks.

The Tellers having declared the numbers for the "ayes" and the "noes" to be respectively 18 or equal, the Chairman gave his vote for the "ayes" and declared the question to have been carried in the affirmative.

**No. 3.—*Railway Management Bill.*—Clause XXXII.**

If on demand any person fail to pay the tolls rates or charges due in respect of any animals or goods Her Majesty may either recover the same in any court of competent jurisdiction or may detain and sell all or any of such animals or goods or if the same have been removed from the premises may detain and after the expiration of fourteen days sell any other animals or goods within such premises belonging to the person liable to pay such tolls rates or charges and out of the monies arising from such sale may retain the tolls rates or charges so payable and all charges and expenses of such detention and sale rendering the overplus (if any) of such monies and the unsold animals or goods to the person entitled thereto.

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. McCann*).

Committee divided.

Ayes, 13.		Noes, 20.	
Mr. J. Davies,	Mr. L. L. Smith,	Mr. Anderson,	Mr. Riddell,
Mr. Edwards,	Mr. Sullivan,	Mr. Cohen,	Mr. A. J. Smith,
Mr. Gillies,	Mr. Woods,	Dr. Evans,	Mr. J. T. Smith,
Dr. Girdlestone,		Mr. Francis,	Mr. W. C. Smith,
Dr. Mackay,	<i>Tellers.</i>	Mr. Higinbotham,	Mr. Snodgrass,
Mr. McCann,	Mr. Berry,	Mr. Ireland,	Mr. Weeks,
Mr. McLellan,	Mr. Macgregor.	Mr. Levi,	Mr. Wood.
Mr. Ramsay,		Mr. Mollison,	
		Mr. O'Grady,	<i>Tellers.</i>
		Mr. Orkney,	Capt. Mac Mahon,
		Mr. O'Shanassy,	Mr. Levey.

WEDNESDAY, 17<sup>TH</sup> JUNE.

**No. 4.—*Municipalities Acts Amendment Bill.*—Clause XL.**

Every person of the full age of twenty-one years who on the twentieth day of June in any year shall be in occupation or be the owner of any rateable property within any borough and liable to be rated for such property as such occupier or owner respectively shall be entitled to be enrolled in that year according to the provisions hereinafter contained upon the burgess roll of the borough and being so enrolled shall be a burgess thereof and entitled to vote in all elections of councillors for the borough occurring while such roll shall be in force "according to the following scale (that is to say) if such rateable property be rated upon a rateable value of less than \_\_\_\_\_ pounds he shall have one vote if such rateable value amount \_\_\_\_\_ pounds and be less than \_\_\_\_\_ pounds he shall have two votes and if it amount to or exceed \_\_\_\_\_ pounds he shall have three votes" Provided that no person shall be enrolled in any year in respect of any rateable property unless he shall before or on the twentieth day of June aforesaid have paid all such rates as shall under the provisions hereof have become payable by him in respect of such property except such as shall have become payable within three calendar months before the said twentieth day of June.

Amendment proposed—That all the words after the word "force" occurring in the seventh line of this clause down to the word "votes" included in the tenth line of the above clause be omitted.—(*Mr. O'Grady*).

Question—That the words "according to the following scale (that is to say) if such rateable property be rated upon a rateable value of less than" being a portion of the words proposed to be omitted stand part of the clause—put.

Committee divided.

Ayes, 23.		Noes, 14.	
Mr. Brodribb,	Mr. O'Shanassy,	Mr. Don,	Mr. Strickland,
Mr. Cohen,	Mr. Riddell,	Mr. Higinbotham,	Mr. Sullivan,
Mr. J. Davies,	Mr. A. J. Smith,	Mr. Lambert,	Mr. Thomson.
Dr. Evans,	Mr. J. T. Smith.	Mr. Macgregor,	Mr. Weeks.
Mr. Francis,	Mr. W. C. Smith,	Mr. O'Grady,	
Mr. Ireland,	Mr. Smyth,	Mr. Pope,	<i>Tellers.</i>
Mr. Levey.	Mr. Snodgrass,	Mr. Ramsay,	Mr. Richardson,
Dr. Mackay,	Mr. Wood.	Mr. Sinclair,	Mr. Gillies.
Mr. McCann,			
Mr. McCulloch,	<i>Tellers.</i>		
Mr. McDonald,	Mr. Anderson,		
Mr. Nicholson,	Mr. Loader.		
Mr. Orkney,			

## No. 5.—Clause CXC.

The owners of all rateable property of which the full net annual value does not exceed the sum of "ten" pounds or which is let to weekly tenants shall be rated to and pay the rates by this Act directed to be made instead of the occupiers thereof who shall not in any such case be rated as such occupiers.

Amendment proposed—That the word "ten" in the second line of the above clause be omitted with a view to insert instead thereof the word "five."—(*Mr. Francis.*)

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

Committee divided.

