

VICTORIA.



VOTES  
AND  
PROCEEDINGS  
OF THE  
LEGISLATIVE  
ASSEMBLY  
AND PAPERS.

1<sup>ST</sup> SESSION

1866.

OLD LIBRARY.

VICTORIA.

38



VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY,

AND

PAPERS

PRESENTED TO PARLIAMENT BY COMMAND.

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FIRST SESSION 1866.

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By Authority:

JOHN FERRES, GOVERNMENT PRINTER, MELBOURNE

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VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 1.

MONDAY, 12TH FEBRUARY, 1866.

1. Assembly met pursuant to Proclamation of His Excellency the Governor, bearing date the First day of February, 1866, which Proclamation was read by the Clerk, and is as follows:—

THE FIRST SESSION OF THE FIFTH PARLIAMENT OF VICTORIA.

PROCLAMATION.

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

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

Given under my Hand and the Seal of the Colony, at Melbourne, this first day of February, in the year of Our Lord One thousand eight hundred and sixty-six, and in the twenty-ninth year of Her Majesty's reign.

(I.S.)

(Signed)

C. H. DARLING.

By His Excellency's Command,

(Signed)

JAMES McCULLOCH,

Chief Secretary.

GOD SAVE THE QUEEN!

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

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY:

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

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

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

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

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

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

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING,—

WHEREAS by Proclamation made on the first day of February instant, by His Excellency SIR CHARLES HENRY DARLING, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief of Our Colony of Victoria, the said SIR CHARLES HENRY DARLING did fix that the next Session of the Legislative Council and Legislative Assembly of Our said Colony, now called "THE PARLIAMENT OF VICTORIA," should commence and be holden on Monday, the 12th day of February instant, at Twelve of the clock at noon, in the Parliament Houses, situated in Parliament-place, Spring-street, in the City of Melbourne: And forasmuch as for certain causes the said SIR CHARLES HENRY DARLING cannot conveniently be present in person in the said Parliament at that time: Now KNOW YE that we, trusting in the discretion, fidelity, and care of Our trusty and well-beloved SIR WILLIAM FOSTER STAWELL, Knight, Our Chief Justice of Our Supreme Court of Victoria, and SIR REDMOND BARRY, Knight, a Justice of Our said Court, do, by the advice of Our Executive Council, give and grant by the tenor of these presents unto you the said SIR WILLIAM FOSTER STAWELL and SIR REDMOND BARRY, or either of you, full power in Our name to begin and hold Our said Parliament, and to do everything which for and by us, or the said SIR CHARLES HENRY DARLING shall be there to be done; commanding also by the tenor of these presents, with the consent of Our said Council, all whom it may concern to meet Our said Parliament, that to the said SIR WILLIAM FOSTER STAWELL and SIR REDMOND BARRY, or either of them, they diligently attend in the premises and form aforesaid. In testimony whereof, we have caused the Seal of Our said Colony to be hereunto affixed.

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

(L. s.)

(Signed)

C. H. DARLING.

By His Excellency's Command,

(Signed)

J. MOORE.

Entered on Record by me in Register of Patents, book 12,  
page 365, this 8th day of February, 1866.

(Signed)

J. MOORE.

And then the Chief Justice said—

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

We have it in command from His Excellency to let you know that on Tuesday, the 13th February instant, at two o'clock, His Excellency will declare to you in person in this place the causes of his calling this Parliament together; and Gentlemen of the Legislative Assembly, as it is necessary before you proceed to the despatch of business that a Speaker of the Legislative Assembly be chosen, His Excellency requests that you, in your chamber, will proceed to the choice of a proper person to be the Speaker.

And the House being returned.

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

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

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

GREETING—

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

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

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

(L. S.)

(Signed) C. H. DARLING.

By His Excellency's Command,

(Signed) J. MOORE.

Entered on Record by me in Register of Patents, Book 12, page 366, this eighth day of February, One thousand eight hundred and sixty-six.

(Signed)

J. MOORE.

And which Commission was read by the Clerk.

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

Ararat	- - - -	{ William Wilson, Esquire. William McLellan, Esquire.
Avoca	- - - -	{ James Macpherson Grant. Benjamin George Davies.
Ballaarat East	- - - -	{ Charles Edwin Jones. Charles Dyte.
Ballaarat West	- - - -	{ William Mountford Kinsey Vale. Duncan Gillies.
Belfast	- - - -	Gordon Henry James Evans, Esquire.
East Bourke	- - - -	{ James Balfour. Matthew McCaw.
East Bourke Boroughs	- - - -	Edward Cope, Esquire.
South Bourke	- - - -	{ George Paton Smith. Michael O'Grady.
West Bourke	- - - -	{ Mark Last King. John Carre Riddell. John Thomas Smith.
Brighton-	- - - -	George Higinbotham, Esquire.
Castlemaine	- - - -	{ Samuel Henry Bindon, Esquire. James Farrell, Esquire. William Gray Baillie, Esquire.
Collingwood	- - - -	{ Isaac Godfrey Reeves. Thomas Embling. John Edwards the Younger.
Creswick	- - - -	{ James Henry Wheeler. William Frazer.
Crowlands	- - - -	{ Andrew Love, Junior. Robert Byrne.
Dalhousie	- - - -	George John Sands, Esquire.
Dundas	- - - -	John Alexander Macpherson.
Emerald Hill	- - - -	John Whiteman, Esquire.
Evelyn	- - - -	William Watkins.
Geelong East	- - - -	{ John Richardson. George Cunningham.
Geelong West	- - - -	{ Nicholas Foott. Richard Heath.
North Gipps Land	- - - -	William Pearson.
South Gipps Land	- - - -	Peter Snodgrass.
South Grant	- - - -	{ John Rout Hopkins. William Nelson McCann. Peter Lalor.
Grenville	- - - -	{ Sir Francis Murphy. Henry Henty, Esquire.
Kilmore	- - - -	The Honorable Richard Davies Ireland.
Kyneton Boroughs	- - - -	Robert Breathwheat Tucker.

Maldon - - - -	John Ramsay.
Mandurang - - - -	{ James Forrester Sullivan. James Joseph Casey.
Maryborough - - - -	{ Robert Bowman. James McKean.
East Melbourne - - - -	{ Nathaniel Levi. Edward Langton.
North Melbourne - - - -	{ John Goulson Burt, Esquire. John Harbison, Esquire.
West Melbourne - - - -	{ Charles MacMahon, Esquire. John Hutchinson Blackwood, Esquire.
Mornington - - - -	James McCulloch.
Murray - - - -	John Orr.
Murray Boroughs - - - -	Patrick Hanna.
Normanby - - - -	George Collins Levey.
Ovens - - - -	{ George Verney Smith. George Briscoe Kerferd.
Polwarth & South Grenville	Joseph Henry Connor.
Portland - - - -	Butler Cole Aspinall.
Richmond - - - -	{ James Goodall Francis. Archibald Baird Wardrop.
Ripon and Hampden - - - -	Francis Longmore.
Rodney - - - -	John Macgregor, Esq.
Sandhurst - - - -	{ John Halfey, Esq. Robert Burrowes, Esq.
Sandridge - - - -	David Moore.
St. Kilda - - - -	{ Brice Frederick Bunny. Joshua Snowball.
Villiers and Heytesbury - - - -	{ William Bayles Esq. Frederick Leopold Smyth, Esq.
Warrnambool - - - -	William Plummer, Esq.
Williamstown - - - -	The Hon. George Frederic Verdon.
Wimmera - - - -	James MacBain.

5. MEMBERS SWORN.—William Wilson, Esq., William McLellan, Esq., James Macpherson Grant, Esq., Benjamin George Davies, Esq., Charles Edwin Jones, Esq., Charles Dyte, Esq., William Mountford Kinsey Vale, Esq., Duncan Gillies, Esq., Gordon Henry James Evans, Esq., James Balfour, Esq., Matthew McCaw, Esq., Edward Cope, Esq., George Paton Smith, Esq., Michael O'Grady, Esq., Mark Last King, Esq., John Carre Riddell, Esq., John Thomas Smith, Esq., Samuel Henry Bindon, Esq., James Farrell, Esq., William Gray Baillie, Esq., Isaac Godfrey Reeves, Esq., Thomas Embling, Esq., John Edwards the Younger, Esq., James Henry Wheeler, Esq., William Frazer, Esq., Andrew Love, Jun., Esq., Robert Byrne, Esq., George John Sands, Esq., John Alexander Macpherson, Esq., John Whiteman, Esq., William Watkins, Esq., John Richardson, Esq., George Cunningham, Esq., Richard Heath, Esq., Peter Snodgrass, Esq., John Rout Hopkins, Esq., William Nelson McCann, Esq., Peter Lalor, Esq., Sir Francis Murphy, Henry Henty, Esq., The Honorable Richard Davies Ireland, Robert Breathwheat Tucker, Esq., John Ramsay, Esq., James Forrester Sullivan, Esq., James Joseph Casey, Esq., Robert Bowman, Esq., James McKean, Esq., Nathaniel Levi, Esq., Edward Langton, Esq., John Goulson Burt, Esq., John Harbison, Esq., Captain Mac Mahon, John Hutchison Blackwood, Esq., James McCulloch, Esq., Patrick Hanna, Esq., George Collins Levey, Esq., George Verney Smith, Esq., George Briscoe Kerferd, Esq., Joseph Henry Connor, Esq., Butler Cole Aspinall, Esq., James Goodall Francis, Esq., Archibald Baird Wardrop, Esq., Francis Longmore, Esq., John Macgregor, Esq., John Halfey, Esq., Robert Burrowes, Esq., David Moore, Esq., Brice Frederick Bunny, Esq., Joshua Snowball, Esq., William Bayles, Esq., William Plummer, Esq., The Hon. George Frederic Verdon, Esq., and James MacBain, Esq., having severally taken the Oath required by law, severally took their seats as Members of the said Legislative Assembly.

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

6. ELECTION OF A SPEAKER.—Mr. Bindon (addressing himself to the Clerk, who, standing up, pointed to him and then sat down) proposed to the House, for their Speaker, Sir Francis Murphy, and moved, That Sir Francis Murphy do take the Chair of this House as Speaker, which motion was seconded by Mr. G. V. Smith.

Then Mr. MacBain, addressing himself also to the Clerk, proposed to the House, for their Speaker, Peter Snodgrass, Esq., and moved, That Peter Snodgrass, Esq., do take the Chair of this House as Speaker, which motion was seconded by Capt. MacMahon.

And thereupon Sir Francis Murphy and Peter Snodgrass, Esq., respectively addressed themselves to the House.

Debate ensued.

Then the question was put by the Clerk—That Sir Francis Murphy do take the Chair of this House as Speaker.

The Clerk declared that the ayes had it.  
Assembly divided.

## Ayes, 52.

Mr. Baillie,	Mr. Macgregor,
Mr. Balfour,	Mr. McCann,
Mr. Bayles,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Bowman,	Mr. McKean,
Mr. Burrowes,	Mr. Macpherson,
Mr. Burt,	Mr. Plummer,
Mr. Byrne,	Mr. Ramsay,
Mr. Casey,	Mr. Reeves,
Mr. Connor,	Mr. Richardson,
Mr. Cope,	Mr. Riddell,
Mr. Cunningham,	Mr. Sands,
Mr. Davies.	Mr. G. Paton Smith,
Mr. Evans,	Mr. G. V. Smith,
Mr. Farrell,	Mr. J. T. Smith,
Mr. Francis,	Mr. Sullivan,
Mr. Grant,	Mr. Tucker,
Mr. Halfey,	Mr. Vale,
Mr. Harbison,	Mr. Verdon,
Mr. Heath,	Mr. Wardrop.
Mr. Henty,	Mr. Watkins,
Mr. Hopkins,	Mr. Wheeler,
Mr. Jones.	Mr. Wilson.
Mr. King,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Longmore,	Mr. Edwards,
Mr. Love,	Mr. Dyte.

## Noes, 18.

Mr. Aspinall,	Capt. MacMahon,
Mr. Blackwood,	Mr. Moore,
Mr. Bunny,	Sir Francis Murphy,
Mr. Frazer,	Mr. O'Grady,
Mr. Gillies,	Mr. Snowball,
Mr. Hanna,	Mr. Whiteman.
Mr. Ireland,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Langton,	Mr. McLellan,
Mr. MacBain,	Mr. Levey.

And so it was resolved in the affirmative.

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

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

7. **PRESENTATION OF MR. SPEAKER.**—Mr. McCulloch stated that he had already ascertained that it would be His Excellency's pleasure to receive Mr. Speaker at one o'clock to-morrow, and moved that the House at its rising do adjourn until to-morrow at two o'clock.  
Question—put and resolved in the affirmative.
8. **ADJOURNMENT.**—Mr. McCulloch moved, That the House do now adjourn.  
Question—put and resolved in the affirmative.  
Whereupon the Assembly adjourned, at nine minutes to four o'clock, until two o'clock to-morrow.

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

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

TUESDAY, 13TH FEBRUARY, 1866.

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

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

MR. SPEAKER,

I beg to congratulate you upon your election, for the fifth time, to the eminent position of Speaker of the Legislative Assembly of this great and loyal dependency of the British Crown.

I am confident that the conduct of the deliberations of that branch of the Legislature will derive valuable aid from your long experience of the law and practice of Parliament.

(Signed)

C. H. DARLING,

Governor.

Government Offices,  
13th February, 1866.

