

VICTORIA

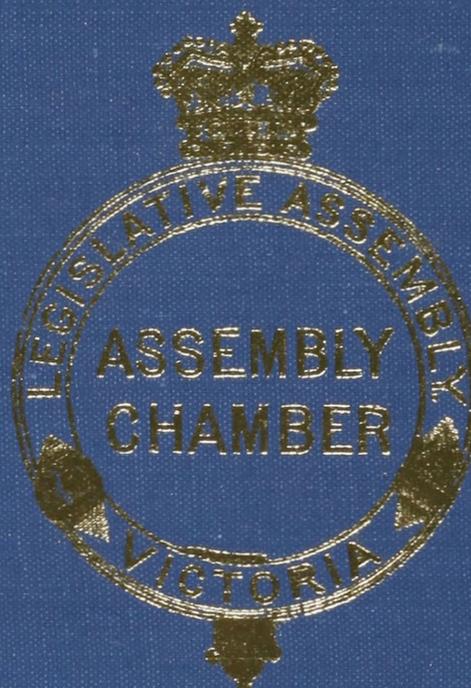


VOTES
AND
PROCEEDINGS
OF THE
LEGISLATIVE
ASSEMBLY

SESSION

1859-60

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ASSEMBLY CHAMBER

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY,

SESSION 1859-60.

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

VOL. I.

By Authority:

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VICTORIA.
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 1.

THURSDAY, 13TH OCTOBER, 1859.

1. Assembly met pursuant to Proclamation of His Excellency the Governor, bearing date the 26th day of September, 1859,—which Proclamation was read by the Clerk, and is as follows :—

PROCLAMATION

By His Excellency SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by *The Constitution Act* it was amongst other things enacted, that it should be lawful for the Governor to fix such places within Victoria, and (subject to the limitation 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 might think fit: And whereas it is expedient to fix the time for holding the next session of the said Legislative Council and Legislative Assembly, now called "The Parliament of Victoria:" Now therefore I, Sir Henry Barkly, 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 Second Parliament of Victoria shall commence and be holden for the despatch of business on Thursday, the thirteenth day of the month of October now next ensuing, at Twelve of the clock at noon, in the Parliament Houses, situate in Parliament Place, Spring Street, in the city of Melbourne: And the Members of the said Legislative Council and 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 twenty-sixth day of September, in the year of our Lord One thousand eight hundred and fifty-nine, and in the twenty-third year of Her Majesty's Reign.

(L.S.)

HENRY BARKLY.
By His Excellency's Command,
JOHN O'SHANASSY.

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 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 followeth :—

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

TO ALL TO WHOM THESE PRESENTS SHALL COME,

GREETING,—

WHEREAS by Proclamation made on the twenty-sixth day of September last past, by His Excellency SIR HENRY BARKLY, Knight Commander of the Bath, Governor of Our Colony of Victoria, the said SIR HENRY BARKLY 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 this day, at Twelve of the clock at noon, in the Parliament Houses, situate in Parliament-place, Spring-street, in the City of Melbourne: And forasmuch as for certain causes the said SIR HENRY BARKLY 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 REDMOND BARRY, ROBERT MOLESWORTH, and ROBERT WILLIAMS POHLMAN, Esquires, Our other Justices of Our said Court, do by the advice of Our Executive Council, give and grant by the tenor of these presents unto the said SIR WILLIAM FOSTER STAWELL, REDMOND BARRY, ROBERT MOLESWORTH, and ROBERT WILLIAMS POHLMAN, or any of them, 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 HENRY BARKLY 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, REDMOND BARRY, ROBERT MOLESWORTH, and ROBERT WILLIAMS POHLMAN, or any 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 HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of Our Colony of Victoria, and Vice-Admiral of the same, at Melbourne, in Our said Colony, this thirteenth day of October, in the year of our Lord One thousand eight hundred and fifty-nine, and in the twenty-third year of Our Reign.

(L.S.)

HENRY BARKLY.
By His Excellency's Command,
JOHN O'SHANASSY.

Entered on Record in Register of Patents, Book 10,
page , this thirteenth day of October, One
thousand eight hundred and fifty-nine.

JOHN O'SHANASSY.

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 18th of this instant, October, at Twelve o'clock at noon, 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.—Redmond Barry, Esquire, one of the Judges of the Supreme Court of Victoria, 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, and so forth.*

TO REDMOND BARRY, Esquire, 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 Thursday next, the thirteenth day of October 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 HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of Our Colony of Victoria, and Vice-Admiral of the same, at Melbourne, in Our said Colony, this thirteenth day of October, One thousand eight hundred and fifty-nine, and in the twenty-third year of Our Reign.

(L.S.)

HENRY BARKLY.
By His Excellency's Command,
JOHN O'SHANASSY.

Entered on Record by me in Register of Patents, Book 10,
page 96, this thirteenth day of October, One thousand
eight hundred and fifty-nine.

JOHN O'SHANASSY,

And which Commission was read by the Clerk.

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

West Melbourne	-	-	-	{ Robert Caldwell.
				{ Thomas Loader.
North Melbourne	-	-	-	{ John Sinclair.
				{ George Elliott Barton.
East Melbourne	-	-	-	{ James McCulloch.
				{ Alexander Hunter.
Emerald Hill	-	-	-	Robert Stirling Anderson.
Sandridge	-	-	-	William Nicholson.
Williamstown	-	-	-	George Frederic Verdon.
				{ Charles Jardine Don.
Collingwood	-	-	-	{ Thomas Embling.
				{ George Milner Stephen.
Brighton	-	-	-	Charles Hotson Ebdon.
Richmond	-	-	-	{ James Goodall Francis.
				{ Alfred Woolley.
St. Kilda	-	-	-	{ Archibald Michie.
				{ James Stewart Johnston.
Mornington	-	-	-	William Lyall.
South Bourke	-	-	-	{ Louis Lawrence Smith.
				{ Hibbert Newton.
Evelyn	-	-	-	John Charles King.
North Gipps Land	-	-	-	John Johnson.
East Bourke	-	-	-	{ James MacIntosh.
				{ Robert Bennett.
South Gipps Land	-	-	-	Angus McMillan.
East Bourke Boroughs	-	-	-	Richard Heales.
				{ Mark Last King.
West Bourke	-	-	-	{ Henry Amsinck.
				{ Patrick Phelan.
Kilmore	-	-	-	The Hon. John O'Shanassy.
Kyneton Boroughs	-	-	-	William Henry Hadley.
Dalhousie	-	-	-	Peter Snodgrass.
Rodney	-	-	-	John Everard.
Murray	-	-	-	David Reid.
Murray Boroughs	-	-	-	Francis Murphy.
Maryborough	-	-	-	{ Michael Prendergast.
				{ Richard Davies Ireland.
				{ John Macadam.
Castlemaine	-	-	-	Vincent Pyke.
				{ Butler Cole Aspinall.
				{ William Fraser.
Creswick	-	-	-	{ John Thomas Smith.
				{ George Harker.
Maldon	-	-	-	Robert Frederick Howard.
Sandhurst	-	-	-	John Henderson.
				{ George Samuel Evans.
Avoca	-	-	-	{ James McPherson Grant.
				{ George Brodie.
Mandurang	-	-	-	{ Thomas Carpenter.
				{ John Dennistoun Wood.
Ovens	-	-	-	Alexander Keefer.
				{ James Cowie.
Geelong East	-	-	-	{ Alexander Thomson.
				{ James Harrison.
Geelong West	-	-	-	{ John Henry Brooke.
Ripon and Hampden	-	-	-	James Service.
				{ James Gattie Carr.
South Grant	-	-	-	{ John Myles.
				{ Peter Lalor.
Polwarth and South Grenville	-	-	-	Joseph Wilkie.
Villiers and Heytesbury	-	-	-	{ Charles Gavan Duffy.
				{ Alexander Russell.
Belfast	-	-	-	John Hood.
Warrnambool	-	-	-	The Hon. George Samuel Wegg Horn.
Dundas	-	-	-	William Thomas Mollison.
Normanby	-	-	-	Edward Henty.
Portland	-	-	-	John Norman McLeod.
Ballaarat West	-	-	-	{ John Robinson Bailey.
				{ Robert Malachy Serjeant.
				{ John Cathie.
Ballaarat East	-	-	-	{ John Basson Humffray.

Grenville - - - - -	{	Richard Henry Lock.
		Robert Gillespie.
Crowlands - - - - -	{	John Houston.
		John Woods.
Ararat - - - - -	{	William McLellan.
		William Joseph O'Hea.

The Clerk also announced that there had been handed to him a Writ, that had been issued by His Excellency the Governor, for the election of one Member to serve in the Legislative Assembly during the present Parliament for the Electoral District of The Wimmera; that there was no return endorsed thereon, but that a letter was appended to the said Writ, addressed to O. F. Timins, Esq., Private Secretary, and which letter is as follows:—

O. F. Timins, Esq.

Horsham, 29th September, 1859.

SIR,

I had the honor to communicate to you by last mail the state of the poll at the Wimmera election, and to return the Writ without endorsement, as all the returns were not in. I have since received the returns from Mr. Hugh Jamieson, the Deputy Returning Officer at Mildura, and find that no votes have been recorded there. The poll will therefore stand as in last account, viz. :—

Firebrace	...	...	...	213
Darlot	...	...	...	78

consequently Robert Tarver Firebrace has been by me publicly declared duly elected. When the Writ or a fresh Writ is returned to me, I shall endorse and forward it.

I have the the honor to be,

Your obedient servant,

JOHN WILSON,

Returning Officer.

5. MEMBERS SWORN.—Robert Caldwell, Esq., Thomas Loader, Esq., John Sinclair, Esq., George Elliott Barton, Esq., James McCulloch, Esq., Alexander Hunter, Esq., Robert S. Anderson, Esq., William Nicholson, Esq., George Verdon, Esq., Charles Jardine Don, Esq., Thomas Embling, Esq., C. H. Ebden, Esq., John O'Shanassy, Esq., Patrick Phelan, Esq., Peter Snodgrass, Esq., John Everard, Esq., David Reid, Esq., Francis Murphy, Esq., M. Prendergast, Esq., R. D. Ireland, Esq., J. M. Grant, Esq., George Samuel Evans, Esq., John Henderson, Esq., Robert Frederick Howard, Esq., James Cowie, Esq., James Harrison, Esq., J. H. Brooke, Esq., James Service, Esq., Alfred Woolley, Esq., Archibald Michie, Esq., J. Stewart Johnston, Esq., William Lyall, Esq., Louis L. Smith, Esq., John C. King, Esq., Robert Bennett, Esq., James Mackintosh, Esq., R. Heales, Esq., A. McMillan, Esq., M. Last King, Esq., Henry Amsinek, Esq., George Harker, Esq., J. T. Smith, Esq., John Macadam, Esq., Vincent Pyke, Esq., Thomas Carpenter, Esq., George Brodie, Esq., J. Dennistoun Wood, Esq., Alexander Keefer, Esq., Jas. G. Carr, Esq., John Myles, Esq., Peter Lalor, Esq., Joseph Wilkie, Esq., C. Gavan Duffy, Esq., Alex. Russell, Esq., John Hood, Esq., G. S. W. Horne, Esq., Will. T. Mollison, Esq., Edwd. Henty, Esq., J. N. McLeod, Esq., John Robinson Bailey, Esq., Robert Malachy Serjeant, Esq., R. H. Lock, Esq., Robt. Gillespie, Esq., John Woods, Esq., William McLellan, Esq., and William Joseph O'Hea, Esq., having severally taken the Oath, 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.

Mr. Horne, addressing himself to the Clerk, proposed to the House for their Speaker Francis Murphy, Esq., and moved, "That Francis Murphy, Esq., do take the Chair of this House as Speaker," which motion was seconded by James McCulloch, Esq.

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

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

And thereupon he sat down in the Chair; and then the Mace (which before lay under the Table) was laid upon the Table.

Then Mr. O'Shanassy and Mr. Ebden having congratulated Mr. Speaker,

6. ADJOURNMENT.—Mr. O'Shanassy moved, That this House do, at its rising this day, adjourn until twelve of the clock to-morrow.

Question—put and resolved in the affirmative.

7. PRESENTATION OF MR. SPEAKER TO THE GOVERNOR.—Mr. O'Shanassy having stated that he had already ascertained that it would be His Excellency's pleasure to receive the Assembly, moved, That the Assembly do to-morrow proceed at twelve o'clock, then to introduce and present their Speaker to His Excellency the Governor.

Question—put and resolved in the affirmative.

Assembly adjourned at twenty-six minutes past one o'clock until twelve o'clock to-morrow.

FRAN^S. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 2.

FRIDAY, 14TH OCTOBER, 1859.

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 am exceedingly happy to find that the House have made choice of a gentleman of your knowledge and experience in parliamentary business, and I entertain no doubt of your discharging your duties with advantage to the public and credit to yourself.

Her Majesty's approval of the manner in which you have already filled the same high and important office, will, I have reason to anticipate, be testified before long by a special mark of Royal favor.

HENRY BARKLY.

Government Offices,
14th October, 1859.

On the motion of Mr. Ebdon, the Assembly adjourned at eighteen minutes to one o'clock until a quarter to twelve o'clock on Tuesday next.

FRAN^S. MURPHY.
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 3.

TUESDAY, 18TH OCTOBER, 1859.

- 1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
- 2. 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 FRANCIS MURPHY, ESQUIRE, 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 authorised by the Governor in that behalf, the oath in the said Bill mentioned; WE DO THEREFORE by these presents command and authorize you from time to time in the Parliament House, in the City of Melbourne, to administer the Oath to such Members of the said Legislative Assembly as have not taken and subscribed the same in the present Parliament. IN TESTIMONY whereof we have caused the Seal of Our said Colony to be hereunto affixed.

WITNESS Our trusty and well-beloved SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of Our Colony of Victoria, and Vice-Admiral of the same, at Melbourne, this fourteenth day of October, One thousand eight hundred and fifty-nine, and in the twenty-third year of Our Reign.

(L.S.)

(Signed) HENRY BARKLY.
By His Excellency's Command,
JOHN O'SHANASSY.

Entered on Record by me in Register of Patents, Book 10, page 98, this fourteenth day of October, One thousand eight hundred and fifty-nine.

JOHN O'SHANASSY.

- 3. MEMBERS SWORN.—Alexander Thomson, Esq., B. Cole Aspinall, Esq., Hibbert Newton, Esq., Jas. G. Francis, Esq., John Houston, Esq., and John Cathie, Esq., having severally taken the oath, took their seats as Members of the Assembly.
- 4. GOVERNOR'S SPEECH.—A Message from His Excellency the Governor, by the Usher of the Legislative 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—
- 5. MEMBERS SWORN.—J. B. Humffray, Esq., Wm. Frazer, Esq., and G. Milner Stephen, Esq., having severally taken the oath, took their seats as Members of the Assembly.
On the motion of Mr. Mollison, the letter from the Returning Officer for the Electoral District of the Wimmera was again read by the Clerk.
Mr. Mollison then moved, That Mr. Robert Tarver Firebrace be sworn at the Table of this House.
Question—put and resolved in the affirmative.
Whereupon Mr. Firebrace was sworn and took his seat as Member of the Assembly.

6. **ADMISSION TO THE LOBBIES.**—Mr. Humfrey, by leave of the Assembly, moved, That strangers be this day admitted to the Lobbies and Corridors of this House, and that the doors thereof be thrown open.

Debate ensued.

Question—put and negatived.

7. **PETITION.**—Dr. Macadam presented a Petition from certain Chinese merchants, miners and others, of the Town and District of Castlemaine, praying the House to repeal the Residence Tax and to substitute some other impost less burdensome, and which could be enforced without exposing them to unnecessary vexation and ignominy.

Ordered to lie on the Table.

8. **PAPERS.**—Mr. Speaker announced that there had been handed to the Clerk of the Assembly, to be laid on the Table of the Assembly, the following Papers, viz. :—

By the Audit Commissioners—

“*Audit Act*”—Statement prepared by the Honorable the Treasurer, of the receipts and payments of the Public Account for the year 1858, accompanied by the Report of the Audit Commissioners, and by the Copies of Cases put for the opinion of the Law Officers to the present date, together with the opinions given thereupon.

Ordered to be printed.

By the Commissioner of Trade and Customs—

Trade and Customs—Accounts relating to Trade and Customs for the Year 1858.
Immigration.—Report of the Immigration Agent upon Colonial Emigration and Immigration for the year 1858.

Severally ordered to lie on the Table.

By the Chief Secretary, by command of His Excellency the Governor—

Criminal Statistics.—General Summary of Capital Offences from 1st January, 1842, to 26th July, 1859, inclusive.

Defences of the Colony.—Progress Report of the Commissioners appointed to consider the best mode of carrying out the recommendations of the Defences Commission of 1858.

Botanical Collection.—Report on the Plants collected during Mr. Babbage's expedition into the North-Western interior of South Australia, in 1858. By Ferd. Mueller, Ph.D., M.D., Government Botanist for the Colony of Victoria.

University of Melbourne.—Report of the Proceedings of the Council of the University of Melbourne during the year commencing on the 1st day of May, 1858, and terminating on the 30th of April, 1859.

Health Officer.—Report for the half-year ending 31st December, 1858.

Central Board of Health.—Fourth Annual Report under the Act 18 Victoria No. 13.

Chief Medical Officer.—Return of Diseases in the various Establishments under the charge of the Chief Medical Officer for the year 1858.

Yarra Bend Lunatic Asylum.—Report on the Yarra Bend Lunatic Asylum, for the year 1858.

Statistics.—Statistics of the Colony of Victoria for the year 1858.

Severally ordered to lie on the Table.

By the Chief Secretary—

Board of National Education.—Rule.

Gold Fields Act.—Orders in Council.

Gold Fields.—Return of Gold Mining Leases sanctioned to the 1st October, 1859, showing the names of lessees, name of company, locality, area, term, annual rent, capital of the company, value of the machinery employed, and number of men engaged in each case.

Severally ordered to be printed.

9. **ELECTRIC TELEGRAPH EXTENSION BILL.**—Mr. O'Shanassy moved, That he have leave to bring in a Bill to extend the Electric Telegraphic communication with Europe.

Question—put and resolved in the affirmative.

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

Mr. O'Shanassy then brought up a Bill, intituled, “*A Bill to extend the Electric Telegraph communication with Europe,*” and moved that it be now read a first time.

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

10. **GOVERNOR'S SPEECH.**—Mr. Speaker reported, That the House had this day attended His Excellency the Governor in the Legislative Council, where His Excellency was pleased to make a Speech to both Houses of Parliament, of which, to prevent mistakes, he had obtained a copy, which he read to the House, and is as followeth :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

I have called you together for the despatch of business at as early a period after the completion of the elections as is consistent with due notice to the Members of the two Houses. Elected upon the enlarged basis of universal suffrage and more equal distribution of representation, I trust that the present will be found better fitted than the former

Parliament to deal with the several important questions which will await its decision, and that the increased number of Members of the Assembly will materially facilitate the despatch of business.

The necessity for carrying through Parliament the amendments in the constitution of the Assembly, of which the recent election is the result, has caused the postponement of several important measures which could not have been advantageously considered or successfully disposed of by the former Parliament. These measures will be immediately introduced, and I submit them with confidence to your consideration.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

The Estimates for the ensuing year will be immediately laid before you. Notwithstanding the continued increase of our population and wealth, and the introduction of some entirely new branches of expenditure, the cost of our public establishments has not been increased, and it affords me the highest satisfaction to be able to inform you that the financial condition of the country is most prosperous. The principle kept in view in framing the Estimates is the appropriation of a very large proportion of our income to the construction of roads and other pressing public improvements. Economy in the several public departments of the Government has not been lost sight of, but I trust you will find that this has in no case been carried to an extent to weaken their efficiency.

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

Among the measures to which I have alluded as having been by common consent postponed for the new Parliament, that for the settlement of the Land question ranks first in importance. A Bill has been prepared, and will shortly be laid before you, to regulate the sale and disposal of the waste lands of the Crown. It contains provisions to facilitate the occupation of land by actual cultivators, and to confer upon them the privilege of local self-government; and these provisions are so constructed as to be capable of indefinite extension as population and the demand for land increase. Closely connected with the settlement of the land is a measure for facilitating its transfer. Such a measure, based upon one recently introduced into the Imperial Parliament, will consequently be submitted to your consideration at an early period.

Measures have been prepared to amend our Gold Fields legislation, and to legalize mining on private property, with due protection to the rights of the owner of the soil. A Bill will also be submitted to you for the thorough revision of the Insolvent Law. In these and other measures, one principle kept steadily in view is, that of localizing administration; and in all cases where there has been previous legislation, besides the necessary amendment of the law, the existing enactments will be consolidated into one Act. These principles will be found to be carried out in the Bills to consolidate and amend the Acts relating to Justices of the Peace, the Acts relating to the maintenance and management of roads, the Laws of the Customs, the Distillation Acts, the Licensing Acts, and others which I need not here enumerate.

The subject of the defences of the Ports and Harbors will demand your early and serious attention. Immediately upon the receipt of the intelligence that a fresh European war had broken out, measures were adopted for organizing Volunteer Corps in the several Municipalities situated near our Sea-board. I also issued a fresh Commission to the military and naval members of the former Defence Commission, who have made several reports, which will be laid before you without delay. Notwithstanding that the war which gave rise to these measures has terminated, I have no doubt that you will come to the conclusion that our defences ought not on that account to be neglected, and that you will adopt such measures as may be deemed most expedient for securing our coasts from hostile attack. In accordance with one of the recommendations of the Commission, a Bill for the organization of a Militia will be laid before you. The recent arrival of H.M.S. *Ielorus*, under the command of an able and zealous officer, in the Port of Melbourne, completes the naval armament destined by the Imperial Government for the defence of the Australian coasts.

Soon after the close of the last session of Parliament, I issued a Commission nominating several gentlemen of high character to enquire into the state of the Civil Service, with a view to securing the efficiency and economy of every department thereof. During the last five months that Commission has sedulously prosecuted its investigations, and has collected a great body of valuable evidence. Some of the members have also visited the Gold Fields, for the purpose of obtaining accurate information from persons best able to furnish it. I have not yet received their report, but I am assured that it will not be long delayed, and it will, as soon as it reaches my hands, be laid before both Houses of Parliament. I recommend the whole subject to your earnest deliberation, and I have no doubt that the labours of the Commission will materially aid you in placing the whole Civil Service in a state of permanent efficiency.

A Commission has also been appointed by me, consisting of a number of scientific gentlemen, for enquiring into the best means of supplying water for the benefit of the great seats of population in the interior, especially the Gold Fields. Their report will also be laid before you, and I have no doubt that you will adopt such measures for the attainment of these important objects as to your wisdom may appear most expedient.

I am happy to inform you that the Railway Works on both the great trunk lines have, during the recess, been prosecuted with vigor, and I have no reason to doubt that the whole will be completed within the time specified in the contracts. Upon the com-

pletion of the extensive works at Sunbury and Jackson's Creek, now in an advanced state of forwardness, a further portion of the northern line will be opened for traffic. The subject of the deviation to enable the line to embrace the important and growing agricultural town of Kyneton will demand your earnest consideration. The negotiations between the Government and the Directors of the Melbourne and Geelong Railway Company have been brought to a satisfactory termination, and all that remains is to ascertain the amount of liabilities which will require to be provided for under the resolutions of the late Assembly. The task of examining the accounts has been assigned to the Commissioners of the Audit Board, on receiving whose report a Bill for the purpose of ratifying the purchase of the line, on the terms agreed upon, will be laid before you. It will not be necessary to ask the Assembly for any vote of money, but merely for legislative authority to charge the cost of the Geelong line upon the railway loan.

Telegraphic communication has been considerably extended within the territory during the present year, and provision will be made in the Estimates for its further extension. The electric cable has been successfully laid between the coasts of Victoria and Tasmania, completing the communication between the Australian and Tasmanian capitals. Proposals have been also made to this Government on behalf of an English association for completing the line of communication with Europe, but as the arrival of the gentleman entrusted with power to negotiate was coincident with the receipt of the intelligence of war, which threatened to entail on us considerable expense, my advisers did not think themselves justified in making any definite engagement or pledge on the subject, especially as the meeting of Parliament was at hand. I need not expatiate on the vast importance of securing telegraphic communication with the mother country: it is enough for me to recommend the subject most earnestly to your consideration.

Under the provisions of the Gold Fields Act, regulations have been framed and are now in force in four of the mining districts, for the leasing of auriferous lands. These regulations have been designed to facilitate the co-operation of capital and labour in developing our mineral resources, on terms mutually advantageous to the capitalist and the labourer, with due regard to the interests of the individual miner.

The Electoral Act of last session has been so far successful as to have resulted in placing upon the rolls of the several districts nearly the whole of the adult male population. But this has been effected at a very great expense to the country. I recommend you to consider whether it be not possible to effect the object at a less annual charge upon the general revenue, and obtain a permanent system of registration without so much inconvenience to the voters.

The question of establishing a Branch of the Royal Mint in Victoria has of late engaged public attention; the opinion of well-informed persons is, however, divided as to the expediency of such an establishment. This subject also I recommend to your deliberation, and I am prepared to lay before you all the evidence at the disposal of the Government.

Grateful to Divine Providence for the blessings and prosperity which the country continues to enjoy, I conclude with a confident hope that your deliberations will be so wisely and temperately conducted as to conduce to the progressive development of its resources and the permanent happiness of its people.

HENRY BARKLY.

11. MEMBER SWORN.—Mr. Ireland having produced a certificate from the Returning Officer for the Electoral District of the Kyneton Boroughs in the following words, viz. :—

Kyneton, 15th October, 1859.

I certify that the gentleman named in the writ as returned for the Electoral District of the Kyneton Boroughs as William Henry Hadley, should have been Thomas Henry Hadley. The same Thomas Henry Hadley was at the official declaration of the poll declared by me duly and legally elected Member of the Legislative Assembly of Victoria for the District of the Kyneton Boroughs.

(Signed) CHARLES WILLIAMS,
Returning Officer.

Moved, That Thomas Henry Hadley, Esq., be sworn, and do take his seat as Member of the Assembly for the Electoral District of the Kyneton Boroughs.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon Mr. Thomas Henry Hadley took the oath, and his seat as Member of the Assembly for the Kyneton Boroughs.

12. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Mr. Henderson moved, "That" this House do resolve that an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and thanking His Excellency for the consideration which he has shown for our convenience—conveying to His Excellency our satisfaction with his assurance that the financial condition of the country is most prosperous—thanking His Excellency for intimating to us that the Estimates for the ensuing year will be immediately laid before us, and assuring His Excellency that they will receive our most sedulous attention, and that our serious consideration will be given to the important legislative measures about to be introduced—thanking His Excellency for his intention to communicate to us the Reports of the Defence and Civil Service Commissions, and other important information to which His Excellency has referred, and assuring His Excellency that they will secure at our hands our most careful

deliberation—thanking His Excellency for informing us of the satisfactory progress of the Railway Works and the Electric Telegraph, and expressing our gratification that the negotiations respecting the transfer of the Geelong Railway line to the Government have been brought to a satisfactory termination—and concurring with His Excellency in his expression of gratitude to Divine Providence for the prosperity which this country enjoys.

Mr. Nicholson moved, as an amendment, That all the words after the word “that” be omitted, with the view of inserting instead thereof the words following, viz:—“An Address be presented to His Excellency the Governor expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we humbly concur with His Excellency in the opinion that the Land Question ranks first in importance among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences: but, at the same time, humbly submitting to His Excellency that His Excellency’s present advisers do not possess the confidence of this House or of the Country, and that, therefore, their longer continuance in office is at once injurious to the efficiency of Her Majesty’s Government in this Colony, and repugnant to the principles of the Constitution: that, we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance.

Debate ensued.

Mr. Heales moved, That this House do now adjourn for half an hour.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon the House, at fifteen minutes to seven o’clock, adjourned accordingly.

QUARTER PAST SEVEN O’CLOCK.

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

13. ADDRESS IN REPLY TO GOVERNOR’S OPENING SPEECH.—Debate on the question—That this House do resolve that an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and thanking His Excellency for the consideration which he has shown for our convenience—conveying to His Excellency our satisfaction with his assurance that the financial condition of the country is most prosperous—thanking His Excellency for intimating to us that the Estimates for the ensuing year will be immediately laid before us, and assuring His Excellency that they will receive our most sedulous attention, and that our serious consideration will be given to the important legislative measures about to be introduced—thanking His Excellency for his intention to communicate to us the Reports of the Defence and Civil Service Commissions, and other important information to which His Excellency has referred, and assuring His Excellency that they will secure at our hands our most careful deliberation—thanking His Excellency for informing us of the satisfactory progress of the Railway Works and the Electric Telegraph, and expressing our gratification that the negotiations respecting the transfer of the Geelong Railway line to the Government have been brought to a satisfactory termination—and concurring with His Excellency in his expression of gratitude to Divine Providence for the prosperity which this country enjoys—and upon the amendment,—That all the words after the word “that” be omitted, with the view of inserting instead thereof the words following, viz:—“An Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we humbly concur with His Excellency in the opinion that the Land Question ranks first in importance among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences: but, at the same time, humbly submitting to His Excellency that His Excellency’s present advisers do not possess the confidence of this House or of the Country, and that therefore their longer continuance in office is at once injurious to the efficiency of Her Majesty’s Government in this Colony, and repugnant to the principles of the Constitution; that we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance—resumed.

14. ADJOURNMENT OF THE DEBATE.—Mr. Gavan Duffy moved, That this debate be now adjourned until to-morrow.

Debate ensued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 21.

Mr. Anderson,	Mr. Myles,
Mr. Aspinall,	Mr. Nicholson,
Mr. Bennett,	Mr. Phelan,
Mr. Carpenter,	Mr. Russell,
Mr. Gavan Duffy,	Mr. J. T. Smith,
Mr. Ebden,	Mr. Wilkie,
Mr. Fraser,	Mr. Wood.
Mr. Grant,	
Mr. Hood,	<i>Tellers.</i>
Mr. Howard,	Mr. Humffray,
Mr. McCulloch,	Mr. Embling.
Mr. McMillan,	

Noes, 54.

Mr. Amsinck,	Mr. Loader,
Mr. Bailey,	Mr. Lock,
Mr. Barton,	Mr. Lyall,
Mr. Brodie,	Dr. Macadam,
Mr. Brooke,	Mr. MacIntosh,
Mr. Caldwell,	Mr. McLellan,
Mr. Carr,	Mr. McLeod,
Mr. Cathie,	Mr. Michie,
Mr. Cowie,	Mr. Mollison,
Mr. Don,	Mr. Newton,
Dr. Evans,	Mr. O'Hea,
Mr. Everard,	Mr. O'Shanassy,
Mr. Firebrace,	Mr. Prendergast,
Mr. Francis,	Mr. Pyke,
Mr. Gillespie,	Mr. Reid,
Mr. Hadley,	Mr. Serjeant,
Mr. Harrison,	Mr. Service,
Mr. Heales,	Mr. Sinclair,
Mr. Henderson,	Mr. L. L. Smith,
Mr. Henty,	Mr. Snodgrass,
Mr. Horne,	Mr. Stephen,
Mr. Houston,	Mr. Verdon,
Dr. Hunter,	Mr. Woods,
Mr. Ireland,	Mr. Woolley.
Mr. J. S. Johnson,	
Mr. Keefer,	<i>Tellers.</i>
Mr. M. L. King,	Mr. Harker,
Mr. Lalor,	Mr. J. C. King.

And so it passed in the negative.

Debate continued.

Mr. R. S. Anderson moved, That the debate be now adjourned until to-morrow.

Question—put and resolved in the affirmative.

On the motion of Mr. O'Shanassy, the Assembly adjourned at a quarter to twelve o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 4.

WEDNESDAY, 19TH OCTOBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PAPERS.—The following Papers were laid on the Table of the House, as under :—
 - By Mr. Horne, by command of His Excellency the Governor—
 - Sludge.—Report of the Royal Commission appointed to enquire into the best method of removing the Sludge from the Gold Fields, together with Proceedings of the Commission, Minutes of Evidence, and Appendices.
 - Railway Department.—First Report of the Proceedings of the Board of Land and Works under the Acts of the Parliament of Victoria, Nos. 31, 35, and 38.
 - Severally ordered to lie on the Table.
 - By Mr. Horne—
 - Victorian Railways.—Report of the Engineer in Chief for the year ending 31st December, 1858.
 - Victorian Railways.—Estimated Expenditure for the Construction of Railways during the year 1859, pursuant to Act 21 Vict., No. 38.
 - Severally ordered to be printed.
 - By Mr. Harker—
 - Bank Liabilities and Assets.—General abstract of sworn Returns of the average Liabilities and Assets of the several Banks in Victoria for the quarter ending 31st March, 1859.
 - Savings Banks.—Statements and Returns for the year ending 30th June, 1859.
 - Severally ordered to be printed.
 - Wimmera, Revenue from.—Return to an Order of the Legislative Assembly, dated 5th November, 1858, for a Return of Revenue derived from all sources, under their respective headings, from the Pastoral District of the Wimmera, for the year ending 30th June, 1858, together with the amount expended by the General Government in local improvements during the same period, such expenditure to be specified.
 - Hospitals and Benevolent Asylums.—Return to an Order of the Legislative Assembly, dated 18th November, 1858, for Returns from each Hospital and Benevolent Asylum receiving Government Aid, viz. :—
 - (1.) The number of patients admitted during the year.
 - (2.) The average time each has remained in the house.
 - (3.) The number of outdoor patients relieved during the year.
 - (4.) The amount of private subscriptions and donations received during the year.
 - (5.) The amount voted from the Public Treasury for the same period.
 - (6.) The cost of each, divisible as follows :—
 - (a.) Amount paid to each officer or servant separately.
 - (b.) Amount paid for rations.
 - (c.) Amount paid for clothing.
 - (d.) Amount paid for medicines and medical comforts.
 - (e.) Amount paid for contingencies.
 - Stationery, &c.—Return to an Order of the Legislative Assembly, dated 24th February, 1859, for a Return of the quantity of Stationery and Printing Materials supplied to the Government during the year 1858 and first quarter of 1859, specifying whether supplied by public tender or otherwise ; if by tender, specifying the names and amounts of the different tenders ; if not by public tender, specifying the terms of contract.
 - Severally ordered to lie on the Table.
 3. PETITIONS.—Mr. Heales presented a Petition from Arthur Dyson and others, jurors on a Coroner's inquest, praying the House would cause such an investigation to be made into the matters contained in the Petition as might lead to the recognition of the services of the Petitioners in such manner as the House might deem fit.
- Ordered to lie on the Table.

Mr. Brodie presented a Petition from Shien Chat, styling himself chairman of a public meeting of Chinese merchants, miners, and others of the town of Sandhurst and district of Bendigo, commending the subject of their Petition to the favorable notice and consideration of this House, and entreating that its prayer might be granted.
Ordered to lie on the Table.

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

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have appointed the Honorables the President, J. P. Fawkner, T. T. a'Beckett, Dr. Hope, and J. Hodgson, as members of the Joint Committee to manage the Library;

The Honorables W. Hihett, J. Stewart, G. W. Cole, J. Hodgson, and S. G. Henty, as members of the Joint Committee of both Houses of Parliament to manage the Refreshment Rooms and Stables; and

The Honorables the President, J. Hodgson, T. T. a'Beckett, A. Fraser, and H. Miller, as members of the Joint Committee of both Houses for the management and superintendence of the Parliament Buildings.

(Signed)

J. F. PALMER,
President.

Legislative Council Chambers,
19th October, 1859.

5. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Debate on the question—That this House do resolve that an humble Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and thanking His Excellency for the consideration which he has shown for our convenience—conveying to His Excellency our satisfaction with his assurance that the financial condition of the country is most prosperous—thanking His Excellency for intimating to us that the Estimates for the ensuing year will be immediately laid before us, and assuring His Excellency that they will receive our most sedulous attention, and that our serious consideration will be given to the important legislative measures about to be introduced—thanking His Excellency for his intention to communicate to us the Reports of the Defence and Civil Service Commissions, and other important information to which His Excellency has referred, and assuring His Excellency that they will secure at our hands our most careful deliberation—thanking His Excellency for informing us of the satisfactory progress of the Railway Works and the Electric Telegraph, and expressing our gratification that the negotiations respecting the transfer of the Geelong Railway line to the Government have been brought to a satisfactory termination—and concurring with His Excellency in his expression of gratitude to Divine Providence for the prosperity which this country enjoys—and upon the amendment,—That all the words after the word “that” be omitted, with the view of inserting instead thereof the words following, viz.:—“An Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we humbly concur with His Excellency in the opinion that the Land Question ranks first in importance among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences: but, at the same time, humbly submitting to His Excellency that His Excellency's present advisers do not possess the confidence of this House or of the Country, and that therefore their longer continuance in office is at once injurious to the efficiency of Her Majesty's Government in this Colony, and repugnant to the principles of the Constitution; that we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance—
resumed.

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

Motion, by leave, withdrawn.

Debate continued.

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

THURSDAY, 20TH OCTOBER, 1859.

Mr. Serjeant moved, That the further debate be adjourned until this day.

Question—put and resolved in the affirmative.

On the motion of Mr. Harker, the Assembly ordered that the consideration of all the business on the Paper be postponed until this day.

Assembly adjourned at eighteen minutes to one o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY.

Speaker

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 5.

THURSDAY, 20TH OCTOBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "*The Electoral Act of 1856*," Mr. Speaker laid upon the Table the following Warrant appointing "*The Committee of Elections and Qualifications*."

"VICTORIA.

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

George Samuel Wegg Horne, Esquire,
John Basson Humffray, Esquire,
James Stewart Johnston, Esquire,
William McLellan, Esquire,
Michael Prendergast, Esquire,
George Frederic Verdon, Esquire,
John Dennistoun Wood, Esquire,

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

"Given under my hand this twentieth day of October, 1859.

"FRANS. MURPHY,
"Speaker."

3. PAPERS.—Mr. Harker presented—
Public Accounts.—General Regulations respecting Public Accounts, pursuant to Act of Council 22 Victoria No. 86.
Ordered to be printed.
4. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Debate on the question—That this House do resolve that a respectful Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and thanking His Excellency for the consideration which he has shown for our convenience—conveying to His Excellency our satisfaction with his assurance that the financial condition of the country is most prosperous—thanking His Excellency for intimating to us that the Estimates for the ensuing year will be immediately laid before us, and assuring His Excellency that they will receive our most sedulous attention, and that our serious consideration will be given to the important legislative measures about to be introduced—thanking His Excellency for his intention to communicate to us the Reports of the Defence and Civil Service Commissions, and other important information to which His Excellency has referred, and assuring His Excellency that they will secure at our hands our most careful deliberation—thanking His Excellency for informing us of the satisfactory progress of the Railway Works and the Electric Telegraph, and expressing our gratification that the negotiations respecting the transfer of the Geelong Railway line to the Government have been brought to a satisfactory termination—and concurring with His Excellency in his expression of gratitude to Divine Providence for the prosperity which this country enjoys—and upon the amendment,—That all the words after the word "that" be omitted, with the view of inserting instead thereof the words following, viz.:—"A respectful Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we humbly concur with His Excellency in the opinion that the Land Question ranks first in importance among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences: but, at the same time, respectfully submitting to His Excellency that

His Excellency's present advisers do not possess the confidence of this House or of the Country, and that therefore their longer continuance in office is at once injurious to the efficiency of Her Majesty's Government in this Colony, and repugnant to the principles of the Constitution; that we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance—

resumed.
Mr. Stephen moved, That the further debate be now adjourned.

Debate ensued.

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

FRIDAY, 21ST OCTOBER, 1859.

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

Assembly divided.

Ayes, 34.		Noes, 37.	
Mr. Amsinck,	Dr. Macadam,	Mr. Anderson,	Mr. J. C. King,
Mr. Barton,	Mr. MacIntosh,	Mr. Bailey,	Mr. Lalor,
Mr. Bennett,	Mr. McLellan,	Mr. Brodie,	Mr. Lyall,
Mr. Cathie,	Mr. McMillan,	Mr. Brooke,	Mr. McLeod,
Mr. Don,	Mr. Myles,	Mr. Caldwell,	Mr. Mollison,
Dr. Evans,	Mr. Newton,	Mr. Carr,	Mr. Nicholson,
Mr. Fraser,	Mr. O'Hea,	Mr. Carpenter,	Mr. Reid,
Mr. Gillespie,	Mr. O'Shanassy,	Mr. Cowie,	Mr. Russell,
Mr. Grant,	Mr. Phelan,	Mr. Ebden,	Mr. Serjeant,
Mr. Hadley,	Mr. Prendergast,	Dr. Embling,	Mr. Service,
Mr. Henderson,	Mr. Pyke,	Mr. Everard,	Mr. Sinclair,
Mr. Horne,	Mr. Stephen,	Mr. Firebrace,	Mr. L. L. Smith,
Mr. Howard,	Dr. Thomson,	Mr. Francis,	Mr. Wood,
Mr. Humffray,	Mr. Wilkie.	Mr. Harrison,	Mr. Woods,
Dr. Hunter,		Mr. Heales,	Mr. Woolley.
Mr. Ireland,	<i>Tellers.</i>	Mr. Henty,	
Mr. Loader,	Mr. Harker,	Mr. Houston,	<i>Tellers.</i>
Mr. Lock,	Mr. Verdon.	Mr. J. S. Johnston,	Mr. McCulloch,
		Mr. Keefer,	Mr. Snodgrass.
		Mr. M. L. King,	

And so it passed in the negative.

Debate on the question and amendment continued.

Dr. Thomson moved, That the further debate be now adjourned.

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

Assembly divided.

Ayes, 35.		Noes, 36.	
Mr. Barton,	Mr. McLellan,	Mr. Anderson,	Mr. J. C. King,
Mr. Bennett,	Mr. McMillan,	Mr. Bailey,	Mr. Lalor,
Mr. Cathie,	Mr. Myles,	Mr. Brodie,	*Mr. Lyall,
Mr. Don,	Mr. Newton,	Mr. Brooke,	Mr. McCulloch,
Dr. Evans,	Mr. O'Hea,	Mr. Caldwell,	Mr. McLeod,
Mr. Fraser,	Mr. O'Shanassy,	Mr. Carr,	Mr. Mollison,
Mr. Gillespie,	Mr. Phelan,	Mr. Carpenter,	Mr. Nicholson,
Mr. Grant,	Mr. Prendergast,	Mr. Cowie,	Mr. Reid,
Mr. Hadley,	Mr. Pyke,	Mr. Ebden,	Mr. Russell,
Mr. Harker,	Mr. J. T. Smith,	Dr. Embling,	Mr. Serjeant,
Mr. Harrison,	Mr. Stephen,	Mr. Everard,	Mr. Sinclair,
Mr. Henderson,	Dr. Thomson,	Mr. Firebrace,	Mr. L. L. Smith,
Mr. Hood,	Mr. Verdon,	Mr. Francis,	Mr. Wood,
Mr. Horne,	Mr. Wilkie,	Mr. Heales,	Mr. Woods,
Mr. Loader,		Mr. Henty,	Mr. Woolley,
Mr. Lock,	<i>Tellers.</i>	Mr. Houston,	
*Mr. Lyall,	Mr. Humffray,	Mr. J. S. Johnston,	<i>Tellers.</i>
Dr. Macadam,	Mr. Ireland.	Mr. Keefer,	Mr. Snodgrass,
Mr. MacIntosh,		Mr. M. L. King,	Mr. Service.

* Sic in orig.

And so it passed in the negative.

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

Debate ensued.

Question—That this House do now adjourn—put and resolved in the affirmative.

Whereupon the House adjourned at twenty-one minutes past one o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 6.

FRIDAY, 21ST OCTOBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Speaker again laid on the Table his Warrant appointing "*The Committee of Elections and Qualifications.*"
3. PAPERS.—Dr. Evans, by command of His Excellency the Governor, presented—
 - Crown Lands alienated.—Return of all Lands offered for sale and alienated from the Crown within the Colony of Victoria from the 1st January to the 30th June, 1859, specifying that offered for sale, that withdrawn from sale, that for which no offer was made, that forfeited, that sold at auction, and that alienated by selection and under pre-emptive right.
 - Electric Telegraph.—Half-yearly Report of the General Superintendent of Electric Telegraph, relative to the advancement and present condition of the department up to the 30th June, 1859, with a chart.
 Severally ordered to lie on the Table.
 - Mr. Ireland presented—
 - Pensions.—Opinion of the Law Officers of the Crown as to the right of Mr. Haines and Capt. Clarke to receive pensions under the Constitution Act.
 Opinion read by the Clerk, and ordered to lie on the Table.
 - Mr. O'Shanassy presented—
 - Brown's Diggings.—Papers relating to the issue of Mining Lease at.
 Ordered to lie on the Table.
4. ELECTIONS AND QUALIFICATIONS COMMITTEE.—Mr. Heales moved, That the Assembly disapprove of the Warrant appointing "*The Committee of Elections and Qualifications,*" so far as the name of Mr. Prendergast is concerned.
 - Debate ensued.
 - Question—put and negatived.
5. ADDRESS IN REPLY TO GOVERNOR'S OPENING SPEECH.—Debate on the question—That this House do resolve that a respectful Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign, and thanking His Excellency for the consideration which he has shown for our convenience—conveying to His Excellency our satisfaction with his assurance that the financial condition of the country is most prosperous—thanking His Excellency for intimating to us that the Estimates for the ensuing year will be immediately laid before us, and assuring His Excellency that they will receive our most sedulous attention, and that our serious consideration will be given to the important legislative measures about to be introduced—thanking His Excellency for his intention to communicate to us the Reports of the Defence and Civil Service Commissions, and other important information to which His Excellency has referred, and assuring His Excellency that they will secure at our hands our most careful deliberation—thanking His Excellency for informing us of the satisfactory progress of the Railway Works and the Electric Telegraph, and expressing our gratification that the negotiations respecting the transfer of the Geelong Railway line to the Government have been brought to a satisfactory termination—and concurring with His Excellency in his expression of gratitude to Divine Providence for the prosperity which this country enjoys—and upon the amendment,—That all the words after the word "that" be omitted, with the view of inserting instead thereof the words following, viz.:—"A respectful Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we entirely concur with His Excellency in the opinion that the Land Question ranks first in importance

among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown ; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences : but, at the same time, respectfully submitting to His Excellency that His Excellency's present advisers do not possess the confidence of this House or of the Country, and that therefore their longer continuance in office is at once injurious to the efficiency of Her Majesty's Government in this Colony, and repugnant to the principles of the Constitution ; that we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance—resumed.

6. POINT OF ORDER.—Mr. O'Shanassy was proceeding to address the House in explanation of a remark made by the Member for Geelong West, and objection being made thereto, Mr. Wood moved, That Mr. O'Shanassy be now heard in explanation of the subject referred to by the Honorable Member for Geelong, and on no other.
Question—That Mr. O'Shanassy be now heard in explanation of the subject referred to by the Honorable Member for Geelong, and on no other—put and resolved in the affirmative. Debate on the question and amendment resumed.

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

SATURDAY, 22ND OCTOBER, 1859.

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

Ayes, 17.

Mr. Bennett,	Mr. Myles,
Dr. Evans,	Mr. O'Shanassy,
Mr. Fraser,	Mr. Phelan,
Mr. Hadley,	Mr. Prendergast,
Mr. Harker,	Mr. J. T. Smith.
Mr. Henderson,	
Mr. Horne,	<i>Tellers.</i>
Mr. Howard,	Mr. Ireland,
Dr. Macadam,	Mr. Humffray.
Mr. McMillan,	

Noes, 56.

Mr. Amsinck,	Mr. Loader,
Mr. Anderson,	Mr. Lock,
Mr. Bailey,	Mr. Lyall,
Mr. Barton,	Mr. MacIntosh,
Mr. Brodie,	Mr. McCulloch,
Mr. Brooke,	Mr. McLellan,
Mr. Caldwell,	Mr. McLeod,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Newton,
Mr. Cathie,	Mr. Nicholson,
Mr. Cowie,	Mr. O'Hea,
Mr. Don,	Mr. Pyke,
Mr. Ebden,	Mr. Reid,
Dr. Embling,	Mr. Russell,
Mr. Everard,	Mr. Serjeant,
Mr. Firebrace,	Mr. Service,
Mr. Francis,	Mr. Sinclair,
Mr. Gillespie,	Mr. L. L. Smith,
Mr. Grant,	Mr. Stephen,
Mr. Harrison,	Dr. Thomson,
Mr. Heales,	Mr. Verdon,
Mr. Henty,	Mr. Wilkie,
Mr. Hood,	Mr. Wood,
Mr. Houston,	Mr. Woods,
Dr. Hunter,	Mr. Woolley.
Mr. J. S. Johnston,	
Mr. Keefer,	<i>Tellers.</i>
Mr. M. L. King,	Mr. Snodgrass,
Mr. Lalor,	Mr. J. C. King.

And so it passed in the negative.

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

Question—That a respectful Address be presented to His Excellency the Governor, expressive of our loyalty to our Most Gracious Sovereign the Queen, and assuring His Excellency that our most grave and serious consideration will be given to the several measures recommended by His Excellency; that we entirely concur with His Excellency in the opinion that the Land Question ranks first in importance among the subjects which will engage our attention, and that we will readily assent to any well-devised and liberal measures for facilitating the settlement, on favourable terms, of a numerous agricultural population on the Waste Lands of the Crown ; that the Estimates, when brought before us, will meet with our best consideration, economy in the Departmental Service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences : but, at the same

time, respectfully submitting to His Excellency that His Excellency's present advisers do not possess the confidence of this House or of the Country, and that, therefore, their longer continuance in office is at once injurious to the efficiency of Her Majesty's Government in this Colony, and repugnant to the principles of the Constitution; that we also sympathise with His Excellency in his feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance—put and resolved in the affirmative.

7. COMMITTEE TO DRAW UP ADDRESS.—Mr. Nicholson moved, That a Committee be appointed to draw up an Address to be presented to His Excellency the Governor upon the said resolution, and that such Committee consist of Mr. Wood, Mr. J. C. King, Mr. Harrison, Mr. Pyke, Mr. Serjeant, Mr. Heales, and Mr. Nicholson, three to form a quorum, and that they do withdraw 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. Nicholson, Chairman, brought up the Report from the above Committee, which Report was read, and is in the words following:—

MAY IT PLEASE YOUR EXCELLENCY—

We, Her Majesty's dutiful subjects, the Legislative Assembly of the Colony of Victoria, in Parliament assembled, desire to express to Your Excellency our loyalty and attachment to our Most Gracious Sovereign the Queen.

We beg to assure Your Excellency that our most grave and serious consideration will be given to the several measures recommended by Your Excellency to the attention of Parliament.

We entirely concur with Your Excellency in the opinion that the Land Question ranks first in importance among the subjects which will come under our consideration, and we will readily assent to any well-devised and liberal measure for facilitating the settlement, on favorable terms, of a numerous agricultural population on the Waste Lands of the Crown.

We will gladly bestow our best attention on the Estimates when brought before us by Your Excellency, economy in the departmental service of the Government being steadily kept in view, so as to leave as large a proportion as possible of the Revenue available for Public Improvements and National Defences.

We would, however, at the same time respectfully submit to Your Excellency, that Your Excellency's present advisers do not possess the confidence of this House or of the country, and that, therefore, their longer continuance in office is at once injurious to the efficiency of Her Majesty's Government in this Colony, and repugnant to the principles of the Constitution.

We very sincerely sympathise with Your Excellency in your feelings of gratitude to Divine Providence for the blessings enjoyed by this country, and in the hope that our deliberations may be conducted with wisdom and temperance.

On the motion of Mr. Nicholson, the Assembly agreed with the Committee in the above Address, and ordered the same to be presented to His Excellency the Governor by Mr. Speaker and the Members of the Assembly.

8. GOVERNOR'S SPEECH.—Ordered—That His Excellency's Speech to both Houses of Parliament be taken into consideration this day.

9. ADJOURNMENT.—Mr. O'Shanassy moved, That the House do at its rising adjourn until two o'clock p.m. this day.

Assembly adjourned at twenty-one minutes past two o'clock until two o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 7.

SATURDAY, 22ND OCTOBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant appointing the Committee of Elections and Qualifications was again laid upon the Table of the House.
3. ADJOURNMENT.—Mr. Nicholson moved, That the House do, at its rising this day, adjourn until Wednesday next, at four o'clock.
Question—put and resolved in the affirmative.
4. PRESENTATION OF ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—The House, according to Order, proceeded to the Government Offices to present to His Excellency the Governor their Address in reply to His Excellency's Speech on opening the Parliament—and being returned, Mr. Speaker reported that he with some Members of the Assembly had waited upon His Excellency the Governor, and had presented to him the Address of the Assembly agreed to this day, and that His Excellency had been pleased to make the following reply thereto :—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY—

I thank you for your loyal Address, and receive with satisfaction your assurances that immediate attention will be given to the Settlement of the Land question, the passing of the Estimates, and other important matters awaiting consideration.

Ever anxious, as the Queen's representative in this Province, to give full effect to the system of constitutional government established therein with Her Majesty's concurrence, I will endeavour, in accordance with the advice you tender, to form an administration possessing the confidence of a majority of the representatives of the people.

(Signed) HENRY BARKLY.

Melbourne, 22nd October, 1859.

5. POSTPONEMENT OF BUSINESS.—On the motion of Mr. Snodgrass, the Assembly ordered that the consideration of the several Notices of Motion and Orders of the Day on the Paper for this day and for Tuesday next be postponed until Wednesday next.
- Assembly adjourned at nine minutes past three o'clock until four o'clock on Wednesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
 —
 VOTES AND PROCEEDINGS
 OF THE
 LEGISLATIVE ASSEMBLY.

No. 8.

WEDNESDAY, 26TH OCTOBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. MEMBER SWORN.—John Johnson, Esq., took the oath and his seat as Member for the Electoral District of North Gipps Land.
 3. ADJOURNMENT.—Mr. Michie moved, That the House, at its rising this day, do adjourn until Tuesday, the 29th November next, at four o'clock p.m.
 Question—put and resolved in the affirmative.
 4. POSTPONEMENT OF BUSINESS.—On the motion of Mr. Michie, the Assembly ordered that the consideration of the several Notices of Motion and Orders of the Day on the Paper be postponed until Tuesday, 29th day of November next.
- Assembly adjourned at nine minutes past four o'clock until Tuesday, 29th November next, at four o'clock.

FRAN. MURPHY.
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 9.

TUESDAY, 29TH NOVEMBER, 1859.

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

2. RESIGNATIONS.—Mr. Speaker announced that since the adjournment of the House he had received from the following gentlemen the resignations of their seats as Members of the Assembly for the several Electoral Districts set opposite their names respectively, viz. :—

Mr. Nicholson	...	...	...	Sandridge,
Mr. Wood	...	...	...	Ovens,
Mr. Service	...	...	...	Ripon and Hampden,
Mr. McCulloch	...	...	...	East Melbourne,
Mr. J. C. King	...	...	...	Evelyn,
Mr. Pyke	...	...	...	Castlemaine,
Mr. Bailey	...	...	...	Ballaarat West,

and that he had issued Writs for the election of Members to serve in the Assembly for the said Electoral Districts.

3. RETURN TO WRITS.—Mr. Speaker also announced that he had received returns to the said Writs, from which it appeared that the following gentlemen had been returned as Members to serve in the Assembly for the several Electoral Districts set opposite their respective names, viz. :—

William Nicholson, Esq.,	for the Electoral District of Sandridge,
John Dennistoun Wood, Esq.	” ” Ovens,
James Service, Esq.	” ” Ripon and Hampden,
James McCulloch, Esq.	” ” East Melbourne,
John Charles King, Esq.	” ” Evelyn,
Vincent Pyke, Esq.	” ” Castlemaine,
John Robinson Bailey, Esq.	” ” Ballaarat West.

4. MEMBERS SWORN.—W. Nicholson, Esq., J. D. Wood, Esq., J. Service, Esq., J. McCulloch, Esq., V. Pyke, Esq., and J. R. Bailey, Esq., were then introduced and sworn, and took their seats as Members of the Assembly.

5. PETITIONS.—Mr. Speaker laid before the Assembly a Petition that had been presented to him on the 8th day of November instant, and which Petition is as follows, viz. :—

To the Honorable the SPEAKER of the Legislative Assembly of the Colony of Victoria.

The Petition of JOHN CARRE RIDDELL, Esquire, of Cairn Hill, Gisborne,

RESPECTFULLY SHEWETH—

That in pursuance of an Act of the Governor and Legislative Council of the Colony of Victoria, passed in the nineteenth year of Her Majesty's reign, intituled "*An Act to provide for the Election of Members to serve in the Legislative Council and Legislative Assembly of Victoria respectively,*" a Writ was duly issued by and under the hand and seal of the Governor, directed to George Holmes, Esquire, Returning Officer for the Electoral District of West Bourke, and requiring him, the said George Holmes, to proceed as therein directed according to law for the purpose of procuring the return of three representatives for the District of West Bourke to the Legislative Assembly of the Colony of Victoria.

That in accordance with such Writ a meeting of electors of the said district was duly convened by the proper officer in that behalf, at Essendon, for the purpose of proceeding to such election.

That at such meeting, which took place on the twentieth day of August, One thousand eight hundred and fifty-nine, at Essendon, near Melbourne, seven candidates were respectively proposed and seconded, viz., Messrs. Henry Amsinck, Joseph Wilkie, Thomas Hope Baird, Mark Last King, Patrick Phelan, James William Thompson, and John Carre Riddell, your Petitioner.

That by a show of hands then successively called for by the Returning Officer, the said George Holmes, it appeared to, and it was then declared by him from the hustings, that such show of hands was in favor of Messrs. King, Baird, and Phelan, and thereupon a poll was demanded by your Petitioner and the other candidates.

That such polling was directed by the Returning Officer to take place on the twenty-sixth day of August, One thousand eight hundred and fifty-nine, and did take place accordingly at the following places, viz. :—Wyndham, Braybrook, Footscray, Flemington, Essendon, Keilor, Melton, Bacchus Marsh, Ballan, North Blackwood, Gisborne, Sunbury, near the Digger's Rest station, Bulla, Tullamarine, Kilmore, for Bylands and Lancefield.

That the polling at Kilmore, a place not within the limits of the said Electoral District of West Bourke, was contrary to law, and that but for such unauthorized and illegal proceeding your Petitioner would have stood third on the poll, and been duly returned as one of the said three duly elected members for the said Electoral District of West Bourke.

That at the close of such polling the numbers of votes, as shown by the voting-papers for the respective candidates, as delivered to and accepted by the different Deputies of Returning Officer in the several districts, including the illegal polling-place at Kilmore, were, as your Petitioner is informed, as follows :—

M. L. King	...	...	884
H. Amsinck	...	...	807
P. Phelan ...	...	...	648
J. C. Riddell	...	...	643
T. H. Baird	...	...	597
J. Wilkie ...	...	...	583
W. J. Thompson	...	...	60

That the said poll was not declared until Saturday, the third day of September, One thousand eight hundred and fifty-nine, when the Returning Officer declared the result of such poll to be as follows :—

M. L. King	...	...	884
H. Amsinck	...	...	807
P. Phelan ...	...	...	648
J. C. Riddell	...	...	643
T. H. Baird	...	...	597
J. Wilkie ...	...	...	583
W. J. Thompson	...	...	60

Whereupon Messrs. King, Amsinck, and Phelan were publicly announced by the said Returning Officer to be the three duly elected Members for the District of West Bourke.

That between the day of the taking of the poll and the declaration thereof, viz., on the thirtieth day of August, One thousand eight hundred and fifty-nine, your Petitioner handed to the said Returning Officer a protest, of which the following is a copy :—

“I hereby give you notice that the polling-place at Kilmore was beyond the limits of the said district, and contrary to the Act regulating the proceedings at elections, and that the votes given at Kilmore aforesaid are invalid, and cannot be counted for any candidate. I further give you notice that I have had a legal opinion, to the effect that you can only count those votes which were given within the limits of the district; and as I had a greater number of votes recorded in my favor within the limits of the said district than Mr. Patrick Phelan, I claim to be returned by you as one of the three Members.

“Witness my hand this 30th day of August, 1859.

“J. CARRE RIDDELL.

“To the Returning Officer of the
Electoral District of West Bourke.”

That the Returning Officer, the said George Holmes, declined to give effect to your Petitioner's protest, considering that it was a matter for a committee of your Honorable House to decide.

That your Petitioner presents for the consideration of your Honorable House, or a committee thereof as by law is provided, the grounds upon which he claims to be declared one of the three duly elected Members for the said District of West Bourke in

place of Mr. Patrick Phelan illegally declared by the said Returning Officer, the said George Holmes.

That your Petitioner is prepared to prove that the polling-place at Kilmore, alleged to be for the Bylands division, is not within the limits of the said Electoral District of West Bourke, but within the Borough of Kilmore, the polling having actually taken place in the Court-house there.

That such a proceeding is altogether unauthorized by the said Electoral Act of Victoria, is inconvenient, without precedent, and contrary to law.

Your Petitioner respectfully submits that the votes at Kilmore should be altogether rejected and not counted to any of the candidates, the same being contrary to law.

That the number of votes recorded at Kilmore were, as your Petitioner is informed, as follows:—

P. Phelan	...	...	33
J. C. Riddell	...	...	1
J. Wilkie	...	...	7

That, in the event of your Honorable House, or the Committee thereof, finding that the polling-place at Kilmore is without the limits of the said Electoral District, and not according to law, the votes for the respective candidates recorded at Kilmore aforesaid will have to be deducted, and the numbers for the respective candidates will then stand thus:—

M. L. King	...	...	884
H. Amsinck	...	...	807
J. C. Riddell	...	...	643
off—disallowed at Kilmore	...	...	1
			—642
P. Phelan	...	...	648
off—disallowed at Kilmore	...	...	33
			—615
T. H. Baird	...	...	597
J. Wilkie	...	...	583
off—disallowed at Kilmore	...	...	7
			—576
W. J. Thompson	...	...	60

showing a majority of twenty-seven votes for your Petitioner over Mr. Patrick Phelan polled within the limits of the said Electoral District of West Bourke.

Your Petitioner, therefore, respectfully prays that you will communicate the matter of his said Petition to the Legislative Assembly of the said Colony of Victoria, that the case of your Petitioner may be referred to a Committee of the said Assembly according to law. And your Petitioner further respectfully prays, that, in the event of the said Committee reporting that the votes taken at Kilmore aforesaid are contrary to law, and ought not to have been counted by the said Returning Officer, then, that the said Legislative Assembly will be pleased to declare the said Returning Officer's return void as respects the said Patrick Phelan, and to place his your Petitioner's name third upon the Poll and to declare him to be one of the three duly elected members for the said Electoral District of West Bourke, in place of said Patrick Phelan, illegally returned by the said Returning Officer.

And your Petitioner will ever pray, &c.

J. CARRE RIDDELL.

Melbourne, 7th November, 1859.

Mr. Speaker laid before the Assembly a Petition that had been presented to him on the 10th November instant, and which Petition is as follows, viz:—

To the HONORABLE FRANCIS MURPHY, Speaker of the Legislative Assembly, and to the Honorable the Members of the Legislative Assembly.

The Petition of JOHN PEARSON ROWE—

SHREWETH—

That your Petitioner was at the late election for the Murray District a candidate for its representation in your Honorable House.

That Mr. David Reid was, by the Returning Officer of that district, declared at the close of the poll duly elected as its representative.

That your Petitioner respectfully submits to your Honorable House that such return was void, and of no effect, and ought to be so regarded by your Honorable House, inasmuch as, in direct violation of law, and regardless of the protest of your Petitioner, the polling of electors for the Mitta Mitta division of the said district was taken, not within the Murray district, but at a considerable distance from its extreme boundary, at a place called Yackandandah, which is in another electoral district, viz., the Ovens District.

That your Petitioner would not have attempted to have disputed the return of the sitting Member, nor desired to disturb the district by a fresh election, if the majority of the electors on the roll had recorded their votes, and respectfully submits that the fact, that out of nearly 1800 electors on the roll, only 573 not having recorded their

At the Court at Windsor, the twenty-third day of April, 1859.

PRESENT :

The Queen's Most Excellent Majesty	
His Royal Highness the Prince Consort	
Lord President	Earl of Derby
Lord Privy Seal	Earl of Malmesbury
Duke of Beaufort	Major-General Peel
Lord Steward	Mr. Secretary Sotheron Estcourt
Marquis of Abercorn	Mr. Chancellor of the Exchequer.
Lord Chamberlain	

WHEREAS by an Act passed in the Session of Parliament held in the fifth and sixth years of Her Majesty's reign, intituled, "*An Act for the Government of New South Wales and Van Diemen's Land,*" it is amongst other things enacted, that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New South Wales until the Governor of the said colony shall signify, either by speech or message to the Legislative Council of the said colony, or by Proclamation as therein aforesaid, that such Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same :

And whereas by another Act passed in the thirteenth and fourteenth years of Her Majesty's reign, intituled, "*An Act for the better Government of Her Majesty's Australian Colonies,*" it was provided among other things that the provisions of the said former Act concerning the reservation of Bills for the signification of Her Majesty's pleasure thereon should apply to and be in force in the Colony of Victoria :

And whereas the said provisions were maintained in force as regards Bills passed by the Legislative Council and Legislative Assembly of the said colony by a subsequent Act passed in the eighteenth and nineteenth years of the reign of Her said Majesty, 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 :*"

And whereas on the seventeenth of December, One thousand eight hundred and fifty-eight, the Governor of the said Colony of Victoria reserved a certain Bill passed by the Legislative Council and Legislative Assembly of the said colony, intituled, "*An Act to shorten the duration of the Legislative Assembly,*" for the signification of Her Majesty's pleasure thereon :

And whereas the said Bill so reserved as aforesaid has been laid before Her Majesty in Council and it is expedient that the said Bill should be assented to by Her Majesty :

Now therefore Her Majesty, in pursuance of the said Acts and in exercise of the powers thereby reserved to Her Majesty as aforesaid, doth by this present Order, by and with the advice of Her Privy Council, declare Her assent to the said Bill.

And the Right Honorable Sir Edward Bulwer Lytton, Bart., one of Her Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

WM. L. BATHURST.

PROCLAMATION

By His Excellency SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by the *Constitution Statute* it is amongst other things enacted, that the provisions of the Act of the fourteenth year of Her Majesty, chapter fifty-nine, and of the Act of the fifth and sixth years of Her Majesty, chapter seventy-six, "*For the Government of New South Wales and Van Diemen's Land,*" which relate to the giving and withholding of Her Majesty's assent to Bills, and the reservation of Bills for the signification of Her Majesty's pleasure thereon, shall apply to Bills to be passed by the Legislative Council and Assembly constituted under the "*Constitution Act of Victoria*" and the now reciting statute, and by any other legislative body or bodies which may at any time hereafter be substituted for the present Legislative Council and Assembly: And whereas on the twenty-fourth day of February, in the year One thousand eight hundred and fifty-nine, the Bill hereinafter mentioned, passed by the said Legislative Council and Legislative Assembly, was reserved for the signification of Her Majesty's pleasure thereon: Now therefore I, Sir Henry Barkly, the Governor of Victoria, do by this my Proclamation signify and declare that the Bill, intituled, "*An Act to enlarge the powers of the 'Australian Trust Company,' and to remove doubts as to the validity of Deeds executed by Agents of the Company, and for other purposes,*" so reserved as aforesaid, has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-third day of September, in the year of Our Lord One thousand eight hundred and fifty-nine, and in the twenty-third year of Her Majesty's reign.

(L.S.)

HENRY BARKLY.

By His Excellency's Command,

R. D. IRELAND,

Solicitor-General.

GOD SAVE THE QUEEN !

At the Court at Windsor, the eighteenth day of June, 1859.

PRESENT :

The Queen's Most Excellent Majesty
His Royal Highness the Prince Consort

Lord Chancellor	Earl of Bessborough
Lord President	Lord John Russell
Lord Privy Seal	Viscount Palmerston
Duke of Somerset	Mr. Secretary Herbert
Duke of Newcastle	Sir Charles Wood, Bart.
Marquis of Abercorn	Sir George Cornwall Lewis, Bart.
Marquis of Ailesbury	Sir George Grey, Bart.
Lord Steward	Mr. Chancellor of the Exchequer
Earl of Carlisle	Mr. Milner Gibson
Earl of Elgin	Mr. Cardwell.

WHEREAS by an Act passed in the fifth and sixth years of Her Majesty's reign, intituled, "*An Act for the Government of New South Wales and Van Diemen's Land,*" it is amongst other things enacted, that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New South Wales until the Governor of the said colony shall signify, either by speech or message to the Legislative Council of the said colony, or by Proclamation as therein aforesaid, that such Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same :

And whereas by another Act passed in the thirteenth and fourteenth years of Her Majesty's reign, intituled, "*An Act for the better government of Her Majesty's Australian Colonies,*" it was provided among other things, that the provisions of the said former Act concerning the reservation of Bills for the signification of Her Majesty's pleasure thereon should apply to and be in force in the Colony of Victoria :

And whereas the said provisions were maintained in force as regards Bills passed by the Legislative Council and Legislative Assembly of the said colony by a subsequent Act passed in the eighteenth and nineteenth years of the reign of Her said Majesty, 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 :*"

And whereas on the twenty-fourth of February, One thousand eight hundred and fifty-nine, the Governor of the said Colony of Victoria reserved a certain Bill passed by the Legislative Council and Legislative Assembly of the said colony, intituled, "*An Act to enlarge the powers of the 'Australian Trust Company,' and to remove doubts as to the validity of Deeds executed by agents of the Company, and for other purposes,*" for the signification of Her Majesty's pleasure thereon :

And whereas the said Bill so reserved as aforesaid has been laid before Her Majesty in Council, and it is expedient that the said Bill should be assented to by Her Majesty :

Now therefore Her Majesty, in pursuance of the said Acts, and in exercise of the powers thereby reserved to Her Majesty as aforesaid, doth by this present Order, by and with the advice of Her Privy Council, declare Her assent to the said Bill.

And the Most Noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

WM. L. BATHURST.

PROCLAMATION

By His Excellency SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by the *Constitution Statute* it is amongst other things enacted, that the provisions of the Act of the fourteenth year of Her Majesty, chapter fifty-nine, and of the Act of the fifth and sixth years of Her Majesty, chapter seventy-six, "*For the Government of New South Wales and Van Diemen's Land,*" which relate to the giving and withholding of Her Majesty's assent to Bills, and the reservation of Bills for the signification of Her Majesty's pleasure thereon, shall apply to Bills to be passed by the Legislative Council and Assembly constituted under the "*Constitution Act of Victoria*" and the now reciting statute, and by any other legislative body or bodies which may at any time hereafter be substituted for the present Legislative Council and Assembly : And whereas on the twenty-fourth day of February, in the year One thousand eight hundred and fifty-nine, the Bill hereinafter mentioned, passed by the said Legislative Council and Legislative Assembly, was reserved for the signification of Her Majesty's pleasure thereon : Now therefore I, Sir Henry Barkly, the Governor of Victoria, do by this my Proclamation signify and declare that the Bill, intituled, "*An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria,*" so reserved as aforesaid, has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

Given under my Hand and the Seal of the Colony, at Melbourne, this twelfth day of October, in the year of Our Lord One thousand eight hundred and fifty-nine, and in the twenty-third year of Her Majesty's reign.

(L.S.)

HENRY BARKLY.

By His Excellency's Command,

R. D. IRELAND,

Solicitor-General.

GOD SAVE THE QUEEN!

At the Court at Osborne House, Isle of Wight, the twenty-ninth day of July, 1859.

PRESENT :

The Queen's Most Excellent Majesty
His Royal Highness the Prince Consort

Lord President
Duke of Somerset
Lord Steward
Earl of Elgin

Lord John Russell
Lord Chamberlain
Sir George Grey, Bart.