Ayes, 24.		Noes, 26.	
Mr. Brodribb,	Mr. Nicholson,	Mr. Berry,	Mr. Pope,
Mr. Cathie,	Mr. O'Connor,	Mr. Brooke,	Mr. Ramsay,
Mr. Cohen,	Mr. O'Shanassy,	Mr. J. Davies,	Mr. Richardson,
Dr. Evans,	Mr. Riddell,	Mr. Don,	Mr. Sinclair,
Mr. Haines,	Mr. A. J. Smith,	Mr. Francis,	Mr. W. C. Smith,
Mr. Ireland,	Mr. J. T. Smith,	Dr. Girdlestone,	Mr. Strickland,
Mr. Kirk,	Mr. Smyth,	Mr. Heales,	Mr. Sullivan,
Mr. Levey,	Mr. Snodgrass,	Mr. Higinbotham,	Mr. Thomson,
Mr. Levi,	Mr. Wood.	Mr. Houston,	Mr. Weeks,
Mr. Loader,		Mr. Kyte,	Mr. Wright.
Capt. MacMahon,	<i>Tellers.</i>	Mr. Lambert,	
Mr. McDonald,	Mr. Anderson,	Mr. Macgregor,	<i>Tellers.</i>
Mr. Morton,	Mr. J. S. Johnston.	Mr. O'Grady,	Mr. Edwards,
		Dr. Owens,	Mr. McLellan.

## No. 6.—Question—That the word "five" be inserted in the place of the word omitted—put.

Committee divided.

Ayes 23.		Noes 25.	
Mr. Brodribb,	Mr. O'Connor,	Mr. Berry,	Mr. Pope,
Mr. Cathie,	Mr. O'Shanassy,	Mr. Brooke,	Mr. Ramsay,
Mr. Cohen,	Mr. Riddell,	Mr. J. Davies,	Mr. Richardson,
Dr. Evans,	Mr. A. J. Smith,	Mr. Don,	Mr. Sinclair,
Mr. Francis,	Mr. J. T. Smith,	Dr. Girdlestone,	Mr. Strickland,
Mr. Haines,	Mr. Smyth,	Mr. Heales,	Mr. Sullivan,
Mr. Ireland,	Mr. Snodgrass,	Mr. Higinbotham,	Mr. Thomson,
Mr. J. S. Johnston,	Mr. Wood.	Mr. Houston,	Mr. Weeks,
Mr. Kirk,		Mr. Kyte,	Mr. Wright.
Mr. Levi,	<i>Tellers.</i>	Mr. Lambert,	
Capt. MacMahon,	Mr. Levey,	Mr. Macgregor,	<i>Tellers.</i>
Mr. McDonald,	Mr. Loader.	Mr. McLellan,	Mr. Edwards,
Mr. Nicholson,		Mr. O'Grady,	Mr. W. C. Smith.
		Dr. Owens,	

No. 7.—Motion made and question put—That the word "eight" be inserted in place of the word "ten" omitted.—(*Mr. Wood.*)

Committee divided.

Ayes, 27.		Noes, 25.	
Mr. Aspinall,	Mr. Morton,	Mr. Brooke,	Mr. Ramsay,
Mr. Brodribb,	Mr. Nicholson,	Mr. J. Davies,	Mr. Richardson,
Mr. Cathie,	Mr. O'Connor,	Mr. Don,	Mr. Sinclair,
Mr. Cohen,	Mr. Orkney,	Dr. Girdlestone,	Mr. W. C. Smith,
Dr. Evans,	Mr. O'Shanassy,	Mr. Heales,	Mr. Strickland,
Mr. Francis,	Mr. A. J. Smith,	Mr. Higinbotham,	Mr. Sullivan,
Mr. Haines,	Mr. J. T. Smith,	Mr. Houston,	Mr. Thomson,
Mr. Hood,	Mr. Smyth,	Mr. Kyte,	Mr. Weeks,
Mr. Ireland,	Mr. Snodgrass,	Mr. Lambert,	Mr. Wright.
Mr. J. S. Johnston,	Mr. Wood.	Mr. Macgregor,	
Mr. Kirk,		Mr. McLellan,	<i>Tellers.</i>
Mr. Levi,	<i>Tellers.</i>	Mr. O'Grady,	Mr. Edwards,
Mr. Loader,	Mr. Levey,	Dr. Owens,	Mr. Berry.
Capt. Mac Mahon,	Mr. Anderson.	Mr. Pope,	
Mr. McDonald,			

Motion made and question put—That this clause as amended stand [part of the] Bill.  
(*Mr. Wood.*)

Committee divided.

**Ayes, 25.**

Mr. Brodribb,	Mr. Morton,
Mr. Cathie,	Mr. O'Connor,
Mr. Cohen,	Mr. Orkney,
Dr. Evans,	Mr. O'Shanassy,
Mr. Francis,	Mr. A. J. Smith,
Mr. Haines,	Mr. J. T. Smith,
Mr. Hood,	Mr. Smyth,
Mr. Ireland,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Kirk,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. Anderson,
Capt. MacMahon,	Mr. Levey.
Mr. McDonald,	

**Noes, 21.**

Mr. Brooke,	Mr. Ramsay,
Mr. J. Davies,	Mr. Richardson,
Mr. Edwards,	Mr. W. C. Smith,
Dr. Girdlestone,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Thomson,
Mr. Houston,	Mr. Weeks.
Mr. Kyte,	
Mr. Lambert,	<i>Tellers.</i>
Mr. Macgregor,	Mr. McLellan,
Mr. O'Grady,	Mr. Berry,
Mr. Pope,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 20.

WEEKLY REPORT OF DIVISIONS  
IN  
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862-3.**

WEDNESDAY, 19<sup>TH</sup> AUGUST, 1863.