3. GOVERNOR'S SPEECH.—A Message from His Excellency the Governor by the Usher of the Council :—

MR. SPEAKER,

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

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

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

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

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

GREETING—

WHEREAS by the Bill contained in the schedule to a Statute, passed in the Session of Our Imperial Parliament holden in the eighteenth and nineteenth years of Our Reign, intituled "*An Act to enable Her Majesty to assent to a Bill as amended of the Legislature of Victoria to establish a Constitution in and for the Colony of Victoria,*" it is enacted, that no Member, either of the Legislative Council or of the Legislative Assembly, shall be permitted to sit or vote therein respectively until he shall have taken and subscribed before the Governor, or before some person authorized by the Governor in that behalf, the oath in the said Bill mentioned: WE DO THEREFORE by these presents COMMAND AND AUTHORIZE you from time to time, in the Parliament House, in the City of Melbourne, to ADMINISTER the Oath to such Members of the said Legislative Assembly as have not taken and subscribed the same in the present Parliament. IN TESTIMONY whereof, we have caused the Seal of Our said Colony to be hereunto fixed.

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

(L.S.)

(Signed)

C. H. DARLING.

By His Excellency's Command,

(Signed)

J. MOORE.

Entered on Record by me in Register of Patents, Book 12,  
page 370, this 13th day of February, One thousand  
eight hundred and sixty-six.

(Signed)

J. MOORE.

## 5. PAPERS.—Mr. McCulloch presented—

Prisoners—Pentridge.—Return showing—

- (1.) The length of time (if any) every prisoner in Pentridge or Collingwood prisons or stockades, from 1st January, 1862, to 22nd June, 1865, has passed in solitary confinement.
- (2.) The interval between each, and the duration of each period of solitary confinement in every case where a prisoner has been confined more than once, stating also all instances when prisoners have been kept in the dark, for how many hours on each occasion on stone or boarded floor, and with or without blankets.
- (3.) The usual total weight of irons on one man when irons are employed, and the greatest weight of iron ever employed at once.
- (4.) The number and nature of sentences that have been commuted in the time specified, to what extent in each case, and on whose authority.
- (5.) The nature and extent in every case of extra sentences or punishments inflicted on prisoners, by whose authority, and for what offence.

Ordered to lie on the Table.

Mr. Francis presented—

Immigration.—Reports for the Months of November and December, 1865.

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 the House—

Finance.—Statement, prepared by the Honorable the Treasurer, of the receipt and expenditure of the Consolidated Revenue, and other moneys for the year 1864, accompanied by the Eighth Annual Report of the Audit Commissioners, and by the documents specified in the 48th Section of the Act.

Ordered to lie on the Table and to be printed.

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

C. H. DARLING,  
*Governor.**Message No 1.*

The Governor transmits to the Legislative Assembly a copy of the despatches received from the Right Honorable the Secretary of State, acknowledging the receipt of addresses of the Parliament of Victoria relative to the assassination of President Lincoln.

Government Offices,

Melbourne, 13th February, 1866.

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

7. MOODY *v.* GRAY AND OTHERS.—Mr. Bindon moved, by leave of the Assembly, That leave be given to Mr. Ashton Warner, a clerk in the department of the Legislative Assembly, to attend to-morrow and give evidence and produce necessary documents before a Commissioner of the Supreme Court in an action, *Moody v. Gray and others*, brought to recover a sum claimed for Parliamentary agency charges in the Bill authorizing the Inglewood and Sandhurst tramway.

Question—put and resolved in the affirmative.

## 8. MEMBERS SWORN.—N. Foott, Esq., and Geo. Higinbotham, Esq., took the oath and their seats as Members of the Assembly.

## 9. VOLUNTEER LAW AMENDMENT BILL.—Mr. Verdon moved, That he have leave to bring in a Bill to amend the Law relating to the Volunteer Force.

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 the Volunteer Force,*" and moved, That it be now read a first time.

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

## 10. 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 (of which, to prevent mistakes, he had obtained a copy) which he read to both Houses, and is as follows :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I have thought fit to call you together as soon as possible after the general election, in order that the questions upon which the country has pronounced may be considered and determined by the Legislature without delay.

I trust that the result of the appeal which has been made to the people will aid you in overcoming the great difficulties which have accrued from the differences between the Houses, and that by a wise and considerate exercise of the powers which you respectively possess, you may be able to legislate in accordance with the public will.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The alterations in the Tariff which were sanctioned by the late Assembly will be immediately submitted to you.

The Estimates for the year have been framed with a due regard to economy, while, at the same time, provision has been made for the efficient maintenance of the public service, the prosecution of works which have been already commenced, and for such others as are required by the progress of the country.

The sum of £50,000 voted by you last year for the erection of bridges in country districts, and the amount provided in aid of the building funds of charitable institutions, will be held available for those purposes. The increase of the endowment for main roads, for which a Bill was to have been brought in last year, will be proposed to you as a supplementary vote of 1865.

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

Although the ordinary course of public business has been much disturbed by recent events, I am glad to be able to tell you that the most important measures of the late Parliament have been promptly and energetically administered by the Government.

Amongst these is the provision made for giving to the country districts a supply of water. An adequate staff of engineers and surveyors has been for some time employed upon the work, which will be pressed on with the utmost despatch.

It is the intention of my advisers to carry out the desire of the Legislature upon the subject of Colonial Defences, some of the ordnance required for the batteries being now in course of manufacture in the Royal arsenals.

The necessary applications have been made to Her Majesty's Government for the establishment of a branch of the Royal Mint at Melbourne.

You will be gratified to learn that the Land Act continues to work satisfactorily. Should further experience disclose defects in it which cannot be cured by administration, it will be the duty of my advisers to propose such amendments of the law as may secure its great objects—the agricultural settlement of the people and the more rapid growth of the country.

I am happy to be able to inform you that the commission lately appointed for the purpose of arranging and carrying out the means for an intercolonial exhibition of industry, to be held in Melbourne in August next, have applied themselves to their task with the utmost zeal and energy; and that, in response to their official communications, they have received from all the surrounding colonies, as from the various districts of our own, the warmest assurances of co-operation and support. Perhaps by such an exhibition only can even colonists themselves obtain adequate knowledge, and distinct impressions as to the varied capabilities of this vast and interesting island continent; and we may hope that the collected specimens of the produce and industry of Australasia, which the well directed labors of the commission may bring before you, will, as in older countries, give a new and most beneficial impulse to the enterprise of our people.

The almost unprecedentedly long drought by which the country has been afflicted, and which until very recently threatened to become in its consequences a great public calamity, is I trust drawing to an end. From various pastoral districts of this colony, and from the interior of New South Wales, we learn that extensive districts have been relieved by copious rains. It is some mitigation of this visitation that the season which has been so injurious to the pastoral and mining interests, has not in the same degree affected agriculture, the crops of the present season being in many districts unusually abundant.

A session of twelve months duration, followed immediately by a general election and the meeting of Parliament, has not left to my advisers time for the preparation of various important measures which it will be necessary to submit for your consideration; but there are some Bills which can be prepared and introduced this session without protracting your deliberations too much.

Amongst these I may mention Bills for the amendment of the laws relating to Lunacy, the Public Health, and the Volunteer Force, which cannot be conveniently deferred, and which, with the Tariff, the Estimates, and a Bill for the reform of the Legislative Council will be submitted for your early consideration.

Anticipating that you will be disposed to agree with the resolution of the late Assembly in favor of a reduction in the postal charges, my advisers propose to submit a Bill for the establishment of a uniform rate.

The experience of the working of the "Common Schools Act" seems to call for further legislation, and with a view to the obtainment of accurate and detailed information, it is my intention to issue a Royal commission on the subject.

I trust that your deliberations may, under the blessing of Divine Providence, conduce to the permanent prosperity and happiness of the people.

11. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Mr. Balfour moved, That this House do resolve that a respectful Address be presented to His Excellency the Governor expressing our loyalty to our Most Gracious Sovereign, and thanking His Excellency for having summoned Parliament thus early after the general election, in order that the questions upon which the country has pronounced may be considered and determined by the Legislature without delay.

Assuring His Excellency that, with him, we trust that the appeal which has been made to the people will aid us in overcoming the great difficulties which have accrued

from the differences between the Houses, and that by a wise and considerate exercise of the powers which we respectively possess, we may be able to legislate in accordance with the public will.

Thanking His Excellency for informing us that the alterations in the Tariff which were sanctioned by the late Assembly will immediately be submitted to us.

Informing His Excellency that the Estimates for the year will receive our best attention, as also a supplementary vote for increasing the endowment for main roads ; and that we are glad to learn that the £50,000 voted by the late Assembly for the erection of bridges, and the amount provided in aid of charitable institutions, will be held available for those purposes.

Expressing our satisfaction that although the ordinary course of public business has been much disturbed by recent events, the most important measures of the late Parliament have been promptly and energetically administered by the Government, and that among these is the provision made for giving to the country districts a supply of water.

Thanking His Excellency for informing us that it is the intention of His advisers to carry out the desire of the Legislature upon the subject of Colonial Defences, and that the necessary applications have been made to Her Majesty's Government for the establishment of a branch of the Royal Mint at Melbourne.

Expressing our gratification at learning that the Land Act continues to work satisfactorily, and informing His Excellency that should further experience disclose defects in it which cannot be cured by administration, we shall cheerfully take into consideration such amendments of the law as His Excellency's advisers may propose in order to secure its great objects—the agricultural settlement of the people and the more rapid growth of the country.

Informing His Excellency that we are glad to learn the commission lately appointed for the purpose of arranging and carrying out the means for an intercolonial exhibition of industry, to be held in Melbourne in August next, have applied themselves to their task with the utmost zeal and energy, and that in response to their official communications, they have received from the surrounding colonies as from the various districts of our own, the warmest assurances of co-operation and support.

Expressing our concurrence in the view taken by His Excellency, that it is perhaps only by such an exhibition that even colonists themselves can obtain adequate knowledge, and distinct impressions as to the varied capabilities of this vast and interesting island continent ; and that we may hope, therefore, that the collected specimens of the produce and industry of Australasia, which the well directed labors of the commission may bring before us, will, as in older countries, give a new and most beneficial impulse to the enterprise of our people.

Expressing our gratification that the almost unprecedentedly long drought, by which the country has been afflicted, seems, from the accounts received from the various pastoral districts of the colony, and from the interior of New South Wales, to be drawing to an end ; and that the season which has been so injurious to the pastoral interest has not in the same degree affected agricultural.

Assuring His Excellency that we are sensible that a session of twelve months duration, followed immediately by a general election, has not left to his advisers time for the preparation of various important measures which it will be necessary to submit for our consideration ; and informing His Excellency that those Bills which nevertheless can be prepared and introduced this session will receive our best attention.

Informing His Excellency that we shall cheerfully take into consideration the Bill for the establishment of a uniform rate of postage.

Thanking His Excellency for informing us that it is His intention to issue a Royal commission, with a view to the obtainment of accurate and detailed information upon which to base further legislation, which the experience of the working of the Common Schools Act seems to call for—and

Expressing our trust that our deliberations may, under the blessing of Divine Providence, conduce to the permanent prosperity and happiness of the people.

Debate ensued.

Question—put and resolved in the affirmative.

12. COMMITTEE TO DRAW UP ADDRESS.—Mr. Balfour moved, That a Committee be appointed to draw up an Address to be presented to His Excellency the Governor, upon the said resolution, viz., Mr. McCulloch, Mr. Love, Mr. Bindon, Mr. Cope, Mr. Macgregor, Mr. Casey, Mr. Vale, and the Mover, three to form a quorum ; and that they do retire immediately.

Question—put and resolved in the affirmative.

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

Mr. Balfour, Chairman, brought up the Report from the above Committee, which Report was read, and is as follows :—

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

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's faithful subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, beg to express our loyalty to Her Most Gracious Majesty, and to thank Your Excellency for having summoned Parliament thus early after the general election, in order that the questions upon which the country has pronounced may be considered and determined by the Legislature without delay.

We assure Your Excellency that, with you, we trust that the appeal which has been made to the people will aid us in overcoming the great difficulties which have accrued from the differences between the Houses, and that by a wise and considerate exercise of the powers which we respectively possess, we may be able to legislate in accordance with the public will.

We thank Your Excellency for informing us that the alterations in the Tariff which were sanctioned by the late Assembly will immediately be submitted to us.

We inform Your Excellency that the Estimates for the year will receive our best attention, as also a supplementary vote for increasing the endowment for main roads; and that we are glad to learn that the £50,000 voted by the late Assembly for the erection of bridges, and the amount provided in aid of charitable institutions, will be held available for those purposes.

We express our satisfaction that although the ordinary course of public business has been much disturbed by recent events, the most important measures of the late Parliament have been promptly and energetically administered by the Government, and that among these is the provision made for giving to the country districts a supply of water.

We thank Your Excellency for informing us that it is the intention of Your advisers to carry out the desire of the Legislature upon the subject of Colonial Defences, and that the necessary applications have been made to Her Majesty's Government for the establishment of a branch of the Royal Mint at Melbourne.

We express our gratification at learning that the Land Act continues to work satisfactorily, and inform Your Excellency that should further experience disclose defects in it which cannot be cured by administration, we shall cheerfully take into consideration such amendments of the law as Your Excellency's advisers may propose in order to secure its great objects—the agricultural settlement of the people, and the more rapid growth of the country.

We inform Your Excellency that we are glad to learn the commission lately appointed for the purpose of arranging and carrying out the means for an intercolonial exhibition of industry, to be held in Melbourne in August next, have applied themselves to their task with the utmost zeal and energy; and that in response to their official communications, they have received from the surrounding colonies, as from the various districts of our own, the warmest assurances of co-operation and support.

We express our concurrence in the view taken by Your Excellency, that it is perhaps only by such an exhibition that even colonists themselves can obtain adequate knowledge, and distinct impressions as to the varied capabilities of this vast and interesting island continent; and that we may hope, therefore, that the collected specimens of the produce and industry of Australasia, which the well directed labors of the commission may bring before us, will, as in older countries, give a new and most beneficial impulse to the enterprise of our people.