WHEREAS by an Act passed in the fifth and sixth years of Her Majesty's reign, intituled, "*An Act for the Government of New South Wales and Van Diemen's Land*," it is amongst other things enacted, that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New South Wales until the Governor of the said colony shall signify, either by speech or message to the Legislative Council of the said colony, or by Proclamation as therein aforesaid, that such Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same :

And whereas by another Act passed in the thirteenth and fourteenth years of Her Majesty's reign, intituled, "*An Act for the better Government of Her Majesty's Australian Colonies*," it was provided, among other things, that the provisions of the said former Act concerning the reservation of Bills for the signification of Her Majesty's pleasure thereon should apply to and be in force in the Colony of Victoria :

And whereas the said provisions were maintained in force as regards Bills passed by the Legislative Council and Legislative Assembly of the said colony by a subsequent Act passed in the eighteenth and nineteenth years of the reign of Her said Majesty, 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*":

And whereas on the twenty-fourth of February, One thousand eight hundred and fifty-nine, the Governor of the said colony of Victoria reserved a certain Bill passed by the Legislative Council and Legislative Assembly of the said colony, intituled, "*An Act to limit the number of persons holding offices under the Crown who may sit and vote in the Legislative Council and Assembly of Victoria*," for the signification of Her Majesty's pleasure thereon :

And whereas the said Bill so reserved as aforesaid has been laid before Her Majesty in Council, and it is expedient that the said Bill should be assented to by Her Majesty :

Now therefore Her Majesty, in pursuance of the said Acts, and in exercise of the powers thereby reserved to Her Majesty as aforesaid, doth by this present Order, by and with the advice of Her Privy Council, declare Her assent to the said Bill.

And the Most Noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

WM. L. BATHURST.

8. ADJOURNMENT OF THE HOUSE.—Mr. Nicholson moved, That this House do now adjourn.
Debate ensued.
Motion, by leave, withdrawn.
9. HOURS OF LABOR.—Mr. Don moved, pursuant to notice, That in the opinion of this House it is desirable that all future Government contracts should be let on the understanding that eight hours shall be considered the term of a day's work.
Mr. Bailey moved, as an amendment, That all the words after the word "that" be omitted with the view of inserting instead thereof, the words "In all future Government contracts directly involving the question of day labor the payment of wages shall be computed on the estimate of eight hours as the measure of a full day's work."
Debate ensued.
Amendment and motion, by leave, withdrawn.
10. ADAMSON'S ACTS.—Mr. Serjeant moved, pursuant to *amended* notice, That such of the present Members of this House as have not been supplied with a copy of Adamson's Acts of Council be furnished with a copy on application.
Question—put and resolved in the affirmative.

11. VOTES AND PROCEEDINGS OF THE ASSEMBLY.—Mr. Keefer moved, pursuant to *amended* notice, That a copy of the Votes and Proceedings, and Printed Papers of the Legislative Assembly, for each Session of each immediate preceding Parliament of Victoria, be supplied to each Member on being for the first time introduced into Parliament, if he shall require the same.
Question—put and resolved in the affirmative.
12. PENSIONS ABOLITION BILL.—Mr. Heales moved, pursuant to notice, That he have leave to bring in a Bill to abolish Pensions to retiring Responsible Ministers.
Question—put and resolved in the affirmative.
Ordered—That Mr. Heales and Mr. Wood do prepare and bring in the Bill.
Mr. Heales then brought up a Bill, intituled, “*A Bill to abolish Pensions to retiring Responsible Ministers,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 1st December next.
13. GEELONG WATER SUPPLY.—Dr. Thomson moved, pursuant to notice, That all Reports furnished to the Government on the subject of Water Supply to the towns of Geelong and Ballaarat by Captain Pasley and Mr. Jackson, be laid on the Table of the House.
Question—put and resolved in the affirmative.
14. W. H. BONSEY, ESQ.—Dr. Thomson moved, pursuant to notice, That Copies of the evidence and report of the Board of Enquiry on the conduct of W. H. Bonsey, Esq., Police Magistrate of Geelong, in the case of *Weller v. Kilgour*, be laid upon the Table of the House.
Question—put and resolved in the affirmative.
15. PAPERS.—Mr. Wood then presented—
W. H. Bonsey, Esq.—Copies of the Evidence and Report of the Board of Enquiry on the conduct of W. H. Bonsey, Esq., Police Magistrate, Geelong, in the case of *Weller v. Kilgour*.
Ordered to lie on the Table.
16. LEASES TO DUNCAN AND BROWN.—Mr. Lock moved, pursuant to notice, for copies of the following documents and correspondence in relation to the issue of the leases granted respectively to Duncan and party, and Buchan and party, of auriferous lands at Brown’s, viz. :—
(1.) Application in January last by Duncan and party for a lease.
(2.) Report of the Surveyor to Mr. Warden Lowther as to area, &c.
(3.) Evidence and objections taken by and before the Warden.
(4.) Report or Reports of the Warden to the Chief Secretary thereon.
(5.) All Correspondence and Telegrams between the Government and the Warden in relation to the granting of such lease.
(6.) The like Documents, Correspondence, and Telegrams in relation to the granting of the lease to Buchan and party.
Question—put and resolved in the affirmative.
17. QUEEN’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 then 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.
18. LAPSED ORDER OF THE DAY.—The following Order of the Day was read and lapsed :—
“*Electric Telegraph Extension Bill.—Second reading.*”
19. ADJOURNMENT OF THE HOUSE.—On the motion of Mr. Nicholson the Assembly adjourned at nineteen minutes past nine o’clock until four o’clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 10.

WEDNESDAY, 30TH NOVEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—In pursuance of "*The Electoral Act of 1856*," Mr. Speaker laid upon the Table the following Warrant, re-appointing Mr. Wood a Member of "*The Committee of Elections and Qualifications*."

VICTORIA.

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

John Dennistoun Wood, Esq.,
to be a Member of a Committee to be called "*The Committee of Elections and Qualifications*."

Given under my hand this 29th day of November, 1859.

(Signed)

FRAN^S. MURPHY,
Speaker.

3. PETITION.—Mr. Ebden presented a Petition from Alfred Yates Carr, M.D., praying the House to sanction a further investigation, with a view to a final and early settlement of his case.
Petition received, and ordered to lie on the Table.
4. CROWN LANDS SALES BILL.—Mr. Service moved, pursuant to notice, That he have leave to bring in a Bill to regulate the sale of Crown Lands, and for other purposes.
Question—put and resolved in the affirmative.
Ordered—That Mr. Service and Mr. Wood do prepare and bring in the Bill.
Mr. Service then brought up a Bill, intituled, "*A Bill to regulate the Sale of Crown Lands, and for other purposes*," and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 14th December next.
5. MINING COMMISSIONERS' REPORT.—Mr. Carpenter moved, That a Copy of the Mining Commissioners' Report be laid on the Table of this House.
Debate ensued.
Motion, by leave, withdrawn.
6. 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. McCulloch, it was ordered that His Excellency's speech to both Houses of Parliament be referred to the Committee; and
On the further motion of Mr. McCulloch, 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. Snodgrass reported that the Committee had come to a resolution.
Ordered—That the Report be received to-morrow.
7. ADJOURNMENT.—On the motion of Mr. Nicholson, the Assembly adjourned at a quarter to six o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 11.

THURSDAY, 1ST DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant reappointing Mr. Wood a member of "*The Committee of Elections and Qualifications*" was again laid upon the Table.
3. PAPERS.—The Chief Secretary, by command of His Excellency the Governor, presented—
 - National Education.—Sixth Report of the Commissioners of National Education for the Colony of Victoria, for the year 1858.
 - Criminal Statistics.—Return of Prisoners arrested by the Victorian Police Force during the half-year ended 31st December, 1858; showing offence, total number, sex, age, country, religion, education, occupation, number previously convicted, and how disposed of.
 - Health Officer.—Report for the half-year ending 30th June, 1859.
 Severally ordered to lie on the Table.
4. PETITIONS.—Mr. Speaker reported that there had been deposited with the Clerk of Assembly a Petition from the Mayor, Aldermen, Councillors, and Citizens of the city of Melbourne, under the seal of the said city, praying the House to suspend so much of the Standing Orders as relates to the introduction of Private Bills, and to grant permission to the Petitioners to introduce into this House a Bill for the object referred to in the Petition, and intituled "*A Bill to adjust the Boundaries of the City of Melbourne, and to make further provision for defining the Wards thereof;*" and further, that the Petitioners might be permitted to appear in support of the same by their Town Clerk and witnesses.
 - Mr. Grant presented a Petition from certain Miners and others residing in the Dunolly division of the Maryborough Mining District, praying the House would take the statements set forth in the Petition into consideration.
 - Ordered to lie on the Table.
 - Mr. Michie presented a Petition from the Honorable James McCulloch, styling himself Chairman of a public meeting of the inhabitants of the city of Melbourne and its vicinity, praying the House to pass a Law for the total and immediate abolition of the fifty-third clause of the Constitution Act, which provides for the payment of £50,000 to the Religious Denominations of this colony.
 - Ordered to lie on the Table.
 - Mr. Grant presented a Petition from the Miners of Mount Moliagul, praying the House not to sanction the leasing of auriferous alluvial ground.
 - Ordered to lie on the Table.
 - Mr. Grant presented a Petition from Mistress Ellen Davitt, praying the House would order an enquiry to be made into the circumstances under which Mr. Davitt and herself were deprived of their situations under the National Board of Education.
 - Ordered to lie on the Table.
5. HOURS OF REFRESHMENT.—Mr. Snodgrass, by leave of the Assembly, moved, That the hour for refreshment during the present Session be from six o'clock.
 - Mr. Horne moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "there be no adjournment for refreshment except upon special occasions."
 - Debate ensued.
 - Question—That the words proposed to be omitted stand part of the question—put and negatived.
 - Question—That the words proposed to be inserted in the place of the words omitted, be so inserted—put and resolved in the affirmative.
 - Question—That there be no adjournment for refreshment except upon special occasions—put and resolved in the affirmative.

6. MR. DISTRICT SURVEYOR LANGFORD.—Mr. McLellan moved, pursuant to notice, That copies of the evidence and report of the Commission of Enquiry into the manner in which Mr. District Surveyor Langford has discharged his duties at Ararat, be laid on the Table of this House.
Question—put and resolved in the affirmative.
7. DREDGING OPERATIONS, GEELONG.—Dr. Thomson moved, pursuant to notice, That copies of the following Reports be laid on the Table of the House, viz. :—
(1.) The last Report of Mr. Furnival, late Superintendent of dredging operations at Geelong.
(2.) All Reports from Mr. Burnie, since his appointment in charge of the Geelong Bar dredging operations.
(3.) All Reports from Mr. Wilson, engineer on the new dredge.
Question—put and resolved in the affirmative.
8. SUPREME COURT SITTINGS BILL.—Mr. Ireland moved, pursuant to notice, That he have leave to bring in a Bill to regulate the Terms, Sittings, and Holidays of the Supreme Court, and to make some provisions for facilitating the business thereof.
Question—put and resolved in the affirmative.
Ordered—That Mr. Ireland and Mr. Grant do prepare and bring in the Bill.
Mr. Ireland then brought up a Bill, intituled “*A Bill to regulate the Terms, Sittings, and Holidays of the Supreme Court, and to make some provisions for facilitating the business thereof,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 8th December instant.
9. DAYS OF BUSINESS.—Mr. Nicholson moved, pursuant to notice, That Tuesday, Wednesday, Thursday, and Friday, in each week, be the days on which the Assembly shall meet for the despatch of business during the present Session, and that “four” o’clock be the hour of meeting on each day.
Mr. O’Shanassy moved, as an amendment, that the word “four” be omitted, with a view to insert instead thereof the word “three.”
Debate ensued.
Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That Tuesday, Wednesday, Thursday, and Friday, in each week, be the days on which the Assembly shall meet for the despatch of business during the present Session, and that four o’clock be the hour of meeting on each day—put and resolved in the affirmative.
10. HOUR OF ADJOURNMENT.—Mr. Heales moved, pursuant to *amended contingent* notice, That no fresh business be taken after ten o’clock, with the exception of adjourning that then remaining on the Paper.
Question—put.
Assembly divided.
- | Ayes, 23. | Nocs, 43. |
|---------------------|------------------|
| Mr. Anderson, | Mr. Lalor, |
| Mr. Aspinall, | Mr. Lock, |
| Mr. Brooke, | Mr. McCulloch, |
| Mr. Caldwell, | Mr. Serjeant, |
| Mr. Cowie, | Mr. Sinclair, |
| Mr. Gavan Duffy, | Mr. L. L. Smith, |
| Mr. Ebden, | Mr. Wilkie, |
| Mr. Gillespie, | Mr. Woolley, |
| Mr. Grant, | |
| Mr. Heales, | <i>Tellers.</i> |
| Mr. Hood, | Mr. Service, |
| Dr. Hunter, | Mr. M. L. King. |
| Mr. J. S. Johnston, | |
| | Mr. Amsinck, |
| | Mr. Bailey, |
| | Mr. Barton, |
| | Mr. Bennett, |
| | Mr. Brodie, |
| | Mr. Carr, |
| | Mr. Carpenter, |
| | Mr. Cathie, |
| | Mr. Don, |
| | Mr. Everard, |
| | Mr. Firebrace, |
| | Mr. Fraser, |
| | Mr. Hadley, |
| | Mr. Harker, |
| | Mr. Henderson, |
| | Mr. Horne, |
| | Mr. Houston, |
| | Mr. Howard, |
| | Mr. Humffray, |
| | Mr. Ireland, |
| | Mr. Loader, |
| | Mr. Lyall, |
| | Dr. Macadam, |
| | Mr. McLellan, |
| | Mr. McMillan, |
| | Mr. Michie, |
| | Mr. Mollison, |
| | Mr. Myles, |
| | Mr. Newton, |
| | Mr. Nicholson, |
| | Mr. O’Hea, |
| | Mr. O’Shanassy, |
| | Mr. Prendergast, |
| | Mr. Pyke, |
| | Mr. Russell, |
| | Mr. J. T. Smith, |
| | Mr. Snodgrass, |
| | Mr. Stephen, |
| | Dr. Thomson, |
| | Mr. Wood, |
| | Mr. Woods, |
| | <i>Tellers.</i> |
| | Mr. Verdon, |
| | Mr. Keefer. |
- And so it passed in the negative.
11. GOVERNMENT BUSINESS.—Mr. Nicholson moved, pursuant to notice, That on Tuesday, Wednesday, and Friday, in each week, during the present Session, the transaction of Government business shall take precedence of all other business.
Question—put and resolved in the affirmative.

12. PRINTING COMMITTEE.—Mr. Nicholson moved, pursuant to notice, That the following Members do form the Printing Committee during the present session :—The Honorable the Speaker, Mr. Brooke, Mr. Horne, Mr. Snodgrass, Mr. Heales, Mr. Verdon, Mr. Loader, Mr. Serjeant, and the Mover ; three to form a quorum.
Question—put and resolved in the affirmative.
13. STANDING ORDERS COMMITTEE.—Mr. Nicholson moved, pursuant to notice, That the following Members form the Select Committee on Standing Orders :—The Honorable the Speaker, the Chairman of Committees, Mr. O'Shanassy, Mr. Gavan Duffy, Mr. Ebden, Mr. Wood, Mr. Keefer, and Mr. Barton ; three to form a quorum.
Question—put and resolved in the affirmative.
14. REFRESHMENT ROOMS COMMITTEE.—Mr. Nicholson moved, pursuant to notice, That the following Members form the Refreshment Rooms Committee of the Assembly :—Mr. Everard, Mr. Aspinall, Mr. Wilkie, Mr. Horne, and Mr. Carr, with power to confer with the Committee of the Legislative Council.
Question—put and resolved in the affirmative.
15. LIBRARY COMMITTEE.—Mr. Nicholson 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 :—The Honorable the Speaker, Mr. Caldwell, Dr. Evans, Mr. Keefer, and Mr. Lock.
Question—put and resolved in the affirmative.
16. CHAIRMAN OF COMMITTEES.—Mr. Anderson moved, pursuant to notice, That Mr. Humffray be appointed Chairman of Committees of this House.
Question—put.
Assembly divided.

Ayes, 23.

Mr. Aspinall,	Mr. McLellan,
Mr. Bennett,	Mr. Myles,
Mr. Carpenter,	Mr. O'Shanassy,
Mr. Cathie,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. Stephen,
Mr. Fraser,	Mr. Verdon,
Mr. Hadley,	Mr. Wilkie,
Mr. Harker,	Mr. Woods,
Mr. Henderson,	
Mr. Howard,	<i>Tellers.</i>
Mr. Ireland,	Mr. Horne,
Mr. Keefer,	Mr. Anderson.
Dr. Macadam,	

Noes, 36.

Mr. Amsinck,	Mr. Lyall,
Mr. Bailey,	Mr. McCulloch,
Mr. Barton,	Mr. Michie,
Mr. Brodie,	Mr. Mollison,
Mr. Caldwell,	Mr. Newton,
Mr. Carr,	Mr. Nicholson,
Mr. Cowie,	Mr. O'Hea,
Mr. Don,	Mr. Russell,
Mr. Ebden,	Mr. Serjeant,
Mr. Firebrace,	Mr. Sinclair,
Mr. Gillespie,	Mr. L. L. Smith,
Mr. Heales,	Mr. Snodgrass,
Mr. Hood,	Dr. Thomson,
Mr. Houston,	Mr. Wood,
Dr. Hunter,	Mr. Woolley,
Mr. J. S. Johnston,	
Mr. M. L. King,	<i>Tellers.</i>
Mr. Loader,	Mr. Service,
Mr. Lock,	Mr. Everard.

And so it passed in the negative.

17. CHAIRMAN OF COMMITTEES.—Mr. Snodgrass moved, pursuant to notice, That Mr. Lalor be appointed Chairman of Committees of this House.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 37.

Mr. Bailey,	Mr. Lyall,
Mr. Bennett,	Mr. McCulloch,
Mr. Brodie,	Mr. Michie,
Mr. Caldwell,	Mr. Mollison,
Mr. Carr,	Mr. Newton,
Mr. Carpenter,	Mr. Nicholson,
Mr. Cowie,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Russell,
Mr. Ebden,	Mr. Sinclair,
Dr. Embling,	Mr. Snodgrass,
Mr. Firebrace,	Mr. Stephen,
Mr. Gillespie,	Dr. Thomson,
Mr. Grant,	Mr. Verdon,
Mr. Hadley,	Mr. Wood,
Mr. Heales,	Mr. Woolley.
Mr. Hood,	
Mr. Howard,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Service,
Mr. M. L. King,	Mr. Anderson.
Mr. Lock,	

And so it was resolved in the affirmative.

Noes, 20.

Mr. Barton,	Mr. McLellan,
Mr. Cathie,	Mr. Myles,
Mr. Don,	Mr. O'Hea,
Mr. Everard,	Mr. O'Shanassy,
Mr. Fraser,	Mr. Serjeant,
Mr. Henderson,	Mr. J. T. Smith.
Mr. Horne,	Mr. Woods.
Mr. Houston,	
Mr. Keefer,	<i>Tellers.</i>
Mr. Loader,	Mr. Harker,
Dr. Macadam,	Mr. L. L. Smith.

18. PENSIONS ABOLITION BILL.—Mr. Heales moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative with the concurrence of forty-nine members, being an absolute majority of the whole number of the members of the Assembly.
 Bill read a second time.
 Mr. Heales then moved, That the Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Heales—
 Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had gone through the Bill, and had agreed to the same without amendment.
 Mr. Heales then moved, That the Bill be now read a third time.
 Question—put and resolved in the affirmative, with the concurrence of forty-eight members, being an absolute majority of the whole number of members of the Assembly.
 Mr. Heales then moved, That this Bill do now *pass*.
 Question—put and resolved in the affirmative.
 Mr. Heales moved, That the following be the title of the Bill :—
“ An Act to abolish Pensions to retiring Responsible Officers.”
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
19. SUPPLY.—Mr. Snodgrass reported from the Committee, to whom it was referred to consider the motion for Supply, the following resolution :—
 Resolved—That a Supply be granted to Her Majesty.
 And the said resolution having been read a second time, was agreed to by the Assembly.
 Resolved—That this House will on Tuesday next resolve itself into the Committee to consider the Supply granted to Her Majesty.
- Assembly adjourned at twenty-seven minutes past eight o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 12.

FRIDAY, 2ND DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
 Schedule D, Part I.—A Return in detail of the appropriation and expenditure of £5,000 for salaries of Staff, repairs to Government House, travelling and other expenses, under Part I, of Schedule D, of the Constitution Act.
 Ordered to lie on the Table.
3. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The Warrant re-appointing Mr. Wood a member of "*The Committee of Elections and Qualifications*" was again laid upon the Table.
4. PAPERS.—Mr. McCulloch presented—
 Railway Loan.—Copies of a Letter addressed on the 17th November, 1859, to the Chairman of the Contracting Banks relative to mode of sale of Debentures in future, and of a Letter received from Mr. McArthur in reply.
 Railway Expenditure.—Statement of proposed Expenditure on Railways for 1860.
 Severally ordered to be printed.
5. LAW OF EVIDENCE BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill further to amend and to consolidate the Law of Evidence.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Wood and Mr. Nicholson do prepare and bring in the Bill.
 Mr. Wood then brought up a Bill, intituled, "*A Bill further to amend and to consolidate the Law of Evidence,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 9th December instant.
6. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Brodie moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act, intituled, "An Act for amending the Laws relating to the Gold Fields."
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Brodie and Mr. Henderson do prepare and bring in the Bill.
 Mr. Brodie then brought up a Bill, intituled, "*A Bill to amend an Act intituled 'An Act for amending the Laws relating to the Gold Fields,'*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 8th December instant.
7. GOLD EXPORT DUTY.—Mr. McLellan moved, pursuant to notice, That in the opinion of this House the Export Duty on Gold is unjust and impolitic in its nature, it being a tax on the industry of our mining population, and having a tendency to retard and discourage the development of our national wealth.
 Debate ensued.
 Mr. Stephen moved as an amendment, That all the words after the word "Gold" be omitted, with a view to insert the words "as it presses on one class, ought to be abolished as rapidly as the exigencies of the State will permit."
 Debate continued.

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

Ayes, 16.

Mr. Barton,	Dr. Hunter,
Mr. Carpenter,	Mr. Loader
Mr. Cathie,	Dr. Macadam,
Mr. Don,	Mr. McLellan,
Dr. Evans,	Mr. O'Hea.
Mr. Everard,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Heales,	Mr. Harker,
Mr. Howard,	Mr. Woods.

Noes, 36.

Mr. Amsinck,	Mr. Lock,
Mr. Bailey,	Mr. Lyall,
Mr. Bennett,	Mr. McCulloch,
Mr. Brodie,	Mr. Newton,
Mr. Brooke,	Mr. Nicholson,
Mr. Carr,	Mr. O'Shanassy,
Mr. Cowie,	Mr. Prendergast,
Mr. Ebden,	Mr. Pyke,
Dr. Embling,	Mr. Russell,
Mr. Firebrace,	Mr. Serjeant,
Mr. Gillespie,	Mr. Sinclair,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Henderson,	Mr. L. L. Smith,
Mr. Hood,	Mr. Wood,
Mr. Ireland,	Mr. Woolley.
Mr. J. S. Johnston,	
Mr. Keefer,	<i>Tellers.</i>
Mr. King,	Mr. Service,
Mr. Lalor,	Mr. Stephen.

And so it passed in the negative.

Question—That the words proposed to be inserted in the place of the words omitted, be so inserted—put.
Assembly divided.

Ayes, 36.

Mr. Anderson,	Mr. Keefer,
Mr. Bailey,	Mr. Loader,
Mr. Barton,	Mr. Lock,
Mr. Brodie,	Mr. Lyall,
Mr. Carr,	Dr. Macadam,
Mr. Carpenter,	Mr. McLellan,
Mr. Cathie,	Mr. O'Hea,
Mr. Cowie,	Mr. Prendergast,
Mr. Don,	Mr. Pyke,
Mr. Embling,	Mr. Russell,
Dr. Evans,	Mr. Service,
Mr. Everard,	Mr. Sinclair,
Mr. Frazer,	Mr. J. T. Smith,
Mr. Hadley,	Mr. L. L. Smith,
Mr. Heales,	Mr. Woods.
Mr. Henderson,	
Mr. Howard,	<i>Tellers.</i>
Dr. Hunter,	Mr. Harker,
Mr. J. S. Johnston,	Mr. Stephen.

Noes, 17.

Mr. Amsinck,	Mr. Nicholson,
Mr. Bennett,	Mr. O'Shanassy,
Mr. Brooke,	Mr. Serjeant,
Mr. Ebden,	Mr. Wood,
Mr. Firebrace,	Mr. Woolley.
Mr. Gillespie,	
Mr. Hood,	<i>Tellers.</i>
Mr. King,	Mr. Ireland,
Mr. Lalor,	Mr. Newton.
Mr. McCulloch,	

And so it was resolved in the affirmative.

Question—That in the opinion of this House the Export Duty on Gold as it presses on one class, ought to be abolished as rapidly as the exigencies of the State will permit—put and resolved in the affirmative.

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

Estimates 1860, and Supplementary Estimates for 1859.

HENRY BARKLY,

Governor.

Message No. 1.

The Governor transmits to the Legislative Assembly Estimates of Expenditure for the Year 1860, and Supplementary Estimates of Expenditure for 1859, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,

Melbourne, 2nd December, 1859.

Ordered to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

9. LIEN (CONTRACTORS AND WORKMEN) BILL.—Mr. Barton moved, pursuant to notice, That he have leave to bring in a Bill to secure to Contractors and Workmen a Lien.

Question—put and resolved in the affirmative.

Ordered—That Mr. Barton and Mr. Everard do prepare and bring in the Bill.

Mr Barton then brought up a Bill, intituled, "*A Bill to secure to Contractors and Workmen a Lien,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th December instant.

10. RAILWAY DEBENTURES.--Mr. Harker moved, pursuant to notice, That the whole of the Correspondence between the late Government and the six Banks, having reference to the sale of our Debentures in London, be laid upon the Table.

Question--put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 13.

TUESDAY, 6TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of Richmond, by which it appeared that James Goodall Francis, Esq., had been duly elected in pursuance of such Writ.
3. NEW MEMBER.—James Goodall Francis, Esq., was then introduced and sworn, and took his seat as Member for the Electoral District of Richmond.
4. PAPERS.—The following Papers were presented as under :—
 - By the Chief Secretary, by command of His Excellency the Governor—
 - Civil Service Commission.—Report of the Commissioners appointed to enquire into and report upon the Civil Service of the Colony.
 Ordered to lie on the Table.
 - By the Postmaster-General, by command of His Excellency the Governor—
 - Postage on Newspapers.—Correspondence relative to the proposed additional Postage on Newspapers sent from the United Kingdom to Australia *viâ* Suez.
 - Mail Steamers.—Correspondence relative to the Mail Steamers calling at Nepean Bay on their outward voyage.
 - Mail Service.—Correspondence relative to Mail Service from Great Britain to Australia *viâ* Panama.
 Severally ordered to lie on the Table.
 - By Mr. Francis—
 - Fencing.—Return of the price per rod paid for post and rail fencing in 1858 and 1859 by the Department of Roads and Bridges and the Department of Public Works, such return to specify the localities, and to be return of fencing done within municipal boundaries.
 Ordered to lie on the Table.
5. PETITION.—Mr. Heales presented a Memorial from Thomas Heales, styling himself President of the Cordwainers' Association, praying the House to grant the Tariff Committee; that he is prepared to lay important evidence before the said Committee and that he might be heard before such Committee.
Ordered to lie on the Table.
6. SUPPLY.—The Order of the Day for the House resolving itself into a Committee of Supply having been read—On the motion of Mr. McCulloch, the Assembly ordered that the Estimates of Expenditure for the year 1860, and the Supplementary Estimates of Expenditure for the year 1859, be referred to the said Committee; and,
On the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of Supply for the consideration of the Estimates.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had come to a resolution.
Ordered—That the Report be received to-morrow.
Mr. Lalor also reported that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Friday next, resolve itself into the said Committee.

7. BALLOT.—Mr. Snodgrass moved, pursuant to notice, That a Select Committee be appointed to enquire into the Laws affecting the Registration of Electors, and the working of the system of Voting by Ballot.
 Debate ensued.
 Motion by leave withdrawn.
8. INSOLVENT LAWS AMENDMENT BILL.—Mr. Ebdon moved, pursuant to notice, That he have leave to bring in a Bill to amend the Laws relating to Insolvent Debtors.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Ebdon and Mr. Michie do prepare and bring in the Bill.
 Mr. Ebdon then brought up a Bill, intituled, "*A Bill to amend the Laws relating to Insolvent Debtors,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Thursday, 22nd December instant.
9. EDUCATION.—Mr. Michie moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole for the purpose of considering the following resolutions:—
- (1.) That this House is of opinion that there should be an uniform system of Public Education throughout the Colony of Victoria.
 - (2.) That such system should be administered by Local Boards of Management, with power to levy rates on lands and buildings towards the maintenance of schools.
 - (3.) That a Bill be brought in for such purpose.
- Debate ensued.
 And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 7TH DECEMBER, 1859.

Question put—and resolved in the affirmative.

10. REVENUE FROM CROWN LANDS, SOUTH BOURKE.—Mr. L. L. Smith moved, pursuant to amended notice, for a return of all monies derived from the sale of Crown lands in each of the parishes of South Bourke, together with the amount of monies expended by the Government in the formation of roads and public works in each parish of the said county.
 Debate ensued.
 Question—put and negatived.
11. BELFAST DISTRICT BOUNDARIES BILL.—Mr. Hood moved, pursuant to notice, That he have leave to bring in a Bill to alter the Boundaries of the Electoral District of Belfast.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Hood and Mr. Bennett do prepare and bring in the Bill.
 Mr. Hood then brought up a Bill, intituled, "*A Bill to alter the Boundaries of the Electoral District of Belfast,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th December instant.
- Assembly adjourned at twenty-two minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
 VOTES AND PROCEEDINGS
 OF THE
 LEGISLATIVE ASSEMBLY.

No. 14.

WEDNESDAY, 7TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—The Chief Secretary, by command of His Excellency the Governor, presented—
 National Bank of Australasia Act.—Copy Despatch from the Right Honorable the Secretary of State relative to amendments required in the above enactment.
 Penal Department.—Report of the Inspector General.
 Severally ordered to lie on the Table.
3. PRINTING REPORT.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the First Report from the Printing Committee.
 Ordered to be printed.
4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—The following members of "*The Committee of Elections and Qualifications*" were sworn at the Table of the Assembly by the Clerk :—
 James Stewart Johnston, Esquire,
 William McLellan, Esquire,
 George Frederic Verdon, Esquire,
 John Dennistoun Wood, Esquire.
5. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Nicholson moved, pursuant to *amended* notice, That the following members form the Parliament Buildings Committee of the Assembly :—
 The Honorable the Speaker, Mr. Brooke, Mr. Francis, Mr. Ebdon, and Mr. Gavan Duffy, with power to confer with the Committee of the Legislative Council.
 Question—put and resolved in the affirmative.
6. SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1859.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read and is as follows :—
6th December.
 Resolved—That the sum hereafter mentioned be appropriated to Her Majesty to defray the supplementary charge for the year 1859 for the service hereunder specified, being—

II.—CHIEF SECRETARY.

REGISTRAR GENERAL.—DIVISION.

No. 8.—SALARY.—(*Subdivision.*)

Assistant Registrar General, from 1st to 6th January, at £850 ... £13 14 1
 And the said resolution having been read a second time, was agreed to by the Assembly.

7. LIEN LAW EXTENSION BILL.—Mr. Stephen moved, pursuant to notice, That he have leave to bring in a Bill for securing to workmen the punctual payment of their wages, and for extending to Contractors and others the benefit of Liens.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Stephen and Mr. Heales do prepare and bring in the Bill.
 Mr. Stephen then brought up a Bill, intituled, "*A Bill for securing to Workmen the punctual payment of their wages, and for extending to Contractors and others the benefit of Liens,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th instant.
8. RAILWAY CONTRACTS.—Mr. Woods moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into the origin, conditions, and result, so far, of the contracts for the Geelong and Ballarat and for the Mount Alexander and Murray River Railways; to ascertain whether the contracting parties have observed the conditions of said contracts; whether parties legally disqualified from participating in such contracts are free from such participation; to take cognizance of all matters affecting said contracts, and to have power to send for persons, papers, and records, and generally to report to this House the result of their investigations; the Committee to consist of the following members—Mr. Michie, Mr. Houston, Mr. Loader, Mr. Sinclair, Mr. McLellan, Mr. Reid, Mr. O'Shanassy, Mr. Horne, and the Mover; three to form a quorum.
 Debate ensued.

Six members of the Assembly having required that the Committee be formed by ballot—
 Question—That a Select Committee be appointed to enquire into the origin, conditions, and result, so far, of the contracts for the Geelong and Ballarat and for the Mount Alexander and Murray River Railways; to ascertain whether the contracting parties have observed the conditions of said contracts; whether parties legally disqualified from participating in such contracts are free from such participation; to take cognizance of all matters affecting said contracts; to have power to send for persons, papers, and records; and to report to this House the result of their investigations; three to form a quorum—put and resolved in the affirmative.

The Assembly then proceeded to the ballot, and Mr. Speaker appointed Dr. Embling and Dr. Macadam to be Scrutineers.

The Scrutineers, with the Clerk, having reported that the following members, viz., Mr. Woods, Mr. Heales, Mr. Michie, Mr. Amsinck, Mr. Sinclair, Mr. Ebden, Mr. Verdon, Mr. O'Shanassy, Mr. Caldwell, and Mr. Don, had the greatest number of votes, but that the two last gentlemen had an equal number of votes, Mr. Speaker declared Mr. Woods, Mr. Heales, Mr. Michie, Mr. Amsinck, Mr. Sinclair, Mr. Ebden, Mr. Verdon, Mr. O'Shanassy, and Mr. Caldwell, to be members of the Committee.

9. PUBLIC EDUCATION.—The Order of the Day for the consideration in Committee of the whole of the question—

- (1.) That this House is of opinion that there should be an uniform system of Public Education throughout the Colony of Victoria:
- (2.) That such system should be administered by Local Boards of Management, with power to levy rates on lands and buildings towards the maintenance of schools:
- (3.) That a Bill be brought in for such purpose—

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

Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had come to several resolutions.

Ordered—That the report be received to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 15.

THURSDAY, 8TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch, by command of His Excellency the Governor, presented—
Pensions.—List of Pensions granted under the 50th section of the Constitution Act.
Constitution Act.—Statement of Expenditure under Schedule D to Act 18 & 19
Vic. cap. 55, for and during the year 1858.
Constitution Act.—Statement of Expenditure under Schedule D to Act 18 & 19
Vic. cap. 55, during the year 1858, on account of the year 1857.
Severally ordered to lie on the Table.
3. COLLINGWOOD GAS AND COKE COMPANY'S BILL.—Dr. Embling presented a Petition from
Ambrose Kyte, Edward James Bennett, George Shovelbottom, Thomas Greenwood,
Thomas Vasey, James Prince, and John R. Ricards, praying that leave might be given
to bring in a Bill to incorporate a company to be called "The Collingwood, Fitz Roy,
and District Gas and Coke Company," and for other purposes.
4. PETITION.—Mr. Michie presented a Petition from Charles E. Bright, styling himself Presi-
dent of the Melbourne Chamber of Commerce, praying that a Select Committee of this
House might be appointed to inquire into the working of the Electric Telegraph Depart-
ment, with a view to the adoption of such measures as would secure for the future all
private intelligence confided thereto from all illegal and unwarrantable interference.
Ordered to lie on the Table.
5. LEGISLATIVE COUNCIL DISSOLUTION BILL.—Mr. Brooke moved, pursuant to notice, That he
have leave to bring in a Bill to confer on the Governor the power to dissolve the
Legislative Council.
Debate ensued.
Question—put.
Assembly divided.

Ayes, 14.

Mr. Anderson,	Mr. McLellan,
Mr. Brooke,	Mr. Myles,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. L. L. Smith.
Mr. Gavan Duffy,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Grant,	Mr. Woods,
Mr. Hood,	Mr. Loader.