No. 1.—*Land Act Amendment Bill*—Clause X.

When any person after the passing of this Act desires to purchase conditionally any allotment in any agricultural area already proclaimed or hereafter to be proclaimed if he deliver in person to the land officer or such substitute a written application for the conditional purchase of such allotment at the price of twenty shillings per acre and make and deliver to the said officer or such substitute a declaration according to the circumstances of his case in the form contained in the first schedule hereto and if he pay to such officer or such substitute a deposit of "twenty-five" per centum of the purchase money thereof and if no prior applicant have made such declaration and payment such person shall thereby become the conditional purchaser of the said allotment at the price aforesaid.

Amendment proposed—That the words "twenty-five" in the seventh line of the above clause be omitted with a view to insert instead thereof the word "fifty."—(*Captain MacMahon.*)

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

Committee divided.

Ayes, 32.

Mr. Bennett,	Mr. McLellan,
Mr. Casey,	Mr. Michie,
Mr. Cohen,	Mr. Morton,
Mr. B. G. Davies,	Mr. O'Connor,
Mr. Don,	Mr. Orr,
Mr. Edwards,	Mr. Ramsay,
Mr. Foott,	Mr. Richardson,
Mr. Francis,	Mr. Riddell,
Mr. Gillies,	Mr. L. L. Smith,
Mr. Girdlestone,	Mr. Strickland,
Mr. Grant,	Mr. Sullivan,
Mr. Heales,	Mr. Thomson,
Mr. Higinbotham,	Mr. Wright.
Mr. Houston,	
Mr. Kyte,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Woods,
Mr. McCulloch,	Mr. Weeks.

Noes, 13.

Mr. Cummins,	Mr. Tucker,
Mr. Hood,	Mr. Wilson,
Mr. Howard,	Mr. Wood.
Capt. Mac Mahon,	
Mr. McDonald,	<i>Tellers</i>
Mr. Mollison,	Mr. Levi,
Mr. Orkney,	Mr. Levey.
Mr. A. J. Smith,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 21.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1862-3.

TUESDAY, 25TH AUGUST, 1863.

No. 1.—*Land Act Amendment Bill*—Clause XXII.

Nothing hereinbefore contained shall prevent the transfer of the interest in the allotment under the license hereinafter mentioned or the transfer of such interest by operation of law or by assignment in trust for creditors generally or by will or letters of administration or the transfer with a consent in writing signed by the President of the Board of Land and Works of the interest in the allotment by any person becoming entitled by operation of law (except a husband acquiring title or interest in that character) or as trustee under an assignment for creditors generally or as legal personal representative. Provided always that it shall be lawful for the President of the Board of Land and Works to license by writing the transfer of the interest in any such allotment to any person who shall be named in such license but no such license shall be granted unless it be proved to the satisfaction of such President that the person seeking to transfer his interest has *bonâ fide* resided for a period of not less than one year on the allotment after he became lawfully possessed of his interest therein and that he has while so in possession made improvements upon such allotment of the value in the whole of not less than six shillings and eightpence for every acre of land contained in the allotment and that all annual instalments of the purchase money of the allotment due at or before the time when such license is applied for have been paid. Provided also that no transfer whatsoever of the interest of any person in an allotment shall have any effect or operation either at law or in equity until the said transfer has been registered at the office of the Board of Land and Works.

Motion made and question put—That the clause as amended stand part of the Bill.  
Committee divided.

Ayes, 31.

Mr. Bennett,	Mr. Orr,
Mr. Casey,	Mr. Ramsay,
Mr. Cathie,	Mr. Richardson,
Mr. Cohen,	Mr. Riddell,
Mr. B. G. Davies,	Mr. Sinclair,
Mr. J. Davies,	Mr. A. J. Smith,
Mr. Foott,	Mr. J. T. Smith,
Mr. Francis,	Mr. Snodgrass,
Mr. Grant,	Mr. Strickland,
Mr. Heales,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Verdon,
Mr. Houston,	Mr. Woods.
Mr. McCulloch,	
Mr. McDonald,	<i>Tellers.</i>
Mr. McLellan,	Mr. Macgregor,
Mr. Michie,	Mr. Thomson.
Mr. Mollison,	

Noes, 9.

Mr. Brodribb,	Mr. O'Grady,
Mr. Cummins,	
Mr. Gavan Duffy,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Dr. Macadam,	Mr. Levey,
Dr. Mackay,	

## No. 2.—Clause XXXIII.

Notwithstanding anything contained in the fiftieth section of the said Act the Governor may grant leases of any Crown land not exceeding (except in the case of leases of guano or other manure) three acres for a term not exceeding twenty-one years from the date thereof for any purposes mentioned in the said section Provided that in all cases where it is proposed to grant a lease for a longer term than seven years notice of the application for such a lease and the purpose for which it is proposed to be granted shall be published in the *Government Gazette* at least one month before the grant of such lease.

Amendment proposed—That the following words, viz., “and notwithstanding anything contained in the forty-seventh section of the said Act three hundred leases for the purposes contemplated in the said section may be issued in one year” be added at the end of the above clause.—(*Mr. G. Duffy*).

Further amendment proposed—That the words “three hundred” in the second line of the above proposed amendment be omitted with a view to insert instead thereof the words “any number of.”—(*Mr. Macgregor*).