We express our gratification that the almost unprecedentedly long drought by which the country has been afflicted, seems, from the accounts received from the various pastoral districts of the colony, and from the interior of New South Wales, to be drawing to an end; and that the season which has been so injurious to the pastoral interests has not in the same degree affected agricultural.

We assure Your Excellency that we are sensible that a session of twelve months duration, followed immediately by a general election, has not left to Your advisers time for the preparation of various important measures which it will be necessary to submit for our consideration; and inform Your Excellency that those Bills which nevertheless can be prepared and introduced this session will receive our best attention.

We inform Your Excellency that we shall cheerfully take into consideration the Bill for the establishment of a uniform rate of postage.

We thank Your Excellency for informing us that it is Your intention to issue a Royal commission, with a view to the obtainment of accurate and detailed information upon which to base further legislation, which the experience of the working of the Common Schools Act seems to call for—and

We express our trust that our deliberations may, under the blessing of Divine Providence, conduce to the permanent prosperity and happiness of the people.

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

Debate ensued.

Question—put and resolved in the affirmative.

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

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

Question—put and resolved in the affirmative.

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

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-eight 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. 3.

WEDNESDAY, 14TH FEBRUARY, 1866.

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

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,

It is very satisfactory to me to receive your loyal Address, from which I learn with pleasure that the views which I expressed to you at the opening of the present Parliament will receive your best attention.

(Signed) C. H. DARLING,  
*Governor.*

Government Offices,  
14th February, 1866.
3. PAPER.—Mr. Francis presented—

Customs Duties—Return to an Order of the Legislative Assembly, dated 21st September, 1865, for a Return of all moneys collected for or in respect of new Customs duties imposed by the resolutions passed by this House in January, 1865; and showing the names of the several persons or firms from whom such moneys have been received, and the total amount paid by each respectively to 1st September, 1865.

Ordered to lie on the Table.
4. SELECTIONS OF LAND UNDER AMENDING LAND ACT 1865.—Mr. Gillies moved, pursuant to notice, That there be laid upon the Table of this House a Return of the number of acres of land selected under the Amending Land Act 1865, the amount received as rent for the first six months; also for the second six months.
- Question—put and resolved in the affirmative.
5. CHAIRMAN OF COMMITTEES.—Mr. Macgregor moved, pursuant to notice, That Peter Lalor, Esq., be appointed Chairman of Committees of this House.
- Mr. Longmore moved, That this debate be now adjourned.
- Debate ensued.
- Question—That this debate be now adjourned—put and negatived.
- Debate continued.
- Question—That Peter Lalor, Esq., be appointed Chairman of Committees of this House—put and resolved in the affirmative.
6. PRAYER.—Mr. Hopkins moved, pursuant to notice, That in the opinion of this House, it is desirable to follow the practice of the Imperial Parliament, by commencing the proceedings with prayer to Almighty God.
- Debate ensued.
- Motion, by leave, withdrawn.
7. DAYS OF BUSINESS.—Mr. McCulloch moved, pursuant to notice, That Tuesday, Wednesday, Thursday and Friday in each week during the present session be the days on which the Assembly shall meet for the despatch of business, and that four o'clock be the hour of meeting on each day.
- Debate ensued.
- Question—put and resolved in the affirmative.

8. **DAYS OF GOVERNMENT BUSINESS.**—Mr. McCulloch moved, pursuant to notice, That on Tuesday, Wednesday and Thursday in each week during the present session the transaction of Government business shall take precedence of all other business.  
Mr. Bindon moved as an amendment, That the words "Wednesday and" be omitted, and the words "and Friday," be inserted after the word "Thursday," and that the following words be added after the word "business," viz., "and on Wednesday nights after nine o'clock."  
Debate ensued.  
Amendment, by leave, withdrawn.  
Question—That on Tuesday, Wednesday, and Thursday in each week during the present session the transaction of Government business shall take precedence of all other business—put and resolved in the affirmative.
9. **LIBRARY COMMITTEE.**—Mr. McCulloch 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. Casey, Mr. Vale, Mr. Ireland.  
Question—put and resolved in the affirmative.
10. **PARLIAMENT BUILDINGS COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That the following Members form the Parliament Buildings Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. Speaker, Mr. Bayles, Mr. Harbison, Mr. Frazer, Mr. Blackwood.  
Question—put and resolved in the affirmative.
11. **REFRESHMENT ROOMS COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That the following Members form the Refreshment Rooms Committee of the Assembly, with power to confer with the Committee of the Legislative Council:—Mr. J. T. Smith, Mr. Snodgrass, Mr. Aspinall, Mr. Sands, Mr. Tucker.  
Question—put and resolved in the affirmative.
12. **STANDING ORDERS COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That the following Members form the Select Committee on Standing Orders, three to form a quorum:—Mr. Speaker, Mr. Lalor, Mr. Macgregor, Mr. Snodgrass, Mr. Ireland, Mr. Higinbotham, Mr. Bindon, Mr. Gillies, Mr. McCulloch.  
Question—put and resolved in the affirmative.
13. **PRINTING COMMITTEE.**—Mr. McCulloch moved, pursuant to notice, That the following Members do form the Printing Committee during the present session, three to form a quorum; Mr. Speaker, Mr. Richardson, Mr. Lalor, Mr. Moore, Mr. Jones, Mr. Halfey, Mr. O'Grady, Mr. Davies, Mr. Ramsay.  
Question—put and resolved in the affirmative.
14. **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. McCulloch moved, That a Supply be granted to Her Majesty.  
Question—That this House will, to-morrow, resolve itself into a Committee to consider that motion—put and resolved in the affirmative.
- Assembly adjourned at twenty minutes to six 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, 15<sup>TH</sup> FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SUPPLY.—The Order of the Day being read for the House to resolve itself into a Committee to consider the motion made yesterday, That a Supply be granted to Her Majesty.  
On the motion of Mr. Verdon, it was ordered that His Excellency's speech be referred to the said Committee, and  
On the further motion of Mr. Verdon, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole to consider the motion—That a Supply be granted to Her Majesty.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a certain resolution.  
Ordered—That the report be received to-morrow.
3. CROWN PROSECUTORS.—Mr. G. Paton Smith moved, pursuant to notice, That there be laid on the Table of this House a Return showing—
  - (1.) The number of barristers retained by the Crown as public prosecutors during the year ending 31st December, 1865.
  - (2.) The districts visited by each, whether at circuit courts, or courts of general sessions, and the number of times in the course of the year.
  - (3.) The amount paid to each during the same period for travelling allowances.
  - (4.) The sums received by each for Crown business over and above the salaries voted specifically by this House.Question—put and resolved in the affirmative.

Assembly adjourned at eight minutes 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. 5.

FRIDAY, 16TH FEBRUARY, 1866.

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 Table of the Assembly by Mr. Speaker, viz.:

"VICTORIA.

"Pursuant to the provisions of 'The Electoral Act 1856' I do hereby appoint—

Brice Frederick Bunny, Esquire,  
Edward Cope, Esquire,  
George Briscoe Kerferd, Esquire,  
John Macgregor, Esquire,  
John Alexander Macpherson, Esquire,  
Michael O'Grady, Esquire,  
George Paton Smith, Esquire,

to be Members of a Committee to be called 'The Committee of Elections and Qualifications.'  
"Given under my hand this sixteenth day of February, 1866.

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

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

That a Supply be granted to Her Majesty.

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

Question—put and resolved in the affirmative.

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

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-five minutes to five 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, 20TH FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MEMBER SWORN.—Frederick Leopold Smyth, Esq., took the oath and his seat as Member of the Legislative Assembly.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant appointing the Committee of Elections and Qualifications was again laid upon the Table of the Assembly by Mr. Speaker.
4. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—  
Statistics of the Colony for the year 1864.  
Ordered to lie on the Table.  
Mr. McCulloch presented—  
Industrial School—Reports and Correspondence relative to Industrial Schools.  
Ordered to lie on the Table.  
Mr. Francis presented—  
Customs Duties—Continuation of Return to an Order of the Legislative Assembly dated 21st September, 1865, for a Return of all moneys collected for or in respect of new Customs duties imposed by the resolutions passed by this House in January, 1865; and showing the names of the several persons or firms from whom such moneys have been received, and the total amount paid by each respectively to 1st September to 17th November, 1865, inclusive.  
Ordered to lie on the Table.  
Mr. Higinbotham presented—  
Patents Statute, 1865—Regulations under.  
Ordered to lie on the Table.
5. MESSAGES FROM HIS EXCELLENCY THE GOVERNOR.—The following Messages from His Excellency the Governor were presented by Mr. Verdon, and the same were read and are as follow:—

C. H. DARLING,

*Governor.*

*Message No. 2.*

In pursuance of the provisions of Act 25 Vict., No. 160, the Governor recommends that the maximum and minimum limit of salary for each class in each division of the Civil Service for the year, 1866, be as follows, viz. :—

First class.—Rates as determined by the Civil Service Act, 25 Vict., No. 160.

Second class.—Maximum £600, minimum £500.

Third class.—Ditto £485, ditto £375.

Fourth class.—Ditto £350, ditto £200.

Fifth class.—Ditto £180, ditto £80.

Government Offices,  
Melbourne, 20th February, 1866.

Ordered to lie on the Table and to be printed.

*Supplementary Estimates, 1865.*

C. H. DARLING,

*Governor.*

*Message No. 3.*

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

Government Offices,  
Melbourne, 20th February, 1866.

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

6. **THE AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ALTERATION OF TITLE AND AMENDMENT OF ACTS BILL.**—Mr. Bindon presented a Petition from the Directors of the Australasian Fire and Life Insurance Company, praying that they might have leave to bring in a Bill to alter the style and title of "The Australasian Fire and Life Insurance Company," and for other purposes; and that this House would be pleased to pass the same.

Ordered to lie on the Table.

7. **COMMISSION OF THE PEACE.**—Mr. Bindon moved, pursuant to *amended* notice, That there be laid upon the Table of this House a roll of the territorial magistrates now in the Commission of the Peace for the Colony of Victoria, giving the names in the order of appointment, the date of the original appointment of each magistrate, and also the residence or the district in which such magistrate adjudicates.

Question put and resolved in the affirmative.

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

*"Volunteer Law Amendment Bill.—Second reading."*

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 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 into the said Committee.

10. **LEASES OF SWAMPS**—Mr. Longmore moved, pursuant to notice, That in the opinion of this House, it is inexpedient, unless in very exceptional cases, to grant to any one person or company a lease under the 38th Section of the Land Act 1865 of land of more than 1280 acres in extent.

Debate ensued.

Mr. Lalor moved as an amendment, That the second word "to" in line 2, and the words "one person or company," in the same line and the words in line 3 "of land," be omitted, and that the words "nor except in very exceptional cases" be inserted in the place of the words "of land;" and that the words "to any one person or company" be added after the word "extent."

Debate ensued.

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

Question—That in the opinion of this House, it is inexpedient, unless in very exceptional cases, to grant to any one person or company a lease under the 38th Section of the Land Act 1865 of land of more than 1280 acres in extent—put and resolved in the affirmative.

11. **PETTY SESSIONS.—CASES ADJUDICATED.**—Mr. Jones moved, pursuant to notice given by Mr. Dyte, That there be laid upon the Table of this House a Return showing the number of cases, classified, that have been adjudicated on in the various courts of petty sessions throughout the colony.

Question put and resolved in the affirmative.

12. **CUSTOMS DUTIES.**—Mr. Langton moved, pursuant to notice, That there be laid upon the Table of this House a return of the duties collected at the Custom House under the tariff of last session, on millinery, and all articles of silk or of silk mixed with other materials, apparel and slops, woollen, cotton, and linen goods, boots and shoes, hosiery and gloves, hats, caps, and bonnets, manufactures of silk, and woollen blankets and rugs, and showing the amount paid on each of these classes of goods.

Debate ensued.

Mr. Snodgrass moved as an amendment that the words "made up" be inserted after word "goods" in line 4 of the above question.

Debate continued.

Amendment by leave withdrawn.

Question—That there be laid upon the Table of this House a return of the duties collected at the Custom House under the tariff of last session, on millinery, and all articles of silk or of silk mixed with other materials, apparel and slops, woollen, cotton, and linen goods, boots and shoes, hosiery and gloves, hats, caps, and bonnets, manufactures of silk, and woollen blankets and rugs, and showing the amount paid on each of these classes of goods—put.

Assembly divided.

Ayes, 9.  
 Mr. Gillies, Mr. Whiteman.  
 Mr. Langton,  
 Mr. Levi, *Tellers.*  
 Mr. MacBain, Mr. Blackwood,  
 Mr. O'Grady, Mr. McLellan.  
 Mr. Snodgrass,

Noes, 35.  
 Mr. Baillie, Mr. Love,  
 Mr. Balfour, Mr. McCaw,  
 Mr. Bindon, Mr. McCulloch,  
 Mr. Burrowes, Mr. McKean,  
 Mr. Burt, Mr. Macpherson,  
 Mr. Byrne, Mr. Plummer,  
 Mr. Cope, Mr. Ramsay,  
 Mr. Embling, Mr. Reeves,  
 Mr. Evans, Mr. G. Paton Smith,  
 Mr. Farrell, Mr. F. L. Smyth,  
 Mr. Francis, Mr. Sullivan,  
 Mr. Grant, Mr. Wardrop,  
 Mr. Halfey, Mr. Watkins,  
 Mr. Harbison, Mr. Wilson.  
*Tellers.*  
 Mr. King, Mr. Edwards,  
 Mr. Longmore, Mr. Jones.

And so it passed in the negative.

13. PAPERS.—Mr. Francis presented—

Customs Duties.—Statement of the declared value of the direct Imports only (duty paid from the ship) and the duty collected thereon at the Port of Melbourne, of certain articles from the first imposition of the duty to 30th June, 1865, showing the average percentage of the duty on the declared value.