Noes, 37.

Mr. Amsinck,	Mr. McCulloch,
Mr. Bennett,	Mr. Mollison,
Mr. Brodie,	Mr. Newton,
Mr. Caldwell,	Mr. Nicholson,
Mr. Carr,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Pyke,
Mr. Ebden,	Mr. Russell,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. Sinclair,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Harker,	Mr. Stephen,
Mr. Heales,	Mr. Verdon,
Mr. Horne,	Mr. Wilkie,
Mr. Houston,	Mr. Wood,
Mr. Howard,	Mr. Woolley.
Mr. J. S. Johnston,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Lock,	Mr. Bailey,
Mr. Lyall,	Mr. Ireland.
Dr. Macadam,	

And so passed in the negative.

6. MR. A. DYSON AND OTHERS.—On the motion of Mr. Heales, the Petition presented to this House on the 19th October last, from Mr. A. Dyson and others, was read by the Clerk. Mr. Heales then moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole for the purpose of considering the above Petition, and to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed on the Supplementary Estimates the sum of £150, as compensation to Messrs. Dyson and others, jurymen impanelled to enquire into the cause of the death of Mary Anne Hoggett.
Question—put and resolved in the affirmative.
7. ASTRONOMICAL AND METEOROLOGICAL OBSERVATORIES.—Mr. Verdon moved, pursuant to notice, That in the opinion of this House the Astronomical and Meteorological Observatories supported by Government should be under the supervision of a Board of Visitors, in accordance with the plan adopted for the management of the Royal Observatories, and that of Sydney.
Question—put and resolved in the affirmative.
8. MELBOURNE CORPORATION.—On the motion of Mr. Loader the Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, presented to this House on the 1st December, instant, was read by the Clerk.
9. ROADS AND BRIDGES.—Mr. Frazer moved, pursuant to *amended* notice, That there be laid on the Table of this House a skeleton map of the Colony, showing the public roads under the control of the Roads and Bridges Department, and by tints defining the portions to be made in 1860, the portions already made, and the portions remaining unmade.
Question—put and resolved in the affirmative.
10. BARRISTERS AND ATTORNIES BILL.—Mr. Keefer moved, pursuant to notice, That he have leave to bring in a Bill to amend the law relating to the rights, powers, privileges, and duties of Barristers, Attornies, Solicitors, and Proctors.
Question—put and resolved in the affirmative.
Ordered—That Mr. Keefer and Mr. Gavan Duffy do prepare and bring in the Bill.
Mr. Keefer then brought up a Bill, intituled, "*A Bill to amend the law relating to the rights, powers, privileges, and duties of Barristers, Attornies, Solicitors, and Proctors.*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th December instant.
11. FIJIAN ISLANDS.—Mr. Hadley moved, pursuant to notice—
(1.) That in the opinion of this House the value and importance of the Fijian Islands, from their geographical position, their vast natural resources, their peculiar adaptation to the growth of the cotton of commerce, the capacity of the inhabitants to appreciate and embrace the advantages of civilization, and their political and commercial relations with the Australian Colonies, render it highly desirable that they should become the possession of the British Crown.
(2.) That the proposal made by the principal Chief to cede the sovereignty of the Fijis to Great Britain offers a favorable opportunity to effect this object.
Question—put and resolved in the affirmative.
Mr. Hadley then moved, pursuant to *contingent* notice, That an Address be presented to His Excellency the Governor requesting His Excellency to transmit the resolutions to the Secretary of State for the Colonies.
Question—put and resolved in the affirmative.
12. DAMPER CREEK.—Mr. L. L. Smith moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause a sum to be placed on the Estimates for the purpose of carrying a bridge across the Damper Creek, situated on the boundary road between Nunawading and Mulgrave, which road is almost impassable, endangering the lives and properties of those resident in the district.
Debate ensued.
Question—put and resolved in the affirmative.
13. MUNICIPALITIES ACT AMENDMENT BILL.—Mr. Loader moved, pursuant to notice, That he have leave to bring in a Bill intituled, "*A Bill to repeal the fourth, fifth, and sixth sections of the Act of the Governor and Legislative Council, 18 Victoria No 15.*"
Debate ensued.
Question—put.

Assembly divided.

Ayes, 24.		Noes, 21.	
Mr. Bennett,	Mr. O'Shanassy,	Mr. Bailey,	Mr. Lalor,
Mr. Brodie,	Mr. Pyke,	Mr. Caldwell,	Mr. Lyall,
Mr. Carpenter,	Mr. Serjeant,	Mr. Carr,	Mr. Michie,
Mr. Francis,	Mr. Sinclair,	Mr. Cathic,	Mr. Myles,
Mr. Frazer,	Mr. J. T. Smith,	Mr. Don,	Mr. Nicholson,
Mr. Harker,	Mr. L. L. Smith,	Mr. Everard,	Mr. Service,
Mr. Horne,	Mr. Stephen,	Mr. Gillespie,	Mr. Wood.
Mr. Howard,	Dr. Thomson,	Mr. Hadley,	
Mr. Ireland,	Mr. Woolley.	Mr. Heales,	<i>Tellers.</i>
Mr. J. S. Johnston,		Mr. Henderson,	Mr. Verdon,
Dr. Macadam,	<i>Tellers.</i>	Mr. Keefer,	Mr. Anderson.
Mr. McCulloch,	Mr. Loader,	Mr. King,	
Mr. McLellan,	Mr. Amsinck.		

And so it was resolved in the affirmative.

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

Mr. Loader then brought up a Bill, intituled, "*A Bill to repeal the fourth, fifth, and sixth sections of the Act of the Governor and Legislative Council, 18 Victoria, No. 15,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th December instant.

14. SUPREME COURT SITTINGS BILL.—Mr. Ireland moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.

Bill read a second time, and ordered to be committed to a Committee of the whole Assembly to-morrow.

15. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Brodie moved That this Bill be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Bill read a second time, and ordered to be committed to a Committee of the whole Assembly Thursday, 15th December instant.

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

Resolved—

- (1.) That in the opinion of this Committee there should be an uniform system of Public Education throughout the Colony of Victoria.
- (2.) That this system should be administered by Local Boards of Management, with power to levy rates on lands and buildings towards the maintenance of schools.
- (3.) That a Bill be brought in for such purpose.

And the said Resolutions, having been read a second time, were agreed to by the Assembly.

Mr. Michie then brought up a Bill, intituled, "*A Bill to promote Public Education in Victoria,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th December instant.

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

FRAN'S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 16.

FRIDAY, 9TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Brooke presented a Petition from the Teachers of Denominational Schools of Geelong and its vicinity, praying that this House would order that the Vote of the Legislature referred to in the Petition might be carried out in its integrity.
Ordered to lie on the Table.
Mr. King presented a Petition from How Low, styling himself chairman of a meeting of Chinese resident in the City of Melbourne, praying that the Residence Tax be reduced from £4 to £2 annually, and also that the House would see fit to alter the Chinese Immigrants' Tax, so that it might not operate prejudicially upon the class referred to in the Petition.
Petition read, and ordered to lie on the Table.
3. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—Mr. Pyke moved, pursuant to notice, That he have leave to bring in a Bill to limit the Liability of Mining Partnerships.
Question—put and resolved in the affirmative.
Ordered—That Mr. Pyke and Mr. Service do prepare and bring in the Bill.
Mr. Pyke then brought up a Bill, intituled, "*A Bill to limit the Liability of Mining Partnerships,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time, Friday, 16th December instant.
4. LAW OF EVIDENCE BILL.—Mr. Wood moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Wood moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And, on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 14th December instant, again resolve itself into the said Committee.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
And the House having continued to sit till after twelve of the clock—

SATURDAY, 10TH DECEMBER, 1859.

- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to several resolutions.
Ordered—That the said report be received, Tuesday, 13th December instant.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Tuesday, 13th December instant, again resolve itself into the said Committee.
6. BRIDGE OVER THE DAMPER CREEK.—The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, praying that he will cause a sum to be placed on the Estimates for the purpose of carrying a bridge across the Damper Creek, situated on the boundary road between Nunawading and Mulgrave, which road is almost impassable, endangering the lives and properties of those resident in the district—having been read, Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the Report be received Tuesday, 13th December instant.

7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 15th December instant :—

“ *Supreme Court Sittings Bill—To be committed.*”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 17.

TUESDAY, 13TH DECEMBER, 1859.

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

2. PETITION WITHDRAWN.—Mr. Speaker having submitted to the House that in his opinion the Petition presented on Tuesday, 6th December instant, from Thomas Heales, was contrary to the Standing Orders of this House—

Resolved—That the Order that the said Petition do lie on the Table be rescinded, and that the said Petition be withdrawn.

3. PETITION.—Mr. Gillespie presented a Petition from the Directors of the Australasian Fire and Life Insurance Company, praying that they might have leave to introduce a Bill to repeal the sixteenth section of "*The Australasian Fire and Life Insurance Company's Act, 1857*," being the Act of the Parliament of Victoria, No. 34, and to substitute another provision in lieu thereof, and that this House would be pleased to pass such Bill.

Ordered to lie on the Table.

4. PAPERS.—Mr. Nicholson presented—

Leases to Duncan and Brown.—Return to an Order of the Legislative Assembly, dated 29th November last, for copies of the following documents and correspondence in relation to the issue of the leases granted respectively to Duncan and party, and Buchan and party, of auriferous lands at Brown's, viz.:—

- (1.) Application in January last by Duncan and party for a lease.
- (2.) Report of the Surveyor to Mr. Warden Lowther as to area, &c.
- (3.) Evidence and objections taken by and before the Warden.
- (4.) Report or Reports of the Warden to the Chief Secretary thereon.
- (5.) All Correspondence and Telegrams between the Government and the Warden in relation to the granting of such lease.
- (6.) The like Documents, Correspondence, and Telegrams in relation to the granting of the lease to Buchan and party.

Ordered to lie on the Table.

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

Telegraphic Communication with Great Britain.—Correspondence relative to Telegraphic communication between Great Britain and Australia *via* Singapore and Java, together with a Chart of proposed deep sea Telegraphs.

Ordered to lie on the Table.

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

Agricultural Statistics.—Summary tables and tabular results.

Ordered to lie on the Table.

Mr. Wood presented—

County Courts.—General Rule under 21 Vict. No. 29.
" Orders in Council under 21 Vict. No. 29.

Severally ordered to be printed.

5. **ROYAL MINT.**—Mr. Pyke moved, pursuant to notice, That in the opinion of this House it is desirable that an Address be presented to Her Most Gracious Majesty the Queen, praying that a branch of Her Majesty's Royal Mint may be established at Melbourne.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Pyke then moved, That a Committee be appointed to prepare such Address, and that such Committee consist of Mr. O'Shanassy, Mr. Keefer, Mr. Howard, Mr. Ebdon, Mr. Loader, Mr. Bailey, and the Mover, three to form a quorum, and do bring up the Address to-morrow.

Question—put and resolved in the affirmative.

6. **SUPPLY—SUPPLEMENTARY ESTIMATES FOR 1859.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read as follow :—

9th December.

Resolved—That the sums hereinafter mentioned be appropriated to Her Majesty to defray the supplementary charges for the year 1859 for the several services hereunder specified, being—

II.—CHIEF SECRETARY.

POLICE.—(DIVISION.)		£	s.	d.	£	s.	d.
(1.)—No. 21.	CONTINGENCIES.—(<i>Subdivision.</i>)						
	Purchase of Horses	44	5	0			
	Shoeing and Farriery, including provision for payment of Accounts for the Year 1857, amounting to £9 8s. 3d.	500	0	0			
	Forage	4,000	0	0			
	Provisions for Prisoners	1,400	0	0			
	Stores, &c.	2,000	0	0			
	Fuel, Light, and Water	800	0	0			
	Incidentals	200	0	0			
	Total (No. 21) ... ..	...	...	...	8,944	5	0
EXPERIMENTAL FARM.—(DIVISION.)							
(2.)—No. 48.	SALARIES AND WAGES.—(<i>Subdivision.</i>)						
	Labor	100	0	0	100	0	0
GRANTS.—(DIVISION.)							
(3.)—No. 50. —(<i>Subdivision, inalterable.</i>)							
	For the purpose of affording assistance to Mining Societies, and generally of encouraging Mining enterprise	1,000	0	0			
	For the Purchase of British Game	500	0	0			
	Total (No. 50) ... ..	...	...	...	1,500	0	0
MISCELLANEOUS.—(DIVISION.)							
(4.)—No. 51. —(<i>Subdivision, inalterable.</i>)							
	Maintenance of Deserted Children	900	0	0			
	Rewards under 6 Wm. IV. No. 4 (<i>Dog Act</i>), including provision for accounts of 1858	200	0	0			
	Total, Miscellaneous ... ..	...	...	...	1,100	0	0

III.—ATTORNEY GENERAL.

SUPREME COURT.—(DIVISION.)		£	s.	d.	£	s.	d.	
(5.)—No. 52.	SALARIES.—(<i>Subdivision.</i>)							
	MASTER IN EQUITY.							
	Messenger, from 21st June to 31st December, at £100	52	15	6				
(6.)—No. 53.	CONTINGENCIES.—(<i>Subdivision.</i>)							
	LAW OFFICERS OF THE CROWN.							
	Fees to Prosecuting Barristers	375	0	0				
	PROTHONOTARY.							
	Allowances to Witnesses at Supreme and District Courts	1,230	0	0				
	MASTER IN EQUITY.							
	Stores	150	0	0				
	COMMISSIONER OF INSOLVENT ESTATES.							
	Stores	150	0	0				
					1,957	15	6	
CLERKS OF COUNTY COURTS, ETC.								
(7.)—No. 56.	SALARY.							
	Additional Salary to cover Travelling incurred by Mr. Hutchinson, Clerk of Petty Sessions at Creswick, in visiting Clunes in 1859					50	0	0
	CORONERS.							
(8.)—No. 58.	CONTINGENCIES.—(<i>Subdivision.</i>)							
	Fees to Coroners	800	0	0				
	Fees to Surgeons	600	0	0				
	Burials	600	0	0				
	Incidental Expenses	150	0	0				
	Total (No. 58)				2,150	0	0	
	TOTAL, ATTORNEY GENERAL				4,157	15	6	

IV.—TREASURER.

GOVERNMENT PRINTER.—(DIVISION.)		£	s.	d.	£	s.	d.
(9.)—No. 64.	CONTINGENCIES.—(<i>Subdivision.</i>)						
	Cost of Printing the Government Railway Loan Debentures				400	0	0
	MILITARY.—(DIVISION.)						
(10.)—No. 65.	(<i>Subdivision, inalterable.</i>)						
	Allowances				5,000	0	0
	DEFENCES OF THE COLONY.— (DIVISION.)						
(11.)—No. 68.	(<i>Subdivision, inalterable.</i>)						
	Towards the Defences of the Colony, including Pay and Allowances for H.M.S. <i>Pelorus</i> for three months				17,200	0	0

IV.—TREASURER—continued.

MISCELLANEOUS.—(DIVISION.)

(12.)—No. 73.—(Subdivision, inalterable.)

	£	s.	d.	£	s.	d.
Advertising	3,000	0	0			
On account of half the expense of maintaining Gabo Island Lighthouse in 1857	598	7	9			
Expenses of <i>Niger</i> going to the wreck of the <i>Admella</i>	344	6	3			
Compensation, in addition to the gratuity (equal to one year's pay) from Police Reward Fund, to Constable Green, who was disabled for life in the discharge of his duty	300	0	0			
Compensation awarded to Mr. Musson <i>in re</i> Contract Swan Spit Lighthouse	300	0	0			
Compensation to George Collier for travelling expenses, &c., when attending the Police Court at Ballarat to prosecute William Lee	10	0	0			
To pay Surveyor Dawson the amount due to him in consequence of Mr. Long's defalcation	263	14	0			
Grant in aid of the Funds of the Jewish Community in Victoria	2,000	0	0			
Taxed Costs in the action <i>Scott v. Foster</i>	89	16	5			
Amount of Judgment in the case of <i>Myles and others v. the Queen</i> , for detention of the <i>Royal Bride</i> on Patent Slip	544	1	9			
Expenses in Actions, <i>Myles and others and Musson v. the Queen</i>	117	0	0			
Amount of Dr. Richard Colthurst's Claim for providing Medical Attendance for Police and Prisoners at the Avoca Camp, under a contract with the Chief Commissioner of the Gold Fields, from 20th May to 31st July, 1854, inclusive, at 2ls. per diem	76	13	0			
Refunds of overpayments on Assessment on Stock, viz.—						
To Messrs. R. and A. Macredie	159	17	0			
" Wilson, Brothers... ..	133	6	8			
" Scott and Sons	106	10	4			
" Beveridge, Brothers	18	1	8			
" D. and S. Ritchie, 1858 and 1859... ..	74	13	4			
To reimburse the Colonial Agent General:—						
Balance at credit of the University on 31st March, 1856, on account of Moneys remitted	1,725	19	6			
Balance at credit of National Board of Education on 31st March, 1856, on account of Moneys remitted	24	0	0			
Balance of cost of certain Stores purchased for the Surveyor General's Department in 1853	597	2	5			
To John Hutchinson, Esq.—Fee for Service performed in 1857	2	2	0			
To Mr. T. Vernon Farr, for Interpreting in Criminal Cases at the Police Court, Sandhurst—						
In 1856 48 0 0						
In 1857 16 0 0						
	64	0	0			
Liabilities of T. H. Probert, late Clerk of Petty Sessions, County Court, &c.— <i>Amount due to Suitors</i>	73	3	2			
				10,622	15	3
TOTAL, TREASURER				33,222	15	3

V.—PRESIDENT OF THE BOARD OF LAND AND WORKS.

PUBLIC WORKS.—(DIVISION.)		£	s.	d.	£	s.	d.
COMMISSIONER OF PUBLIC WORKS.							
(13.)—No. 83. SALARIES.—(<i>Subdivision.</i>) <i>Temporary Assistance as occasionally required.</i>							
Draftsmen and Clerks of Works	...	4,624	15	8			
Clerks of Works...	...						
Foremen of Works	...						
Commission to Superintending Architects	...						
(14.)—No. 84. CONTINGENCIES.—(<i>Subdivision.</i>)							
Travelling Expenses	... ..	200	0	0			
WORKS AND BUILDINGS.							
(15.)—No. 86 —(<i>Subdivision, inalterable.</i>)							
79. Completing Fittings at the City Police Court, Melbourne	... ..	260	0	0			
84. Fencing at Zoological Gardens	... ..	42	10	0			
86. Rent of Public Offices	... ..	750	0	0			
89. Amount due to the Sewerage and Water Commission for Supply, &c., of Water to various Government Departments, up to 31st December, 1858	... ..	2,039	14	9			
(16.)—No. 104.							
Compensation to the Keeper of the Powder Magazine, Melbourne, for Improvements effected to Quarters, which were sold with Land		66	0	0			
LIGHTHOUSES.							
<i>On account of lapsed votes, 1857.</i>							
Port Fairy	... ..	95	0	0			
Portland	... ..	98	2	0			
Warrnambool	... ..	103	5	2			
Shallow Inlet	... ..	90	2	0			
Cape Schanck	... ..	887	1	6			
					9,256	11	1
RAILWAYS.—(DIVISION.)							
ENGINEER IN CHIEF.							
(17.)—No. 89. SALARIES AND ALLOWANCES.—(<i>Subdivision.</i>)							
Laborers and Assistants	... ..	...	...		4,500	0	0
ABORIGINES.—(DIVISION.)							
(18.)—No. 96. CONTINGENCIES.—(<i>Subdivision.</i>)							
Maintenance of the Aboriginal Stations	... ..	...	...		1,000	0	0

SUPPLY—ESTIMATES FOR 1860.—

Resolved,—That the sum next hereinafter mentioned be appropriated to Her Majesty to defray the charge for the year 1860 for the service next hereunder specified, being—

I.—CHIEF SECRETARY.

(19.)—DIVISION No. 1.

LEGISLATIVE COUNCIL.

SALARIES.

	£	s.	d.
The President	1,200	0	0

And the said resolutions having been read a second time, were agreed to by the Assembly.

7. SUPPLY.—The Order of the Day that the House do resolve itself into the Committee of Supply having been read—Dr. Embling moved, That a Committee be appointed to enquire into and report upon the Tariff of this Colony, with a view to its re-adjustment; such Committee to consist of Mr. Pyke, Mr. McCulloch, Mr. Loader, Mr. McMillan, Mr. Ebdon, Mr. McLellan, Mr. Carr, Mr. Everard, and the Mover; and with power to take evidence; three to form a quorum.

Debate ensued.

Motion by leave withdrawn.

The House, according to Order, then resolved itself into the Committee of Supply.

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

Ordered—That the said report be received to-morrow.

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

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

8. MUNICIPALITIES.—Mr. Frazer moved, pursuant to notice, for a Return of the Municipal Districts in the Colony, the date of their creation, number of inhabitants, amount of local rate for 1859 and at what rate in the pound levied, amount of grant in aid from the general revenue for 1859, and also which and how many of such Municipal Districts are within the original corporate limits of the City of Melbourne.

Question—put and resolved in the affirmative.

9. SUPPLY OF WATER TO THE GOLD FIELDS.—Mr. Frazer moved, pursuant to *amended* notice, That this House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause a sum to be placed on the Estimates for the purpose of defraying the expense of obtaining reports from surveyors, or other competent persons, as to the best sites and plans for forming reservoirs of water, or otherwise reporting on the most advisable mode for supplying the several Gold Fields requiring the same with water, and furnishing plans and estimates for such works.

Question—put and resolved in the affirmative.

10. FLEMINGTON ROAD.—Mr. Sinclair moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of Five hundred pounds to be placed upon the Estimates for the purpose of altering a portion of the Flemington road between Harcourt and Blackwood streets, North Melbourne; that the storm water, at times inundating a large quantity of land purchased from the Government, at a high rate, may be directed into its proper course, and for other purposes.

Debate ensued.

Question—put and negatived.

11. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS BILL.—Dr. Embling moved, pursuant to notice, That he have leave to bring in a Bill to incorporate a Company to be called the Collingwood, Fitz Roy, and District Gas and Coke Company, and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Dr. Embling and Mr. Hadley do prepare and bring in the Bill.

Dr. Embling then brought up a Bill, intituled, "*A Bill to incorporate a Company to be called 'The Collingwood, Fitz Roy, and District Gas and Coke 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.

12. GOLD FIELDS.—Mr. McLellan moved, pursuant to notice, for Returns showing—

- (1.) The total amount of Gold deposited in each year at the Government Receiving Offices on the Gold Fields since their first establishment up to the present date.
- (2.) The total amount of Gold brought to Melbourne by the Government escort during each year for the same period.
- (3.) The total amount of Revenue derived from the Gold Fields, showing in each case the returns for each Gold Field separately.
- (4.) The total amount of export duty on Gold up to the present time.
- (5.) The total expenditure incurred in the management of the Gold Fields, and showing the cost of managing each Gold Field from its commencement up to the present date.
- (6.) The total expenditure on Public Works for each Mining District.
- (7.) The number of Government Officials employed on each Gold Field at the present time, designating the duties of each.

Debate ensued.

Question—put and resolved in the affirmative.

13. MR. A. DYSON AND OTHERS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that he will cause to be placed on the Supplementary Estimates the sum of £150, as compensation to Messrs. Dyson and others, jurymen impanelled to enquire into the cause of the death of Mary Anne Hoggett, having been read—On the motion of Mr. Heales, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received to-morrow.

14. BRIDGE OVER DAMPER CREEK.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

Resolved—That an Address be presented to His Excellency the Governor, praying that His Excellency will cause a sum to be placed on the Estimates for the purpose of carrying a Bridge across the Damper Creek, situated on the boundary road between Nunawading and Mulgrave, which road is almost impassable, endangering the lives and properties of those resident in the district.

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

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 18.

WEDNESDAY, 14TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Ebden presented a Petition from the Corporation of the National Bank of Australasia, under the Common Seal of the Corporation, praying that they might have leave to bring in a Bill to amend the provisions of an Act incorporating the Shareholders in the National Bank of Australasia, and that the House would be pleased to pass the same.
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Second Report from the Printing Committee.
Ordered to lie on the Table and to be printed.
4. PETITION.—Mr. Carpenter presented a Petition from William Wittington, miner, of Bendigo, praying the House would take his case as set forth in the Petition into consideration, that justice might be accorded to him.
Ordered to lie on the Table.
5. ROYAL MINT.—Mr. Pyke, Chairman, brought up the Report from the Committee to which it was referred to prepare an Address to Her Most Gracious Majesty the Queen, praying that a branch of Her Majesty's Royal Mint may be established at Melbourne.
The Address was read, and is as follows :—

To Her Most Gracious Majesty the Queen.

MAY IT PLEASE YOUR MAJESTY,

We, your Majesty's loyal and dutiful subjects, the Members of the Legislative Assembly of Victoria, in Parliament assembled, humbly represent to your Majesty—

That this your Majesty's Colony of Victoria has for eight years produced, and still continues to produce, larger quantities of Gold than any other portion of your Majesty's dominions, amounting at this present date, 30th November, 1859, to 19,855,014 ounces, of the given value of 79,420,040 pounds sterling, being at the rate of nearly ten millions sterling per annum.

That the expense of transmitting such Gold to England, and of importing Gold coin in return, involves a serious loss to this community, without any commensurate advantage to the Mother Country.

That, were facilities afforded to your Majesty's subjects in Victoria for converting Gold into current coin of the Realm, additional value would be given to the results of their labor, and the prosperity of the Colony at large would be materially increased.

That, although a Branch of your Majesty's Royal Mint has been established in the adjoining Colony of New South Wales, yet the cost and delay incurred in exporting Gold thereto for the purpose of coinage, deprives us of the benefits which would accrue from the coinage of Gold in this Colony.

We therefore humbly pray, that your Majesty will be graciously pleased to grant that a Branch of your Majesty's Royal Mint may be established at Melbourne.

And, whereas an extension of the currency of such coinage beyond the boundaries of Victoria would, as we believe, be attended with manifold advantages to your Majesty's loyal subjects residing therein, and would also greatly tend to facilitate intercourse with other parts of your Majesty's dominions, and generally to advance the interests of Commerce ;

We humbly beseech your Majesty to direct that gold coins issued from such Branch of the Royal Mint may be rendered legal currency throughout the British Empire.

Mr. Pyke moved that the above Address be now agreed to and adopted by the Assembly. Debate ensued.

Question—put and resolved in the affirmative.—Report ordered to be printed.

Ordered—That that the above Address be transmitted to the Legislative Council with a message requesting their concurrence therein.

6. CROWN LANDS SALES BILL.—The Order of the Day for the second reading of this Bill having been read, Mr. Amsinck moved, That the consideration of this Order of the Day be postponed until Tuesday, 10th January next.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 39.

Mr. Amsinck,	Mr. McLeod,
Mr. Brodie,	Mr. Michie,
Mr. Carr,	Mr. Mollison,
Mr. Cathie,	Mr. Newton,
Mr. Cowie,	Mr. Nicholson,
Mr. Ebdon,	Mr. Reid,
Mr. Firebrace,	Mr. Serjeant,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. Sinclair,
Mr. Hadley,	Mr. L. L. Smith,
Mr. Heales,	Mr. Snodgrass,
Mr. Henty,	Mr. Stephen,
Mr. Howard,	Dr. Thomson,
Dr. Hunter,	Mr. Verdon,
Mr. J. S. Johnston,	Mr. Wood,
Mr. Keefer,	Mr. Woolley.
Mr. King,	
Mr. Lock,	<i>Tellers.</i>
Mr. Lyall,	Mr. Bailey,
Mr. McCulloch,	Mr. Everard.
Mr. McLellan,	

Noes, 22.

Mr. Barton,	Mr. Loader,
Mr. Bennett,	Mr. Myles,
Mr. Brooke,	Mr. O'Hea,
Mr. Caldwell,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Prendergast,
Mr. Don,	Mr. Russell,
Mr. Gavan Duffy,	Mr. Wilkie,
Mr. Harker,	Mr. Woods.
Mr. Harrison,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Horne,	Mr. Ireland,
Mr. Houston,	Mr. Anderson.

And so it was resolved in the affirmative.

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

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

Mr. Wood moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole, for the reconsideration of 2nd, 25th, 39th, 44th, and 49th clauses, and of the last Schedule of the said Bill and for the consideration of certain new clauses.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for their consideration of this Bill.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill, and had agreed to the same with further amendments, the Assembly ordered the same to be taken into consideration Friday, 16th December instant.—Bill, as amended, to be printed.

8. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read as follow :—

13th December.

Resolved—That the sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 1.

LEGISLATIVE COUNCIL.

(1.)—SALARIES.

Chairman of Committees 500 0 0

All other charges of the Legislative Council are payable out of Schedule D, Part 4, Act 18 and 19 Vic., cap. 55,

DIVISION No. 2.

LEGISLATIVE ASSEMBLY.

(2.)—SALARIES AND WAGES.

The Speaker	1,500	0	0
Clerk	1,000	0	0
Clerk Assistant	800	0	0
Serjeant-at-Arms	500	0	0
Six Clerks—One at £500, two at £400, two at £300, and one at £250	2,150	0	0
Reader at £6 per week	313	14	3
Boy as Assistant at 25s. per week	65	7	1
Housekeeper, with quarters, fuel, and water	200	0	0
Six Doorkeepers at £3 12s. per week each	1,129	7	0
Charwoman at £1 10s.	78	8	6

DIVISION No. 3. LIBRARY.

(FOR BOTH HOUSES OF PARLIAMENT.)

(3.)—SALARIES.

Librarian, including £200 as allowance in lieu of Quarters	900	0	0
Assistant Librarian	400	0	0
Clerk of the Papers	250	0	0
Messenger	200	0	0
Assistant Messenger	50	0	0

1,800 0 0

DIVISION No. 4.

REFRESHMENT ROOMS.

(FOR BOTH HOUSES OF PARLIAMENT.)

(4.)—SALARIES.

Allowance to the Comptroller	100	0	0
” Contractor	300	0	0
” Stablekeeper	150	0	0

550 0 0

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

DIVISION No. 5.

CHIEF SECRETARY'S OFFICE.

(5.)—SALARIES.

Chief Secretary, <i>Special Appropriation</i> under Act 18 and 19 Vic., cap. 55	1,000	0	0
Under Secretary... ..			

And the said resolution having been read a second time—Question proposed, That this House do agree with the Committee in the above resolution.

Mr. Snodgrass moved as an amendment, That all the words after the word "That" be omitted with a view to insert instead thereof the words "the above resolution be recommended to the Committee with the view of increase."

Debate ensued.

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

Ayes, 34.

Mr. Anderson,	Mr. King,
Mr. Barton,	Mr. Loader,
Mr. Bennett,	Mr. Lock,
Mr. Brooke,	Mr. MacIntosh,
Mr. Caldwell,	Mr. McLellan,
Mr. Carr,	Mr. McLeod,
Mr. Cathie,	Mr. Myles,
Mr. Cowie,	Mr. O'Hea,
Mr. Don,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Russell,
Mr. Everard,	Mr. Serjeant,
Mr. Frazer,	Mr. Sinclair,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Verdon.
Mr. Heales,	
Mr. Houston,	<i>Tellers.</i>
Dr. Hunter,	Mr. Woods,
Mr. J. S. Johnston,	Mr. Carpenter.

Noes, 25.

Mr. Bailey,	Mr. Nicholson,
Mr. Ebden,	Mr. O'Shanassy,
Dr. Evans,	Mr. Pyke,
Mr. Firebrace,	Mr. Reid,
Mr. Harker,	Mr. Service,
Mr. Horne,	Mr. Snodgrass,
Mr. Ireland,	Mr. Stephen,
Mr. Keefer,	Mr. Wood,
Mr. Lalor,	Mr. Woolley.
Mr. Lyall,	
Mr. McCulloch,	<i>Tellers.</i>
Mr. Michie,	Mr. Amsinck,
Mr. Mollison,	Mr. Francis.
Mr. Newton,	

And so it was resolved in the affirmative.

Question—That this House do agree with the Committee in the above resolution—put and resolved in the affirmative.

9. SUPPLY.—The Order of the Day for going into Supply having been read—Mr. McCulloch moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into the Committee of Supply.

Mr. Woods moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof, "this House is of opinion that a reduction of at least ten per cent. on the cost of the working of the various departments under the Government is necessary, and that the Government should make reductions to that extent on the Estimates for the year 1860."

Debate ensued.

Amendment by leave withdrawn.

The House, according to Order, then resolved itself into the Committee of Supply.

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

Ordered—That the said report be received to-morrow.

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

Resolved—That this House will on Friday next again resolve itself into the said Committee.

10. ROADS AND BRIDGES—CASTLEMAINE DISTRICT.—Mr. Carpenter moved, pursuant to notice, That there be laid on the Table of this House a copy of the Road Engineer's estimates for the construction and maintenance of roads and bridges in the Sandhurst portion of the Castlemaine district for the year 1860.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 3.

Mr. Snodgrass.

Tellers.

Mr. Carpenter,
Mr. Brodie.

Noes, 32.

Mr. Bailey,	Mr. McLellan,
Mr. Bennett,	Mr. Michie,
Mr. Carr,	Mr. Mollison,
Mr. Cathie,	Mr. Myles,
Mr. Don,	Mr. Nicholson.
Mr. Ebden,	Mr. Prendergast.
Mr. Firebrace,	Mr. Pyke,
Mr. Francis,	Mr. Reid,
Mr. Frazer,	Mr. Sinclair,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Harrison,	Mr. L. L. Smith.
Mr. Heales,	Mr. Stephen,
Mr. Keefer,	Mr. Woods.
Mr. Lock,	
Dr. Macadam,	<i>Tellers.</i>
Mr. MacIntosh,	Mr. Service,
Mr. McCulloch,	Mr. Verdon.

And so it passed in the negative.

11. **BUNINYONG AND SMYTHESDALE ROAD.**—Mr. Gillespie moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of £2000 to be placed on the Estimates for 1860, to make sundry crossings and portions of the road from Buninyong to Smythesdale and Italian Gully.

Debate ensued.

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

THURSDAY, 15TH DECEMBER, 1859.

Motion by leave withdrawn.

12. **MR. A. DYSON AND OTHERS.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

Resolved—That in the opinion of this Committee it is desirable that an Address be presented to His Excellency the Governor, praying that His Excellency will cause to be placed on the Supplementary Estimates the sum of £150 as compensation to Messrs. Dyson and others, jurymen, empanelled to inquire into the cause of the death of Mary Anne Hoggett.

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

Assembly adjourned at ten minutes past twelve o'clock until four o'clock this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 19.

THURSDAY, 15TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. WRIT FOR EVELYN.—Mr. Speaker reported that he had received from the Returning Officer for the Electoral District of Evelyn, the Writ he issued on the twenty-sixth day of November last for the return of a Member to serve for the said District, accompanied by a letter which Mr. Speaker read to the House, and is as follows:—

Sir,

Melbourne, 15th December, 1859.

Herewith I have the honor to return enclosed a Writ for the election of one Member to serve in the Legislative Assembly for the District of Evelyn, and beg respectfully to express my great regret that my absence should have caused any inconvenience or delay. When, however, I received the first intimation that *another* election for the Evelyn District was likely to occur, I was too ill to leave the station; but, upon sufficiently recovering my health to enable me to do so without unnecessary risk, I started for Melbourne, where I arrived, per mail, this morning at eight o'clock.

I have the honor to be,

Sir,

Your most obedient servant,

GEORGE SHERWIN, J.P.

The Honorable F. Murphy,
Speaker of Legislative Assembly.

3. PETITIONS.—Mr. Nicholson presented a Petition from certain Merchants, Tradesmen, Private Householders, and other Inhabitants of Sandridge, praying the House would, upon consideration of the statements set forth in the Petition, be pleased to prevent the second reading of the Bill to repeal the 4th, 5th, and 6th clauses of the 18th Victoria No. 15.

Ordered to lie on the Table.

Mr. McCulloch presented a Petition from certain Merchants, Bankers, and others interested in the trade of Melbourne, praying that this House would, at as early a time as consists with the public convenience, grant the Petitioners such relief in the matter set forth in the Petition as should be deemed meet.