Question—That the words proposed to be omitted stand part of the above amendment—put. Committee divided.

Ayes, 22.		Noes, 13.	
Mr. Casey,	Mr. Michie,	Mr. Cummins,	Mr. Sinclair,
Mr. Cathie,	Mr. O'Grady,	Mr. B. G. Davies,	Mr. J. T. Smith,
Mr. Cohen,	Mr. Orr,	Mr. J. Davies,	Mr. Snodgrass.
Mr. Don,	Mr. Ramsay,	Mr. Levi,	
Mr. Gavan Duffy,	Mr. Strickland,	Mr. McDonald,	<i>Tellers.</i>
Mr. Foott,	Mr. Sullivan,	Mr. McLellan,	Mr. Macgregor,
Mr. Grant,	Mr. Verdon,	Mr. Morton,	Mr. Thomson.
Mr. Heales,	Mr. Wright.	Mr. Richardson,	
Mr. Higinbotham,			
Mr. Houston,	<i>Tellers.</i>		
Dr. Mackay,	Mr. Francis,		
Mr. McCulloch,	Mr. Woods.		

---

WEDNESDAY, 26TH AUGUST.

## No. 3.—Clause XX.

After three years from the date of any such proclamation as aforesaid whether made under “*The Land Act 1862*” or under this Act if any lands in any area so proclaimed remain unselected or not conditionally purchased the Governor in Council may direct that such lands or any portion of them shall be sold in fee simple by public auction as provided in “*The Land Act 1862*” in relation to lands not reserved for proclamation in agricultural areas.

Amendment proposed—That the word “three” in the first line of the above clause be omitted with a view to insert instead thereof the word “two.”—(*Capt. MacMahon*).

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

Committee divided.

Ayes, 31.		Noes, 15.	
Mr. Bennett,	Mr. O'Connor,	Mr. Brodribb,	Mr. O'Shanassy,
Mr. Berry,	Mr. O'Grady,	Mr. Cohen,	Mr. A. J. Smith,
Mr. Casey,	Mr. Orr,	Dr. Evans,	Mr. Snodgrass,
Mr. Gavan Duffy,	Mr. Ramsay,	Mr. Howard,	Mr. Wood.
Mr. Foott,	Mr. Richardson,	Mr. Ireland,	
Mr. Francis,	Mr. Sinclair,	Mr. Loader,	<i>Tellers.</i>
Mr. Gillies,	Mr. Smyth,	Capt. Mac Mahon,	Mr. Kirk,
Dr. Girdlestone,	Mr. Strickland,	Mr. McDonald,	Mr. Levey.
Mr. Grant,	Mr. Verdon,	Mr. Mollison,	
Mr. Heales,	Mr. Weeks,		
Mr. Higinbotham,	Mr. Woods,		
Mr. Houston,	Mr. Wright.		
Mr. Macgregor,			
Mr. McCulloch,	<i>Tellers.</i>		
Mr. McLellan,	Mr. Sullivan,		
Mr. Michie,	Mr. B. G. Davies.		
Mr. Morton,			

## FRIDAY, 28TH AUGUST.

## No. 4.—Proposed new clause.

Owners in fee simple or conditional purchasers within agricultural areas shall be entitled to lease for five years lands adjoining their respective allotments or within agricultural areas at the rate of sixpence per acre and to twice the extent of these purchased or conditionally purchased lands if there be so much vacant Crown lands available Provided that no such leased lands shall exceed one thousand two hundred and eighty acres or be less than forty.—(*Mr. Cummins*).

Motion made and question put—That the above clause be read a second time.  
Committee divided.

Ayes, 6.		Noes, 22.	
Mr. Edwards,	<i>Tellers.</i>	Mr. Casey,	Mr. Michie,
Mr. Morton,	Dr. Macadam,	Mr. J. Davies,	Mr. O'Shanassy,
Mr. O'Grady,	Mr. Cummins.	Mr. Foott,	Mr. Ramsay,
Mr. A. J. Smith,		Mr. Grant,	Mr. Strickland,
		Mr. Heales,	Mr. Sullivan,
		Mr. Higinbotham,	Mr. Thomson,
		Mr. Houston,	Mr. Verdon.
		Mr. Kirk.	Mr. Woods.
		Mr. Lambert,	
		Mr. McCulloch,	<i>Tellers.</i>
		Mr. McDonald,	Mr. Don,
		Mr. McLellan,	Mr. Francis.

## No. 5.—Proposed new clause.

Notwithstanding anything hereinbefore contained it shall be lawful for the Board of Land and Works to cause land within the ten millions of acres specified in section twelfth to the principal Act to be surveyed and proclaimed open for selection as grazing farms in the manner hereinbefore provided in respect to agricultural areas and such grazing farms shall consist of not less than two or more than four sections and may be conditionally purchased on the same terms and subject to the same conditions and penalties already provided in respect to land conditionally purchased Provided that no person who is in the licensed occupation of a run for pastoral purposes shall be capable of selecting a grazing farm.—(*Mr. Morton*).

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Loader*).

Committee divided.