Ordered to lie on the Table.

14. TEA, SUGAR, OPIUM, AND GOLD DUTIES.—Mr. Langton moved, pursuant to notice, That there be laid on the Table of this House a Return showing the several quantities of tea, sugar, opium, and gold for which, during 1865, a less amount of duty was collected at the Custom House than that fixed by law, and for the balance of which legal amount no bonds or other securities were taken, together with the names of the parties to whom the goods belonged, and the several amounts of duty which remain unpaid.

Debate ensued.

Motion, by leave, withdrawn.

15. MORAY STREET RAILWAY CULVERT.—Mr. Whiteman moved, pursuant to notice, That there be laid upon the Table of this House copies of all correspondence with the Board of Land and Works relative to the Moray street railway culvert.

Debate ensued.

Question—put and resolved in the affirmative.

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

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

WEDNESDAY, 21ST FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—  
Geelong Gaol—Copy Reports of Boards appointed to inquire into the conduct of the Officials or Management of the Geelong Gaol during the past twelve months.  
Ordered to lie on the Table.  
Mr. Sullivan presented, by command of His Excellency the Governor—  
Mining Surveyors and Registrars'—Reports for the Quarter ending 31st December, 1865.  
Ordered to lie on the Table.  
Mr. Higinbotham presented—  
Supreme Court—Rules.  
Mines—Order in Council appointing times for holding Courts of.  
Severally ordered to lie on the Table.
3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker's Warrant, appointing the Committee of Elections and Qualifications, was again laid upon the Table by Mr. Speaker.
4. CREMORNE LUNATIC ASYLUM.—Mr. McLellan moved, pursuant to notice, That there be laid upon the Table of this House, a copy of the Report of the Board of Visitors who inspected the Cremorne Lunatic Asylum, on the evening of the 12th January last.  
Question—put and resolved in the affirmative.
5. PRIVATE BILL BUSINESS.—Mr. McCulloch moved, pursuant to notice—  
(1.) That the Sessional Order, fixing the days upon which Government Business shall have precedence, be read.  
Question—put and resolved in the affirmative.  
Mr. McCulloch moved—  
(2.) That so much of the said Sessional Order as would prevent Private Bill business having precedence on Wednesdays, be rescinded.  
Question—put and resolved in the affirmative.  
Mr. McCulloch moved—  
(3.) That Private Bill business have precedence on Wednesdays over all other business from half-past four o'clock to half-past six o'clock.  
Question—put and resolved in the affirmative.
6. SUPPLY.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read and is as follows :—  
SUPPLEMENTARY ESTIMATES FOR 1865.

20th February.

*Resolved*—That the sum hereinafter mentioned be granted to Her Majesty to defray the supplementary charge for the year 1865, for the service hereunder specified, being—

VI.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 58.

WORKS AND BUILDINGS.

Subdivision No. 14.

POST OFFICES AND TELEGRAPH STATIONS.

No. 3.

Furniture and Fittings for Offices throughout the country ... £250 0 0

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

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:—

*Estimates, 1866; and Further Supplementary Estimates, 1865.*

C. H. DARLING,

*Governor.*

*Message No. 4.*

The Governor transmits to the Legislative Assembly Estimates of Expenditure for 1866, and Further Supplementary Estimates of Expenditure for 1865, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,  
Melbourne, February, 1866.

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

8. WAYS AND MEANS.—Mr. Verdon moved, pursuant to notice, That this House will this day resolve itself into the Committee of Ways and Means.

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 the Committee of Ways and Means.

Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to the following resolution, which was read, and is as follows:—

That the Commissioner of Trade and Customs be authorised to take such measures as may be necessary for the protection of the Revenue, with reference to the duties proposed to the Committee this day.

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

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

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

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

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

10. SELECTIONS UNDER AMENDING LAND ACT 1865.—Mr. Levey moved, pursuant to notice, That there be laid upon the Table of this House a Return showing:—

- (1.) The quantity of land thrown open for selection under the Amending Land Act.
- (2.) The quantity taken up under lease.
- (3.) The quantity taken up under certificate.
- (4.) The quantity withdrawn.
- (5.) The quantity now lying open for selection.

Question—put and resolved in the affirmative.

11. THE AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL.—

Mr. Bindon moved, pursuant to notice, That he have leave to bring in a Bill to alter the style and title of the Australasian Fire and Life Insurance Company, and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Bindon and Mr. Dyte do prepare and bring in the Bill.

Mr. Bindon then brought up a Bill, intituled, *“A Bill to alter the Style and Title of the Australasian Fire and Life Insurance Company and for other purposes,”* and moved that it be now read a first time.

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

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

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 8.

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THURSDAY, 22<sup>ND</sup> FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Grant presented, by command of His Excellency the Governor—  
Reclamation of Swamps—Report of the Professional Board.  
Ordered to lie on the Table.  
Mr. Francis presented—  
Customs Duties—Alphabetical List of the amount of Duties paid by deposits from  
the 13th March to the 11th October, 1865, both inclusive.  
Ordered to lie on the Table.
3. WAYS AND MEANS.—The House according to Order resolved itself into the Committee of  
Ways and Means.  
And the House having continued to sit till after twelve of the clock—

FRIDAY, 23<sup>RD</sup> FEBRUARY, 1866.

- Mr. Speaker resumed the Chair; and Mr Lalor reported that the Committee had come to  
certain resolution.  
Ordered—That the Report be received on Tuesday, 27th February 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, 27th February instant, again resolve itself into  
the said Committee.
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 February instant :—  
“ *Supply—To be further considered in Committee.*”
  5. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House at its  
rising this day adjourn until Tuesday, 27th February instant.  
Question—put and resolved in the affirmative.
  6. RAILWAY RETURNS.—Mr. Tucker moved, pursuant to *amended* notice, That there be laid on  
the Table of this House separate Returns showing the receipts and expenditure during  
the year 1865 of the following Stations on the line of Railway—viz., Carlruhe, Diggers-  
rest, Harcourt, Riddell's Creek, Ravenswood, and Middle Gully.  
Question—put and resolved in the affirmative.

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

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

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VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

TUESDAY, 27<sup>TH</sup> FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
  - Immigration—Report for the month of January, 1866.
  - Customs Duties, Reduced—Return showing in alphabetical order the Names of the persons who had paid reduced Duties from 12th October to 28th November, 1865, both days inclusive, together with the respective amounts short paid by them.
  - Railway Returns—Return to an Order of the Legislative Assembly, dated 22nd February instant, for separate Returns showing the receipts and expenditure during the year 1865 of the following Stations on the line of Railway—viz., Carlsruhe, Diggersrest, Harcourt, Riddell's Creek, Ravenswood, and Middle Gully.Severally ordered to lie on the Table.
- Mr. Verdon presented—
  - Public Accounts—Regulation respecting.
  - Bank Liabilities and Assets—Summary of Sworn Returns for the Quarter ended 31st December, 1865.
  - Victorian Volunteer Force—Regulations respecting the Examination of Candidates for Promotion.Severally ordered to lie on the Table.
- Mr. McCulloch presented—
  - Botanic Gardens—Return of the number of persons employed at this date at the Melbourne Botanic Gardens, the nature of their employment, and their rate of wages.
  - Cremorne Lunatic Asylum—Return to an Order of the Legislative Assembly, dated 21st February, 1866, for a copy of the Report of the Board of Visitors who inspected the Cremorne Lunatic Asylum, on the evening of the 12th January last.Severally ordered to lie on the Table.
3. MEMBER SWORN.—John Orr, Esq., took the oath and his seat as Member of the Legislative Assembly.
4. PRINTING COMMITTEE.—Mr. Richardson, 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. MURRAY RIVER—ISLANDS.—Mr. Snodgrass moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will cause to be placed upon the Table of this House copies of any correspondence between the Governments of Victoria and New South Wales, upon the respective claims of the two Colonies to the islands in the Murray River known as "Pental" and "Paggua Milly" Islands.  
Question put and resolved in the affirmative.
6. WAYS AND MEANS.—The House according to Order resolved itself into the Committee of Ways and Means.  
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That he have leave to sit again.  
Resolved—That this House will this day again resolve into the said Committee.
7. MEMBER SWORN.—W. Pearson, Esq., took the oath and his seat as Member of the Legislative Assembly.

8. **WAYS AND MEANS.**—The House according to order again resolved itself into the Committee of Ways and Means.  
And the House having continued to sit till after 12 of the clock—

WEDNESDAY, 28<sup>TH</sup> FEBRUARY, 1866.

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.

9. **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—Resolution to be reported,*”

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

“ *Volunteer Law Amendment Bill—Second reading,*” until Tuesday, 6th March next.

10. **OBSCENE IMPORTS.**—Mr. G. Paton Smith moved, pursuant to *amended* notice, that there be laid upon the Table of this House, a Return of the names of the persons or firms (if any) who have been fined by the Customs authorities for importing obscene pictures and jewellery.

Debate ensued.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-two 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. 10.

WEDNESDAY, 28<sup>TH</sup> FEBRUARY, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—  
Obscene Imports.—Return to an Order of the Legislative Assembly of this date for a Return of the names of the persons or firms (if any) who have been fined by the Customs authorities for importing obscene pictures and jewellery.  
Ordered to lie on the Table.
3. LIBRARY COMMITTEE.—Mr. Edwards, on behalf of Mr. Speaker, Chairman, brought up the First Report from this Committee.  
Ordered to lie on the Table and to be printed.
4. SEYMOUR BRIDGE.—Mr. McCann moved, pursuant to notice, That there be laid upon the Table of this House all documents relating to the contract for the erection of a bridge over the Goulburn at Seymour, and for the collection of tolls thereon.  
Question—put and resolved in the affirmative.
5. THE AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ALTERATION OF TITLE AND AMENDMENT OF ACTS BILL.—Mr. Bindon 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.
6. TARIFF.—Mr. Lalor reported from the Committee of Ways and Means certain resolutions, which were read, and are as follow :—

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

22nd February.	Opium	...	...	...	...	...	10s. per lb.
27th February.	Tea	...	...	...	...	...	3d. per lb.
	Sugar and Molasses	...	...	...	...	...	3s. per cwt.
	Dried Fruits	...	...	...	...	...	1d. per lb.
	Export Duty on Gold	...					{ 1s. per oz. troy until 31st December, 1866; 6d. per oz. troy from and after that date to 31st December, 1867, and from and after the 31st December, 1867, the said duty to cease and determine.

*Resolved*—That the following Duties of Customs be charged on the articles undermentioned imported into Victoria, viz. :—

Cocoa and Chocolate	...	...	...	...	...	2d. per lb.
Preserved Fruits and Vegetables Nuts of all kinds (not including Cocoa Nuts) Butter Cheese Candles Bacon Lard Hams Starch Soap Confectionery Biscuits Comfits Sweetmeats Succades Jams Macaroni Vermicelli Maizena Preserved Meats and Fish	...	...	...	...	...	{ 1d. per lb. or package of that reputed weight.
Salt	...	...	...	...	...	
Vinegar	...	...	...	...	...	6d. per gallon.
Varnish	...	...	...	...	...	2s. per gallon.
Salted Provisions including fish not otherwise enumerated and not caught from vessels owned in the colony	...	...	...	...	...	{ 5s. per cwt.

Doors	...	...	...	...	...	1s. each.
Window Sashes	...	...	...	...	...	1s. per pair.
Plate of Gold	...	...	...	...	...	8s. per oz. troy.
Plate of Silver	...	...	...	...	...	1s. per oz. troy.
Barley	...	...	...	...	...	3d. per bushel.
Oats	...	...	...	...	...	Ditto.
Millinery and all articles made up from fabrics of silk, or of silk mixed with other materials	...	...	...	...	...	5s. per cubic foot, measuring outside the package, or for any package less than one cubic foot.
Apparel and Slops and all Articles made up wholly or in part from fabrics of wool, cotton, linen or mixed materials (except Corn or Wool Bags) ; Boots or Shoes Hosiery and Gloves Hats Caps and Bonnets (untrimmed) Saddles Harness and Leatherware	...	...	...	...	...	
Watches Jewels and Jewellery of all kinds Manufactures of Silk or of mixed materials of which the greater part is silk Musical Instruments Carriages Glass and Glassware Chinaware and Porcelain Furniture Toys and Turnery, Woodenware, Brushware and Wickerware Earthenware Oilmen's Stores not otherwise enumerated (except Oils in bulk Tapioca Sago Arrowroot Spices Pepper and Ginger) Woollen Blankets and Rugs	...	...	...	...	...	10 per cent. <i>ad valorem</i> .

And the said resolutions were read a second time.

On the motion of Mr. Verdon, the Assembly ordered that the words, "or exported from," be inserted before the word "Victoria," in the second line of the first of the above resolutions.

And the said resolutions, as so amended, were agreed to by the Assembly.

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

7. SUPPLY BILL.—Mr. Verdon then brought up a Bill, intituled, *A Bill for granting to Her Majesty certain Duties of Customs, and for altering certain other Duties*, and moved that it be now read a first time.

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

8. 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.

"*Supply—To be further considered in Committee*" until Tuesday, 6th March next.

Assembly adjourned at one minute past five o'clock until four o'clock to-morrow.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

THURSDAY, 1ST MARCH, 1866.

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

C. H. DARLING,  
Governor.

*Message No. 5.*

In accordance with the provisions of the 57th section of the "Constitution Act," the Governor recommends to the Legislative Assembly, the formation of an Assurance Fund, by payments to be made by proprietors of lands, under a system of registration with guaranteed titles, and by owners on transmissions of freehold lands, under such system, whereout to pay any damages and costs which may be recovered in actions against some public officer as a nominal defendant, and also recommends the appropriation of the moneys constituting such Assurance Fund for the purposes aforesaid, and 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 by the Supreme Court, or a Judge thereof, of a final judgment in any such action, and of the amount of damages and costs recovered therein.