Ordered to lie on the Table.

4. MASTER AND SERVANTS ACTS AMENDMENT BILL.—Mr. Don moved, pursuant to *amended* notice, That he have leave to bring in a Bill to amend the Master and Servants Act.

Question—put and resolved in the affirmative.

Ordered—That Mr. Don and Mr. Barton do prepare and bring in the Bill.

Mr. Don then brought up a Bill, intituled, "*A Bill to amend an Act of the Governor and Legislative Council of New South Wales, intituled, 'An Act to amend and consolidate the Laws between Masters and Servants in New South Wales,' and also to amend an Act amending the said last mentioned Act, intituled, 'An Act to amend an Act intituled An Act to amend and consolidate the Laws between Masters and Servants in New South Wales,'*" and moved that it be now read a first time.

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

5. PAYMENT OF MEMBERS OF ASSEMBLY.—Mr. Barton was proceeding to move, That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

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

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Copy of an Address to Her Most Gracious Majesty the Queen, adopted by the Legislative Assembly, praying Her Majesty to grant that a Branch of Her Majesty's Royal Mint may be established at Melbourne, and inform them that they have agreed to the same with amendments, to which they desire the concurrence of the Legislative Assembly.

J. F. PALMER,

President.

Legislative Council Chamber,
15th December, 1859.

On the motion of Mr. Pyke, the Assembly ordered that the amendments be now taken into consideration.

And the said amendments were read, and are as follow:—

Insert the words "Legislative Council and" before the words "Legislative Assembly" in the third line.

After the word "Melbourne" in the third line of the third page insert the words "on the conditions laid down by the Lords Commissioners of Her Majesty's Treasury, in a Minute dated the 22nd day of March, 1853."

On the motion of Mr. Wood, the Assembly ordered that the word "Her" be omitted from the second of the above amendments, and the word "Your" inserted instead thereof.

The Treasury Minute, dated the 22nd March, 1853, having been read by the Clerk—

On the motion of Mr. Pyke, the Assembly agreed to the above amendments as so amended, and ordered a Message to be transmitted to the Legislative Council, acquainting them thereof.

7. PAYMENT OF MEMBERS.—Debate on Mr. Barton's motion continued.

Mr. Grant moved, as an amendment, That all the words after the word "Members" be omitted from the first resolution, with a view to insert instead thereof the words "whose usual place of residence is not less than ten miles from the city of Melbourne, be reimbursed their personal expenses in their attendance in Parliament."

Debate continued.

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

Assembly divided.

Ayes, 36.

Mr. Barton,	Mr. Lock,
Mr. Bennett,	Dr. Macadam,
Mr. Brodie,	Mr. Myles,
Mr. Brooke,	Mr. O'Hea,
Mr. Carr,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Prendergast,
Mr. Cathie,	Mr. Pyke,
Mr. Don,	Mr. Russell,
Mr. Gavan Duffy,	Mr. Serjeant,
Dr. Evans,	Mr. Sinclair,
Mr. Everard,	Mr. L. L. Smith.
Mr. Frazer,	Mr. Stephen,
Mr. Hadley,	Mr. Verdon,
Mr. Harker,	Mr. Woods,
Mr. Henderson,	Mr. Woolley.
Dr. Hunter,	
Mr. Keefer,	<i>Tellers.</i>
Mr. Lalor,	Mr. Ireland,
Mr. Loader,	Mr. McLellan.

Noes, 29.

Mr. Amsinck,	Mr. McCulloch,
Mr. Anderson,	Mr. Michie,
Mr. Bailey,	Mr. Mollison,
Mr. Cowie,	Mr. Newton,
Mr. Ebden,	Mr. Nicholson,
Mr. Firebrace,	Mr. Reid,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. J. T. Smith.
Mr. Grant,	Mr. Snodgrass.
Mr. Harrison,	Mr. Wilkie,
Mr. Heales,	Mr. Wood.
Mr. Horne,	
Mr. Houston,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Howard,
Mr. King,	Dr. Enabling.
Mr. MacIntosh,	

And so it was resolved in the affirmative.

Question—That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

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

Assembly divided.

Ayes, 34.		Noes, 31.	
Mr. Anderson,	Mr. Loader,	Mr. Amsinck,	Mr. Michie,
Mr. Bailey,	Mr. Lock,	Mr. Bennett,	Mr. Mollison,
Mr. Barton,	Mr. Macadam,	Mr. Cowie,	Mr. Newton,
Mr. Brodie,	Mr. Myles,	Mr. Ebden,	Mr. Nicholson,
Mr. Brooke,	Mr. O'Hea,	Dr. Embling,	Mr. Reid,
Mr. Carr,	Mr. O'Shanassy,	Mr. Francis,	Mr. Russell,
Mr. Carpenter,	Mr. Prendergast,	Mr. Gillespie,	Mr. Service,
Mr. Cathie,	Mr. Pyke,	Mr. Grant,	Mr. J. T. Smith,
Mr. Don,	Mr. Serjeant,	Mr. Harrison,	Mr. Snodgrass,
Mr. Gavan Duffy,	Mr. Sinclair,	Mr. Heales,	Mr. Wilkie,
Dr. Evans,	Mr. L. L. Smith,	Mr. Horne,	Mr. Wood,
Mr. Everard,	Mr. Stephen,	Mr. Houston,	Mr. Woolley.
Mr. Frazer,	Mr. Verdon,	Mr. J. S. Johnston,	
Mr. Hadley,	Mr. Woods.	Mr. King,	<i>Tellers.</i>
Mr. Harker,		Mr. Lalor,	Mr. Howard,
Mr. Henderson,	<i>Tellers.</i>	Mr. MacIntosh,	Mr. Firebrace.
Dr. Hunter,	Mr. Ireland,	Mr. McCulloch,	
Mr. Keefer,	Mr. McLellan.		

And so it was resolved in the affirmative.

8. LUNATIC ASYLUM.—Mr. J. S. Johnston moved, pursuant to notice, That a Select Committee be appointed to enquire into the condition and management of the Yarra Bend Lunatic Asylum, with power to send for persons and papers; three to form a quorum—such Committee to consist of Mr. O'Shanassy, Mr. Ebden, Mr. Horne, Mr. Michie, Mr. Verdon, Mr. Hadley, Dr. Thomson, Mr. Gillespie, and the Mover.

Question—put and resolved in the affirmative.

On the motion of Mr. J. S. Johnston, the Assembly ordered that the evidence taken before the Committee appointed during the last Session of Parliament to enquire into the condition and management of the Lunatic Asylum, be referred to this Committee.

9. GOLD RETURNS.—Mr. Loader moved, pursuant to notice, for a Return showing—
- (1.) The days of starting and arrival of the various lines of Gold Escort, with the names of the places of halting for the night, and the distance travelled each day.
 - (2.) The number of officers, sergeants, constables, and drivers, grooms, &c., employed on each line, also the tradesmen and other persons in any way connected with the Escort service, and the amount per annum which they receive.
 - (3.) The number of horses employed on each line in any way connected with the escort, distinguishing those which are used for draught purposes, the cost per annum of their maintenance, including shoeing, farriery, &c.
 - (4.) The annual cost of conveyances, harness, saddlery, repairs, &c., and also the cost of building stables and repairs to the same in connection with the Escort.
 - (5.) The number of prisoners conveyed by Escort or other conveyance, during the last six months.

Question—put and resolved in the affirmative.

10. PAPERS.—Mr. Nicholson presented—
Gold Returns.—Return to the above Order.
Ordered to lie on the Table.

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

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly that they have agreed to the amendment upon an amendment made by the Legislative Assembly in the copy of an Address to Her Most Gracious Majesty, praying Her Majesty to grant that a Branch of Her Majesty's Royal Mint may be established at Melbourne.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
15th December, 1859.

12. BALLOT.—Mr. Verdon moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into the laws affecting the Registration of Electors, and the working of the system of voting by Ballot, with power to send for persons, papers, and records; the Committee to consist of the following members—Mr. Nicholson, Mr. O'Shanassy, Mr. Lalor, Mr. Loader, Mr. J. S. Johnston, Mr. Don, Mr. Barton, Mr. Snodgrass, and the Mover; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

13. KYNETON DEVIATION, MELBOURNE AND RIVER MURRAY RAILWAY.—Mr. Hadley moved, pursuant to *amended* notice, That, in the opinion of this House, the National Railways should be laid down and constructed with a view to afford the greatest possible accommodation to chief centres of population ; and that it is therefore desirable the Government should, with the least possible delay, introduce a Bill for the purpose of legalizing a deviation in the Melbourne and River Murray Railway, near Kyneton.

Debate ensued.

Mr. Mollison moved, as an amendment, That all the words after the word " That " be omitted, with the view to insert instead thereof the words, " the subject of the deviation in the Melbourne and River Murray Railway near Kyneton be referred to a Select Committee for consideration and report."

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

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

Question—That the subject of the deviation in the Melbourne and River Murray Railway, near Kyneton, be referred to a Select Committee for consideration and report—put and resolved in the affirmative.

14. ADJOURNMENT OF THE HOUSE.—Mr. Mollison moved, That this House do now adjourn.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 20.

FRIDAY, 16TH DECEMBER, 1859.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ISSUE OF WRIT.—Mr. Speaker announced that he had, this day, issued another Writ for the election of a Member to serve in this present Parliament for the Electoral District of Evelyn.
3. PAPERS.—Mr. Nicholson presented—
Mr. G. A. Woods.—Report of the Board appointed to investigate the charges made against Mr. G. A. Woods by Commander Ross, R.N.
Ordered to lie on the Table.
4. PETITION.—Mr. J. S. Johnston presented a Memorial from the inhabitants of Tylden, Trentham, and others, praying that the southern line of Railway might be carried out with such deviation as might take it as near as practicable to Kyneton.
Ordered to lie on the Table, and be referred to the Railway Deviation (Kyneton) Committee.
5. ADJOURNMENT.—Mr. Nicholson moved, pursuant to notice, That this House at its rising this day adjourn until Tuesday, 10th January, 1860.
Mr. Everard moved, That the word “tenth” be omitted, and the word “third” be inserted instead thereof.
Debate ensued.
Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That this House at its rising this day adjourn until Tuesday, 10th January, 1860—put and resolved in the affirmative.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 17th January, 1860:—
“*Mining Partnerships Limited Liability Bill—Second reading.*”
7. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged from the Paper:—
“*Law of Evidence Bill—To be reported.*”
8. LAW OF EVIDENCE BILL.—Mr. Wood moved, That this Bill be now recommitted to a Committee of the whole House, for the reconsideration of clauses 38, 39, and 46.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 10th January next. Bill, as amended, to be printed.
9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the 4th Order of the Day:—
“*Supply—To be further considered in Committee.*”

10. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read as follow :—

14th December.

Resolved—That the sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 5.

CHIEF SECRETARY'S OFFICE.

(1.)—SALARIES.

Thirteen Clerks—One at £650, three at £600,
two at £500, one at £450, four at £400, one at
£350, and one at £300
Despatch Clerk and Keeper of the Government
Offices, with quarters, fuel, light, and water ...
Housekeeper, with quarters
Two Messengers—One at £70, and one at £50...

£	s.	d.	£	s.	d.
6,150	0	0			
250	0	0			
60	0	0			
120	0	0			

DIVISION No. 6.

REGISTRAR GENERAL.

(2.)—SALARIES.

Registrar General... ..
Eleven Clerks—Four at £500, three at £400,
three at £300, and one at £200
Messenger and Housekeeper, with quarters, fuel,
and water
Messenger

1,000	0	0			
4,300	0	0			
150	0	0			
100	0	0			
			5,550	0	0

And the said Resolutions having been read a second time, were agreed to by the Assembly.

11. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to several resolutions.
Ordered—That the said report be received Tuesday, 10th January next.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will on Tuesday, 10th January next, again resolve itself into the said Committee.
12. RAILWAY DEVIATION (KYNETON) COMMITTEE.—Mr. Hadley, by leave of the Assembly, moved, That the Select Committee appointed to enquire into, take evidence, and report upon certain deviations proposed to be made in the Melbourne and Murray River Railway near Kyneton, do consist of Mr. Horne, Mr. Francis, Mr. J. S. Johnston, Mr. Ainsinck, Mr. Heales, Mr. Anderson, Mr. Prendergast, Mr. Woods, Mr. Sinclair, and the mover; three to form a quorum; and that the Committee have leave to sit during the recess.
Question—put and resolved in the affirmative.
13. YARRA BEND LUNATIC ASYLUM.—Mr. Sinclair moved, pursuant to notice, That there be laid on the Table of the House a copy of the block plan of the ground now occupied by the Yarra Bend Asylum, showing the roads and gardens already made, and all the buildings, walls, fences, &c., erected, in course of erection, or about to be erected thereon; distinguishing the additions made in the year 1856 by a black tint, in 1857 by a blue tint, in 1858 by a green tint, in 1859 by a red tint, and the alterations intended to be made in 1860 by a yellow tint; with cost of each addition, and the number accommodated thereby in those already erected.
Question—put and resolved in the affirmative.
14. BROWN'S DIGGINGS.—Mr. Lock moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the evidence upon which the leases to Buchan and others, and Dunean and others, of auriferous land at Brown's, were granted, with the view of ascertaining whether the granting of such leases interfered with the existing rights of certain miners under and by virtue of their Miners' Rights; such Committee to consist of Mr. Brodie, Dr. Macadam, Mr. Grant, Mr. Humffray, Mr. McLellan, and the Mover, with power to take evidence and send for persons and papers; three to form a quorum.
Debate ensued.
Motion, by leave, withdrawn.

15. GLENORCHY BRIDGE.—Mr. Woods moved, pursuant to *amended* notice, That this House will, on Thursday, 12th January next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum not exceeding £1,500 to be placed upon the Estimates for 1860 for the purpose of erecting a bridge over the Wimmera, at Glenorchy.

Question—put and resolved in the affirmative.

16. POLICE OFFICE, CROWLANDS.—Mr. Firebrace moved, pursuant to notice, for a Return of the business transacted at the Police Office, Crowlands, during the last twelve months.

Question—put and resolved in the affirmative.

17. RICHMOND CHURCH OF ENGLAND VISITING SOCIETY.—Mr. Woolley moved, pursuant to notice, That this House will, on Tuesday, 10th January next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that a sum of Two hundred pounds be placed on the Estimates for the Richmond Church of England Visiting Society, on the same conditions as the grants in aid to the other Charitable Institutions.

Debate ensued.

Question—put and negatived.

18. ST. KILDA ROAD.—Mr. Loader moved, pursuant to notice given by Mr. Anderson, That a copy of the correspondence between the Municipal Council of St. Kilda and the Board of Land and Works, relative to the culvert on the Brighton road, near the 4th mile-post, be laid on the Table of the House.

Question—put and resolved in the affirmative.

19. REVENUE—McIVOR DISTRICT.—Mr. Everard moved, pursuant to notice, That there be laid on the Table of the House a return of all monies received from the sale of Crown Lands, Gold, and all other Licenses whatsoever in the McIvor District, within twenty miles of Heathcote, and the amount expended on Roads and Bridges in the said district, specifying the places at which such monies have been expended.

Debate ensued.

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

SATURDAY, 17TH DECEMBER, 1859.

Question—put and resolved in the affirmative.

20. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL.—Mr. Gillespie moved, pursuant to notice, That he have leave to bring in a Bill intituled "*A Bill to repeal the sixteenth section of 'The Australasian Fire and Life Insurance Company's Act, 1857,'*" and to substitute another provision in lieu thereof.

Question—put and resolved in the affirmative.

Ordered—That Mr. Gillespie and Mr. Michie do prepare and bring in the Bill.

Mr. Gillespie then brought up a Bill, intituled, "*A Bill to repeal the sixteenth section of 'The Australasian Fire and Life Insurance Company's Act, 1857,'*" and moved that it be now read a first time.

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

21. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—Mr. Ebdon moved, pursuant to notice, That he have leave to bring in a Bill intituled "*A Bill to amend the provisions of 'An Act incorporating the Shareholders in the National Bank of Australasia.'*"

Question—put and resolved in the affirmative.

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

Mr. Ebdon then brought up a Bill, intituled, "*A Bill to amend the provisions of 'An Act incorporating the Shareholders in the National Bank of Australasia;'*" and moved that it be now read a first time.

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

22. ARMED VESSELS REGULATION BILL.—Mr. Verdon moved, pursuant to notice, That he have leave to bring in a Bill to provide for the better regulation and discipline of armed vessels in the service of the Colony.

Debate ensued.

Question—put and resolved in the affirmative.

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

Mr. Verdon then brought up a Bill, intituled, "*A Bill to provide for the better regulation and discipline of armed vessels in the service of the Colony,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 17th January next.

23. COURTS OF MINES.—Mr. Serjeant moved, pursuant to notice, That there be laid on the Table of the House—

- (1.) A Return of the number of suits entered in the several Courts of Mines (including Appeals) in which the costs taxed to either party by the judge exceeded twenty pounds, setting forth the title of each cause, and the nature of relief prayed for, and the amount of costs in each case allowed by the court to either party.
- (2.) A Return of the number of orders of commitments made by the several judges of the Courts of Mines, setting forth the act for which each person was committed, the time for which he was committed, and also if the committal was had upon an *ex parte* statement.

Question—put and resolved in the affirmative.

24. DANDENONG ROAD.—Mr. L. L. Smith moved, pursuant to *amended* notice, That this House will, on Thursday, 12th January next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of Two thousand pounds to be placed on the Estimates for the purpose of cutting and making portion of the Main Dandenong Road.

Debate ensued.

Question—put and negatived.

25. SUPPLY OF PARLIAMENTARY PAPERS TO BEECHWORTH ATHENÆUM.—Mr. Keefer moved, pursuant to notice That a copy of the Votes and Proceedings of the Legislative Council and Legislative Assembly, and Parliamentary Papers of the present and each subsequent Session, be forwarded to the Beechworth Athenæum, and to every public literary institution in the colony applying for the same.

Debate ensued.

Question—put and negatived.

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

“*Payment of Members of the Assembly—Motion for Address to be considered in “Committee,”* and

“*Lien (Contractors and Workmen) Bill—Second reading,*” until Thursday, 12th January next ;

“*Belfast Boundaries Bill—Second reading,*” until Thursday, 19th January next ;

“*Lien Law extension Bill—Second reading,*”

“*Barristers and Attornies Bill—Second reading,*”

“*Municipalities Act Amendment Bill—Second reading,*”

“*Gold Fields Act Amendment Bill—To be committed,*” and

“*Public Education Bill—Second reading,*” until Thursday, 12th January next ;

“*Supreme Court Sittings Bill—To be committed,*” until Thursday, 19th January next ; and

“*Supply of Water to the Gold Fields—Motion for Address to be considered in “Committee,”* until Thursday, 12th January next.

Assembly adjourned at six minutes to one o'clock, until four o'clock on Tuesday, 10th January next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 21.

TUESDAY, 10TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of Evelyn, by which it appeared that William Montgomerie Bell, Esq., had been duly elected in pursuance of such Writ.
3. NEW MEMBER.—William Montgomerie Bell, Esq., was then introduced, and took the oath and his seat as Member for the Electoral District of Evelyn.
4. RESIGNATION OF SEAT.—Mr. Speaker announced that he had received from John Everard, Esq., the resignation of his seat as Member for the Electoral District of Rodney, which he read, and is as follows, viz. :—

86, Flinders lane west,
Melbourne, 24th December, 1859.

The Hon. F. Murphy,
Speaker, Legislative Assembly.

SIR,—

I beg to resign my seat as Member for the Electoral District of Rodney.

I am, Sir,

Your very obedient Servant,

JNO. EVERARD.

5. ISSUE OF WRIT.—Mr. Speaker also announced that he had, since the adjournment, issued a Writ for the Election of a Member to serve for the said Electoral District of Rodney.
6. PAPERS.—Mr. McCulloch presented—
Railway Debentures—Return to an Order of the Legislative Assembly, dated 2nd December, 1859—That the whole of the Correspondence between the late Government and the six Banks, having reference to the Sale of our Debentures in London, be laid upon the Table.

Ordered to lie on the Table.

Bank Liabilities and Assets.—General Abstract of sworn Returns of the average Liabilities and Assets of the several Banks of Victoria, for the Quarter ending 30th September, 1859.

Ordered to be printed.

Mr. Wood presented—

Police Office, Crowlands.—Return to an Order of the Legislative Assembly, dated 16th December, 1859, for a return of the Business transacted at the Police Office, Crowlands, during the last twelve months.

Ordered to lie on the Table.

Mr. Francis presented—

Dredging Operations, Geelong.—Return to an Order of the Legislative Assembly, dated 1st December, 1859, for—

- (1.) The last Report of Mr. Furnival, late Superintendent of dredging operations at Geelong.
- (2.) All Reports from Mr. Birnie, since his appointment in charge of the Geelong Bar dredging operations.
- (3.) All Reports from Mr. Wilson, engineer on the new dredge.

Ordered to lie on the Table.

7. **PETITIONS.**—Mr. Snodgrass presented a Petition from the Chairman and members of the Carlsruhe District Road Board, praying the Assembly to take the statements set forth in the Petition into serious and earnest consideration, and to decide on running the main trunk line of railway in such a position as to afford the greatest amount of accommodation to the largest number of inhabitants.

Ordered to lie on the Table, and to be referred to the Committee now sitting on the Kyneton Deviation.

Mr. King presented a Petition from Henry Matson, styling himself Chairman of a Public Meeting held at Bacchus Marsh, setting forth certain amendments and additions to the Crown Lands Bill, considered to be beneficial both to the petitioners and the country at large.

Petition read and ordered to lie on the Table.

Mr. Bennett presented a Petition from certain inhabitants of Heidelberg and its vicinity, praying that the Bridge as proposed to be erected in the vicinity of Heidelberg might be placed in such a position as would be beneficial to the largest number of freeholders and other residents of Heidelberg, and that no such works be proceeded with until the sense of the majority of the inhabitants be satisfactorily ascertained in relation thereto, in such manner as to this House might seem meet.

Ordered to lie on the Table.

8. **CROWN LAND SALES BILL.**—Mr. Service moved, That this Bill be now read a second time. Debate ensued.

Mr. Don moved, That the further debate be now adjourned until to-morrow, to take precedence of all other business.

Question—put and resolved in the affirmative.

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

“*Law of Evidence Bill.—To be reported.*”

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

10. **SUPPLY—ESTIMATES FOR 1860.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

16th December, 1859.

Resolved—That the sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 7. GOLD FIELDS.

SALARIES.

SUBDIVISION No. 1.—BALLAARAT DISTRICT.

(1.)—

Ballaarat.

Three Wardens	...	...	...	...	—
Clerk	...	...	...	...	400	0	0
One Clerk at £300, for six months	...	...	...	...	150	0	0
Bailiff at £300, for six months	150	0	0
Clerk and Keeper of the Powder Magazine	300	0	0

Creswick.

Warden	—		
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Smythe's Creek.

Warden	—		
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Buninyong.

Warden	—		
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Steiglitz.

Warden	—		
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Mount Blackwood.

Warden	—		
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1,000	0	0
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I.—CHIEF SECRETARY—*continued.*

SUBDIVISION No. 2.—CASTLEMAINE DISTRICT.

					£	s.	d.	£	s.	d.
(2.)—	<i>Castlemaine.</i>									
	Two Wardens	...	...	...	—		
	Clerk	...	...	...	400	0	0			
	Clerk and Keeper of the Powder Magazine	...	...	...	300	0	0			
	Bailiff at £300, for six months	...	...	...	150	0	0			
	<i>Taradale.</i>									
	Warden	...	...	...	—		
(3.)—	<i>Hepburn.</i>									
	Warden	...	...	...	—		
	Bailiff at £300, for six months	...	...	...	150	0	0			
(4.)—	<i>Fryer's Creek.</i>									
	Warden	...	...	...	—		
	Clerk at £300, for six months	...	...	...	150	0	0			
	<i>Maldon.</i>									
	Warden	...	...	...	—		
	<i>Anderson's Creek and Caledonia.</i>									
	Warden	...	...	...	—		
					1,150	0	0			

SUBDIVISION No. 3.—SANDHURST DISTRICT.

(5.)—	<i>Sandhurst.</i>									
	Three Wardens	...	...	...	—		
	Clerk	...	...	...	400	0	0			
	One Clerk at £300, for six months	...	...	...	150	0	0			
	Clerk and Keeper of the Powder Magazine	...	...	...	300	0	0			
	Bailiff at £300, for six months	...	...	...	150	0	0			
	<i>Eagle Hawk.</i>									
	Warden	...	...	...	—		
	<i>Heathcote.</i>									
	Warden	...	...	...	—		
	<i>Waranga.</i>									
	Warden	...	...	...	—		
					1,000	0	0			

SUBDIVISION No. 4.—AVOCA DISTRICT.

(6.)—	<i>Avoca.</i>									
	Warden	...	...	...	—		
	Clerk	...	...	...	350	0	0			
	Bailiff, including allowance in lieu of forage, £300, for six months	...	...	...	150	0	0			
(7.)—	<i>Amherst and Back Creek.</i>									
	Two Wardens	...	...	...	—		
	Clerk at £300, for six months	...	...	...	150	0	0			
	<i>Dunolly.</i>									
	Warden	...	...	...	—		
	<i>Korong (Wedderburne).</i>									
	Warden	...	...	...	—		
(8.)—	<i>Maryborough.</i>									
	Warden	...	...	...	—		
	Clerk at £300, for six months	...	...	...	150	0	0			
					800	0	0			

L.—CHIEF SECRETARY—*continued.*

SUBDIVISION No. 5.—ARARAT DISTRICT.

		£	s.	d.	£	s.	d.
(9.)—	<i>Ararat.</i>						
	Two Wardens	—					
	Clerk	350	0	0			
(10.)—	<i>Pleasant Creek.</i>						
	Warden	—					
	Clerk at £300, for six months	150	0	0			
	<i>Raglan.</i>						
	Warden	—					
		500	0	0			

And the said resolutions having been read a second time—

Mr. Keefer moved, That the debate on the consideration of this report be adjourned until to-morrow.

Debate ensued.

Motion by leave withdrawn.

Mr. McCulloch moved, That the Assembly do agree with the Committee in the above resolutions.

Question—put and resolved in the affirmative.

SUBDIVISION No. 6.—BEECHWORTH DISTRICT.

		£	s.	d.	£	s.	d.
(11.)—	<i>Beechworth.</i>						
	Two Wardens	—					
	Bailiff, including allowance in lieu of forage, £300, for six months	150	0	0			
	<i>Yackandandah.</i>						
	Warden	—					
	<i>Buckland.</i>						
	Warden	—					
	<i>Indigo.</i>						
	Warden	—					

And the said resolution having been read a second time—

Mr. Keefer moved, That this item be recommitted to the Committee for increase.

Question—put and negatived.

On the motion of Mr. McCulloch, the Assembly agreed with the Committee in the above resolution.

SUBDIVISION No. 7.

CHINESE PROTECTORATE.

		£	s.	d.	£	s.	d.
(12.)—	<i>Ballaarat District.</i>						
	Protector, £750, for six months	375	0	0			
	Interpreter and Scribe	350	0	0			
	Clerk	300	0	0			
	<i>Castlemaine District.</i>						
	Protector, £750, for six months	375	0	0			
	Interpreter and Scribe	350	0	0			
	Clerk	300	0	0			
	<i>Sandhurst District.</i>						
	Protector, £750, for six months	375	0	0			
	Interpreter and Scribe	350	0	0			
	Clerk	300	0	0			
	<i>Avoca District.</i>						
	Protector, £750, for six months	375	0	0			
	Interpreter and Scribe	350	0	0			
	<i>Ararat District.</i>						
	Interpreter	300	0	0			
	<i>Beechworth District.</i>						
	Protector £750, for six months	375	0	0			
	Interpreter	300	0	0			
	Clerk, paid as Clerk of Petty Sessions, Beechworth	—					
		4,775	0	0			

And the said resolutions having been read a second time—

Mr. Keefer moved, That the item for the Interpreter, Beechworth District, £300, be recommitted to the Committee for increase.

Question—put and negatived.

Mr. McCulloch then moved, That the Assembly agree with the Committee in the above resolutions.

Debate ensued.

Question—put and resolved in the affirmative.

(13.)—

Twenty-four Headmen for the Colony, generally for six months, at £120 per annum ...

£	s.	d.	£	s.	d.
1,440	0	0			

SUBDIVISION No. 8.—MINING BOARDS.

(14.)—

Members of Mining Boards—*Special Appropriation, under Act 21 Vic., No. 32* ...

Clerks and Contingencies ...

Three Chief Surveyors and Inspectors of Mines, at £600 ...

Allowances to Mining Surveyors in addition to their fees under the regulations ...

—
2,000 0 0

1,800 0 0

4,500 0 0

8,300 0 0

SUBDIVISION No. 9.—UNFORESEEN EXPENSES.

(15.)—

Expenses of New Gold Fields, and to defray other unforeseen expenses necessary to be incurred in connection with the Departments of the Gold Fields, Chinese Protectorate, or Mining Boards, including travelling allowances to Inspectors of Mines ...

2,500 0 0

And the said resolutions having been read a second time—

Mr. McCulloch moved, That the Assembly agree with the Committee in the above resolutions.

Debate ensued.

Question—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 22.

WEDNESDAY, 11TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ELECTION AND QUALIFICATIONS COMMITTEE.—The following gentlemen, viz., Mr. Humffray, Mr. Prendergast, and Mr. Horne, were sworn by the Clerk at the Table, as Members of this Committee.
Mr. Speaker appointed that this Committee do hold its first meeting on Friday next, at eleven o'clock a.m., in the North Division Lobby.
3. PETITIONS.—Mr. Heales presented a Petition from certain landholders and inhabitants of Heidelberg, praying that the works at Heidelberg Bridge might be prosecuted with all due speed according to the plans, specifications, and tenders prepared and advertised for, and be erected at the site of the punt over the Yarra River at Heidelberg, and that this House would not entertain or sanction any petition, motion or procedure obstructing, or calculated to obstruct or delay the construction of the said bridge.
Ordered to lie on the Table.
Dr. Thomson presented a Petition from certain Members of the Municipal Council for the District of South Barwon, urging the House not to reduce the grant in aid of Municipalities for the year 1860.
Ordered to lie on the Table.
Dr. Macadam presented a Petition from certain Proprietors of land situated in the projected Main Murray line of Road *via* McCrae-street, Sandhurst, praying the House would appoint a Committee for the purpose of investigating the matters set forth in the Petition, with a view of granting justice to the Petitioners in such way as to them might seem best.
Ordered to lie on the Table.
Mr. Serjeant presented a Petition from certain Inhabitants of the Town of Ballarat and the Western District, praying this House would take into consideration the expediency of the Government having the Channel cut through the Bar in Corio Bay by Contract (the contractors being allowed the use of the dredges), and of their calling for tenders without further delay, and of providing for the completion of the entire work by January, 1861, the time originally stated by the Government within which the work would be accomplished; and so as to afford access to ships drawing a great depth of water in the shortest space of time, the Petitioners suggest that the extent of the entire cutting to the breadth of three chains should be cut to the depth of nine feet for the working of the dredges and punts, and that one chain to the depth of 18 feet should be first cut through the entire length before the remaining two.
Ordered to lie on the Table.
4. PAPERS.—Mr. Wood presented—
Insolvent Estates—Return shewing the amount of Money held by the respective Official Assignees; where it is lodged, and in what name or names, to what estate such Money belongs; what interest has been received for such Money, and what has been done with it.
A statement of the Estates not yet closed, the dividends declared but not yet paid, and the dates when declared.
Courts of Mines.—Return to an Order of the Legislative Assembly, dated 16th December last, for—
(1.) A Return of the number of suits entered in the several Courts of Mines (including Appeals) in which the costs taxed to either party by the judge exceeded twenty pounds, setting forth the title of each cause, and the nature of relief prayed for, and the amount of costs in each case allowed by the court to either party.
(2.) A Return of the number of orders of commitments made by the several judges of the Courts of Mines, setting forth the act for which each person was committed, the time for which he was committed, and also if the committal was had upon an *ex parte* statement.
Severally ordered to lie on the Table.

5. **REGISTRATION COMMITTEE.**—Mr. Snodgrass moved, by leave of the Assembly, that he have leave to bring up a Progress Report from this Committee.
 Question—put and resolved in the affirmative.
 Mr. Snodgrass then brought up a Progress Report from the Committee.
 Ordered to lie on the Table, and to be printed.
6. **IMMIGRATION OF FEMALES.**—Mr. O'Shanassy, by leave of the Assembly moved, That the Notice of Motion standing in his name, No. 22, on the Notice Paper for to-morrow, do take precedence of all other business on that day.
 Question—put and resolved in the affirmative.
7. **CROWN LAND SALES BILL.**—The Order of the Day for the resumption of the Debate on the Question—That this Bill be now read a second time, having been read,
 Debate resumed.
 Mr. Woods moved, That the further debate on this subject be adjourned until to-morrow.
 Question—put and resolved in the affirmative.
8. **UNIVERSITY DEGREES.**—Mr. Nicholson moved, pursuant to notice, That this House will, on Friday, 13th January, resolve itself into a Committee of the whole for the purpose of taking into consideration the propriety of presenting an Address to Her Most Gracious Majesty the Queen expressive of the grateful acknowledgment of this House for the high honor and distinction which Her Majesty has been most graciously pleased to confer upon this Colony by declaring that the Degrees granted by the Senate of the University of Melbourne shall be entitled to the same rank, precedence, and consideration as Degrees granted by an University of the United Kingdom.
 Question—put and resolved in the affirmative.
9. **LAW OF EVIDENCE BILL.**—On the motion of Mr. Wood, the several amendments made by the Committee in this Bill were read and agreed to by the Assembly, and the Bill ordered to be read a third time to-morrow.
10. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to a resolution.
 Ordered—That the said report be received to-morrow.
 Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
 Resolved—That this House will on Friday, 13th January next, again resolve itself into the said Committee.
- Assembly adjourned at fourteen minutes to twelve o'clock, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 23.

THURSDAY, 12TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of Rodney, by which it appeared that Wilson Gray, Esq., had been duly elected in pursuance of that Writ.
3. NEW MEMBER.—W. Gray, Esq., was then introduced, and took the oath and his seat as Member for the Electoral District of Rodney.
4. COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. McCulloch, by leave of the Assembly, moved, That the Petitions presented by J. Carre Riddell, Esq., against the return of P. Phelan, Esq., as Member for the Electoral District of West Bourke; and by J. P. Rowe, Esq., against the return of D. Reid, Esq., as Member for the Electoral District of the Murray, be referred to "*The Committee of Elections and Qualifications.*"
Question—put and resolved in the affirmative.
5. PAPERS.—Mr. McCulloch presented—
Schedule D., Constitution Act.—Copy of Correspondence between His Excellency the Governor and the Honorable Charles Sladen, *in re* mode of accounting for the expenditure of the £5,000 provided under Schedule D. for travelling expenses, &c., of the Governor.
Ordered to lie on the Table.
6. ORDER FOR RECEIPT OF PETITION RESCINDED.—Mr. Speaker having stated to the House, that in his opinion the Petition presented yesterday by Dr. Thomson, from the Members of the Municipal Council for the District of South Barwon, ought not, under the Standing Orders of this House, to have been received; and the Petition having been read by the Clerk—
Question—That the Order that such Petition do lie on the Table be rescinded—put and resolved in the affirmative.
7. PETITIONS.—Mr. Harrison presented a Petition from W. G. McKellar, styling himself Chairman of the Committee of the Geelong Chamber of Commerce, praying that steps might at once be taken so to explain or amend the Electric Telegraph Act as to place the matter referred to in the Petition beyond all doubt, in order that those who might hereafter avail themselves of this means of communication might rest assured that the confidence reposed by them would not be violated, nor their trust in any instance be betrayed.
Ordered to lie on the Table.
Mr. Harrison presented a Petition from John Herd, styling himself Chairman of a public meeting of the inhabitants of the Town of Geelong, praying the House to adopt the principles set forth in the Crown Lands Sales Bill, which the Petitioners highly approve, but with certain alterations, as set forth in the Petition.
Ordered to lie on the Table.
Mr. Anderson presented a Petition from certain members of the Law Institute of Victoria, being Attorneys, Solicitors, and Proctors of the Supreme Court of the Colony of Victoria, praying that the House, for the reasons set forth in the Petition, would not allow the Bill to amend the Law relating to the rights, powers, privileges, and duties of Barristers, Attorneys, Solicitors, and Proctors, to become the Law of the Colony, but that if even this House should see fit to recognise the amalgamation of the two branches of the legal profession, that the House would provide that the Attorney might be eligible to be enrolled in like manner as the Barrister.
Ordered to lie on the Table.
Mr. Michie presented a Petition from John Johnston, praying a competent Court of Enquiry into his case, as set forth in the Petition.
Ordered to lie on the Table.

8. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Third Report from this Committee.
Ordered to lie on the Table, and to be printed.
9. CROWN LAND SALES BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time—having been read—
Debate resumed.
Mr. O’Hea moved, That the further debate on this subject be postponed until to-morrow.
Question—put and resolved in the affirmative.
10. MAJOR-GENERAL MACARTHUR.—Mr. Nicholson moved, pursuant to notice, That this House desires to convey to Major-General Macarthur, on his retiring from the command of the Forces in this colony, the expression of its approbation of that officer’s zealous services to the country in the discharge of his high functions both as the Officer administering the Government and as Commander of the Forces, and that a Committee be appointed to prepare a valedictory address to the Major-General accordingly; such Committee to consist of Mr. McCulloch, Mr. O’Shanassy, Mr. Stephen, Mr. Harker, Mr. Snodgrass, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
11. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 17th January instant:—
“*Master and Servants Acts Amendment Bill—Second reading.*”
“*Glenorchy Bridge—Motion for Address to be considered in Committee.*”
“*Payment of Members of the Assembly—Motion for Address to be considered in Committee.*”
“*Lien (Contractors and Workmen) Bill—Second reading.*”
“*Lien Law extension Bill—Second reading.*”
“*Barristers and Attornies Bill—Second reading.*”
“*Municipalities Act Amendment Bill—Second reading.*”
“*Gold Fields Act Amendment Bill—To be committed.*”
“*Public Education Bill—Second reading.*”
“*Supply of Water to the Gold Fields—Motion for Address to be considered in Committee.*”
“*Insolvent Laws Amendment Bill—Second reading.*”
“*Law of Evidence Bill—Third reading.*”
12. SUPPLY.—Mr Lalor reported from the Committee of Supply a resolution, which was read and is as follows:—
Resolved—That an advance of a sum not exceeding £17,000 be granted to Her Majesty for the payment of daily wages in the Government service for the month of January; also, that an advance of a sum not exceeding £23,000 be granted to Her Majesty for contingencies in the various departments of the Government service for the month of January.
And the same resolution having been read a second time, was agreed to by the Assembly.
Assembly adjourned at twenty-five minutes past eleven o’clock, until four o’clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 24.

FRIDAY, 13TH JANUARY, 1860.

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

2. PAPERS.—Mr. Francis presented—
Water Supply, Melbourne.—Report and Supplementary Report of A. Swaine Taylor, Esq., M.D., and W. J. Brande, Esq., of analysis of samples of water from the Plenty and the Yan Yean Reservoir.

Ordered to lie on the Table.

3. PETITIONS.—Mr. Amsinck presented a Petition from certain inhabitants of the Parishes of Newham and Rochford, in the county of Dalhousie, praying the House would legalise a Northern deviation of the Mount Alexander and Murray River Railway, so as to secure a station to the township of Carlsruhe.

Ordered to lie on the Table.

Mr. Harrison presented a Petition from certain inhabitants of the town of Geelong and Western District, praying the House would take into its consideration the expediency of Government having the channel cut through the Bar in Corio Bay by contract (the contractors being allowed the use of the dredges), and of their calling for tenders without any further delay, and of providing for the completion of the entire work by contract, 1861, the time originally stated by the Government, within which the work would be accomplished; and so as to afford access to ships drawing a great depth of water in the shortest space of time, the Petitioners would suggest that the extent of the entire cutting to the breadth of three chains should be cut to the depth of nine feet for the working of the dredges and punts, and that one chain to the depth of eighteen feet should be first cut through the entire length before the remaining two.

Ordered to lie on the Table.

4. MAJOR-GENERAL MACARTHUR.—Mr. Nicholson, Chairman of the Committee to which it was referred to prepare an Address to Major-General Macarthur on relinquishing the command of Her Majesty's Land Forces in this Colony, brought up the Report from the Committee, with the proposed Address, which was read by the Clerk, and is as follows:

To Major-General EDWARD MACARTHUR, C.B., late Commander-in-Chief of Her Majesty's Land Forces in the Australian Colonies, &c., &c., &c.

On the eve of your departure from Victoria, where for so many years you have discharged the high functions of Commander-in-Chief of Her Majesty's Land Forces, and for a time the still more important duties which devolved upon you as the Officer administering the Government—We, the Members of the House of Assembly of the Colony of Victoria, in Parliament assembled, desire to convey to you our acknowledgments of the zeal, ability, and good feeling which have distinguished your career, as well as the urbanity you have invariably displayed throughout your intercourse with the colonists—so characteristic of an officer and gentleman.

In bidding you farewell, this House desires to convey to you the expression of its sincere respect and good will, with the earnest hope that in the retirement from the cares of a long life spent in the service of your country you may experience health and happiness.

Committee Room,
13th January, 1860.

(On the motion of Mr Nicholson, the Assembly adopted the above Address, and ordered the same to be presented to Major-General Macarthur by Mr. Speaker, and the Mover and Seconder of the Resolution.

5. CROWN LAND SALES BILL.—The Order of the Day for the resumption of the debate on the question—That this Bill be now read a second time—having been read—
Debate resumed.

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

SATURDAY, 14TH JANUARY, 1860.

Mr. Henderson moved, That the further debate on this subject be now adjourned.

Question—That the further debate on this subject be now adjourned—put.

Assembly divided.

Ayes, 11.		Noes, 51.	
Dr. Evans,	Mr. Prendergast,	Mr. Barton,	Dr. Macadam,
Mr. Hadley,	Mr. Reid.	Mr. Bell,	Mr. Macintosh,
Mr. Henderson,		Mr. Bennett,	Mr. McCulloch,
Mr. Horne,		Mr. Brodie,	Mr. McLellan,
Dr. Hunter,	<i>Tellers,</i>	Mr. Brooke,	Mr. McLeod,
Mr. Ireland,	Mr. Heales,	Mr. Caldwell,	Mr. McMillan,
Mr. O'Shanassy,	Mr. Anderson.	Mr. Carr,	Mr. Michie,
		Mr. Carpenter,	Mr. Newton,
		Mr. Cathie,	Mr. Nicholson,
		Mr. Don,	Mr. O'Hea,
		Mr. Gavan Duffy,	Mr. Pyke,
		Mr. Ebden,	Mr. Russell,
		Mr. Francis,	Mr. Serjeant,
		Mr. Gray,	Mr. Sinclair,
		Mr. Harker,	Mr. J. T. Smith,
		Mr. Harrison,	Mr. L. L. Smith,
		Mr. Henty,	Mr. Snodgrass,
		Mr. Houston,	Mr. Stephen,
		Mr. Howard,	Dr. Thomson,
		Mr. J. Johnson,	Mr. Verdon,
		Mr. J. S. Johnston,	Mr. Wilkie,
		Mr. Keefer,	Mr. Wood,
		Mr. King,	Mr. Woods.
		Mr. Lalor,	<i>Tellers,</i>
		Mr. Loader,	Mr. Service,
		Mr. Lyall,	Mr. Bailey.

And so it passed in the negative.

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

Question—That this House do now adjourn—put.

Assembly divided.

Ayes, 14.		Noes, 37.	
Dr. Evans,	Mr. Reid,	Mr. Bailey,	Mr. Lyall,
Mr. Hadley,	Mr. J. T. Smith,	Mr. Barton,	Mr. McCulloch,
Mr. Heales,	Dr. Thomson,	Mr. Bell,	Mr. McLellan,
Mr. Henderson,	Mr. Verdon.	Mr. Bennett,	Mr. McLeod,
Dr. Hunter,		Mr. Caldwell,	Mr. McMillan,
Mr. Ireland,	<i>Tellers.</i>	Mr. Carr,	Mr. Nicholson,
Mr. Keefer,	Mr. Horne,	Mr. Cathie,	Mr. O'Hea,
Mr. O'Shanassy,	Mr. Prendergast.	Mr. Gavan Duffy,	Mr. Pyke,
		Mr. Ebden,	Mr. Russell,
		Mr. Francis,	Mr. Serjeant,
		Mr. Gray,	Mr. Service,
		Mr. Harker,	Mr. Sinclair,
		Mr. Harrison,	Mr. L. L. Smith,
		Mr. Henty,	Mr. Stephen,
		Mr. Houston,	Mr. Wilkie.
		Mr. J. Johnson,	
		Mr. J. S. Johnston,	
		Mr. King,	<i>Tellers.</i>
		Mr. Lalor,	Dr. Macadam,
		Mr. Loader,	Mr. Woods.

And so it passed in the negative.

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

Debate ensued.

Question—That this debate be now adjourned—put and negatived.

Question—That the Bill for regulating the Sale of Crown Lands and for other purposes be now read a second time—put and resolved in the affirmative.

Bill read a second time.

Mr. Service moved, That this Bill be now committed to a Committee of the whole.
 Question—put and resolved in the affirmative ; and, on the further motion of Mr. Service, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole, for the consideration thereof.

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

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

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 17th January instant:—

“ University Degrees—Motion for Address to Her Majesty—To be considered in Committee.”

“ Supply—To be further considered in Committee.”

Assembly adjourned at twenty minutes to one o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 25.

TUESDAY, 17TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADDRESS TO MAJOR-GENERAL MACARTHUR.—Mr. Speaker reported to the Assembly that, together with the mover and seconder of the Address, he had presented to Major-General Macarthur the Address agreed to by the Assembly on Friday last, to which the Major-General gave a reply, which was read by Mr. Speaker, and is as follows:—

To the Honorable the Speaker and Members of the Deputation from the House of Assembly.

MR. SPEAKER AND GENTLEMEN,

At the termination of the official relations which for some years I have had the gratification to hold with you, be assured that the expression of the good opinion of the popular branch of the Legislature, which you represent, will hereafter constitute with me a subject of happy reflection and remembrance.

It is to be borne in mind, however, that the praise which I have thus been fortunate in obtaining is far less attributable to any exertions of my own, than to the school of obedience which Her Majesty's service ever affords as to the just exercise of subsequent command, conducting, as it does, by the path of duty, to the steep ascent on which stands the temple of true fame.

By weighing my own opinions with the opinions of the most influential amongst all parties I was enabled to avoid extremes, and by never prematurely pressing any principle beyond its legitimate and practical application have been fortunate in obtaining your approbation.

I wish this enterprising community that full measure of happiness and prosperity of which its liberal institutions, and the inexhaustible resources of the country, render it susceptible. My fervent prayer has long been, and cannot be more emphatically expressed than in the oft repeated motto, "*Aut bello Victoria aut pace.*" May she ever triumph in peace or war.

(Signed) E. MACARTHUR,
Major-General.

Military Offices,
Melbourne, 14th January, 1860.

3. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Police Department.—Report of the Chief Commissioner for the year 1859.
Mr. Nicholson presented—
Mr. and Mrs. Davitt.—Copy correspondence relative to the appointment of Mr. and Mrs. Davitt as Head Master and Mistress of the National Model Training Schools in Melbourne.
Severally ordered to lie on the Table.
Mr. McCulloch presented, by command of His Excellency the Governor—
Police Clothing Account.—Report of Investigation by Mr. Audit Commissioner Symonds.
Ordered to lie on the Table.
4. PETITION.—Mr. Harker presented a Petition from certain Builders and Contractors of Victoria, praying the House would be pleased to refuse the passing of both the proposed Lien Bills.
Ordered to lie on the Table.
5. FEMALE IMMIGRATION.—Mr. O'Shanassy moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1860 the sum of £50,000 for the purpose of introducing, as heretofore, Female Immigrants under the authority of the Emigration Commissioners.

Debate ensued.
Question—put.
Assembly divided.

Ayes, 25.	
Mr. Brodie,	Mr. Lyall,
Dr. Evans,	Mr. MacIntosh,
Mr. Firebrace,	Mr. McLeod,
Mr. Hadley,	Mr. O'Shanassy,
Mr. Harrison,	Mr. Reid,
Mr. Henderson,	Mr. Russell,
Mr. Hood,	Mr. J. T. Smith,
Mr. Horne,	Mr. Stephen,
Mr. Howard,	Mr. Wilkie.
Mr. Ireland,	
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. King,	Dr. Macadam,
Mr. Lalor,	Mr. Anderson.

Noes, 38.	
Mr. Amsinck,	Mr. Keefer,
Mr. Barton,	Mr. Loader,
Mr. Bell,	Mr. Lock,
Mr. Bennett,	Mr. McLellan,
Mr. Brooke,	Mr. Michie,
Mr. Caldwell,	Mr. Newton,
Mr. Carr,	Mr. Nicholson,
Mr. Carpenter,	Mr. O'Hea,
Mr. Cathie,	Mr. Prendergast,
Mr. Don,	Mr. Serjeant,
Dr. Embling,	Mr. Service,
Mr. Francis,	Mr. Sinclair,
Mr. Frazer,	Mr. L. L. Smith,
Mr. Gillespie,	Mr. Verdon,
Mr. Gray,	Mr. Wood,
Mr. Harker,	Mr. Woods.
Mr. Heales,	
Mr. Henty,	<i>Tellers.</i>
Mr. Humffray,	Mr. Pyke,
Dr. Hunter,	Mr. Bailey.

And so it passed in the negative.

6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Mining Partnerships Limited Liability Bill—Second reading,*” until to-morrow.
“*Armed Vessels Regulation Bill—Second reading,*” until Tuesday, 24th January instant; and
“*Law of Evidence Bill—Third reading,*”
“*University Degrees—Motion for Address to Her Majesty—To be considered in Committee,*” and
“*Supply—To be further considered in Committee,*” until to-morrow.
7. **SALES OF CROWN LANDS.**—Mr. Carr moved, pursuant to notice, That there be laid on the Table of the House a return showing the number of acres respectively of town, suburban, and country lands alienated from the Crown either by public sale or selection, from the 1st July to the 31st December, 1859, inclusive.
Question—put and resolved in the affirmative.
8. **CHINESE IMMIGRATION LAW AMENDMENT BILL.**—Mr. King moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law affecting Chinese immigration to and resident in Victoria.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. King and Dr. Embling do prepare and bring in the Bill.
Mr. King then brought up a Bill, intituled, “*A Bill to amend the Law affecting Chinese immigration to and resident in Victoria,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 26th January instant.
9. **SALARIES BILL.**—Mr. Harrison moved, pursuant to notice, That he have leave to bring in a Bill to fix the Salaries of future Governors and Responsible Ministers.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. Harrison and Mr. Carr do prepare and bring in the Bill.
Mr. Harrison then brought up a Bill, intituled, “*A Bill to fix the Salaries of future Governors and Responsible Ministers,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 26th January instant.
10. **POSTPONEMENT OF NOTICES OF MOTION AND ORDERS OF THE DAY.**—On the motion of Mr. Frazer, the Assembly ordered that the consideration of the Notices of Motion No. 6 to No. 34, both inclusive, and the nine first Orders of the Day, be postponed until after the consideration of the tenth Order for to-day.
11. **SUPPLY OF WATER TO THE GOLD FIELDS.**—The Order of the day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause a sum to be placed on the Estimates for the purpose of defraying the expense of obtaining reports from surveyors, or other competent persons, as to the best sites and plans for forming reservoirs of water, or otherwise reporting on the most advisable mode for supplying the several Gold Fields requiring the same with water, and furnishing plans and estimates for such works—having been read—

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

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

Ordered—That the report be received to-morrow.

12. PRAYERS.—Mr. Hadley moved, pursuant to *amended* notice, That in the opinion of this House it would comport with the character of this Assembly, and tend to secure the Divine blessing on its deliberations, to open the proceedings with prayer.
Debate ensued.
Motion, by leave, withdrawn.
13. OFFICIALS IN PARLIAMENT ACT AMENDMENT BILL.—Mr. Stephen moved, pursuant to *amended* notice, That he have leave to bring in a Bill to amend the 5th and 12th Sections of the Act of the Parliament of Victoria, 23rd Victoria No. 91.
Debate ensued.
Question—put and negatived.
14. IMPOUNDING ACT.—Mr. Wilkie moved, pursuant to notice, That a Select Committee be appointed to enquire into the working of the Impounding Act in this Colony, with a view to its amendment; such Committee to have power to call for persons, books, and papers, to take evidence, and to consist of Mr. Reid, Mr. Pyke, Mr. Macintosh, Mr. Firebrace, Mr. Carr, Mr. Brooke, Mr. Keefer, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
15. CHINESE ACT, FINES.—Mr. Prendergast moved, pursuant to notice, for a Return of the number of Chinese fined or imprisoned in default of payment of the taxes imposed by the last Chinese Act.
Question—put and resolved in the affirmative.
16. LICENSED PUBLICANS ACT AMENDMENT BILL.—Mr. McLeod moved, pursuant to notice, That he have leave to bring in a Bill to alter and amend the 47th clause of the Publicans Act, 13 Victoria No. 29.
Question—put and resolved in the affirmative.
Ordered—That Mr. McLeod and Dr. Embling do prepare and bring in the Bill.
Mr. McLeod then brought up a Bill, intituled, “*A Bill to alter and amend the 47th clause of the Publicans Act, 13 Victoria No. 29,*” and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 26th January instant.
17. PROSPECTING FOR NEW GOLD FIELDS, ARARAT.—Mr. Woods moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause the sum of “Five” thousand pounds to be placed on the Supplementary Estimates for the year 1860, for the purpose of prospecting for new Gold Fields, or new leads or deposits of Gold, “within the Mining District of Ararat.”
Debate ensued.
Mr. Frazer moved, as an amendment, That the word “five” be omitted from the above question, and the word “fifty” inserted instead thereof; and that the words “within the Mining District of Ararat” be omitted.
Debate continued.
And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 18TH JANUARY, 1860.

Mr. Amsinck moved, That the further debate on this subject be now adjourned until Thursday, 26th January instant.

Question—That the further debate on this subject be now adjourned until Thursday, 26th January instant—put and resolved in the affirmative.

18. POSTPONEMENT OF BUSINESS.—The Assembly ordered that the consideration of the several Notices of Motion and Orders of the Day now undisposed of be postponed until Thursday, 19th January instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 26.

WEDNESDAY, 18TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Defences of the Colony.—Report of Capt. F. B. Seymour, R.N., of H.M.S. *Pelorus*,
in regard to the Defences of the Colony, together with a report on the efficiency
of H.M.C.S.S. *Victoria*.
Ordered to lie on the Table.
Mr. Nicholson presented—
Gold Fields Act.—Orders in Council.
Ordered to be printed.
Mr. Nicholson also presented—
Geological Survey.—Quarter Sheet Maps of the Geological Survey of the Colony of
the following descriptions, viz. :—
One S.W. Williamstown,
One N.E. Heidelberg,
One S.E. St. Kilda,
One N.W. Keilor, and
Nine S.E. Kyncton.
Ordered to lie on the Table.
Mr. Francis presented—
Railway Contracts.—Copies of Railway Contract with Messrs. De Pass Brothers
and Co. for imported Plant, with statement of the vessels employed, amount of
tonnage, description of material, rate of freight, and dates of departure and
arrival.
Yan Yean Water Supply.—Reports from the Engineer-in-Chief for the Yan Yean
Water Supply as to the cause of the recent bursts of the Water Pipes.
Yarra Bend Lunatic Asylum.—Return to an Order of the Legislative Assembly,
dated 16th December, 1859, for a copy of the block plan of the ground now
occupied by the Yarra Bend Asylum, showing the roads and gardens already
made, and all the buildings, walls, fences, &c., erected, in course of erection,
or about to be erected thereon; distinguishing the additions made in the year
1856 by a black tint, in 1857 by a blue tint, in 1858 by a green tint, in 1859
by a red tint, and the alterations intended to be made in 1860 by a yellow
tint; with cost of each addition, and the number accommodated thereby in
those already erected.
Severally ordered to lie on the Table.
3. PETITION.—Dr. Embling presented a Petition from Richard Davis, styling himself the
discoverer of the Cape Paterson Coal Fields, praying the House to cause his Petition to
be investigated on the merits of it, and give such redress as the House might deem fit.
Ordered to lie on the Table.
4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to
certain resolutions.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit
again.
Resolved—That this House will to-morrow again resolve itself into the said Committee.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of
the following Order of the Day be postponed until Friday, 20th instant :—
“*Mining Partnerships Limited Liability Bill—Second reading.*”

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

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

“ An Act further to amend and to consolidate the Law of Evidence.”

Question—put and resolved in the affirmative.

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

7. **UNIVERSITY DEGREES.**—The Order of the Day for considering in Committee of the whole Assembly the propriety of presenting an Address to Her Most Gracious Majesty the Queen, expressive of the grateful acknowledgment of this House for the high honor and distinction which Her Majesty has been most graciously pleased to confer upon this Colony by declaring that the Degrees granted by the Senate of the University of Melbourne shall be entitled to the same rank, precedence, and consideration as Degrees granted by an University of the United Kingdom—having been read—

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

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

To Her Most Gracious Majesty the Queen.

MAY IT PLEASE YOUR MAJESTY,—

We, the Speaker and Members of the Legislative Assembly of the Colony of Victoria in Parliament assembled, beg to approach Your Majesty with the assurance of our respect and attachment to your person, of our undeviating loyalty to the Throne, and of our regard for the maintenance of British Institutions in this land.

We also request leave to present to Your Majesty our sincere and hearty thanks for the important privileges which Your Majesty has been most graciously pleased to confer on the University of Melbourne, by extending to her Graduates under the provisions contained in Your Majesty's Royal Charter, rank and standing equal to those enjoyed by the Graduates of the Universities of Great Britain and Ireland.

In thus tendering our grateful acknowledgments to Your Majesty, we most respectfully beg to be permitted to express our belief that the concession by Your Majesty of such substantial benefits will effectually promote the best interests of the University, and the cause of sound learning in the Colony.

On the motion of Mr. Nicholson, the Assembly agreed to the said Address.

Ordered—That a Message be transmitted to the Legislative Council, requesting their concurrence in the above Address.

8. **GOLD FIELDS.**—Mr. Carpenter moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the present state of the Gold Fields, with a view of ascertaining the extent and permanency of their riches, as also the best system to be employed for their future development; such Committee to consist of Mr. O'Shanassy, Mr. Pyke, Mr. Lalor, Dr. Macadam, Mr. Loder, Mr. Frazer, Mr. Humfray, Mr. Verden, Mr. Brooke, Mr. O'Dea, Mr. McLellan, and the Mover; three to form a quorum. The Committee to have power to send for persons, papers, and records.

Debate ensued.

Question—put and resolved in the affirmative.

9. **SUPPLY OF WATER TO THE GOLD FIELDS.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause a sum of £1000 to be placed on the Estimates for the purpose of defraying the expense of obtaining reports from surveyors, or other competent persons, as to the best sites and plans for forming reservoirs of water, or otherwise reporting on the most advisable mode for supplying the several Gold Fields requiring the same with water, and furnishing plans and estimates for such works.

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

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 27.

THURSDAY, 19TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council:—

MR. SPEAKER—

The Legislative Council transmit to the Legislative Assembly an Address to Major-General Macarthur, conveying the thanks of the Council for the presentation of his Portrait to the Parliament of Victoria, which the Legislative Council have agreed to, and with which they desire the concurrence of the Legislative Assembly.

J. F. PALMER,
President.

Legislative Council Chamber,
19th January, 1860.

MR. SPEAKER—

The Legislative Council acquaint the Legislative Assembly that they have adopted the First Progress Report of the Joint Select Committee appointed to manage the Refreshment Rooms and Stables.

J. F. PALMER,
President.

Legislative Council Chamber,
19th January, 1860.

3. STANDING ORDERS COMMITTEE.—Mr. Lalor, on behalf of Mr. Speaker, Chairman, brought up a Report from this Committee.
Ordered to lie on the Table and to be printed.

4. MAIN MURRAY ROAD, SANDHURST.—Dr. Macadam moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the circumstances connected with certain purchasers of Crown Lands, on the Main Murray Road, from the Pall Mall, Sandhurst, to the White Hills, with power to send for persons and papers; three to form a quorum; and that such Committee consist of Mr. Brodie, Dr. Evans, Mr. Francis, Mr. Harker, Mr. Henderson, Mr. Lalor, Mr. O'Shanassy, Mr. Pyke, Mr. Russell, Mr. Snodgrass, Mr. J. S. Johnston, and the Mover.

Debate ensued.

Question—That a Select Committee be appointed to enquire into and report upon the circumstances connected with certain purchasers of Crown Lands, on the Main Murray Road, from the Pall Mall, Sandhurst, to the White Hills, with power to send for persons and papers; three to form a quorum—put and resolved in the affirmative.

Question—That such Committee consist of Mr. Brodie, Dr. Evans, Mr. Francis, Mr. Harker, Mr. Henderson, Mr. Lalor, Mr. O'Shanassy, Mr. Pyke, Mr. Russell, Mr. Snodgrass, Mr. J. S. Johnston, and the Mover—put and resolved in the affirmative.

5. MEDICAL PRACTITIONERS BILL.—Mr. L. L. Smith, moved, pursuant to notice, That he have leave to bring in a Bill to regulate the qualifications of Practitioners in Medicine and Surgery, so as to enable persons requiring medical aid to distinguish qualified from unqualified Practitioners.

Question—put and resolved in the affirmative.

Ordered—That Mr. L. L. Smith and Mr. Serjeant do prepare and bring in the Bill.

Mr. L. L. Smith then brought up a Bill, intituled, "*A Bill to regulate the Qualifications of Practitioners in Medicine and Surgery, so as to enable persons requiring medical aid to distinguish qualified from unqualified Practitioners,*" and moved that it be now read a first time.

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

6. **SHERIFF'S DEPARTMENT.**—Mr. Heales moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the administration and working of the Civil Branch of the Sheriff's Department, and that they have power to call for persons and papers; such Committee to consist of Mr. Houston, Mr. Brooke, Mr. Nicholson, Mr. McLellan, Mr. Anderson, Mr. Keefer, Mr. Wood, Mr. Grant, and the Mover; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

7. **SLUDGE COMPENSATION COMMITTEE.**—Mr. Carpenter moved, pursuant to *amended* notice, That a Select Committee be appointed to take into consideration and report upon the injury done in the Epsom district by the overflowing of the sludge; such Committee to consist of Mr. Francis, Mr. Snodgrass, Mr. Horne, Mr. Heales, Mr. Carr, Mr. Gray, Mr. Harker, Mr. Serjeant, and the Mover; three to form a quorum.

Debate ensued.

Question—put.

Assembly divided.

	Ayes, 9.		Noes, 27.
Mr. Barton,	Mr. Newton.	Mr. Amsinck,	Mr. MacIntosh,
Mr. Brodie,		Mr. Anderson,	Mr. McLellan,
Mr. Frazer,		Mr. Bennett,	Mr. Michie,
Mr. Gray,	<i>Tellers.</i>	Mr. Carr,	Mr. Mollison,
Mr. Henderson,	Mr. Carpenter,	Mr. Cathie,	Mr. Nicholson,
Mr. Hood,	Mr. Francis.	Mr. Don,	Mr. Reid,
		Dr. Embling,	Mr. Serjeant,
		Mr. Gillespie,	Mr. L. L. Smith,
		Mr. Hadley,	Mr. Stephen,
		Mr. Harrison,	Mr. Woods.
		Mr. Heales,	
		Mr. Horne,	
		Mr. J. S. Johnston,	<i>Tellers,</i>
		Mr. Loader,	Mr. Keefer,
		Dr. Macadam,	Mr. Harker.

And so it passed in the negative.

8. **THISTLES.**—Mr. Carr moved, pursuant to notice, That this House will, on Thursday the 26th January, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1860 the sum of £5000 for the purpose of extirpating Thistles on Crown Lands and Reserves in the Agricultural Districts.

Debate ensued.

Question—put and resolved in the affirmative.

9. **PARTNERSHIP LAW AMENDMENT BILL.**—Mr. Ireland moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law of Partnership.

Question—put and resolved in the affirmative.

Ordered—That Mr. Ireland and Mr. Henderson do prepare and bring in the Bill.

Mr. Ireland then brought up a Bill, intituled, "*A Bill to amend the Law of Partnership,*" and moved that it be now read a first time.

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

10. **DR. A. Y. CARR.**—Mr. Mollison moved, pursuant to notice, That the Petition of Dr. A. Y. Carr, presented to this House on the 30th day of November last, be referred to the Select Committee appointed to enquire into the management of the Lunatic Asylum, with instructions to report thereupon to the House.

Question—put and resolved in the affirmative.

11. **BOUNDARIES OF MELBOURNE ALTERATION BILL.**—Mr. Loader moved, pursuant to notice, That the prayer of the Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne—praying that so much of the Standing Orders as relate to the introduction of Private Bills be suspended, in order to admit the introduction of a Bill to adjust the boundaries of the City of Melbourne, and to make further provision for defining the Wards thereof—be acceded to.

Debate ensued.

Motion, by leave, withdrawn.

12. **THE COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.**—Mr. Amsinck moved, pursuant to notice given by Mr. Embling, That this Bill be now read a second time.

Debate ensued.

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

13. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—Mr. Michie moved, pursuant to notice given by Mr. Ebdon, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
14. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL.—Mr. Gillespie moved, pursuant to notice, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
15. HEIDELBERG BRIDGE.—Mr. Bennett moved, pursuant to notice, That in the opinion of this House it would be conducive to the interests of the greater number of the freeholders and residents in Heidelberg and its vicinity, that the bridge to be erected over the River Yarra at that place, be in the line of the street in which the new police office is being built, instead of at or near to the existing punt, and that any contract entered into for erecting the bridge at the latter should be allowed to apply to the former place.
Debate ensued.
Question—put and negatived.
16. FRAUDS ON CREDITORS PREVENTION BILL.—Mr. Anderson moved, pursuant to notice, That he have leave to bring in a Bill to prevent frauds upon creditors by secret bills of sale and to give a preferable lien upon growing crops without delivery.
Question—put and resolved in the affirmative.
Ordered—That Mr. Anderson and Mr. Hadley do prepare and bring in the Bill.
Mr. Anderson then brought up a Bill, intituled, "*A Bill to prevent Frauds upon Creditors by secret Bills of Sale and to give a preferable Lien upon growing Crops without Delivery*," and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 2nd February next.
17. EDUCATION.—Mr. Verdon moved, pursuant to *amended* notice, That there be laid on the Table of the House a Return of the Expenditure of the National and Denominational School Boards respectively during the year 1859, under the following heads :—
1. Office Department.
 2. Inspection ; for salaries and for travelling.
 3. Training Schools.
 4. Singing and Drawing.
 5. Teachers' Salaries.
 6. The number of pupils, male and female, under each denominational system, distinguishing the numbers on the rolls from the average attendance.
 7. Buildings ; specifying the denominations to which grants have been made.
 8. Miscellaneous Expenses.
 9. The balance to the credit of each Board at the end of the year ;
 10. And Copies of the Correspondence between the Government and the Boards relative to the proposed mode of distribution of the Grant for the year 1859, from the 21st July, 1858, to the date of the passing of the *Appropriation Act* for the year 1859.
- Question—put and resolved in the affirmative.
18. PROFESSOR OF CHINESE LANGUAGE.—Mr. Prendergast moved, pursuant to notice, That this House will, on Thursday, the 26th instant, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause to be placed on the Estimates the sum of £ for the purpose of founding a Professorship of the Chinese Language in the University of Melbourne.
Debate ensued.
Question—put and negatived.
19. HARBOR IMPROVEMENTS, WARRNAMBOOL.—Mr. Horne moved, pursuant to *amended* notice, That this House will, on Thursday, the 26th instant, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of Two thousand pounds to be placed on the Estimates towards completing the Harbor Improvements at Warrnambool.
Debate ensued.
Question—put and resolved in the affirmative.

20. **DANDENONG ROAD.**—Mr. Newton moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that he will cause the sum of £1,950 to be placed on the Estimates to be expended on the further formation and improvement of the Great Dandenong Road, between the Race Course Hotel and Dandenong.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 22.		Noes, 24.	
Mr. Brodie,	Mr. Michie,	Mr. Barton,	Mr. McLellan,
Mr. Cathie,	Mr. Newton,	Mr. Bennett,	Mr. Nicholson,
Mr. Firebrace,	Mr. Reid,	Mr. Carr,	Mr. O'Hea,
Mr. Harrison,	Mr. Russell,	Mr. Carpenter,	Mr. Prendergast,
Mr. Hood,	Mr. Sinclair,	Mr. Don,	Mr. Pyke,
Mr. Ireland,	Mr. J. T. Smith,	Dr. Evans,	Mr. Service,
Mr. J. Johnson,	Mr. L. L. Smith,	Mr. Frazer,	Mr. Stephen,
Mr. J. S. Johnston,	Mr. Snodgrass,	Mr. Gillespie,	Mr. Wood,
Mr. Keefer,		Mr. Hadley,	Mr. Woods.
Mr. Lalor,	<i>Tellers.</i>	Mr. Harker,	
Mr. Lyall,	Mr. Anderson,	Mr. Loader,	<i>Tellers.</i>
Mr. McMillan,	Mr. Heales.	Dr. Macadam,	Mr. Francis,
		Mr. McCulloch,	Mr. Amsinck.

And so it passed in the negative.

21. **STANLEY AND BEECHWORTH ROAD.**—Mr. Keefer moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of £840 to be placed on the Estimates to be expended on the formation of the road between Stanley and Beechworth.

Debate ensued.

Question—put and negatived.

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

FRIDAY, 20TH JANUARY, 1860.

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

Question—put and resolved in the affirmative.

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

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

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

23. **WILLIAMSTOWN RAILWAY.**—Mr. Amsinck moved, pursuant to notice—

(1.) For a Return of the whole cost of the Railway from Williamstown to Batman's Hill, including the stations and all collateral charges of construction and alteration; distinguishing the bridges over the Stony Creek and Saltwater River, all other bridges, culverts, and the earthworks, the ballasting and the permanent way; also the rolling stock, and under what contract or contracts the works have been executed.

(2.) For a Return of the cost to the 31st December last, of the Piers connected with the Railway, and the amount required for their completion.

(3.) For a Return of the working expenses in detail of the Government lines, distinguishing, as far as possible, the Williamstown traffic and the Sunbury line.

(4.) A Return of the receipts from traffic on the Government lines, distinguishing, as far as possible, the Williamstown line, and giving the toll of the Geelong railway.

Question—put and resolved in the affirmative.

24. **ACTS OF PARLIAMENT.**—Mr. Barton moved, pursuant to *amended* notice, That a copy of the Public Statutes of the Colony of Victoria, not included in the first two volumes of Adamson's Acts, be distributed by the Government to each member of this House who has not already received the same.

Question—put and resolved in the affirmative.

25. **MR. A. MCLACHLAN.**—Mr. Lalor moved, pursuant to notice, That a Select Committee be appointed to enquire into the case of Mr. Archibald McLachlan; such Committee to have power to send for persons, papers, and records; and to consist of Mr. Service, Mr. Horne, Mr. Mollison, Dr. Evans, Mr. Heales, Mr. Amsinck, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

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

- “ *Belfast Boundaries Bill—Second reading,*”
- “ *Supreme Court Sittings Bill—To be committed,*”
- “ *Master and Servants Acts Amendment Bill—Second reading,*” and
- “ *Glenorchy Bridge—Motion for Address to be considered in Committee,*” until Thursday, 26th January instant ;
- “ *Payment of Members of the Assembly—Motion for Address to be considered in Committee,*” until Thursday, 2nd February next, and
- “ *Lien (Contractors and Workmen) Bill—Second reading,*”
- “ *Lien Law extension Bill—Second reading,*”
- “ *Barristers and Attornies Bill—Second reading,*”
- “ *Municipalities Act Amendment Bill—Second reading,*”
- “ *Gold Fields Act Amendment Bill—To be committed,*”
- “ *Public Education Bill—Second reading,*” and
- “ *Insolvent Laws Amendment Bill—Second reading,*” until Thursday, 26th January instant ;
- “ *Supply—Resolutions in Committee to be reported,*” and
- “ *Supply—To be further considered in Committee,*” until this day.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 28.