Ayes, 12.		Noes, 26.	
Mr. Cummins,	Capt. McMahon,	Mr. Casey,	Mr. Michie,
Mr. Gavan Duffy,	Mr. O'Grady,	Mr. B. G. Davies,	Mr. Ramsay,
Mr. Edwards,	Mr. O'Shanassy.	Mr. J. Davies,	Mr. Sinclair,
Mr. J. S. Johnston,		Mr. Don,	Mr. A. J. Smith,
Mr. Levi,	<i>Tellers.</i>	Mr. Foott,	Mr. Strickland,
Mr. Loader.	Mr. Morton,	Mr. Francis,	Mr. Sullivan,
Dr. Macadam,	Mr. McLellan.	Dr. Girdlestone,	Mr. Verdon,
		Mr. Grant,	Mr. Weeks,
		Mr. Heales,	Mr. Woods,
		Mr. Higinbotham,	Mr. Wright.
		Mr. Howard,	
		Mr. Kirk,	<i>Tellers.</i>
		Mr. McCulloch,	Mr. Macgregor,
		Mr. McDonald,	Mr. Houston.

No. 6.—Motion made and question put—That the above proposed new clause be read a second time.

Committee divided.

Ayes, 12.		Noes, 25.	
Mr. Gavan Duffy,	Mr. O'Grady,	Mr. Casey,	Mr. Michie,
Mr. Edwards,	Mr. O'Shanassy,	Mr. J. Davies,	Mr. Ramsay,
Mr. J. S. Johnston,	Mr. A. J. Smith,	Mr. Don,	Mr. Sinclair,
Mr. Levi,		Mr. Foott,	Mr. Strickland,
Mr. Loader,	<i>Tellers.</i>	Mr. Francis,	Mr. Sullivan,
Dr. Macadam,	Mr. Morton,	Dr. Girdlestone.	Mr. Verdon,
Capt. Mac Mahon,	Mr. Cummins,	Mr. Grant,	Mr. Weeks,
		Mr. Heales,	Mr. Woods,
		Mr. Higinbotham,	Mr. Wright.
		Mr. Howard,	
		Mr. Kirk,	<i>Tellers.</i>
		Mr. McCulloch,	Mr. Macgregor,
		Mr. McDonald,	Mr. Houston.
		Mr. McLellan,	

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 22.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862-3.**

TUESDAY, 1ST SEPTEMBER.

No. 1.—*Pleuro-pneumonia in Cattle Act Amendment Bill.*—Clause I.

The following words and expressions employed in this Act shall have the meaning hereby assigned to them unless there be something in the subject or context repugnant to such construction—

The expression “the disease” shall mean the disease in cattle commonly called “pleuro-pneumonia.”

The word “animal” shall mean any bull bullock steer cow heifer or calf.

The expression “clean district” shall mean any district proclaimed as such by the Governor in pursuance of the power given for that purpose by this Act.—*(Mr. Howard).*

Motion made and question put—That the Chairman report progress and ask leave to sit again.—*(Capt. MacMahon).*

Committee divided.

Ayes, 12.

Mr. Foott,	Mr. Sinclair,
Mr. Houston,	Mr. L. L. Smith,
Mr. Lambert,	Mr. Smyth,
Mr. McLellan,	
Mr. Mollison,	<i>Tellers.</i>
Mr. Ramsay,	Capt. MacMahon.
Mr. Riddell,	Mr. Kirk.

Noes, 29.

Mr. Brodribb,	Mr. Morton,
Mr. Casey,	Mr. O'Connor,
Mr. Cohen,	Mr. O'Grady,
Mr. Don,	Mr. Orkney,
Mr. Francis,	Mr. J. T. Smith,
Mr. Gillies,	Mr. Snodgrass,
Mr. Grant,	Mr. Sullivan,
Mr. Heales,	Mr. Thomson,
Mr. Higinbotham,	Mr. Tucker,
Mr. Howard,	Mr. Verdon,
Mr. J. S. Johnston,	Mr. Wood.
Mr. Levi,	
Dr. Macadam,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Anderson,
Mr. McDonald,	Mr. Macgregor.
Mr. Michie,	

## No. 2.—Clause IV.

Any person working elsewhere than upon his own land any animal infected with the disease and knowing the same to be so infected shall on conviction before any two justices forfeit and pay any sum not exceeding                      pounds and the justices so convicting shall by writing under their hand addressed to the police constable attending the court order every such infected or diseased animal to be forthwith killed and the carcase thereof burned.

Motion made and question put—That the Chairman report progress ask leave to sit again.—(*Mr. L. L. Smith*).

Committee divided.

Ayes, 20.		Noes, 29.	
Mr. Bennett,	Mr. Orkney,	Mr. Anderson,	Mr. McCulloch,
Mr. Berry,	Mr. O'Shanassy,	Mr. Casey,	Mr. McDonald,
Mr. Brodribb,	Mr. Ramsay,	Mr. B. G. Davies,	Mr. Michie,
Mr. Brooke,	Mr. Riddell,	Mr. J. Davies,	Mr. O'Grady,
Mr. Cohen,	Mr. Sinclair,	Mr. Don,	Mr. J. T. Smith,
Mr. Foott,	Mr. L. L. Smith,	Dr. Evans,	Mr. Snodgrass,
Mr. Houston,	Mr. Tucker,	Mr. Francis,	Mr. Strickland,
Mr. Ireland,		Mr. Gillies,	Mr. Sullivan,
Mr. Kirk,		Dr. Girdlestone,	Mr. Verdon,
Mr. Lambert,	<i>Tellers.</i>	Mr. Grant,	Mr. Weeks,
Mr. Mollison,	Mr. Woods,	Mr. Haines,	Mr. Wood.
	Capt. MacMahon.	Mr. Heales,	
		Mr. Higinbotham,	<i>Tellers.</i>
		Mr. Howard,	Mr. Macgregor,
		Mr. Levi,	Mr. J. S. Johnston.
		Dr. Macadam,	

## WEDNESDAY, 2ND SEPTEMBER.

No. 3.—*Municipalities Act Amendment Bill*.—Clause II.