Government Offices,  
Melbourne, March, 1866.

Ordered to lie on the Table and to be printed.

3. PAPERS.—Mr. Grant presented—  
Selections under the Amending Land Act 1865.—Return to an Order of the Legislative Assembly, dated 21st February last, for a Return showing :—
  - (1.) The quantity of land thrown open for selection under the Amending Land Act.
  - (2.) The quantity taken up under lease.
  - (3.) The quantity taken up under certificate.
  - (4.) The quantity withdrawn.
  - (5.) The quantity now lying open for selection.

Ordered to lie on the Table.

4. POST OFFICE SAVINGS BANKS.—Mr. Bindon moved, pursuant to notice, That there be laid upon the Table of the House a Return showing the Number of Post Office Savings Banks established on the 1st January, 1866, together with the date of the opening of each bank, and the amount to the credit of depositors in each bank, on the date before mentioned.  
Question—put and resolved in the affirmative.
5. SUPPLY BILL.—Mr. Verdon moved, That this Bill be now read a second time.  
Debate ensued.  
Mr. Levey moved, That this debate be now adjourned.  
Debate continued.  
And the House having continued to sit till after twelve of the clock—

FRIDAY, 2ND MARCH, 1866.

Question—That this debate be now adjourned—put and negatived.  
Debate further continued.  
Question—That this Bill be now read a second time—put.

## Assembly divided.

Ayes, 39.		Noes, 16.	
Mr. Balfour,	Mr. McCaw,	Mr. Blackwood,	Capt. Mac Mahon,
Mr. Bindon,	Mr. McCulloch,	Mr. Bunny,	Mr. O'Grady,
Mr. Burrowes,	Mr. McKean,	Mr. Gillies,	Mr. Snodgrass,
Mr. Burt,	Mr. Macpherson,	Mr. Ireland,	Mr. Snowball,
Mr. Byrne,	Mr. Pearson,	Mr. Kerferd,	Mr. Whiteman.
Mr. Cope,	Mr. Plummer,	Mr. Langton,	
Mr. Cunningham,	Mr. Reeves,	Mr. Levey,	<i>Tellers.</i>
Mr. Embling,	Mr. Richardson,	Mr. Levi,	Mr. Moore,
Mr. Farrell,	Mr. Riddell,	Mr. MacBain,	Mr. Orr.
Mr. Francis,	Mr. J. T. Smith,		
Mr. Grant,	Mr. F. L. Smyth,		
Mr. Harbison,	Mr. Sullivan,		
Dr. Heath,	Mr. Tucker,		
Mr. Henty,	Mr. Verdon,		
Mr. Higinbotham,	Mr. Wardrop,		
Mr. King,	Mr. Wilson.		
Mr. Lalor,			
Mr. Longmore,	<i>Tellers.</i>		
Mr. Love,	Mr. Jones,		
Mr. Macgregor,	Mr. Sands.		
Mr. McCann,			

And so it was resolved in the affirmative.

Bill read a second time.

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor 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 this day.

9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 6th March instant:—  
*“Ways and Means—To be further considered in Committee.”*

Assembly adjourned at five 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. 12.

FRIDAY, 2ND MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. Francis presented—  
Customs Duties—Deposits—Alphabetical List of the Amount of Duties paid by Deposits from the 13th March to the 11th October, 1865, both inclusive,—in substitution of Return laid upon the Table 22nd February last.  
Ordered to lie on the Table.
  3. APPROPRIATION-CUM-TARIFF BILL.—Mr. Snodgrass moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that he will be pleased to direct that copies of any Despatches addressed by His Excellency to the Secretary of State for the Colonies, in reference to the Appropriation-cum-Tariff Bill, and subsequent embarrassments arising therefrom, together with the replies to the same, be laid upon the Table of this House.  
Question—put and resolved in the affirmative.
  4. INDUSTRIAL SCHOOLS.—Mr. Levey moved, pursuant to *amended* notice, That in the opinion of this House, reserves for Industrial Schools should be formed in the Westward and Gipps Land Districts.  
Question put and resolved in the affirmative.
  5. NEWSPAPER POSTAGES.—Mr. Levey moved, pursuant to notice, That there be laid upon the Table of this House a Return of the amount of Revenue received for the postage of Newspapers by the Victorian Post Office during the years 1863, 1864, and 1865; distinguishing that which is received for Newspapers posted “inland” from those posted “colonial” and “foreign.”  
Question put and resolved in the affirmative.
  6. SUPPLY BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—  
Mr. Verdon moved, That this Bill be now read a third time.  
Debate ensued.  
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 Order of the Day for the third reading of this Bill be discharged, and that the Bill be re-committed to a Committee of the whole for reconsideration.”  
Debate continued.  
Amendment, by leave, withdrawn.  
Question—That this Bill be now read a third time—put and resolved in the affirmative.—  
Bill read a third time.  
Question—That this Bill do pass—put and resolved in the affirmative.  
Mr. Verdon moved, That the following be the title of the Bill :—  
*An Act for granting to Her Majesty certain Duties of Customs and for altering certain other Duties.*  
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 nine minutes to nine o'clock, until four o'clock on Tuesday next.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

TUESDAY, 6TH MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS. Mr. McCulloch, by command of His Excellency the Governor, presented—  
Friendly Societies.—Return of Friendly Societies registered under the Acts 18 Vict., No. 41, 21 Vict., No. 10, and 28 Vict., No. 254, during the year 1865.  
Ordered to lie on the table.  
Mr. McCulloch presented—  
Post Office Savings Banks.—Return to an Order of the Legislative Assembly, dated 1st March, instant, for a Return showing the Number of Post Office Savings Banks established on the 1st January, 1866, together with the date of the opening of each bank, and the amount to the credit of depositors in each bank, on the date before mentioned.  
Ordered to lie on the table.  
Mr. Grant presented—  
Amending Land Act, 1865, sec. 42.—Regulations relating to applications for, and issue of, Licenses entitling the holders thereof to reside on, or cultivate, lands on Gold Fields, or lands adjacent thereto, not exceeding in extent twenty acres.  
Ordered to lie on the table.  
Mr. Sullivan presented—  
Seymour Bridge.—Return to an Order of the Legislative Assembly, dated 28th February, 1866, for a Return of all documents relating to the contract for the erection of a bridge over the Goulburn, at Seymour, and for the collection of tolls thereon.  
Ordered to lie on the table.
3. PETITION.—Mr. Sands presented a Petition from certain licensed victuallers of the district of Kyneton, praying the House to effect such amendment in "*The Wines, Beer, and Spirit Sale Statute 1864*," as would remedy the evils complained of by the petitioners.  
Ordered to lie on the table.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—  
"Supply—To be further considered in Committee."  
"Ways and Means—To be further considered in Committee" until to-morrow.  
"Volunteer Law Amendment Bill—Second reading" until Tuesday, 13th March instant.
5. PRAYER: Mr. Hopkins moved, pursuant to notice—
  - (1.) That in the opinion of this House its proceedings should be commenced by Prayer to Almighty God.
  - (2.) That Mr. Speaker be requested to read the same form as that used in the Legislative Council.Debate ensued.  
Mr. Snodgrass moved the previous question.  
Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 24.

Mr. Balfour,	Mr. Moore,
Mr. Blackwood,	Mr. Plummer,
Mr. Connor,	Mr. Ramsay,
Mr. Cunningham,	Mr. Reeves,
Mr. Harbison,	Mr. J. T. Smith,
Dr. Heath,	Mr. Tucker,
Mr. Henty,	Mr. Watkins,
Mr. Hopkins,	Mr. Whiteman,
Mr. King,	Mr. Wilson.
Mr. MacBain,	
Mr. McCann,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Embling,
Mr. McKean,	Mr. Richardson.

Noes, 25.

Mr. Bindon,	Mr. Levi,
Mr. Bunny,	Mr. Longmore,
Mr. Burt,	Capt. Mac Mahon,
Mr. Cope,	Mr. O'Grady,
Mr. Evans,	Mr. Orr,
Mr. Farrell,	Mr. G. V. Smith,
Mr. Francis,	Mr. Snodgrass,
Mr. Halfey,	Mr. Sullivan,
Mr. Hanna,	Mr. Vale.
Mr. Jones,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Lalor,	Mr. McLellan,
Mr. Langton,	Mr. Sands.
Mr. Levey,	

And so it passed in the negative.

6. DISTRICT SURVEYORS.—Mr Longmore moved, pursuant to notice, That in the opinion of this House, it is desirable that the district surveyors should be removed periodically from one district to another.

Debate ensued.

Question—put and resolved in the affirmative.

7. AMENDING LAND ACT, 1865.—Mr. Levey moved, pursuant to notice, That a Select Committee be appointed to inquire into, and report upon the working of the Land Act 1865; such Committee to consist of Mr. Longmore, Mr. Tucker, Mr. Sands, Mr. McLellan, Mr. O'Grady, Mr. Frazer, and the Mover, three to form a quorum, with power to send for persons and papers, and to move from place to place.

Debate ensued.

Question—put and negatived.

8. ROAD TO WOOD'S POINT.—Mr. Watkins moved, pursuant to notice, That there be laid upon the Table of this House, a return showing the amount already expended on the road to Wood's Point, and the amount required to complete it, so that wheeled vehicles can travel the whole distance from Melbourne to Wood's Point.

Debate ensued.

Question—put and resolved in the affirmative.

9. PAPERS.—Mr. Sullivan presented—

Road to Wood's Point—Return to the above motion.

Ordered to lie on the table.

10. ADJOURNMENT.—Mr McCulloch moved, by leave of the Assembly, That the House at its rising this day adjourn until Wednesday, 14th March instant.

Debate ensued.

Question—put and resolved in the affirmative.

Assembly adjourned at twelve minutes to seven o'clock until Wednesday, 14th March instant, at four o'clock.

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

VICTORIA.  

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VOTES AND PROCEEDINGS  
OF THE  
LEGISLATIVE ASSEMBLY.

No. 14.

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WEDNESDAY, 14<sup>TH</sup> MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. McCulloch moved, That this House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.

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

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

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

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THURSDAY, 15TH MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—  
Quarantine—Report of the Chief Medical Officer on the subject of Quarantine.  
Agricultural and Live Stock Statistics for 1865.  
Severally ordered to lie on the Table.
  3. ADJOURNMENT.—Mr. McCulloch moved, That this House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.
- Assembly adjourned at eighteen minutes 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. 16.

FRIDAY, 16TH MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. LEAVE OF ABSENCE.—Mr. Lalor moved, by leave of the Assembly, That leave of absence be granted to Mr. Foott, for one month.  
Question—put and resolved in the affirmative.

3. PAPERS.—Mr. McCulloch presented—  
Resignation of Ministers.—Minute for His Excellency the Governor.

Ordered to lie on the Table.

Mr. Higinbotham presented—

Courts of Mines.—Order in Council fixing the fees and sums of money to be taken in.  
Crown Prosecutors.—Return to an Order of the Legislative Assembly, dated 15th February last, for a Return showing—

- (1.) The number of barristers retained by the Crown as public prosecutors during the year ending 31st December, 1865.
- (2.) The districts visited by each, whether at circuit courts, or courts of general sessions, and the number of times in the course of the year.
- (3.) The amount paid to each during the same period for travelling allowances.
- (4.) The sums received by each for Crown business over and above the salaries voted specifically by this House.

Severally ordered to lie on the Table.

4. COMPLAINT—THE "ARGUS" NEWSPAPER.—Complaint being made to the House of a printed newspaper, entitled the *Argus*, dated Friday, 16th March, 1866, "printed and published by Hugh George, at the Argus office, Collins street, Melbourne, for Wilson and Mackinnon, proprietors," as containing a scandalous libel on Mr. McCulloch, a Member of this House, in breach of the privileges of the House, the said paper was delivered in, and the paragraph complained of was read.

Mr. McCulloch moved, That the Article contained in the *Argus* of this day in reference to Mr. McCulloch is a scandalous breach of the privileges of this House.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 40.

Mr. Baillie,	Mr. Love,
Mr. Balfour,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Bowman,	Mr. McKean,
Mr. Burrowes,	Mr. Macpherson,
Mr. Burt,	Mr. Ramsay,
Mr. Byrne,	Mr. Reeves,
Mr. Cope,	Mr. Richardson,
Mr. Cunningham,	Mr. G. V. Smith,
Mr. Davies,	Mr. F. L. Smyth,
Mr. Edwards,	Mr. Sullivan,
Mr. Evans,	Mr. Vale,
Mr. Farrell,	Mr. Verdon,
Mr. Francis,	Mr. Wardrop,
Mr. Grant,	Mr. Watkins,
Mr. Halfey,	Mr. Wilson.

Tellers.

Mr. Henty,  
Mr. Higinbotham,  
Mr. Jones,  
Mr. Lalor, Mr. Dyte, Mr. Hopkins. |

And so it was resolved in the affirmative.

Noes, 19.

Mr. Aspinall,	Mr. Moore,
Mr. Bunny,	Mr. O'Grady,
Mr. Gillies,	Mr. Orr,
Mr. Hanna,	Mr. Snodgrass,
Mr. Ireland,	Mr. Snowball,
Mr. Kerferd,	Mr. Whiteman.
Mr. Langton,	
Mr. Levey,	
Mr. Levi,	
Mr. MacBain	Mr. Blackwood,
Capt. Mac Mahon,	Mr. McLellan.

Tellers.

Mr. McCulloch moved, That the publisher of the *Argus*, Mr. Hugh George, be called to the Bar of this House on Tuesday next.

Question—put.

Assembly divided.