FRIDAY, 20TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. **KYNETON DEVIATION COMMITTEE.**—Mr. Hadley, chairman, brought up the Report from this Committee.
Report read, and ordered to be printed, together with the Evidence and Proceedings of the Committee.
3. **SUPPLY—ESTIMATES FOR 1860.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—
- 18th January, 1860.
Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 8. POLICE.

SALARIES AND WAGES.

SUBDIVISION No. 1.

(1.)—CHIEF COMMISSIONER'S OFFICE.

	£	s.	d.	£	s.	d.
Chief Commissioner	1,200	0	0			
Senior Clerk	600	0	0			
Six clerks—One at £500, one at £400, one at £350, one at £300, and two at £250 ...	2,050	0	0			
	3,850	0	0			

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

SUBDIVISION No. 2.

(2.)—PAYMASTER'S OFFICE.

	£	s.	d.	£	s.	d.
Paymaster and Commissioner, with forage for one horse for six months (with a view to the abolition of the office)	400	0	0			
Three Clerks—One at £500, one at £350, and one at £300	1,150	0	0			
	1,550	0	0			

And the said resolution having been read a second time—

Question proposed, That the House do agree with the Committee in this resolution.

Mr. Snodgrass moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words, "this resolution be re-committed to the Committee."

Debate ensued.

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

Question—That the House do agree with the Committee in the above resolution—put and resolved in the affirmative.

I.—CHIEF SECRETARY (POLICE)—*continued.*

SUBDIVISION No. 3.

(3.)— GENERAL POLICE FORCE.

	£	s.	d.	£	s.	d.
Inspecting Superintendent, with quarters, fuel, light, water, and services of a groom ...	700	0	0			
Nineteen Superintendents—Nine at £550, and ten at £500, with the same allowances ...	9,950	0	0			
Thirteen Inspectors—Six at £350, and seven at £325, with the same allowances ...	4,375	0	0			
Fourteen Sub-Inspectors—Seven at £300, and seven at £275, with the same allowances ...	4,025	0	0			
One hundred and ten Sergeants—Fifty-five at 12s. per diem, and fifty-five at 11s. per diem, with quarters, fuel, light, and water ...	23,149	10	0			
Twelve hundred constables (850 foot and 350 mounted) — One hundred and fifty senior Constables at 10s. 6d. per diem, and one thousand and fifty constables at 10s. per diem, with quarters, fuel, light, and water ..	220,972	10	0			
<i>Less:</i> Reduction in pay of men employed after 1st January, 1860, at 2s. per diem, for, say, 140 men ...	5,124	0	0			
And of men under one year's service, at 1s. per diem, for, say, 200 men ...	3,660	0	0			
	8,784	0	0			

212,188 10 0

Quartermaster, with quarters, fuel, light, and water ...	400	0	0			
Veterinary Surgeon, with quarters, fuel, light, water, and services of a groom ...	350	0	0			
Coachsmith for the Escort Service, at 14s. per diem ...	256	4	0			
Farrier, at 14s. per diem ...	256	4	0			
Eight Escort Drivers, at 12s. per diem, with quarters, fuel, light, and water ...	1,756	16	0			
Wheelwright for Escort Service, at 10s. per diem, with quarters, fuel, light, and water ...	183	0	0			
Saddler, at 10s. per diem, with quarters, fuel, light, and water ...	183	0	0			
Armourer, at 10s. per diem, with quarters, fuel, light, and water ...	183	0	0			
Wives of Constables, for cooking, &c., and female searchers, fifty at £25 per annum ...	1,250	0	0			

259,206 4 0

(4.)—SUBDIVISION No. 4.—DETECTIVE POLICE.

Superintendent ...	500	0	0			
Resident Clerk ...	300	0	0			
Forty-three Detectives — Fifteen of the 1st class, at 15s. per diem; fifteen of the 2nd class, at 12s. 6d. per diem; and thirteen of the 3rd class, at 10s. per diem ...	9,927	15	0			

10,727 15 0

DIVISION No. 9. GAOLS.

SALARIES AND WAGES.

(5.)—SUBDIVISION No. 1.—MELBOURNE.

Governor, with house, fuel, light, and water ...	600	0	0			
Matron, with the same allowances ...	100	0	0			
Two Clerks—One at £400, and one at £200 ...	600	0	0			
Two Chaplains, at £100 ...	200	0	0			

I.—CHIEF SECRETARY (GAOLS)—*continued.*

	£	s.	d.	£	s.	d.
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Two Senior Turnkeys, at £220, with the same allowances ...	440	0	0			
Overseer of Labor, with the same allowances ...	220	0	0			
Storekeeper, with the same allowances ...	200	0	0			
Nineteen Turnkeys, at 10s. per diem, with the same allowances ...	3,477	0	0			
Senior Female Turnkey, with the same allowances ...	100	0	0			
Two Female Turnkeys, at 5s. per diem, with the same allowances ...	183	0	0			
	6,420	0	0			
(6.)—SUBDIVISION No. 2.—GEEELONG.						
Gaoler, with quarters, fuel, light, and water ...	400	0	0			
Clerk, with same allowances ...	300	0	0			
Overseer of Labor, with same allowances ...	220	0	0			
Senior Turnkey, with same allowances ...	220	0	0			
Nine Turnkeys, at 10s., with same allowances ...	1,647	0	0			
Turnkey in charge of the Old Gaol, with same allowances ...	220	0	0			
Two Female Turnkeys, at 5s. per diem, with same allowances ...	183	0	0			
	3,190	0	0			
(7.)—SUBDIVISION No. 3.—CASTLEMAINE.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with same allowances ...	60	0	0			
Senior Turnkey, with same allowances ...	220	0	0			
Six Turnkeys, at 10s. per diem, with the same allowances ...	1,098	0	0			
Female Turnkey, at 5s., with same allowances ...	91	10	0			
	1,769	10	0			
(8.)—SUBDIVISION No. 4.—SANDHURST.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with same allowances ...	60	0	0			
Senior Turnkey, with same allowances ...	220	0	0			
Six Turnkeys, at 10s. per diem, with same allowances ...	1,098	0	0			
Female Turnkey, at 5s. per diem, with same allowances ...	91	10	0			
	1,769	10	0			
(9.)—SUBDIVISION No. 5.—BALLAARAT.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with same allowances ...	60	0	0			
Senior Turnkey, with same allowances ...	220	0	0			
Seven Turnkeys, at 10s. per diem, with same allowances ...	1,281	0	0			
Female Turnkey, at 5s. per diem, with same allowances ...	91	10	0			
	1,952	10	0			
(10.)—SUBDIVISION No. 6.—BEECHWORTH.						
Gaoler, with quarters, fuel, light, and water ...	300	0	0			
Matron, with same allowances ...	60	0	0			
Senior Turnkey, with same allowances ...	220	0	0			
Six Turnkeys, at 10s. per diem, with the same allowances ...	1,098	0	0			
Female Turnkey, at 5s. per diem, with the same allowances ...	91	10	0			
	1,769	10	0			

I.—CHIEF SECRETARY (GAOLS)—*continued.*

(11.)—SUBDIVISION No. 7.—PORTLAND.

	£	s.	d.
Gaoler, with quarters, fuel, light, and water ...	250	0	0
Matron, with the same allowances ...	50	0	0
Senior Turnkey, with the same allowances ...	220	0	0
Two Turnkeys, at 10s. per diem, with the same allowances ...	366	0	0
	886	0	0

(12.)—SUBDIVISION No. 8.—KILMORE.

Gaoler, with quarters, fuel, light, and water ...	250	0	0
Matron, with the same allowances ...	50	0	0
Senior Turnkey, with the same allowances ...	220	0	0
Two Turnkeys, at 10s. per diem, with the same allowances ...	366	0	0
	886	0	0

(13.)—SUBDIVISION No. 9.—MARYBOROUGH.

Same as Beechworth for six months ...	888	0	0
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(14.)—SUBDIVISION No. 10.—ARARAT.

Same as Beechworth for six months ...	888	0	0
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DIVISION No. 10.

PENAL ESTABLISHMENTS.

SALARIES AND WAGES.

SUBDIVISION No. 1.

(15.)—INSPECTOR GENERAL'S OFFICE.

Inspector General, with quarters, fuel, water, and prisoner servants, including allowance in lieu of forage ...	1,080	0	0
Three Clerks—One at £600, one at £500, and one at £350 ...	1,450	0	0
Storekeeper ...	350	0	0
	2,880	0	0

SUBDIVISION No. 2.

(16.)—STOCKADES AND HULKS.

Two Chaplains—One at £400 (Church of England) and one at £300 (Roman Catholic) ...	700	0	0
Inspector and Superintendent of Hulks, with quarters, fuel, water, and prisoner servants ...	500	0	0
Two Superintendents—One at £500 and one at £400, with quarters, fuel, water, and prisoner servants ...	900	0	0
Two Assistant Superintendents at £300, with quarters, fuel, water, and prisoner servants ...	600	0	0
Matron, with quarters, fuel, water, and prisoner servants ...	200	0	0
One Clerk ...	300	0	0
Three Clerks and Storekeepers—One at £300 and two at £275, with quarters, fuel, water, and prisoner servants, in the case of one of the latter ...	850	0	0
Two Schoolmasters at £250 ...	500	0	0
Three Overseers of Mechanics at £300 ...	900	0	0
Ten Overseers of Labor at £270 ...	2,700	0	0
Senior Chief Warder, with quarters, fuel, water, and prisoner servants ...	350	0	0
Two Chief Warders at £300, with quarters, fuel, water, and prisoner servants ...	600	0	0
Shipkeeper, with quarters, fuel, water, and prisoner servants ...	270	0	0
Six Sergeants at 12s. per diem, with quarters, fuel, water, and prisoner servants ...	1,317	12	0
Twelve Corporals, at 10s. 6d. per diem, with quarters, fuel, water, and prisoner servants ...	2,305	16	0

I.—CHIEF SECRETARY (PENAL ESTABLISHMENTS)—*continued.*

	£	s.	d.	£	s.	d.
One hundred and fourteen Warders, at 10s. per diem, with quarters, fuel, water, and prisoner servants	20,862	0	0			
Female Overseer, at 5s. 6d. per diem, with quarters, fuel, water, and prisoner servants ...	100	13	0			
Three Female Warders, at 5s. per diem, with quarters, fuel, water, and prisoner servants ...	274	10	0			
	34,230	11	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

DIVISION No. 11. MEDICAL.

SALARIES AND WAGES.

SUBDIVISION No. 1.

(17.)— CHIEF MEDICAL OFFICER.

	£	s.	d.	£	s.	d.
Chief Medical Officer, including allowance in lieu of forage	800	0	0			
Clerk and Accountant	400	0	0			
Secretary to the Central Board of Health ..	300	0	0			
Superintending Inspector to ditto	300	0	0			
Messenger	60	0	0			
Dispenser to Immigration Hospital, with quarters, rations, fuel, light, and water ...	200	0	0			
Matron } with quarters, rations, fuel, light, and water	60	0	0			
Nurse } and water	36	0	0			
Cook }	36	0	0			
Resident Surgeon Pentridge Stockade, with quarters, fuel, light, water, and prisoner servant	400	0	0			
Health Officer, Queenscliff, with quarters (<i>acts also as Police Magistrate</i>)	600	0	0			
Crew of Health Officer's boat, viz.:—Coxwain at 10s. and five boatmen at 8s. per diem, with quarters	915	0	0			
Surgeon Superintendent of Sanitary Station, with quarters, two rations, fuel, light, and water	500	0	0			
Clerk and Storekeeper, with quarters, rations, fuel, light, and water	200	0	0			
Three Laborers, at £80 each, with the same allowances	240	0	0			
Nurse, with the same allowances	50	0	0			
	5,097	0	0			

And the said resolution having been read a second time—

Question proposed, That the House do agree with the Committee in the above resolution.

Mr. Snodgrass moved as an amendment, That all the words after the word "that" be omitted with a view to insert instead thereof the words, "this resolution be recommitted to the Committee."

Debate ensued.

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

Assembly divided.

Ayes, 28.

Mr. Barton,	Mr. Keefer,
Mr. Bennett,	Mr. King,
Mr. Brodie,	Mr. Loader,
Mr. Brooke,	Mr. Michie,
Mr. Caldwell,	Mr. O'Hea,
Mr. Carr,	Mr. Prendergast,
Mr. Cathie,	Mr. Russell,
Mr. Gavan Duffy,	Mr. Serjeant,
Mr. Frazer,	Mr. Stephen,
Mr. Gray,	Mr. Wilkie,
Mr. Hadley,	Mr. Woods.
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. Hood,	Mr. McLellan,
Dr. Hunter,	Mr. Don.

Noes, 23.

Mr. Bell,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Pyke,
Dr. Evans,	Mr. Reid,
Mr. Firebrace,	Mr. Service,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Harker,	Mr. Snodgrass,
Mr. Henderson,	Mr. Wood,
Mr. Horne,	Mr. Woolley.
Mr. Ireland,	
Mr. J. S. Johnston,	
Dr. Macadam,	<i>Tellers.</i>
Mr. McMillan,	Mr. McCulloch,
Mr. Nicholson,	Mr. Amsinck.

And so it was resolved in the affirmative.

Question—that the Assembly agree with the Committee in the above resolution—put and resolved in the affirmative.

(18.)—SUBDIVISION No. 2.—LUNATIC ASYLUM.

	£	s.	d.	£	s.	d.
Surgeon Superintendent	600	0	0			
Assistant Superintendent and Dispenser ...	300	0	0			
House Steward and Storekeeper	250	0	0			
Assistant ditto, and Clerk	150	0	0			
Matron	100	0	0			
Thirty-three male Attendants, at from £85 to £115 per annum	3,275	0	0			
Twenty-one female Attendants, at from £36 to £50 per annum	864	0	0			
Two Cooks—One at £80, and one at £60 per annum	140	0	0			
Three Laundresses—One at £40, and two at £36 per annum	112	0	0			
Carter	65	0	0			
	5,856	0	0			

DIVISION No. 12. PUBLIC LIBRARY.

(19.)—SALARIES.

Librarian, including allowance in lieu of residence	600	0	0
Sub-Librarian	300	0	0
Clerk and Housekeeper	250	0	0
Four Attendants, at £150 per annum ...	600	0	0
	1,750	0	0

DIVISION No. 13.

SHORTHAND WRITER.

(20.)—SALARIES AND WAGES.

Shorthand Writer	800	0	0
Assistant	600	0	0
Clerk, acting occasionally as Assistant Shorthand Writer	300	0	0
Clerk	200	0	0
Articled Clerk	150	0	0
Messenger	100	0	0
	2,150	0	0

And the same resolutions having been read a second time, were agreed to by the Assembly.

4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. And the House having continued to sit till after twelve of the clock—

SATURDAY, 21ST JANUARY, 1860.

Mr. Speaker resumed the Chair; Mr. Lalor reported that a point of order had arisen in the Committee as to the right of a Member in Committee to add the words that an Address be presented to His Excellency the Governor for a sum of money to increase an amount already voted.

Mr. Speaker ruled that the Committee had not the power to entertain such a motion.

Mr. Speaker then left the Chair, and the House again resolved itself into the said Committee.

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

Ordered—That the said report be received on Tuesday, 24th January 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, 24th January instant, again resolve itself into the said Committee.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 24th January instant.

“*Mining Partnerships Limited Liability Bill—Second reading*”

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 29.

TUESDAY, 24TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING REPORT.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Fourth Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. PETITIONS.—The following Petitions, praying the House to appoint a Select Committee, or take such other means as in the opinion of this House might be deemed best, to enquire into the working of the Acts at present in force for the regulation of the sale of fermented and spirituous liquors, and the alterations that are required therein, were presented as under—
 - By Mr. Embling.—From certain inhabitants of Collingwood.
 - By Mr. Verdon.—From the inhabitants of Williamstown.
 - By Mr. Embling.—From the United Methodist Free Church and Congregation worshipping in the George street Chapel, Collingwood.
 - By Mr. Brooke.—From the inhabitants of Geelong.
 - By Mr. Cathie.—From the inhabitants of Ballarat.
 - By Mr. Wilkie.—From the inhabitants of Colac.
 - By Mr. Cathie.—From the inhabitants of Sandy Creek, Tarnagulla.
4. ADDRESS TO MAJOR-GENERAL MACARTHUR.—On the motion of Mr. Nicholson, the Address to Major-General Macarthur, transmitted from the Legislative Council on Thursday last, was read by the Clerk, and is as follows :—

To Major-General Macarthur, C.B.

We, the Legislative Council of Victoria in Parliament assembled, tender you our thanks for the Painting which you have presented, and which it will afford us gratification to place in the Library of the Parliament Buildings when completed.

We value the work not only as a record of your patronage of Victorian art, but as the gift and portrait of the officer on whom (as one so long connected with this country by the ties of property and kindred) not inappropriately devolved the important duty of inaugurating "Responsible Government" in this part of Her Majesty's dominions.

Mr. Nicholson then moved, pursuant to notice, That this House do concur with the Legislative Council in the above Address.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council acquainting them that the Assembly have concurred in the above Address.
5. REFRESHMENT ROOMS COMMITTEE.—Mr. Nicholson moved, pursuant to notice, That the name of Mr. R. S. Anderson be added to the Joint Committee on the Refreshment Rooms.
Question—put and resolved in the affirmative.
6. SUPPLY.—The Order of the Day for the reception of the Report from the Committee of Supply having been read—

Question—That the Report from the Committee of Supply be now received and considered—proposed.

Debate ensued.

Question—That the Report from the Committee of Supply be now received and considered—put and resolved in the affirmative.

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

20th January, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 14. EDUCATION.		£	s.	d.	£	s.	d.
SUBDIVISIONS—INALTERABLE.							
(1.)—No. 1. Denominational Board	... ..	92,500	0	0			
(2.)—No. 2. National Board	... ..	32,500	0	0			
		125,000	0	0			
DIVISION No. 16. BOARD OF SCIENCE.							
(3.)—SALARIES.							
Secretary and Keeper of Mining Records	... ..	700	0	0			
Draftsman	... ..	300	0	0			
		1,000	0	0			
DIVISION No. 17. GEOLOGICAL SURVEY.							
(4.)—SALARIES.							
Government Geologist, including £400 in lieu of equipment, travelling expenses, &c.	... ..	1,400	0	0			
Paleontologist	... ..	300	0	0			
Chief Draftsman and Clerk	... ..	450	0	0			
Draftsman	... ..	350	0	0			
Engravers and Lithographers—One at £400 and one at £350	... ..	750	0	0			
Lithographic Printer	... ..	300	0	0			
Assistant Pressman, at 10s. per working day	... ..	156	10	0			
Four Field Assistants—One at £650, two at £500, and one at £450	... ..	2,100	0	0			
Laborers and general assistance	... ..	1,788	10	0			
		7,595	0	0			
DIVISION No. 18. MAGNETIC SURVEY.							
(5.)—SALARIES.							
Director, with quarters	... ..	400	0	0			
Three Assistants—One at £300 and two at £250	... ..	800	0	0			
Messenger, with quarters, fuel, and water	... ..	110	0	0			
		1,310	0	0			
DIVISION No. 19. ZOOLOGICAL AND BOTANIC GARDENS.							
(6.)—SALARIES AND WAGES.							
Government Botanist and Director, with quarters	... ..	600	0	0			
Assistant	... ..	300	0	0			
Curator	... ..	300	0	0			
Wages of Gardeners, Laborers, Collectors, &c.	... ..	4,800	0	0			
		6,000	0	0			
DIVISION No. 20. NATIONAL MUSEUM.							
(7.)—SALARIES.							
Taxidermist	... ..	250	0	0			
Model Maker	... ..	300	0	0			
Mechanical Draftsman	... ..	300	0	0			
Keeper of Museum	... ..	90	0	0			
		940	0	0			

L.—CHIEF SECRETARY—*continued.*

DIVISION No. 21. GRANTS.

SUBDIVISIONS.—INALTERABLE.

	£	s.	d.	£	s.	d.
(8.)—No. 1. In Aid to the Board of Agriculture ...	13,510	0	0			
(9.)—No. 2. To Botanic Gardens, Geelong ...	2,000	0	0			
(10.)—No. 3. Premiums for Essays on Scientific and other Subjects connected with the Development of the Resources of Victoria ...	600	0	0			
(11.)—No. 4. Towards the Exploration of Australia...	6,000	0	0			
(12.)—No. 5. Expense of publishing in Melbourne, a Work on the Indigenous Plants of Victoria ...	320	0	0			

21st January, 1860.

(13.)—No. 6. In Aid of the purchase of Books for Libraries, which are already or may hereafter be established in the interior, during 1860; grants to be made in equal proportion to sums collected by private subscriptions or local rates; no grant exceeding £300 to be paid to any one Library	2,000	0	0			
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And the said 12 first Resolutions having been read a second time, were agreed to by the Assembly.

And the said 13th resolution having been read a second time—

Question proposed—That the Assembly do agree with the Committee in the above resolution. Mr. Stephen moved, as an amendment, That all the words after the word “That” be omitted, with a view to insert instead thereof, the words “this resolution be recommitted to the Committee.”

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

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

Question—That this resolution be recommitted to the Committee—put and resolved in the affirmative.

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

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

Ordered—That the said report be received to-morrow.

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

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

8. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Service moved that the consideration of the following Order of the Day be postponed until Tuesday, 31st January instant:—

“*Crown Land Sales Bill—To be further considered in Committee.*”

Debate ensued.

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

WEDNESDAY, 25TH JANUARY, 1860.

Mr. Grant moved, as an amendment, That the words “Tuesday, 31st January instant,” be omitted, with a view to insert instead thereof the word “to-morrow.”

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

Ayes, 27.

Mr. Bell, Mr. Mollison,
Mr. Brodie, Mr. Nicholson,
Mr. Carr, Mr. Pyke,
Mr. Carpenter, Mr. Reid,
Mr. Firebrace, Dr. Russell,
Mr. Francis, Mr. Service,
Mr. Gillespie, Mr. Sinclair,
Mr. Hadley, Mr. L. L. Smith,
Mr. Heales, Mr. Snodgrass,
Mr. Howard, Mr. Stephen,
Mr. Kecker, Mr. Wood.
Mr. Macadam, *Tellers.*
Mr. McMillan, Mr. Bailey,
Mr. Michie, Mr. McCulloch.

Noes, 12.

Mr. Barton, Mr. Houston,
Mr. Bennett, Mr. McLellan,
Mr. Brooke, Mr. Prendergast,
Mr. Frazer,
Mr. Grant, *Tellers.*
Mr. Gray, Mr. Woods,
Mr. Hood, Mr. Don.

And so it was resolved in the affirmative.

Question—That the consideration of the above Order of the Day be postponed until Tuesday, 31st January instant—put and resolved in the affirmative.

The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“ *Armed Vessels Regulation Bill—Second reading,*” until Tuesday, 31st January instant; and

“ *Mining Partnerships Limited Liability Bill—Second reading*” until Wednesday, 8th February next.

9. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL. — Mr. Gillespie moved, pursuant to notice, That the Australasian Fire and Life Insurance Company's Bill be referred to a Select Committee, to consist of Mr. Howard, Mr. Humffray, Mr. Houston, Mr. Keefer, Mr. Pyke, and the Mover; three to form a quorum. Question—put and resolved in the affirmative.
10. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—Mr. Michie moved, pursuant to notice, That the National Bank of Australasia Act Amendment Bill be referred to a Select Committee, to consist of the following members :—Dr. Thomson, Mr. Caldwell, Mr. Anderson, Mr. Heales, Mr. Howard, Mr. Humffray, and the Mover; three to form a quorum. Question—put and resolved in the affirmative.
11. YAN YEAN ANALYSES.—Mr. Hood moved, pursuant to notice given by Mr. Harker, That the Report of Messrs. Johnson and Foord, on the analytical examination and experiments upon the waters of the various branches of the River Plenty, be laid upon the Table of the House. Question—put and resolved in the affirmative.
12. YAN YEAN WATER SUPPLY.—Mr. Sinclair moved, pursuant to *amended* notice, That a Select Committee be appointed to take into consideration the Reports of the Engineer-in-Chief for Yan Yean Water Supply on the cause of the recent bursts in the water pipes, and to enquire and examine into the stability and general management of the works and supply of water; also as to the sum expended on the works, and the revenue derived therefrom up to 31st December last; the Committee to have power to call for persons, papers, and records; such Committee to consist of Mr. Francis, Mr. Horne, Mr. Woods, Mr. Caldwell, Mr. J. T. Smith, Mr. Hood, Mr. Don, Mr. Verdon, Mr. Heales, and the Mover; three to form a quorum. Question—put and resolved in the affirmative.
13. PRECEDENCY OF BUSINESS.—Mr. Barton moved, pursuant to notice given by Mr. Serjeant, That on every second Thursday, commencing on Thursday, the 2nd of February, the Orders of the Day take precedence of the Notices of Motion for the remainder of the Session. Question—put and resolved in the affirmative.
14. REGISTRATION ACT AMENDMENT BILL. — Mr. Snodgrass moved, pursuant to *amended* notice, That he have leave to bring in a Bill to amend the Law relating to Registration. Question—put and resolved in the affirmative. Ordered—That Mr. Snodgrass and Mr. Nicholson do prepare and bring in the Bill. Mr. Snodgrass then brought up a Bill, intituled, “ *A Bill to amend the Law relating to Registration,*” and moved that it be now read a first time. Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 27th January instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 30.

WEDNESDAY, 25TH JANUARY, 1860.

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

2. PAPERS.—Mr. Nicholson presented—

Gold Fields Act. —Orders in Council.

Ordered to be printed.

St. Kilda Road.—Return to an Order of the Legislative Assembly, dated 16th December last, for a copy of the correspondence between the Municipal Council of St. Kilda and the Board of Land and Works, relative to the culvert on the Brighton road, near the 4th mile-post.

Ordered to lie on the Table.

3. PETITIONS.—The following Petitions, praying this House to appoint a Select Committee, or to take such other means as in the opinion of this House might be deemed best, to enquire into the working of the Acts at present in force for the regulation of the sale of fermented and spirituous liquors, and the alterations that are therein required, were presented as under :—

By Mr. Heales.—From certain inhabitants of South Brighton.

By Mr. Carr.—From certain inhabitants of Germantown, near Geelong.

By Mr. Don.—From certain Officers and Committee of the Collingwood Christian Temperance Union.

By Mr. Service.—From certain inhabitants of Camperdown.

By Mr. Service.—From certain inhabitants of Burrumbeet and Learmonth.

By Mr. Don.—From certain members of the Church and Congregation worshipping in the Chapel in Hoddle street in connection with the United Methodist Free Churches.

By Mr. Heales.—From certain inhabitants of Spring Grove, Moorabbin.

Severally ordered to lie on the Table.

Mr. Humffray, on behalf of Mr. Amsinck, presented a Petition from certain Tanners, Carriers, and other workmen employed in the trade, praying the House to urge a speedy revision of the present Tariff of Victoria.

Petition read, and ordered to lie on the Table.

4. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Humffray, Chairman, brought up from the Committee of Elections and Qualifications the following resolution—

In the matter of the Petition of J. P. Rowe, Esq., against the return of D. Reid, Esq., for the Electoral District of the Murray.

Resolved—

That the Committee report to the House that they find the sum of one hundred pounds was not paid by the Petitioner until the day after that on which the Petition was presented to the Speaker. That the fact of the money not having been paid at the proper time has been urged by the sitting Member as an objection to the right of the Petitioner to be heard, but that the Committee consider that they have no power to entertain such objection as their duty is to determine only upon Election Petitions and upon questions referred to them.

And the same having been read—

Mr. Keefer moved—

(1.) "That" the resolution of this House, dated 12th January instant, referring the Petition of J. P. Rowe, Esq., to "The Committee of Elections and Qualifications," be rescinded.

- (2.) That the Petitioner having failed to pay into one of the Banks a sum of £100 to the credit of the Speaker, before the presentation of his Petition, as required by the 71st section of *The Electoral Act of 1856*, this House is of opinion that the Petition cannot be entertained.
- (3.) That the amount paid by the Petitioner into the Union Bank of Australia, to the credit of the Speaker, subsequent to the presentation of the Petition, be paid back to the Petitioner.

Mr. Snodgrass moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof, "it be an instruction to the Election Committee to enquire whether the sum of £100 was paid by the Petitioner, J. P. Rowe, Esq., on or before the day on which the Petition against the return of David Reid, Esq., was presented, and to determine finally whether the Petition has been duly received or otherwise.

Debate ensued.

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

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

Dr. Macadam moved, That the following words be inserted in place of the words omitted—viz., "the matter of the Report be referred back to the Committee for adjudication."

Debate ensued.

Mr. Keefer moved, That the following words be added to the last proposed amendment—"with the expression of the opinion of this House that the Committee have power to entertain the objection referred to in the said Report."

Debate ensued.

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

Question—That the following words be inserted in the original question in the place of the words omitted, viz.: "the matter of the Report be referred back to the Committee for adjudication, with the expression of the opinion of this House that the Committee have power to entertain the objection referred to in the said Report"—put and resolved in the affirmative.

Question—That the matter of the Report be referred back to the Committee for adjudication, with the expression of the opinion of this House, that the Committee have power to entertain the objection referred to in the said Report"—proposed.

Mr. Woods then moved the previous question.

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

Question—That the matter of the Report be referred back to the Committee for adjudication, with the expression of the opinion of this House that the Committee have power to entertain the objection referred to in the said Report—put and resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Address to Her Most Gracious Majesty the Queen, expressing the sense entertained by the Legislative Assembly of the high honor and distinction conferred by Her Majesty upon the Colony by declaring that the Degrees granted by the University of Melbourne shall be entitled to the same rank, precedence, and consideration as Degrees granted by Universities of the United Kingdom, with an amendment, to which they desire the concurrence of the Legislative Assembly.

J. F. PALMER,
President.

Legislative Council Chamber, Melbourne,
25th January, 1860.

On the motion of Mr. Nicholson, the amendment was read and agreed to by the Assembly, and is as follows:—

Line 1, after "We the," insert the words, "President and Members of the Legislative Council and the."

Ordered—That the Address be transmitted to the Legislative Council, with a Message acquainting them that the Assembly have agreed in the said amendment.

6. RESPONSIBLE MINISTERS BILL.—Mr. Wood moved, pursuant to notice, That he have leave to bring in a Bill to amend the Law regarding the Responsible Ministers of the Crown. Question—put and resolved in the affirmative.
- Ordered—That Mr. Wood and Mr. Service do prepare and bring in the Bill.
- Mr. Wood then brought up a Bill, intituled, "*A Bill to amend the Law regarding the Responsible Ministers of the Crown*," and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 8th February, next.

7. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

24th January, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 21 GRANTS.		£	s.	d.	£	s.	d.
(1)—SUBDIVISION—INALTERABLE.							
No. 6. In aid of the purchase of books for Mechanics Institutes or other Public Libraries managed by local bodies which are already established or may be established in Country Districts; grants to be made in proportion to sums already collected or to be collected by private subscriptions or local rates; no grant to exceed £200 to be paid to any one Library. Provided that no grant be made to any such Institution already established or to be established in Melbourne, or within ten miles thereof				2,000	0	0	
DIVISION No. 22. MISCELLANEOUS.							
SUBDIVISIONS.—INALTERABLE.							
(2.)—No. 1. Maintenance of Deserted Children	...	3,000	0	0			
(3.)—No. 2. Rewards under Dog Act	...	700	0	0			
(4.)—No. 3. Rewards for Apprehension of Offenders	...	500	0	0			
		4,200	0	0			
DIVISION No. 23. AUDIT OFFICE.							
SALARIES.							
Commissioners— <i>Special Appropriation</i> under Act 21 Vic., No. 24.							
(5.)—Secretary	...	700	0	0			
(6.)—Sixteen Clerks—Three at £450, four at £400, one at £350, two at £250, five at £200, and one at £150	...	4,950	0	0			
(7.)—Housekeeper and Messenger—One, with quarters, fuel, and water	...	100	0	0			
One Messenger	...	50	0	0			
		5,800	0	0			
TOTAL, CHIEF SECRETARY		...					

II.—ATTORNEY GENERAL.

DIVISION No. 24. SUPREME COURT.		£	s.	d.	£	s.	d.
SUBDIVISION No. 1.							
THEIR HONORS THE JUDGES.							
SALARIES.							
Their Honors the Judges— <i>Special Appropriation</i> under Act 18 and 19 Vic., cap. 55.							
(8.)—Four Judges' Associates, at £300	...	1,200	0	0			

II.—ATTORNEY GENERAL (SUPREME COURT)—*continued.*

SUBDIVISION No. 2.		£	s.	d.	£	s.	d.
LAW OFFICERS OF THE CROWN.							
Attorney General } <i>Special Appropriation</i> under							
Solicitor General } ACT 18 and 19 Vic., cap. 55		—					
(9.)—Chief Clerk	... ..	600	0	0			
(10.)—Two Clerks—One at £400, and one at £200	... ..	600	0	0			
(11.)—Clerk at £200, for six months	... ..	100	0	0			
(12.)—Accountant	... ..	400	0	0			
(13.)—Crown Prosecutor	... ..	600	0	0			
(14.)—Messenger and Housekeeper, with quarters, fuel, and water	... ..	150	0	0			
(15.)—Assistant Messenger	... ..	100	0	0			
(16.)—Crown Solicitor—From 1st January to 14th April, 1860	... ..	144	8	10			
	For remainder of year	711	2	2			
(17.)—Chief Clerk, for Civil Business	... ..	600	0	0			
	Towards allowance to him as Acting Civil Crown Solicitor, from 1st January to 14th April, 1860	36	2	2			
(18.)—Chief Clerk, for Criminal Business	... ..	600	0	0			
	Towards allowance to him as Acting Criminal Crown Solicitor, from 1st January to 14th April, 1860	36	2	2			
(19.)—Five Clerks—One at £400, two at £350, one at £250, and one at £200	1,550	0	0			
(20.)—Messenger (towards)	40	0	0			
	Clerk	250	0	0			
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(21.)—SUBDIVISION No. 3.—PROTHONOTARY.							
Prothonotary	800	0	0			
Chief Clerk	600	0	0			
Five Clerks—One at £400, one at £350, two at £300, and one at £250	1,600	0	0			
Messenger with quarters, fuel, and water	150	0	0			
		3,150	0	0			
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SUBDIVISION No. 4.—MASTER IN EQUITY.							
Master in Equity— <i>Special Appropriation</i> under							
ACT 18 and 19 Vic., cap. 55		—					
(22.)—Chief Clerk	... ..	600	0	0			
(23.)—Three Clerks—One at £300 and two at £200	700	0	0			
(24.)—Messenger, with quarters, fuel, and water	120	0	0			
		1,420	0	0			
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SUBDIVISION No. 5.							
CHIEF COMMISSIONER OF INSOLVENT ESTATES.							
(25.)—Commissioner	1,200	0	0			
(26.)—Three Clerks—One at £500, and two at £200	... ..	900	0	0			
(27.)—Bailiff and Messenger	... ..	200	0	0			
(28.)—Messenger, with quarters, fuel, and water	120	0	0			
	Bailiff and Messenger, Insolvent Court, Geelong	200	0	0			
		2,620	0	0			
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SUBDIVISION No. 6.—SHERIFFS.							
<i>Melbourne.</i>							
(29.)—Sheriff	1,200	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

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

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

Ordered—That the said report be received to-morrow.