The several municipal districts constituted before the commencement of this Act under the said Acts or any of them and set forth together with the boundaries thereof respectively in schedule B and numbered successively from number one to number fifty-six both inclusive shall be for the purposes of this Act and are hereby constituted "the boroughs" of the places respectively of which such districts are in the said schedule described as the municipal districts and the words "original borough" where used in this Act shall mean a borough so constituted.

Question proposed—That this clause stand part of the Bill.—(*Mr. McCulloch*).

Motion made and question put—That the Chairman do leave the chair.—(*Mr. Macgregor*).

Committee divided.

Ayes, 22.		Noes, 34.	
Mr. Berry,	Mr. O'Grady,	Mr. Bennett,	Mr. McCann,
Mr. Brooke,	Mr. Ramsay,	Mr. Brodribb,	Mr. McCulloch,
Mr. Casey,	Mr. Sinclair,	Mr. Cathie,	Mr. Michie,
Mr. B. G. Davies,	Mr. Strickland,	Mr. Cohen,	Mr. Orkney,
Mr. Edwards,	Mr. Sullivan,	Mr. Cummins,	Mr. O'Shanassy,
Mr. Gillies,	Mr. Tucker,	Mr. J. Davies,	Mr. Pope,
Dr. Girdlestone,	Mr. Verdon,	Mr. Gavan Duffy,	Mr. Riddell,
Mr. Heales,	Mr. Wright.	Mr. Foott,	Mr. A. J. Smith,
Mr. Houston,		Mr. Francis,	Mr. Smyth,
Mr. Lambert,	<i>Tellers.</i>	Mr. Haines,	Mr. Snodgrass,
Dr. Macadam,	Mr. Don,	Mr. Higinbotham,	Mr. Thomson,
Mr. McLellan,	Mr. Macgregor.	Mr. Hood,	Mr. Weeks,
		Mr. Howard,	Mr. Wood,
		Mr. Ireland,	Mr. Woods.
		Mr. Levi,	
		Mr. Loader.	<i>Tellers.</i>
		Dr. Mackay,	Mr. Anderson.
		Capt. Mac Mahon,	Mr. J. S. Johnston.

No. 4.—Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Don*).

Committee divided.

Ayes, 17.

Mr. Brooke,	Mr. Ramsay,
Mr. Casey,	Mr. Strickland,
Mr. B. G. Davies,	Mr. Thomson,
Mr. Edwards,	Mr. Weeks,
Mr. Gillies,	Mr. Wright.
Mr. Houston,	
Mr. Lambert,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Macgregor,	Mr. Berry,
Mr. McLellan,	Mr. Don.

Noes, 34.

Mr. Anderson,	Capt. Mac Mahon,
Mr. Bennett,	Mr. McCann,
Mr. Brodribb,	Mr. McCulloch,
Mr. Cohen,	Mr. Michie,
Mr. Cummins,	Mr. O'Grady,
Mr. J. Davies,	Mr. Orkney,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Foott,	Mr. Riddell,
Mr. Francis,	Mr. Smyth,
Dr. Girdlestone,	Mr. Snodgrass,
Mr. Haines,	Mr. Tucker,
Mr. Higinbotham,	Mr. Verdon,
Mr. Howard,	Mr. Wood,
Mr. Ireland,	Mr. Woods.
Mr. Kyte,	
Mr. Levi,	<i>Tellers.</i>
Mr. Loader,	Mr. J. S. Johnston,
Dr. Mackay,	Mr. A. J. Smith.

No. 5.—Clause XCVI.

If at any other election of councillors for any borough whether the same be a general or an annual ordinary election of members of the council or be for supplying extraordinary vacancies therein no seats or vacancies or a number of seats or vacancies less than the whole number which should have been filled up at such election shall be filled up then the seats and vacancies which shall so not be filled up shall severally be deemed extraordinary vacancies and to have occurred on the day appointed for such election or to which the same may have been or may stand adjourned as before provided.

Motion made and question put—That this clause as amended stand part of the Bill.—(*Mr. McCulloch*).

Committee divided.

Ayes, 32.

Mr. Bennett,	Mr. Levi,
Mr. Brodribb,	Dr. Mackay,
Mr. Brooke,	Capt. Mac Mahon,
Mr. Cathie,	Mr. McCann,
Mr. Cohen,	Mr. McCulloch,
Mr. Cummins,	Mr. O'Shanassy,
Mr. J. Davies,	Mr. Pope,
Mr. Gavan Duffy,	Mr. Riddell,
Mr. Foott,	Mr. A. J. Smith,
Mr. Haines,	Mr. Sullivan,
Mr. Heales,	Mr. Tucker,
Mr. Higinbotham,	Mr. Wood,
Mr. Howard,	Mr. Woods.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kyte,	Mr. Anderson,
Mr. Lambert,	Mr. Kirk.