Ayes, 39.		Noes, 21.	
Mr. Baillie,	Mr. Lalor,	Mr. Aspinall,	Mr. Moore,
Mr. Balfour,	Mr. Love,	Mr. Bunny,	Mr. O'Grady,
Mr. Bindon,	Mr. McCaw,	Mr. Embling,	Mr. Orr,
Mr. Bowman,	Mr. McCulloch,	Mr. Gillies,	Mr. G. V. Smith,
Mr. Burrowes,	Mr. McKean,	Mr. Hanna,	Mr. Snodgrass,
Mr. Burt,	Mr. Macpherson,	Mr. Ireland,	Mr. Snowball,
Mr. Byrne,	Mr. Ramsay,	Mr. Kerferd,	Mr. Whiteman.
Mr. Cope,	Mr. Reeves,	Mr. Langton,	
Mr. Cunningham,	Mr. Richardson,	Mr. Levey,	<i>Tellers.</i>
Mr. Davies,	Mr. F. L. Smyth,	Mr. Levi,	
Mr. Edwards,	Mr. Sullivan,	Mr. MacBain,	Mr. Blackwood,
Mr. Evans,	Mr. Vale,	Capt. Mac Mahon,	Mr. McLellan.
Mr. Farrell,	Mr. Verdon,		
Mr. Francis,	Mr. Wardrop,		
Mr. Grant,	Mr. Watkins,		
Mr. Halfey,	Mr. Wilson.		
Dr. Heath,			
Mr. Henty,	<i>Tellers.</i>		
Mr. Higinbotham,			
Mr. Hopkins,	Mr. Dyte,		
Mr. Jones,	Mr. Harbison.		

And so it was resolved in the affirmative.

5. COMPLAINT—"THE LEADER" NEWSPAPER.—Complaint having been made to the House of a printed newspaper intituled *The Leader*, dated Saturday, March 3, 1866, "printed and published by Ebenezer and David Syme, proprietors of *The Age* newspaper and general printing office, Elizabeth-street, Melbourne, Victoria," as containing a scandalous libel on Mr. Levi, a Member of this House, in breach of the privileges of this House. The said paper was handed in and the paragraph complained of was read.

Mr. Levi moved, That the article above referred to is a scandalous breach of the privileges of this House.

Debate ensued.

Motion by leave withdrawn.

6. THE TARIFF.—Mr. Cope moved, pursuant to *amended* notice—
- (1.) That the rejection, for the third time, of the Tariff, exhibits a total disregard of the opinion and wishes of the people of this Colony as expressed at the last general election.
  - (2.) That inasmuch as such tariff has been passed by large majorities of the Assembly, in two successive Sessions of Parliament assembled, after two general elections, this House will withhold its confidence from any administration which shall refuse or neglect to adopt forthwith the Bill of Supply embodying such tariff as already submitted to the Council, and with which the rights and privileges of this Assembly are identified.

Captain Mac Mahon moved, That this debate be now adjourned.

Debate ensued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 15.		Noes, 38.	
Mr. Aspinall,	Mr. O'Grady,	Mr. Baillie,	Mr. Love,
Mr. Blackwood,	Mr. Snodgrass,	Mr. Balfour,	Mr. McCaw,
Mr. Gillies,	Mr. Snowball,	Mr. Bayles,	Mr. McCulloch,
Mr. Hanna,	Mr. Whiteman.	Mr. Bindon,	Mr. McKean,
Mr. Kerferd,		Mr. Burrowes,	Mr. Ramsay,
Mr. Langton,	<i>Tellers.</i>	Mr. Burt,	Mr. Reeves,
Mr. Levi,		Mr. Byrne,	Mr. Richardson,
Mr. MacBain,	Mr. Orr,	Mr. Cope,	Mr. G. Paton Smith,
Mr. Macpherson,	Mr. McLellan.	Mr. Cunningham,	Mr. G. V. Smith,
		Mr. Davies,	Mr. F. L. Smyth,
		Mr. Evans,	Mr. Sullivan,
		Mr. Farrell,	Mr. Vale,
		Mr. Francis,	Mr. Wardrop,
		Mr. Frazer,	Mr. Watkins,
		Mr. Grant,	Mr. Wheeler,
		Mr. Harbison,	Mr. Wilson.
		Mr. Heath,	
		Mr. Henty,	<i>Tellers.</i>
		Mr. Higinbotham,	Mr. Dyte,
		Mr. Hopkins,	Mr. Jones,

And so it passed in the negative.

Mr. Langton moved, That this House do now adjourn.  
Debate ensued.

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

SATURDAY, 17<sup>TH</sup> MARCH, 1866.

Question—That this House do now adjourn—put.  
Assembly divided.

Ayes, 16.		Noes. 37.	
Mr. Aspinall,	Mr. McLellan,	Mr. Baillie,	Mr. Jones,
Mr. Bayles,	Mr. Macpherson,	Mr. Balfour,	Mr. Love,
Mr. Blackwood	Mr. O'Grady,	Mr. Bindon,	Mr. McCaw,
Mr. Gillies,	Mr. Snodgrass,	Mr. Bowman,	Mr. McCulloch,
Mr. Hanna,	Mr. Whiteman.	Mr. Burrowes,	Mr. McKean,
Mr. Langton,		Mr. Burt,	Mr. Ramsay,
Mr. Levey,	<i>Tellers.</i>	Mr. Byrne,	Mr. Reeves,
Mr. Levi,	Mr. Kerferd,	Mr. Casey,	Mr. Richardson,
Mr. MacBain,	Mr. Orr.	Mr. Cope,	Mr. G. Paton Smith,
		Mr. Cunningham,	Mr. G. V. Smith,
		Mr. Evans,	Mr. F. L. Smyth,
		Mr. Farrell,	Mr. Sullivan,
		Mr. Francis,	Mr. Vale,
		Mr. Frazer,	Mr. Wardrop,
		Mr. Grant,	Mr. Watkins.
		Mr. Harbison,	
		Dr. Heath,	<i>Tellers.</i>
		Mr. Henty,	Mr. Dyte,
		Mr. Higinbotham,	Mr. Wilson.
		Mr. Hopkins,	

And so it passed in the negative.

7. PRIVILEGE.—Complaint having been made by Mr. Langton, that Mr. Byrne, one of the Members for Crowlands, had, in the Library of this House, used threatening language to Mr. Langton, Mr. Byrne was heard in his place, and having withdrawn, Mr. Snodgrass moved, That Mr. Byrne be committed to the custody of the Serjeant-at-Arms. Debate ensued.

Mr. Byrne having been called in, was heard to state what words he used towards Mr. Langton, and expressed his regret if he had committed a breach of the privileges of this House.

Motion, by leave, withdrawn.

8. TARIFF.—Debate on the question—

- (1.) That the rejection, for the third time, of the Tariff, exhibits a total disregard of the opinion and wishes of the people of this Colony as expressed at the last general election.  
(2.) That inasmuch as such tariff has been passed by large majorities of the Assembly, in two successive Sessions of Parliament assembled, after two general elections, this House will withhold its confidence from any administration which shall refuse or neglect to adopt forthwith the Bill of Supply embodying such tariff as already submitted to the Council, and with which the rights and privileges of this Assembly are identified—resumed.

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

Debate ensued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 18.		Noes. 39.	
Mr. Aspinall,	Mr. Levi,	Mr. Baillie,	Mr. Macgregor,
Mr. Bayles,	Mr. MacBain,	Mr. Balfour,	Mr. McCaw,
Mr. Blackwood,	Mr. Macpherson,	Mr. Bindon,	Mr. McCulloch,
Mr. Davies,	Mr. O'Grady,	Mr. Bowman,	Mr. McKean,
Mr. Frazer,	Mr. Snodgrass,	Mr. Burrowes,	Mr. Ramsay,
Mr. Gillies,	Mr. Whiteman.	Mr. Burt,	Mr. Reeves,
Mr. Hanna,		Mr. Byrne,	Mr. Richardson,
Mr. Kerferd,	<i>Tellers.</i>	Mr. Casey,	Mr. G. Paton Smith,
Mr. Langton,	Mr. McLellan,	Mr. Cope,	Mr. G. V. Smith,
Mr. Levey,	Mr. Orr.	Mr. Cunningham,	Mr. F. L. Smyth,
		Mr. Edwards,	Mr. Sullivan,
		Mr. Evans,	Mr. Tucker,
		Mr. Farrell,	Mr. Vale,
		Mr. Francis,	Mr. Watkins,
		Mr. Grant,	Mr. Wheeler,
		Mr. Harbison,	Mr. Wilson.
		Dr. Heath,	
		Mr. Henty,	<i>Tellers.</i>
		Mr. Higinbotham,	Mr. Dyte,
		Mr. Hopkins,	Mr. Jones.
		Mr. Love,	

And so it passed in the negative.

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

Debate ensued.

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 14.

Mr. Aspinall,	Mr. McLellan,
Mr. Frazer,	Mr. Macpherson,
Mr. Gillies,	Mr. O'Grady,
Mr. Hanna,	Mr. Snodgrass.
Mr. Kerferd,	
Mr. Langton,	<i>Tellers.</i>
Mr. Levey,	Mr. Blackwood,
Mr. Levi,	Mr. Orr.

Noes, 38.

Mr. Baillie,	Mr. Love,
Mr. Balfour,	Mr. Macgregor,
Mr. Bindon,	Mr. McCaw,
Mr. Bowman,	Mr. McCulloch,
Mr. Burrowes,	Mr. McKean,
Mr. Burt,	Mr. Ramsay,
Mr. Casey,	Mr. Reeves,
Mr. Cope,	Mr. Richardson,
Mr. Cunningham,	Mr. G. Paton Smith,
Mr. Dyte,	Mr. G. V. Smith,
Mr. Edwards,	Mr. F. L. Smyth,
Mr. Evans,	Mr. Sullivan,
Mr. Farrell,	Mr. Tucker,
Mr. Francis,	Mr. Vale,
Mr. Grant,	Mr. Watkins,
Mr. Harbison,	Mr. Wheeler.
Dr. Heath,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Hopkins,	Mr. Byrne,
Mr. Jones,	Mr. Wilson.

And so it passed in the negative.

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

Debate ensued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 14.

Mr. Aspinall,	Mr. Macpherson,
Mr. Frazer,	Mr. O'Grady,
Mr. Gillies,	Mr. Snodgrass.
Mr. Hanna,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Langton,	
Mr. Levey,	Mr. Blackwood,
Mr. Levi,	Mr. Orr.
Mr. McLellan,	

Noes, 38.

Mr. Baillie,	Mr. Macgregor,
Mr. Balfour,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Bowman,	Mr. McKean,
Mr. Burrowes,	Mr. Ramsay,
Mr. Burt,	Mr. Reeves,
Mr. Byrne,	Mr. Richardson,
Mr. Casey,	Mr. G. Paton Smith,
Mr. Cope,	Mr. G. V. Smith,
Mr. Cunningham,	Mr. F. L. Smyth,
Mr. Dyte,	Mr. Sullivan,
Mr. Edwards,	Mr. Tucker,
Mr. Farrell,	Mr. Vale,
Mr. Francis,	Mr. Wardrop,
Mr. Grant,	Mr. Watkins,
Dr. Heath,	Mr. Wheeler.
Mr. Henty,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Jones,	Mr. Wilson,
Mr. Love,	Mr. Hopkins.

And so it was passed in the negative.

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

Debate ensued.

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 11.

Mr. Gillies,	Mr. Orr,
Mr. Hanna,	Mr. Snodgrass.
Mr. Langton,	
Mr. Levey,	<i>Tellers.</i>
Mr. Levi,	
Mr. McLellan,	Mr. Blackwood,
Mr. O'Grady,	Mr. Kerferd.

Noes, 35.

Mr. Aspinall,	Mr. McCulloch,
Mr. Baillie,	Mr. McKean,
Mr. Balfour,	Mr. Ramsay,
Mr. Bindon,	Mr. Reeves,
Mr. Burt,	Mr. Richardson,
Mr. Byrne,	Mr. G. Paton Smith,
Mr. Casey,	Mr. G. V. Smith,
Mr. Cope,	Mr. F. L. Smyth,
Mr. Edwards,	Mr. Sullivan,
Mr. Evans,	Mr. Tucker,
Mr. Farrell,	Mr. Vale,
Mr. Grant,	Mr. Watkins,
Mr. Harbison,	Mr. Wheeler,
Dr. Heath,	Mr. Wilson.
Mr. Henty,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Jones,	
Mr. Love,	Mr. Francis,
Mr. McCaw,	Mr. Hopkins.

And so it passed in the negative.

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

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 12.

Mr. Aspinall,	Mr. O'Grady,
Mr. Blackwood,	Mr. Orr,
Mr. Gillies,	Mr. Snodgrass.
Mr. Hanna,	
Mr. Langton,	<i>Tellers.</i>
Mr. Levey,	Mr. Kerferd,
Mr. Levi,	Mr. McLellan.

Noes, 34.

Mr. Balfour,	Mr. McCulloch,
Mr. Bindon,	Mr. McKean,
Mr. Burt,	Mr. Ramsay,
Mr. Byrne,	Mr. Reeves,
Mr. Casey,	Mr. Richardson,
Mr. Cope,	Mr. G. Paton Smith,
Mr. Edwards,	Mr. G. V. Smith,
Mr. Evans,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Sullivan,
Mr. Francis,	Mr. Tucker,
Mr. Grant,	Mr. Vale,
Mr. Harbison,	Mr. Wardrop,
Dr. Heath,	Mr. Watkins,
Mr. Henty,	Mr. Wheeler.
Mr. Higinbotham,	
Mr. Jones,	<i>Tellers.</i>
Mr. Love,	Mr. Wilson,
Mr. McCaw,	Mr. Hopkins.

And so it passed in the negative.

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

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 12.