Noes, 12.

Mr. Berry,	Mr. Ramsay,
Mr. Casey,	Mr. Verdon,
Mr. B. G. Davies,	Mr. Wright.
Mr. Don,	
Mr. Edwards,	<i>Tellers.</i>
Dr. Macadam,	Mr. Macgregor,
Mr. O'Grady,	Mr. Houston.

#### FRIDAY, 4TH SEPTEMBER.

No. 6.—Clause CXC.

The owners of all rateable property of which the full net annual value does not exceed the sum of five pounds shall be rated to and pay the rates by this Act directed to be made instead of the occupiers thereof who shall not in any such case be rated as such occupiers.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. McCulloch*).

Committee divided

Ayes, 16.

Mr. Cohen,	Capt. Mac Mahon,
Mr. Francis,	Mr. McCulloch,
Mr. Haines,	Mr. O'Connor,
Mr. Hood,	Mr. O'Shanassy,
Mr. Howard,	Mr. Woods.
Mr. Ireland,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Kirk,	Mr. Wood,
Dr. Macadam,	Dr. Mackay.

Noes, 22.

Mr. Bennett,	Mr. McLellan,
Mr. Berry,	Mr. Michie,
Mr. Casey,	Mr. Pope,
Mr. J. Davies,	Mr. Ramsay,
Mr. Don,	Mr. J. T. Smith,
Mr. Edwards,	Mr. Strickland,
Mr. Foott,	Mr. Sullivan,
Mr. Heales,	Mr. Verdon.
Mr. Higinbotham,	
Mr. Houston,	<i>Tellers.</i>
Mr. Lambert,	Mr. Thomson,
Mr. Macgregor,	Mr. Weeks.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 23.

## WEEKLY REPORT OF DIVISIONS

IN

## COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1862-3.**

MONDAY, 7<sup>TH</sup> SEPTEMBER.

*Municipalities Acts Amendment Bill—Recommittal.—Clause XL.*

Every person of the full age of twenty-one years who on the twentieth day of June in any year shall be in occupation or be the owner of any rateable property within any borough and liable to be rated for such property as such occupier or owner respectively shall be entitled to be enrolled in that year according to the provisions hereinafter contained upon the Burgess roll of the borough and being so enrolled shall be a Burgess thereof and entitled to vote in all elections of councillors for the borough occurring while such roll shall be in "force" according to the following scale (that is to say) if such rateable property be rated upon a rateable value of less than one hundred pounds he shall have one vote if such rateable value amount to one hundred pounds and be less than one hundred and fifty pounds he shall have two votes and if it amount to or exceed one hundred and fifty pounds he shall have three "votes" Provided that no person shall be enrolled in any year in respect of any rateable property unless he shall before or on the twentieth day of June aforesaid have paid all such rates as shall under the provisions hereof have become payable by him in respect of such property except such as shall have become payable within three calendar months before the said twentieth day of June.

Motion made—That all the words from the word "force" in the seventh line of the above clause down to and inclusive of the word "votes" in the eleventh line of the same clause be omitted.—(*Mr. Berry*).

Question—That the words proposed to be omitted stand part of the clause—put.  
Committee divided.

Ayes, 19.  
Mr. Bennett, Mr. McDonald,  
Mr. Gavan Duffy, Mr. Mollison,  
Dr. Evans, Mr. Orkney,  
Mr. Francis, Mr. Riddell,  
Mr. Haines, Mr. J. T. Smith,  
Mr. Howard, Mr. Tucker,  
Mr. J. S. Johnston,  
Mr. Levi, *Tellers.*  
Dr. Mackay, Mr. Levey,  
Capt. Mac Mahon, Mr. Hood,  
Mr. McCulloch,

Noes, 18.\*  
Mr. Berry, Mr. Sullivan,  
Mr. Casey, Mr. Verdon,  
Mr. Edwards, Mr. Weeks,  
Mr. Gillies, Mr. Woods,  
Mr. Heales, Mr. Wright.  
Mr. Higinbotham, *Tellers.*  
Mr. O'Grady, Mr. Macgregor,  
Mr. Pope, Mr. Strickland,  
Mr. Ramsay,  
Mr. Richardson,

\* Sic in orig.

## No. 2.—Clause LXXIV.

Fourteen clear days before any election under this Act the mayor or other person duly appointed to hold the election hereinafter styled the returning officer shall give public notice of such election by advertisement inserted in some newspaper generally circulating in the borough and by such notice shall require all candidates at such election to be nominated in manner hereinafter mentioned before such day not less than one day or more than seven days from the time of giving such notice and at such place being within the borough as shall be named therein respectively and any person desirous of nominating a candidate shall within the time named in such notice cause to be delivered to the returning officer a nomination paper in the form in schedule J or to the like effect stating therein the christain name and surname of such candidate together with the other particulars required in and by the said schedule and such nomination paper shall be signed by not less than ten persons duly qualified to vote at such election and also signed by the person named therein as a candidate in token of his assent to being so named.

Motion made—That this clause be struck out.—(*Mr. Berry*).

Question—That this clause stand part of the Bill—put.

Committee divided.

Ayes, 19.		Noes, 18.	
Mr. Gavan Duffy,	Mr. McDonald,	Mr. Berry,	Mr. Richardson,
Dr. Evans,	Mr. Mollison,	Mr. Casey,	Mr. Strickland,
Mr. Haines,	Mr. Orkney,	Mr. Gillies,	Mr. Sullivan,
Mr. Higinbotham,	Mr. Riddell,	Mr. Heales,	Mr. Verdon,
Mr. Howard,	Mr. J. T. Smith,	Mr. Hood,	Mr. Woods,
Mr. J. S. Johnston.	Mr. Tucker.	Mr. McLellan,	Mr. Wright.
Mr. Kirk,		Mr. Michie,	
Mr. Kyte,	<i>Tellers.</i>	Mr. O'Grady,	<i>Tellers.</i>
Mr. Levey,	Mr. Francis,	Mr. Pope,	Mr. Macgregor,
Capt. Mac Mahon,	Mr. Bennett,	Mr. Ramsay,	Mr. Edwards.
Mr. McCulloch,			

## No. 3.—Clause LXXX.

If after a poll shall stand appointed as aforesaid at any election any person who shall duly become a candidate for such election and five of the persons having signed the paper nominating him as aforesaid shall be desirous that he retire from such candidature such candidate and the persons aforesaid not later than two clear days before the day of polling may sign and deliver to the returning officer a notice in the form in schedule L stating that such candidate so retires and may publish in some newspaper generally circulating in the borough a copy of such notice and the returning officer on such receipt of such notice and on sufficient proof of such publication as aforesaid shall erase the name of such person so retiring from the ballot papers to be used at the said election and such person shall not be capable of being elected at such election and if the number of candidates shall thereby be reduced to the number of persons to be elected at such election then the returning officer shall on the day appointed for the election declare the remaining candidates to be duly elected.

Motion made—That this clause be struck out.—(*Mr. Berry*).

Question—That this clause stand part of the Bill—put.

Committee divided.

Ayes, 18.		Noes, 13.	
Mr. Bennett,	Mr. Michie,	Mr. Casey,	Mr. Ramsay,
Mr. Cohen,	Mr. Mollison,	Mr. Edwards,	Mr. Richardson,
Mr. Gavan Duffy,	Mr. O'Connor,	Mr. Heales,	Mr. Sullivan.
Dr. Evans,	Mr. Riddell,	Mr. Higinbotham,	
Mr. Hood,	Mr. J. T. Smith,	Mr. McCulloch,	<i>Tellers.</i>
Mr. Howard,	Mr. Tucker.	Mr. McLellan,	Mr. Macgregor,
Mr. Ireland,		Mr. O'Grady,	Mr. Berry.
Mr. Kirk,	<i>Tellers.</i>	Mr. Pope,	
Mr. Kyte,	Capt. Mac Mahon,		
Mr. Levey,	Mr. J. S. Johnston.		

## WEDNESDAY (MORNING) 9TH SEPTEMBER.

No. 4.—*Pleuro-pneumonia in Cattle Act Amendment Bill.*

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Edwards*).

Committee divided.

Ayes, 11.		Noes, 12.	
Mr. Cummins,	Mr. Morton,	Mr. Brooke,	Mr. Richardson,
Mr. Edwards,	Mr. Ramsay,	Mr. Cohen,	Mr. Snodgrass,
Mr. Heales,		Mr. Gillies,	Mr. Wood.
Mr. Kirk,	<i>Tellers.</i>	Mr. Higinbotham,	
Mr. Levey,	Dr. Macadam,	Mr. Macgregor,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Houston.	Mr. McDonald,	Mr. Howard,
Mr. Mollison,		Mr. O'Connor,	Mr. Don.

FRIDAY (MORNING) 11<sup>TH</sup> SEPTEMBER.No. 5.—*Chewton Railway Station.*

Question proposed—That in the opinion of this Committee it is desirable that additional break power be applied to the engines in carriages now in use on the Victorian Railway Lines.—(*Dr. Macadam*).

Motion made and question put—That the Chairman do leave the Chair.—(*Mr. Thomson*).  
Committee divided.

Ayes, 25.

Mr. Berry,	Mr. Sinclair,
Mr. Casey,	Mr. L. L. Smith,
Mr. Foott,	Mr. Strickland,
Mr. Gillies,	Mr. Sullivan,
Dr. Girdlestone,	Mr. Thomson,
Mr. Heales,	Mr. Verdon,
Mr. Houston,	Mr. Weeks,
Mr. Macgregor,	Mr. Woods,
Capt. Mac Mahon,	Mr. Wright.
Mr. McCulloch,	
Mr. McLellan,	<i>Tellers.</i>
Mr. Michie,	Mr. Grant,
Mr. Mollison,	Mr. Francis.
Mr. Orkney,	

Noes, 17.

Mr. Brooke,	Mr. Pope,
Mr. Cohen,	Mr. Ramsay,
Mr. Cummins,	Mr. Smyth,
Mr. Edwards,	Mr. Snodgrass,
Dr. Evans,	Mr. Tucker.
Mr. J. S. Johnston,	
Mr. Levey,	<i>Tellers.</i>
Mr. Levi,	Mr. Anderson,
Mr. O'Grady,	Dr. Macadam,
Mr. O'Shanassy,	