Mr. Aspinall,	Mr. Levi,
Mr. Blackwood,	Mr. O'Grady,
Mr. Gillies,	Mr. Snodgrass,
Mr. Hanna,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Langton,	Mr. Orr,
Mr. Levey,	Mr. McLellan.

Noes, 35.

Mr. Baillie,	Mr. McCulloch,
Mr. Balfour,	Mr. McKean,
Mr. Bindon,	Mr. Ramsay,
Mr. Burt,	Mr. Reeves,
Mr. Byrne,	Mr. Richardson,
Mr. Cope,	Mr. G. Paton Smith,
Mr. Cunningham,	Mr. G. V. Smith,
Mr. Edwards,	Mr. F. L. Smyth,
Mr. Evans,	Mr. Sullivan,
Mr. Farrell,	Mr. Tucker,
Mr. Francis,	Mr. Vale,
Mr. Grant,	Mr. Wardrop,
Mr. Harbison,	Mr. Watkins,
Dr. Heath,	Mr. Wheeler,
Mr. Henty,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Jones,	Mr. Wilson,
Mr. Love,	Mr. Hopkins.
Mr. McCaw,	

And so it was passed in the negative.

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

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 11.

Mr. Aspinall,	Mr. McLellan,
Mr. Blackwood,	Mr. O'Grady.
Mr. Gillies,	
Mr. Hanna,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Levey,	Mr. Snodgrass,
Mr. Levi,	Mr. Orr.

Noes, 33.

Mr. Baillie,	Mr. McCulloch,
Mr. Balfour,	Mr. McKean,
Mr. Bindon,	Mr. Ramsay,
Mr. Burt,	Mr. Reeves,
Mr. Casey,	Mr. Richardson,
Mr. Cope,	Mr. G. Paton Smith,
Mr. Cunningham,	Mr. G. V. Smith,
Mr. Evans,	Mr. Sullivan,
Mr. Farrell,	Mr. Tucker,
Mr. Francis,	Mr. Vale,
Mr. Grant,	Mr. Wardrop,
Mr. Harbison,	Mr. Watkins,
Dr. Heath,	Mr. Wheeler.
Mr. Henty,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Jones,	Mr. Edwards,
Mr. Love,	Mr. Hopkins.
Mr. McCaw,	

And so it passed in the negative.

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

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 12.	
Mr. Aspinall,	Mr. Orr,
Mr. Blackwood,	Mr. Snodgrass.
Mr. Gillies,	
Mr. Langton,	<i>Tellers.</i>
Mr. Levey,	Mr. Kerferd,
Mr. Levi,	Mr. Hanna.
Mr. McLellan,	
Mr. O'Grady,	

Noes, 35.	
Mr. Baillie,	Mr. Love,
Mr. Balfour,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Burt,	Mr. McKean,
Mr. Casey,	Mr. Ramsay,
Mr. Cope,	Mr. Reeves,
Mr. Cunningham,	Mr. G. Paton Smith,
Mr. Edwards,	Mr. G. V. Smith,
Mr. Evans,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Sullivan,
Mr. Francis,	Mr. Tucker,
Mr. Grant,	Mr. Vale,
Mr. Harbison,	Mr. Wardrop,
Dr. Heath,	Mr. Watkins,
Mr. Henty,	Mr. Wheeler.
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Hopkins,	Mr. Byrne,
Mr. Jones,	Mr. Wilson.

And so it passed in the negative.

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

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 11.	
Mr. Aspinall,	Mr. O'Grady,
Mr. Gillies,	Mr. Orr.
Mr. Hanna,	
Mr. Kerferd,	<i>Tellers.</i>
Mr. Langton,	Mr. Snodgrass,
Mr. Levi,	Mr. Blackwood.
Mr. McLellan,	

Noes, 32.	
Mr. Baillie,	Mr. Love,
Mr. Balfour,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Burt,	Mr. Ramsay,
Mr. Byrne,	Mr. Reeves,
Mr. Casey,	Mr. Richardson,
Mr. Cope,	Mr. G. Paton Smith,
Mr. Cunningham,	Mr. G. V. Smith,
Mr. Evans,	Mr. F. L. Smyth,
Mr. Farrell,	Mr. Sullivan,
Mr. Francis,	Mr. Vale,
Mr. Grant,	Mr. Watkins,
Mr. Harbison,	Mr. Wheeler.
Dr. Heath,	<i>Tellers.</i>
Mr. Henty,	Mr. Wilson,
Mr. Hopkins,	Mr. McKean.
Mr. Jones,	

And so it passed in the negative.

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

Debate ensued.

Motion by leave withdrawn.

Debate continued.

Mr. McLellan moved as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof, the words, "inasmuch as the Legislative Council has expressed its willingness to give its assent to the abolition of the Export Duty on Gold, and to the Tariff, if sent up separately, it is desirable, viewing the circumstances of the colony, the injury done to the public credit, the long and continued inconvenience to the public servants, the stoppage of public works, and the consequent injury to all branches of trade arising from the differences between the Two Houses, that the above measures be sent up separately."

Debate further continued.

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

Assembly divided.

Ayes, 37.	
Mr. Baillie,	Mr. Jones,
Mr. Balfour,	Mr. Longmore,
Mr. Bindon,	Mr. Love,
Mr. Bowman,	Mr. Macgregor,
Mr. Burt,	Mr. McCulloch,
Mr. Byrne,	Mr. McKean,
Mr. Casey,	Mr. Ramsay,
Mr. Cope,	Mr. Reeves,
Mr. Cunningham,	Mr. Richardson,
Mr. Edwards,	Mr. G. Paton Smith,
Mr. Evans,	Mr. G. V. Smith,
Mr. Farrell,	Mr. F. L. Smyth,
Mr. Francis,	Mr. Sullivan,
Mr. Frazer,	Mr. Tucker,
Mr. Grant,	Mr. Watkins,
Mr. Halfey,	Mr. Wilson.
Dr. Heath,	<i>Tellers.</i>
Mr. Henty,	Mr. Vale,
Mr. Higinbotham,	Mr. Hopkins.

Noes, 15.	
Mr. Aspinall,	Mr. O'Grady,
Mr. Blackwood,	Mr. Orr,
Mr. Gillies,	Mr. Snodgrass,
Mr. Hanna,	Mr. Snowball.
Mr. Langton,	
Mr. Levey,	<i>Tellers.</i>
Mr. Levi,	Mr. Kerferd,
Mr. MacBain,	Mr. McLellan.
Mr. Moore,	

Question—(1.) That the rejection, for the third time, of the Tariff, exhibits a total disregard of the opinion and wishes of the people of this Colony as expressed at the last general election.

(2.) That inasmuch as such tariff has been passed by large majorities of the Assembly, in two successive Sessions of Parliament assembled, after two general elections, this House will withhold its confidence from any administration which shall refuse or neglect to adopt forthwith the Bill of Supply embodying such tariff as already submitted to the Council, and with which the rights and privileges of this Assembly are identified—put. Assembly divided.

Ayes, 37.		Noes, 15.	
Mr. Baillie,	Mr. Love,	Mr. Aspinall,	Mr. O'Grady,
Mr. Balfour,	Mr. Macgregor,	Mr. Gillies,	Mr. Orr,
Mr. Bindon,	Mr. McCulloch,	Mr. Hanna,	Mr. Snodgrass,
Mr. Bowman,	Mr. McKean,	Mr. Kerferd,	Mr. Snowball,
Mr. Burt,	Mr. Ramsay,	Mr. Langton,	
Mr. Byrne,	Mr. Reeves,	Mr. Levey,	<i>Tellers.</i>
Mr. Casey,	Mr. Richardson,	Mr. Levi,	
Mr. Cope,	Mr. G. Paton Smith,	Mr. MacBain,	Mr. Blackwood,
Mr. Cunningham,	Mr. G. V. Smith,	Mr. Moore,	Mr. McLellan.
Mr. Edwards,	Mr. F. L. Smyth,		
Mr. Evans,	Mr. Sullivan,		
Mr. Farrell,	Mr. Tucker,		
Mr. Francis,	Mr. Vale,		
Mr. Frazer,	Mr. Watkins,		
Mr. Grant,	Mr. Wilson.		
Mr. Halfey,			
Dr. Heath,	<i>Tellers.</i>		
Mr. Henty,			
Mr. Higinbotham,	Mr. Longmore,		
Mr. Jones,	Mr. Hopkins.		

And so it passed 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 Tuesday, 20th March instant:—

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

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

“*Volunteer Law Amendment Bill—Second reading.*”

Assembly adjourned at seven minutes to four o'clock p.m., on Saturday, 17th March, until Tuesday next, at four o'clock.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

TUESDAY, 20TH MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MURRAY DISTRICT ELECTION.—Mr. Higinbotham moved, by leave of the Assembly, That the Clerk of the Assembly have permission to attend, and give evidence on the part of the Crown, at the Court of General Sessions, to be holden at Jamieson, on the 23rd March instant, touching certain informations to be preferred against Jeremiah Ryan and Godley Reidnitz, in cases of personating voters; and that he have permission to produce to the Court and Jury on such trials, the Writ for the election of a Member to serve for the Electoral District of Murray, the Ballot Papers, official Roll supplied to the Returning Officer, the official Roll likewise supplied to the Deputy Returning Officer for Mansfield Division, at the last election for the District of the Murray, the original appointment of the Deputy Returning Officer at Jamieson, and the Book in which electors signed their names; and all the other books, papers, and documents, connected with the said election.

Debate ensued.

Question—put and resolved in the affirmative.

3. PETITION.—Mr. Embling presented a Petition from the Mayor and Councillors of the Borough of Fitz Roy, under the Corporate Seal of the Municipality, praying this House to adopt an Act compelling the closing the City Manure Depôt; prohibiting the deposit of night-soil near populated localities; empowering the local authorities to make bye-laws for regulating the use of deodorising materials in closets, and for the removal thereof, to levy a tax or enforce a scale of charges for costs incurred thereby, and to adopt such like regulations as might be deemed advisable for suppressing the daily increasing nuisance arising from the want of proper measures for the removal and disposal of night-soil.

Ordered to lie on the Table.

4. ARGUS NEWSPAPER—COMPLAINT.—The Order of the Day for the attendance of the Printer and Publisher of the *Argus* newspaper having been read, the Serjeant-at-Arms informed the House that Mr. Hugh George was in attendance.

Mr. Higinbotham moved, That Mr. Hugh George be called to the Bar of the House.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Hugh George was then called in, and having appeared at the Bar of the House, was examined as follows:—

*By Mr. Speaker.*—What is your name?—Hugh George.

Are you the publisher of the *Argus* newspaper?—I am the printer and publisher.

An article appeared in the *Argus* of Friday, the 16th March, which has been held by this House to be a breach of its privileges—that was printed and published, I presume, by you?—May I inquire whether I shall be allowed to be heard by counsel?

I am merely asking you a question, and you will answer my question?—Will you have the kindness to repeat it?

You are the printer and publisher of the *Argus* newspaper?—I am.

In that paper of Friday, 16th March, appeared an article, that has been held by this House to be a breach of its privileges, and a reflection upon an honorable member of this House—did you publish that?—I did.

Have you anything to say in reference to that article?—Now I beg to repeat my question, whether I may be heard by counsel?

I know of no instance where a person in your position has been heard by counsel—you can withdraw from the bar at present.

Mr. George having withdrawn,

Mr. Aspinall moved, That Mr. George be allowed counsel at the Bar.

Debate ensued.

Notice being taken that Mr. J. H. Webb, shorthand writer to the Legislative Assembly, was present in the House, and that he ought to be considered as a stranger, he was directed to withdraw, and having withdrawn—

Mr. Grant moved, That the shorthand writer do attend this House, and take down evidence given this day.

Debate ensued.

Motion, That the shorthand writer do attend this House, and take down evidence given this day, by leave, withdrawn.

Mr. Webb having again taken his seat at the table—

Objection being again taken to Mr. Webb's presence, Mr. Speaker directed him to retire, and having retired—

Debate continued.

Question—That Mr. George be allowed counsel at the Bar—put.

Assembly divided.

Ayes, 21.		Noes, 39.	
Mr. Aspinall,	Capt. Mac Mahon,	Mr. Baillie,	Mr. Macgregor,
Mr. Blackwood,	Mr. Moore,	Mr. Balfour,	Mr. McCaw,
Mr. Bunny,	Mr. O'Grady,	Mr. Bayles,	Mr. McCulloch,
Mr. Embling,	Mr. G. Paton Smith,	Mr. Bindon,	Mr. McKean,
Mr. Gillies,	Mr. Snodgrass,	Mr. Burrowes,	Mr. Ramsay,
Mr. Hanna,	Mr. Snowball,	Mr. Burt,	Mr. Reeves,
Mr. Kerferd,	Mr. Whiteman.	Mr. Byrne,	Mr. Richardson,
Mr. Langton,		Mr. Cope,	Mr. G. V. Smith,
Mr. Levey,		Mr. Cunningham,	Mr. J. T. Smith,
Mr. Levi,	<i>Tellers.</i>	Mr. Davies,	Mr. F. L. Smyth,
Mr. MacBain,	Mr. Orr,	Mr. Evans,	Mr. Sullivan,
Mr. McCann,	Mr. McLellan.	Mr. Farrell,	Mr. Vale,
		Mr. Francis,	Mr. Verdon,
		Mr. Grant,	Mr. Watkins,
		Mr. Halfey,	Mr. Wheeler.
		Mr. Harbison,	Mr. Wilson.
		Dr. Heath,	
		Mr. Henty,	<i>Tellers.</i>
		Mr. Higinbotham,	Mr. Dyte,
		Mr. Jones,	Mr. Hopkins.
		Mr. King,	

And so it passed in the negative.

Mr. George having been called in—

Mr. Webb, the shorthand writer, again took his seat at the Table—

Objection was again taken to his presence.

Mr. George was ordered to withdraw, and having withdrawn—

Debate on the presence of the shorthand writer continued.

Mr. George again called in.

*Mr. Speaker.*—When I ordered you to withdraw upon the first occasion, I think I asked you whether you had anything to say with regard to the article which appeared in the *Argus* of the date I mentioned, and which has been objected to by this House, and held to be libellous?—As I understand I have been refused the offices of counsel, I beg permission of the House to make a short statement, and if that be granted me, I will read the following:—“Mr. Speaker—As the publisher of the *Argus*, I hold myself directly responsible for everything which appears in its columns, and am here to-day, in obedience to your summons, to avow that the expression complained of in the first leading article in Friday's issue was published by me. I further declare that, in the expression employed, it was not intended to reflect upon the personal honor of the Honorable the Chief Secretary, but simply to assert that the statement made by that honorable gentleman was not consistent with truth, and I respectfully submit, that if the expression referred to be read in its connection with that which follows, this will appear to be the case; and I further declare in vindication of the liberty which the press of right enjoys, that, as thus understood, the article referred to is no more than a fair criticism upon a statement made by a servant of the Crown in his public capacity, and in a public place.”

Have you anything further to say?—Nothing further.

*Capt. Mac Mahon.*—I should like to ask Mr. George, whether he means that the article referred to a political statement made by the Honorable the Chief Secretary, with regard to the Upper House being revolutionary in their proceedings?—That was one of the statements referred to, I believe, though not the exclusive one.

I understand Mr. George to say, that the article referred to was intended, in his view of the matter, to state that a political statement made by the Honorable the Chief Secretary, with regard to the proceedings of another branch of the Legislature, was in his view, politically incorrect or untrue?—That is the case.

*Mr. McCulloch.*—I wish to ask whether Mr. George justifies the statement that was made, that the statement I made on the previous evening bristled with false-

hoods?—I do ; most certainly I do : allow me to add, with the qualification contained in my read statement.

*Mr. Snodgrass.*—I wish to ask Mr. George whether, as the printer and publisher of a newspaper possessing great weight, no doubt, in this colony, and in other parts of the world, in his opinion the action of this House, in any shape or form, interferes with the rights and liberties of the press?—

Objection being taken to this question.

Mr. Hugh George was ordered to withdraw, and having withdrawn—  
Debate ensued.

Mr. Snodgrass declined to insist on putting the above question.

Mr. George was again called in, and further examined.

*Mr. Bunny.*—Was any thing in this article intended as a personal reflection on the character of the Chief Secretary?

*Mr. George.*—Not upon his private character.

*Mr. Bindon.*—Has Mr. George any control over the language of the leading articles in the *Argus*?—I am responsible for all that is published in the *Argus*.

Mr. George was then ordered to withdraw, and having withdrawn, Mr. Higinbotham moved, That the said Hugh George, having published in the said *Argus* newspaper, the said libellous words, is guilty of a contempt and breach of the privileges of this House, and that he be, for his said offence, committed to the custody of the Serjeant-at-Arms of the Legislative Assembly, and that Mr. Speaker do issue his warrant accordingly.

Mr. Levey 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 do now proceed to the next order of the day.”

Debate ensued.

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

Question—That the said Hugh George, having published in the said *Argus* newspaper, the said libellous words, is guilty of a contempt and breach of the privileges of this House, and that he be, for his said offence, committed to the custody of the Serjeant-at-Arms of the Legislative Assembly, and that Mr. Speaker do issue his warrant accordingly—put.  
Assembly divided.

Ayes 33.

Mr. Baillie,	Mr. King,
Mr. Balfour,	Mr. McCann,
Mr. Burrowes,	Mr. McCaw,
Mr. Burt,	Mr. McCulloch,
Mr. Byrne,	Mr. Ramsay,
Mr. Cope,	Mr. Reeves,
Mr. Cunningham,	Mr. Richardson,
Mr. Davies,	Mr. J. T. Smith,
Mr. Evans,	Mr. Sullivan,
Mr. Farrell,	Mr. Vale,
Mr. Francis,	Mr. Verdon,
Mr. Grant,	Mr. Wardrop,
Mr. Harbison,	Mr. Wilson.
Dr. Heath,	
Mr. Henty,	
Mr. Higinbotham,	<i>Tellers.</i>
Mr. Hopkins,	Mr. McKean,
Mr. Jones,	Mr. Dyte.

And so it was resolved in the affirmative.

Noes 14.

Mr. Blackwood,	Mr. G. V. Smith,
Mr. Gillies,	Mr. Snodgrass,
Mr. Kerferd,	Mr. Snowball.
Mr. Langton,	
Mr. Levi,	<i>Tellers.</i>
Mr. MacBain,	Mr. Levey,
Mr. McLellan,	Mr. Whiteman.
Mr. O'Grady,	
Mr. Orr,	

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

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

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

“*Volunteer Law Amendment Bill—Second reading.*”

Assembly adjourned at eleven 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. 18.

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WEDNESDAY, 21<sup>ST</sup> MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ABSENCE OF CLERK OF ASSEMBLY.—Mr. Speaker having announced that the Clerk of the Assembly was absent on duty, and was thereby prevented from attending the meetings of the Assembly,  
Mr. McCulloch, by leave of the Assembly, moved, That the Clerk Assistant do perform the duties of the Clerk of the Assembly during his absence ; and do take his chair at the Table.  
Question—put and resolved in the affirmative.
3. Mr. McCulloch moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.

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

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

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 19.

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THURSDAY, 22ND MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, adjourn until Tuesday, 27th March instant.  
Question—put and resolved in the affirmative.
- Assembly adjourned at twenty-five minutes to five o'clock, until four o'clock on Tuesday next.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

TUESDAY, 27<sup>TH</sup> MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. ARGUS NEWSPAPER—COMPLAINT.—Mr. McCulloch moved, That Mr. Hugh George be discharged from the custody of the Serjeant-at-Arms upon payment of his fees.  
Debate ensued.  
Mr. Tucker moved, That this debate be now adjourned.  
Debate ensued.  
Question—That this debate be now adjourned—put and negatived.  
Debate continued.  
Mr. Edwards moved as an amendment, That all the words after the word “Arms” be omitted.  
Debate further continued.  
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.  
Question—That Mr. Hugh George be discharged from the custody of the Serjeant-at-Arms upon payment of his fees—put and resolved in the affirmative.
  3. ADJOURNMENT.—Mr. McCulloch moved, That this House do now adjourn.  
Question—put and resolved in the affirmative.
- Assembly adjourned at ten minutes to six o'clock, until four o'clock to-morrow.

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

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

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WEDNESDAY, 28<sup>TH</sup> MARCH, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. McCulloch moved, That this House do now adjourn.  
Debate ensued.  
Motion, by leave, withdrawn.  
Mr. McCulloch then moved, That the House, at its rising, this day, adjourn until  
Wednesday, 4th April next.  
Debate ensued.  
Question—put and resolved in the affirmative.

Assembly adjourned at twenty minutes to nine o'clock until Wednesday, 4th April next, at  
four o'clock.

FRANs. MURPHY,  
*Speaker.*

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

WEDNESDAY, 4TH APRIL, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Orr presented a Petition from the Murray, Ovens, and Goulburn Vine-growers' Association, praying this House to extend the same privilege to wine companies that might hereafter be formed, for purchasing wines wholesale, as are given to the vine growers in Clause 10 of the Distillation Act, No. 147, 25 Victoria, and that in the Bill brought before this House for amending District Councils Bill (better known as the Local Government Act) provision might be made for limiting the powers of Councils or Road Boards from valuing vineyard property at a higher sum than the best agricultural lands in the same neighborhood.  
Ordered to lie on the Table.
3. PAPERS.—Mr. McCulloch presented—  
Murray River Islands.—Return to an Address from the Legislative Assembly, dated 27th February last, for Copies of any Correspondence between the Governments of Victoria and New South Wales, upon the respective claims of the two colonies to the islands in the Murray River, known as "Pental" and "Paggua Milly" Islands.  
Ordered to lie on the Table.  
Mr. Sullivan presented, by command of His Excellency the Governor—  
The Mining Statute 1865.—Orders in Council for Regulations relating to Mineral Leases. Regulations relating to Gold Mining Leases. Regulations relating to Licenses under the 36th Section, so far as the same relates to races, drains, dams, and reservoirs, to be used in connection with mining for gold, or any metal or mineral other than gold. Regulations respecting Licenses to search for any metal or mineral other than gold.  
Ordered to lie on the Table.  
Mr. Verdon presented, by command of His Excellency the Governor—  
Constitution Act.—Statement of Expenditure under Schedule D to Act 18 & 19 Vict. cap. 55, on account of the years 1863 and 1864.  
Ordered to lie on the Table.
4. ADJOURNMENT.—Mr. McCulloch moved, That this House do now adjourn.  
Debate ensued.  
Question—put and resolved in the affirmative.  
Whereupon Assembly adjourned at a quarter to six o'clock until four o'clock to-morrow.

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

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

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THURSDAY, 5TH APRIL, 1866.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
  2. PAPERS.—Mr. Francis presented—  
Immigration.—Report for the month of February, 1866.  
Ordered to lie on the Table.
  3. ADJOURNMENT.—Mr. McCulloch moved, by leave of the Assembly, That the House, at its rising this day, adjourn until Wednesday, 11th April instant.  
Debate ensued.  
Question—put and resolved in the affirmative.
  4. PAPERS.—Mr. Verdon presented—  
Volunteer Force.—Regulations for the Victorian Volunteer Force.  
Ordered to lie on the Table.
- Assembly adjourned at eighteen minutes to five o'clock, until Wednesday, 11th April instant, at four o'clock.

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

# Select Committees

APPOINTED DURING FIRST SESSION 1866.

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## 1.—REPLY TO GOVERNOR'S OPENING SPEECH.

(Appointed 13th February, 1866.)

Mr. McCulloch,  
Mr. Love,  
Mr. Bindon,  
Mr. Cope,

Mr. Macgregor,  
Mr. Casey,  
Mr. Vale,  
Mr. Balfour—(*Mover*).

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## 2.—LIBRARY.

(Appointed 14th February, 1866.)

Mr. Speaker,  
Mr. Edwards,  
Mr. Casey,

Mr. Vale,  
Mr. Ireland.

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## 3.—PARLIAMENT BUILDINGS.

(Appointed 14th February, 1866.)

Mr. Speaker,  
Mr. Bayles,  
Mr. Harbison,

Mr. Frazer,  
Mr. Blackwood.

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## 4.—REFRESHMENT ROOMS.

(Appointed 14th February, 1866.)

Mr. J. T. Smith,  
Mr. Snodgrass,  
Mr. Aspinall,

Mr. Sands,  
Mr. Tucker.

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## 5.—STANDING ORDERS.

(Appointed 14th February, 1866.)

Mr. Speaker,  
Mr. Lalor,  
Mr. Macgregor,  
Mr. Snodgrass,  
Mr. Ireland,

Mr. Higinbotham,  
Mr. Bindon,  
Mr. Gillies,  
Mr. McCulloch.

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## 6.—PRINTING.

(Appointed 14th February, 1866.)

Mr. Speaker,  
Mr. Richardson,  
Mr. Lalor,  
Mr. Moore,  
Mr. Jones,

Mr. Halfey,  
Mr. O'Grady,  
Mr. Davies,  
Mr. Ramsay.

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## 7.—ELECTIONS AND QUALIFICATIONS.

(Appointed 16th February, 1866.)

Mr. Bunny,  
Mr. Cope,  
Mr. Kerferd,  
Mr. Macgregor,

Mr. Macpherson,  
Mr. O'Grady,  
Mr. G. Paton Smith.

VICTORIA.

# LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

**SESSION 1866.**

THURSDAY, 22<sup>ND</sup> FEBRUARY.

No. 1.—*Tariff.*

Motion made—That towards raising the supply granted to Her Majesty in lieu of the duty of customs now chargeable on opium imported into Victoria, the following duty shall be charged, viz., ten shillings per pound.—(*Mr Verdon.*)

Question put.

The Committee having sat until after twelve of the clock,

FRIDAY (MORNING), 23<sup>RD</sup> FEBRUARY.

Committee divided.

Ayes, 49.

Mr. Baillie,	Mr. Love,
Mr. Balfour,	Mr. McCann,
Mr. Bayles,	Mr. McCaw,
Mr. Bindon,	Mr. McCulloch,
Mr. Burrowes,	Mr. McKean,
Mr. Burt,	Mr. Macpherson,
Mr. Byrne,	Mr. Plummer,
Mr. Connor,	Mr. Ramsay,
Mr. Cope,	Mr. Reeves,
Mr. Cunningham,	Mr. Richardson,
Mr. Embling,	Mr. Riddell,
Mr. Evans,	Mr. G. Paton Smith,
Mr. Farrell,	Mr. J. T. Smith,
Mr. Foott,	Mr. Sullivan,
Mr. Francis,	Mr. Tucker,
Mr. Frazer,	Mr. Vale,
Mr. Grant,	Mr. Verdon,
Mr. Halfey,	Mr. Wardrop,
Mr. Harbison,	Mr. Watkins,
Mr. Heath,	Mr. Wheeler,
Mr. Henty,	Mr. Wilson.
Mr. Higinbotham,	
Mr. Hopkins,	
Mr. Jones,	<i>Tellers.</i>
Mr. King,	Mr. Edwards,
Mr. Longmore,	Mr. Sands.

Noes, 14.

Mr. Blackwood,
Mr. Bunny,
Mr. Gillies,
Mr. Hanna,
Mr. Langton,
Mr. Levey.
Mr. Levi,
Capt. MacMahon,
Mr. Moore,
Mr. O'Grady,
Mr. Snodgrass,
Mr. Whiteman.

*Tellers.*

Mr. McLellan.
Mr. MacBain,