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

Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

9. BALLAARAT POUND.—Mr. Woods moved, pursuant to notice, That there be laid on the Table of this House a Return, showing—

- (1.) The number of Horses, Sheep, Cattle, &c., impounded in the Ballaarat Pound, from the 1st October, 1859, to the 1st January, 1860.
- (2.) How long such Horses, Sheep, Cattle, &c., remained in the Pound (giving dates).
- (3.) Whether any of said Horses, Cattle, &c., have, during that period, been advertised more than once in the *Government Gazette*; and if so, why.
- (4.) The amount of money received by or due to the Poundkeeper during that period, distinguishing salary and fees.

Debate ensued.

Question—put and resolved in the affirmative.

10. STEAM SLOOP VICTORIA.—Mr. Verdon moved, pursuant to *amended* notice, That there be laid on the Table of this House a Return, showing—

- (1.) The nature, amount, and value of the services rendered to the Colony by the steam sloop *Victoria* from the date of her arrival to the end of December, 1859.
- (2.) The value of each service in which she has been engaged to be estimated comparatively with the cost of similar work done by vessels in private employ.

Question—put and resolved in the affirmative.

11. MR. JOHN BROWN.—Mr. Carr moved, pursuant to notice, given by Dr. Thomson, That the Petition of Mr. John Brown be referred to the Committee now sitting on Mr. McLachlan's case.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 31.

THURSDAY, 26TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received a letter from James Cowie, Esq., which he read, and is as follows :—

Geelong, 24th January, 1860.

The Hon. the Speaker of the Legislative Assembly of the Colony of Victoria.

SIR,—

I hereby resign my seat in the Legislative Assembly which I have the honor to hold as Member for Geelong East.

I have the honor to be, Sir,

Yours obediently,

(Signed)

JAMES COWIE.

3. ISSUE OF WRIT.—Mr. Speaker announced that he had this day issued a Writ for the election of a Member to serve in the Assembly for the said Electoral District of Geelong East.
4. PETITIONS.—Mr. Heales presented a Petition from certain Coachmakers and other workmen connected with the trade in Melbourne and vicinity, praying the House would see the injustice of the present system, and the urgent necessity for affixing such a duty on British and foreign vehicles as would enable the colonial workman to compete therewith, for which purpose they deem 25 per cent. on British carriages and 40 per cent. on those from all foreign countries, as that would encourage capital and labor to remain in the colony continuing the contest, they request the House to affix such duty.

Petition read and ordered to lie on the Table.

Mr. McCulloch presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, under the corporate seal of the city, praying the House would be pleased by the passing of the Bill now before this House, intituled, "*A Bill to repeal the fourth, fifth, and sixth sections of an Act, intituled 'An Act for the Establishment of Municipal Institutions in Victoria,'*" to restrain the power of the Executive Government to infringe upon the existing limits of the City of Melbourne, and so prevent the injury which the erection of a Corporation at Sandridge would inflict upon the Petitioners and the Colony at large.

Petition read and ordered to lie on the Table.

The following petitions praying the House to appoint a Select Committee, or take such other means as, in the opinion of this House, might be deemed best, to enquire into the working of the Acts at present in force for the regulation of the sale of fermented and spirituous liquors, and the alterations that are required therein, were presented as under :—

By Mr. Henderson, from certain inhabitants of Sandhurst.

By Mr. J. S. Johnston, from certain inhabitants of St Kilda.

Severally ordered to lie on the Table.

Mr. Henderson presented a Petition from certain Cabinet-makers of Sandhurst, praying the House to affix an import duty on all foreign cabinet goods, sufficient to enable them to secure a fair share of the Colonial market.

Ordered to lie on the Table.

Mr. Loader presented a Petition from certain Saddlers, Harness-makers and Workmen of the different branches in the trade, at Melbourne and all other Towns in the Colony of Victoria, praying the House would see the injustice of the present system and the urgent necessity for affixing such a duty on British and foreign saddlery as would enable the workman here to compete therewith, for which purpose they deem that 30 per cent. upon British and Australian manufactures, and 60 per cent. upon all foreign manufactures, necessary to encourage the manufacturers of the Colony.

Ordered to lie on the Table.

Mr. Lalor presented a Petition from certain boot and shoemakers of Melbourne and suburbs, trusting this House would see the urgent necessity of affixing such a duty on British and foreign boots and shoes as would enable the colonial workmen to compete therewith ; for which purpose the Petitioners are of opinion that a duty of 30 per cent. on British, and 40 per cent. on foreign manufactures would be only remunerative ; still, as it would induce the investment of capital in the trade, and stimulate the artizan in his endeavors to compete with imported goods, the petitioners pray the House to affix such amount of duty.

Ordered to lie on the Table.

Mr. Stephen presented a Petition from certain cabinet-makers and others connected with the trade in Melbourne and vicinity, trusting that this House would see the injustice of the present system, and the urgent necessity of affixing such a duty on British and foreign cabinet furniture as would enable the colonial workman to compete therewith, for which they deem 25 per cent. on British cabinet furniture, and 50 per cent. on that of all foreign countries and colonies, would be barely sufficient ; still, as it would encourage capital and labour to remain in the Colony continuing the contest, they request this House to affix such duty.

Ordered to lie on the Table.

5. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Humffray, Chairman, brought up from the Committee the following resolutions, which were read and are as follow :—

In re Petition of John P. Rowe, Esq., against the return of D. Reid, Esq., for the Electoral District of the Murray.

Resolved—

That in the opinion of this Committee the resolution of the House in reference to the Progress Report of the Committee, causes the functions properly devolving upon Examiners to fall upon the Committee of Elections and Qualifications ; and that, inasmuch as it appears that the conditions precedent have not been fulfilled, the opinion of the Committee is, that the Petition of John P. Rowe, Esq., against the return of D. Reid, Esq., as Member for the Electoral District of the Murray, cannot be entertained.

That in the opinion of the Committee the Petition was neither frivolous nor vexatious.

Resolutions read, and, together with the proceedings of the Committee, ordered to be printed.

6. LICENSED PUBLICANS ACTS.—Mr. Heales moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the working of the Acts at present in force in this Colony for the regulation of the sale of fermented and spirituous liquors, and the alterations required therein, with power to summon witnesses and call for papers ; such Committee to consist of Mr. Michie, Mr. McLeod, Mr. Gillespie, Mr. McLellan, Mr. Cathie, Mr. Service, Mr. Snodgrass, Mr. Don, Mr. Keefer, Mr. Lalor, Mr. Serjeant, Mr. King, and the Mover ; five to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

7. TARIFF COMMITTEE.—Dr. Embling moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the Tariff, with a view to its revision ; such Committee to consist of Mr. J. S. Johnston, Mr. Bailey, Mr. Brooke, Mr. Bennett, Mr. Macintosh, Mr. Gillespie, Mr. Pyke, Mr. Heales, Mr. Serjeant, Mr. Carr, and the Mover ; three to form a quorum ; with power to take evidence.

Question—put and resolved in the affirmative.

8. WATER SUPPLY, BIRCH'S CREEK.—Mr. J. T. Smith moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £4000 be placed on the Estimates in aid of the Municipality of Creswick, for supplying that municipality with an abundant supply of pure water from Birch's Creek, on condition that the municipality contribute an equal sum.

Debate ensued.

Question—That the debate on this question be adjourned until after the consideration of the next notice of motion proposed—put and resolved in the affirmative.

9. SUPPLY OF WATER TO THE GOLD FIELDS.—Mr. Loader moved, pursuant to *amended* notice, That on Thursday next this House will resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Supplementary Estimates for 1860, the sum of £50,000 for the purpose of conducting water and of erecting Dams and constructing Water Reservoirs in suitable places upon the several Gold Fields throughout the colony.

Debate ensued.

Mr. Gillespie moved, as an amendment, that the following words be added to the above question, "to be appropriated proportionately to sums to be raised in the respective districts."

Debate continued.

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

Question—That on Thursday next this House will resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Supplementary Estimates for 1860, the sum of £50,000 for the purpose of conducting water and of erecting Dams and constructing Water Reservoirs in suitable places upon the several Gold Fields throughout the Colony—put and resolved in the affirmative.

10. **WATER SUPPLY, BIRCH'S CREEK.**—The debate on the question, That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £4000 be placed on the Estimates in aid of the Municipality of Creswick, for supplying that municipality with an abundant supply of pure water from Birch's Creek, on condition that the municipality contribute an equal sum—resumed.
Question—put and negatived.
11. **BUNINYONG BENEVOLENT ASSOCIATION.**—Mr. Gillespie moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that a sum of £200 be placed upon the Estimates in aid of the Buninyong Benevolent Association.
Debate ensued.
Question—put and negatived.
12. **LETTERS INSUFFICIENTLY STAMPED.**—Mr. Harrison moved, pursuant to notice, That there be laid on the Table of this House a Return of the number of letters posted without prepayment, the number posted with insufficient stamps, the number returned to the senders, and the number destroyed in the years 1856, 1857, 1858, and 1859.
Debate ensued.
Question—put and resolved in the affirmative.
13. **MR. WINDSOR.**—Mr. Hood moved, pursuant to notice, That a Select Committee be appointed to take into consideration the claims of — Windsor, Esq., who, in 1854, was wrongfully sentenced to two years' penal servitude; such Committee to have power to send for persons, papers and records; and to consist of Mr. Aspinall, Mr. Carr, Mr. Francis, Mr. Heales, Mr. Ireland, Mr. O'Shanassy, Mr. Prendergast, and the Mover; three to form a quorum.
Debate ensued.
Question—put and resolved in the affirmative.
14. **FEDERAL UNION.**—Mr. Gavan Duffy moved, pursuant to *amended* notice, That a Select Committee be appointed to consider the question of a Federal Union of the Australian Colonies, and that such Committee consist of Mr. Nicholson, Mr. Michie, Mr. O'Shanassy, Mr. Brooke, Dr. Evans, Mr. Anderson, Mr. Caldwell, Mr. Mollison, Mr. McCulloch, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
15. **NATIONAL DEFENCES.**—Mr. Verdon moved, pursuant to *amended* notice, That there be laid on the Table of this House a copy of the unpublished Reports of the Royal Defence Commission.
Question—put and resolved in the affirmative.
16. **COLLINGWOOD, FITZ ROY AND DISTRICT GAS AND COKE COMPANY'S BILL.**—Mr. Amsinck moved, pursuant to notice, That the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill be referred to a Select Committee, consisting of the following members:—Mr. Keefer, Mr. Heales, Mr. Gillespie, Mr. Don, Mr. Bennett, Mr. Verdon, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
17. **PROSPECTING FOR NEW GOLD FIELDS, ARARAT.**—The Order of the Day for the resumption of the debate—That this House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause the sum of "Five" thousand pounds to be placed on the Supplementary Estimates for the year 1860, for the purpose of prospecting for new Gold Fields, or new leads or deposits of Gold, "within the Mining District of Ararat," and upon the amendment, That the word "five" be omitted from the above question, and the word "fifty" inserted instead thereof; and that the words "within the Mining District of Ararat" be omitted—having been read—
Mr. Amsinck moved, That the further debate on this subject be adjourned until Thursday next.
Question—That the further debate on this subject be adjourned until Thursday next—put and negatived.
Debate resumed.
And the House having continued to sit until after twelve of the clock—

FRIDAY, 27TH JANUARY, 1860.

- Question—That the word "five" proposed to be omitted stand part of the question—put and negatived.
Mr. Frazer, by leave of the Assembly, withdrew his amendment for the insertion of the word "fifty" in the place of the word "five."
Mr. Harker moved—That the word "thirty" be inserted in the place of the word "five" omitted.
Question—That the word "thirty" be inserted in the place of the word "five" omitted—put—

Assembly divided.

Ayes, 25.		Noes, 13.	
Mr. Brodie,	Mr. Lalor,	Mr. Anderson,	Mr. Nicholson,
Mr. Carpenter,	Mr. Loader,	Mr. Bailey,	Mr. Service,
Mr. Don,	Mr. Lock,	Mr. Bennett,	Mr. L. L. Smith.
Mr. Gavan Duffy,	Dr. Macadam,	Mr. Carr,	
Mr. Frazer,	Mr. McLellan,	Mr. Firebrace,	<i>Tellers.</i>
Mr. Gray,	Mr. O'Hea,	Mr. Harrison,	Mr. McCulloch,
Mr. Harker,	Mr. Prendergast,	Mr. McLeod,	Mr. Francis.
Mr. Henderson,	Mr. Reid,	Mr. Myles,	
Mr. Hood,	Dr. Russell,		
Mr. Howard,	Mr. Stephen.		
Mr. Humffray,	<i>Tellers.</i>		
Mr. Ireland,	Mr. Woods,		
Mr. J. Johnson,	Mr. Keefer.		

And so it was resolved in the affirmative.

Question—That the words “within the Mining District of Ararat,” proposed to be omitted, stand part of the question—put and negatived.

Question—That this House will, on Thursday next, resolve itself into a Committee of the whole, for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause the sum of Thirty thousand pounds to be placed on the Supplementary Estimates for the year 1860, for the purpose of prospecting for new Gold Fields, or new leads or deposits of gold—put and resolved in the affirmative.

18. **THISTLES.**—The Order of the Day for the consideration in Committee of the whole, of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased to place upon the Estimates for 1860 the sum of £5000 for the purpose of extirpating Thistles on Crown Lands and Reserves in the Agricultural Districts, having been read—

On the motion of Mr. Carr, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof. Mr. Speaker resumed the chair; Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the Report be received to-morrow.

19. **HARBOR IMPROVEMENTS, WARRNAMBOOL.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will cause the sum of Two thousand pounds to be placed on the Estimates towards completing the Harbor Improvements at Warrnambool, having been read—

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

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

Ordered—That the report be received to-morrow.

20. **GLENORCHY BRIDGE.**—The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, praying him to cause a sum not exceeding £1500 to be placed upon the Estimates for 1860 for the purpose of erecting a bridge over the Wimmera, at Glenorchy, having been read, On the motion of Mr. Woods, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—that the Report be received to-morrow.

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

“*Chinese Immigration Law Amendment Bill—Second reading,*” and

“*Salaries Bill—Second reading*”—until Thursday, 2nd February next;

“*Publicans Act Amendment Bill—Second reading,*” until Thursday, 9th February next;

“*Medical Practitioners Bill—Second reading,*” and

“*Partnership Law Amendment Bill—Second reading,*” until Thursday, 2nd February next;

“*Belfast Boundaries Bill—Second reading,*” until Thursday, 9th February next;

“*Supreme Court Sittings Bill—To be committed.*”

“*Masters and Servants Act Amendment Bill—Second reading,*”

“*Lien (Contractors and Workmen) Bill—Second reading,*” and

“*Lien Law Extension Bill—Second reading,*” until Thursday, 2nd February next;

“*Barristers and Attornies Bill—Second reading,*” until Thursday, 9th February next;

“*Municipalities Act Amendment Bill—Second reading,*” and

“*Gold Fields Act Amendment Bill—To be committed,*” until Thursday, 2nd February next;

“*Public Education Bill—Second reading,*” until Thursday, 9th February next; and

“*Insolvent Laws Amendment Bill—Second reading,*” until Thursday, 2nd February next.

22. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow:—
25th January, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

II.—ATTORNEY GENERAL.

DIVISION No. 24. SUPREME COURT.

SUBDIVISION No. 6.—SHERIFFS.

(1.)—*Melbourne.*

	£	s.	d.
Chief Clerk	500	0	0
Accountant	400	0	0
Two Clerks—One at £350 and one at £300 ...	650	0	0
Four Bailiffs at £350	1,400	0	0
Librarian	200	0	0
Three Messengers—One at £140 and two at £120	380	0	0
Court Keeper and Crier, with quarters, fuel, light, and water	200	0	0
Second Crier	150	0	0

(2.)—*Geelong.*

Sheriff, act; also as Commissioner of Crown Lands	700	0	0
Clerk and Bailiff	300	0	0
Bailiff	350	0	0
Court Keeper, Crier, and Messenger, with quarters, fuel, light, and water	150	0	0

1,500 0 0

(3.)—*Castlemaine.*

Deputy Sheriff, Castlemaine and Sandhurst, with quarters	700	0	0
Clerk	250	0	0
Bailiff	350	0	0
Court Keeper, Crier, and Messenger, with quarters, fuel, light, and water	150	0	0

1,450 0 0

(4.)—*Sandhurst.*

Deputy Sheriff (<i>see</i> Castlemaine)	—	—	—
Clerk and Bailiff	350	0	0
Court Keeper, Crier, and Messenger, with quarters, fuel, light, and water	150	0	0

500 0 0

(5.)—*Ballaarat.*

Deputy Sheriff, with quarters	600	0	0
Clerk	250	0	0
Bailiff	350	0	0
Court Keeper, Crier, and Messenger, with quarters, fuel, light and water	150	0	0

1,350 0 0

(6.)—*Beechworth.*

Deputy Sheriff	500	0	0
Clerk and Bailiff	350	0	0
Court Keeper, Crier, and Messenger, with quarters, fuel, light, and water	150	0	0

1,000 0 0

(7.)—*Ararat.*

Same as Beechworth	1,000	0	0
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Alberton

Belfast

Carisbrook

Hamilton

Kilmore

Kyneton

Portland

Sale

Warrnambool

Duties performed by Police Magistrates

II.—ATTORNEY GENERAL (SUPREME COURT)—*continued.*

DIVISION No. 25.

COUNTY COURTS, COURTS OF MINES, GENERAL SESSIONS, AND COURTS OF INSOLVENCY.

(8.)—SALARIES.

Eight Judges—

	£	s.	d.	£	s.	d.
One at Melbourne	1,500	0	0			
Seven in the Country at £1,500, including allowance in lieu of travelling expenses	10,500	0	0			
Three Crown Prosecutors, at £600, exclusive of £300 for travelling expenses	1,800	0	0			
	£	13,800	0	0		

DIVISION No. 26. POLICE MAGISTRATES.

SUBDIVISION No. 1.

(9.)—SALARIES.

Name of Petty Sessions.	Acting also	Remarks.	Salary. In full of Forage and all other Allowances.			£	s.	d.
			£	s.	d.			
Alberton ...	At Palmerston and Tarraville	Salary at Palmerston	—					
Amherst (2)	At Back Creek	At £750 each ...	1,500	0	0			
Amphitheatre (2) ...	At Avoca and Lexton ...	Salary at Avoca.	—					
Anderson's Creek ...	At Heidelberg, Caledonia and Eltham	... ..	750	0	0		
Ararat (2) ...	... ..	At £750 each ...	1,500	0	0		
Avoca (2) ...	At Amphitheatre and Lexton	At £750 each ...	1,500	0	0			
Bacchus Marsh	At Ballan and Mount Blackwood	Salary at Mount Blackwood.	—					
Back Creek (2)	At Amherst	Salary at Amherst	—					
Ballaarat								
„ West } (3)	... ..	At £750 each ...	2,250	0	0		
„ East }								
Ballan ...	At Bacchus Marsh and Mount Blackwood	Salary at Mount Blackwood.	—					
Balmoral ...	At Hamilton, Harrow, Casterton, and Digby	Salary at Hamilton.	—					
Beechworth (2)	At Stanley	At £750 each ...	1,500	0	0			
Belfast ...	... ..	... ..	750	0	0		
Belvoir ...	... ..	Police Magistrate of New South Wales	100	0	0		
Benalla ...	At Wangaratta ... ..	... ..	750	0	0		
Buckland ...	At Morse's Creek... ..	... ..	750	0	0		
Buninyong	At Whim Holes ... ..	... ..	750	0	0		
Caledonia ...	At Anderson's Creek, Heidelberg and Eltham	Salary at Anderson's Creek	—					
Caramut ...	... ..	Salary as Commissioner of Crown Lands.	—				
Carisbrook	At Maryborough	Salary at Maryborough.	—					
Carngham ...	At Smythesdale	Salary at Smythe's Creek.	—					
Casterton ...	At Hamilton, Harrow, Balmoral and Digby	Salary at Hamilton.	—					
Castlemaine(2)	... ..	At £750 each ...	1,500	0	0		
Chiltern ...	At Indigo	Salary at Indigo.	—					
Clunes ...	At Creswick	Salary at Creswick.	—					
Creswick ...	At Clunes ... ..	... ..	750	0	0		
Digby ...	At Balmoral, Casterton, Hamilton, and Harrow	Salary at Hamilton.	—					
Dunolly ...	... ..	... ..	750	0	0		
Eagle Hawk	At Elysian Flat ... ..	... ..	750	0	0		
Echuca ...	... ..	For six months Salary, with a view to the abolition of the office	375	0	0		
Eltham ...	At Heidelberg, Anderson's Creek, and Caledonia	Salary at Anderson's Creek.	—					
Elysian Flat	At Eagle Hawk	Salary at Eagle Hawk.	—					

II.—ATTORNEY GENERAL (POLICE MAGISTRATES)—*continued.*

Name of Petty Sessions.	Acting also	Remarks.	Salary.			£	s.	d.
			In full of Forage and all other Allowances.					
			£	s.	d.			
Footscray ...	At Williamstown and Sandridge	Salary at Williams-town.	—					
Fryerstown ...	... ..	... ..	750	0	0			
Geelong ...	... ..	... ..	800	0	0			
Gisborne ...	At Keilor ...	... ..	750	0	0			
Hamilton ...	At Balmoral, Harrow, Casterton, and Digby	... ..	750	0	0			
Harrow ...	At Balmoral, Casterton, Hamilton, and Digby	Salary at Hamilton.	—					
Heathcote ...	... ..	... ..	750	0	0			
Heidelberg ...	At Anderson's Creek, Caledonia, and Eltham	Salary at Anderson's Creek	—					
Hepburn ...	... ..	... ..	750	0	0			
Indigo ...	At Chiltern ...	... ..	750	0	0			
Keilor ...	At Gisborne ...	Salary at Gisborne.	—					
Kerang ...	At Swan Hill (Castle Donnington)	Salary at Swan Hill.	—					
Kilmore ...	At Reedy Creek ...	... ..	750	0	0			
Kyneton ...	... ..	... ..	750	0	0			
Lexton (2) ...	At Avoca and Amphitheatre	Salary at Avoca.	—					
Maldon ...	... ..	... ..	750	0	0			
Maryborough ...	At Carisbrook ...	... ..	750	0	0			
Melbourne ...	... ..	... ..	900	0	0			
Ditto ...	... ..	... ..	800	0	0			
Meredith ...	At Mount Egerton and Steiglitz	Salary at Steiglitz.	—					
Morse's Creek ...	At Buckland ...	Salary at Buckland.	—					
Mount Blackwood ...	At Bacchus Marsh and Ballanwood	... ..	750	0	0			
Mount Egerton (Gordon) ...	At Steiglitz and Meredith ...	Salary at Steiglitz.	—					
Omeo ...	... ..	... ..	750	0	0			
Palmerston ...	At Alberton and Tarraville	... ..	750	0	0			
Pleasant Creek (Stawell) ...	... ..	... ..	750	0	0			
Portland ...	... ..	... ..	750	0	0			
Queenscliff ...	... ..	Salary as Medical Officer.	—					
Raglan ...	... ..	... ..	750	0	0			
Reedy Creek... ..	At Kilmore ...	Salary at Kilmore.	—					
Sale ...	... ..	... ..	750	0	0			
Sandridge ...	At Williamstown and Footscray	Salary at Williams-town.	—					
Sandhurst (2) ...	... ..	At £750 each ...	1,500	0	0			
Smythe's Creek ...	At Carngham and Smythesdale	... ..	750	0	0			
Smythesdale... ..	At Carngham and Smythe's Creek	Salary at Smythe's Creek.	—					
Stanley ...	At Beechworth ...	Salary at Beechworth.	—					
Steiglitz ...	At Mount Egerton and Meredith	... ..	750	0	0			
Swan Hill ...	At Kerang ...	... ..	750	0	0			
Taradale ...	At Castlemaine ...	At Castlemaine after 1st July	750	0	0			
Tarraville ...	At Palmerston and Alberton	Salary at Palmerston.	—					
Wangaratta... ..	At Benalla ...	Salary at Benalla after 1st July	—					
Waranga ...	... ..	... ..	750	0	0			
Warrnambool ...	... ..	... ..	750	0	0			
Wedderburne (Korong) ...	... ..	... ..	750	0	0			
Whim Holes... ..	At Buninyong ...	Salary at Buninyong.	—					
Williamstown ...	At Sandridge and Footscray	... ..	750	0	0			
Yackandandah ...	... ..	... ..	750	0	0			
Three additional Police Magistrates at £750 for six months ...			1,125	0	0			
SUBDIVISION No. 2.								
Allowance to Wardens and Police Magistrates for reduction of salaries			2,700	0	0			
						43,550	0	0

And the said resolutions having been read a second time, were agreed to by the Assembly.
 Assembly adjourned at sixteen minutes to one o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 32.

FRIDAY, 27TH JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Don presented a Petition from certain inhabitants of Melbourne and vicinity, praying this House to appoint a Select Committee, or to take such other means as in the opinion of this House might be deemed best, to enquire into the working of the Acts at present in force for the regulation of the sale of fermented and spirituous liquors, and the alterations that are required therein.

Ordered to lie on the Table.

Mr. Caldwell presented a Memorial of the Melbourne Chamber of Commerce, praying that if the inhabitants of Sandridge should obtain the sanction of this House for its separation from the corporate jurisdiction of the City of Melbourne, all public wharves, jetties, water frontages, and approaches to the Harbor, might be exempted from the jurisdiction of the municipality thus created.

Ordered to lie on the Table.

3. THE COMMITTEE OF ELECTIONS AND QUALIFICATIONS.—Mr. Humffray, Chairman, brought up from the Committee of Elections and Qualifications the following resolutions:—
In the matter of the Petition of J. Carre Riddell, Esq., against the return of Patrick Phelan, Esq., for the Electoral District of West Bourke.

Resolved—

That in the opinion of the Committee the election of Patrick Phelan, Esq., as one of the members for the Electoral District of West Bourke, was illegally conducted, inasmuch as one of the polling places was without the limits of the division for which it was appointed, and that the distance between the polling place and the boundary line having been shewn to have been between one and two miles, a distance sufficient materially to affect the result of the election, in the opinion of the Committee the election, so far as the said Patrick Phelan is concerned, should be held to be void.

That the Committee report to the House that no party appeared before the Committee in opposition to the Petition, but the Committee find that the election and return complained of were neither corrupt nor vexatious.

That in the opinion of this Committee it is inexpedient that the functions of Examiners should devolve upon the Committee of Elections and Qualifications, and that it would conduce to the satisfactory performance of the duties of the Committee if Examiners were appointed to enquire into the fulfilment of all conditions precedent attached to an Election Petition.

Resolutions read, and, together with the Minutes of Evidence and Proceedings of the Committee, ordered to be printed.

4. PETITION.—Mr. J. S. Johnston presented a Petition from the Chairman and two Directors of the Sugar Company, praying they might have leave to bring in a Bill for conferring Powers on the Shareholders of the Victoria Sugar Company, and for other purposes, and that the House would be pleased to pass the same.
- Ordered to lie on the Table.

5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
And the House having continued to sit till after twelve of the clock—

SATURDAY, 28TH JANUARY, 1860.

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

Ordered—That the said report be received Tuesday, 31st January instant.

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

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

6. **REGISTRATION ACT AMENDMENT BILL.**—Mr. Nicholson moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Nicholson then moved, That this Bill be now committed to a Committee of the whole House.
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Nicholson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Tuesday next, again resolve itself into the said Committee.
7. **ELECTORAL ROLL, BACK CREEK.**—Mr. Cathie moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the reasons why Mr. Edwards has not been paid in full for collecting the Electoral Roll at Back Creek, in 1859, with power to summon witnesses and call for papers; such Committee to consist of Mr. Nicholson, Mr. O'Shanassy, Mr. Humffray, Mr. Frazer, Mr. Hadley, Mr. J. T. Smith, and the Mover; three to form a quorum.
 Debate ensued.
 Motion, by leave, withdrawn.
8. **TELEGRAPH STATIONS.**—Mr. Hood moved, pursuant to *amended* notice, That a Return of the actual working expenses and revenue derived from every Telegraph Station in Victoria, during the year 1859, be laid on the Table of this House.
 Question—put and resolved in the affirmative.
9. **IMPORTATION OF RAILWAY PLANT.**—Mr. Verdon moved, pursuant to *amended* notice, That a Select Committee be appointed to examine into the terms and working of the contracts for the importation of Railway Plant; such Committee to consist of Mr. Francis, Mr. O'Shanassy, Mr. Brooke, Mr. Caldwell, Dr. Thomson, and the Mover; and to have power to call for papers and persons; three to form a quorum.
 Question—put and resolved in the affirmative.
10. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 2nd February next :—
 “*Imprisonment for Debt Abolition Bill—Second reading.*”
11. **THISTLES.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
 Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Estimates for 1860 the sum of Ten thousand pounds for the purpose of extirpating Thistles on Crown Lands and Reserves in the Agricultural Districts.
 And the said resolution having been read a second time, was agreed to by the Assembly.
12. **HARBOR IMPROVEMENTS, WARRNAMBOOL.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
 Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause the sum of Two thousand pounds to be placed on the Estimates towards completing the Harbor Improvements at Warrnambool.
 And the said resolution having been read a second time, was agreed to by the Assembly.
13. **GLENORCHY BRIDGE.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
 Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to cause a sum not exceeding One thousand and five hundred pounds to be placed upon the Estimates for 1860 for the purpose of erecting a Bridge over the Wimmera, at Glenorchy.
 And the said resolution having been read a second time, was agreed to by the Assembly.
- Assembly adjourned at half-past twelve o'clock until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 33.

TUESDAY, 31ST JANUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Chief Medical Officer—Report on the Sanitary Station for the year 1859.
Government Botanist—Annual Report of the Government Botanist and Director of
the Botanical and Zoological Garden.

Severally ordered to lie on the Table.

Mr. Nicholson also presented—

Board of National Education—Rules.

Ordered to be printed.

Steam Sloop *Victoria*.—Return to an Order of the Legislative Assembly, dated
25th January instant, for a Return, showing—

- (1.) The nature, amount, and value of the services rendered to the Colony by the steam sloop *Victoria*, from the date of her arrival to the end of December, 1859.
- (2.) The value of each service in which she has been engaged, to be estimated comparatively with the cost of similar work done by vessels in private employ.

Ordered to lie on the Table.

Nicholson Gold Fields.—Report of Mr. Warden Carr on.

Ordered to be printed.

Mr. Service presented—

Bridges—Return to an Order of the Legislative Assembly, dated 16th February,
1859, for—

- (1.) The materials of which the bridges are severally constructed.
- (2.) The names of the districts and localities in which they have been erected.
- (3.) The date of each contract, stating the difference (if any) between the time stipulated for and the date of the actual completion of the work so let, distinguishing each year.
- (4.) The amount of the original estimate in each instance separately.
- (5.) The contract price, or prices at which the construction of each bridge was taken; also, the actual cost of the same, including all extras (if any).
- (6.) The total cost of repairs on each bridge.
- (7.) The names of the contractors.

Ordered to lie on the Table.

Mr. Bailey presented—

Letters insufficiently Stamped.—Return to an Order of the Legislative Assembly, dated 26th January inst., for a Return of the number of letters posted without prepayment, the number posted with insufficient stamps, the number returned to the senders, and the number destroyed, in the years 1856, 1857, 1858, and 1859.

Telegraph Stations.—Return to an Order of the Legislative Assembly, dated 27th January instant, for a Return of the actual Working Expenses and Revenue derived from every Telegraph Station in Victoria during the Year 1859.

Severally ordered to lie on the Table.

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

General Survey.—Report on the General Survey of Victoria.

Ordered to lie on the Table.

3. **PRINTING COMMITTEE.**—Mr. Serjeant, on behalf of Mr. Speaker, Chairman, brought up the Fifth Report from this Committee.
Ordered to be printed.
4. **PETITION.**—Mr. Bennett presented a Petition from Richard Oddie of Heidelberg, yeoman, praying the House to take the statements set forth in the Petition into consideration, and pass such measure or measures in regard thereto as might be fitting and meet.
Ordered to lie on the Table.
5. **ISSUE OF WRIT.**—Mr. Speaker announced that he had issued a Writ for the Election of a Member to serve for the Electoral District of West Bourke in the place of Patrick Phelan, Esq., whose return was declared void by "The Committee of Elections and Qualifications."
6. **POSTPONEMENT OF ORDER OF THE DAY.**—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day.
"Supply—Resolutions in Committee to be reported."
7. **SUPPLY.**—The House, according to Order, resolved itself into the Committee of Supply. And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 1ST FEBRUARY, 1860.

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

Ordered—That the said report be received to-morrow.

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

Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

8. **SUPPLY—ESTIMATES FOR 1860.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

27th January, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

II.—ATTORNEY GENERAL.

DIVISION No. 27. CLERKS OF COURTS.

(1)—SALARIES.

PLACE.	Number of Clerks.	County Courts.	Courts of Mines.	General Sessions.	Petty Sessions.	Courts of Insolvency.	Acting also	Amount.		Remarks.
								£	s. d.	
Alberton ...	One	—	...	—	—	—	At Palmerston and Tarraville	—	—	Salary at Palmerston
Amherst	First	—	—	...	—	...	At Back Creek ...	350	0 0	Salary at Avoca
	Second	—	—	...	—	...	At Back Creek ...	250	0 0	
Amphitheatre	One	—	...	Avoca and Lexton	—	—	Salary at Avoca
Anderson's Creek	One	...	—	...	—	...	At Caledonia and Eltham	350	0 0	
Ararat	One	—	—	—	...	—	...	350	0 0	Salary at Amherst
	One	...	...	...	—	...	...	250	0 0
Avenel ...	One	—	...	Seymour...	300	0 0	Salary at Amherst
Avoca ...	One	—	—	...	—	...	At Lexton and Amphitheatre	350	0 0	
BacchusMarsh	One	—	...	At Ballan	350	0 0	Salary at Amherst
Back Creek	First	...	...	...	—	...	At Amherst	...	...
	Second	...	...	...	—	...	At Amherst	...	...
Ballaarat	First	—	—	—	...	—	...	500	0 0	Salary at Amherst
	Second	—	—	—	...	—	...	250	0 0	
Ballaarat East	First	—	350	0 0	Salary at Amherst
	Second	...	...	...	—	...	...	250	0 0
Ballaarat East	One	—	300	0 0	Salary at Bacchus Marsh
Ballan ...	One	...	...	...	—	...	At Bacchus Marsh	...	...
Balmoral ...	One	—	...	At Harrow	Salary at Harrow
Beechworth	First	—	—	—	—	—	...	500	0 0	
	Second	—	—	—	—	—	...	300	0 0	
Belfast ...	One	—	—	—	—	—	...	400	0 0	Salary at Harrow
Belvoir ...	One	—	—	—	—	—	...	50	0 0	
Benalla ...	One	—	—	—	—	—	...	300	0 0	Salary at Harrow
Blackwood ...	One	—	—	—	—	—	...	50	0 0	
Brighton ...	One	—	—	—	—	—	...	100	0 0	Salary at Harrow
Brunswick ...	One	—	—	—	—	—	...	300	0 0	
Buckland ...	*One	—	—	—	—	—	...	...	...

II.—ATTORNEY GENERAL (CLERKS OF COURTS)—*continued.*

PLACE.	Number of Clerks.	County Courts.	Courts of Mines.	General Sessions.	Petty Sessions.	Courts of Insolvency.	Acting also.	Amount.			Remarks.
								£	s.	d.	
Buninyong ...	*One	...	—	...	—	300	0	0	Salary at Anderson's Creek
Caledonia ...	*One	...	—	...	—	...	At Anderson's Creek and Eltham	...	...	...
Camperdown ...	One	—	70	0	0	Salary at Anderson's Creek
Caramut ...	One	...	...	...	—	...	At Hexham	300	0	0
Carngham ...	One	—	50	0	0	Salary at Anderson's Creek
Carisbrook ...	One	...	...	...	—	...	...	400	0	0
Casterton ...	One	—	300	0	0	Salary at Anderson's Creek
Casterton ...	One	...	...	...	—	...	...	450	0	0
Castlemaine	One	—	350	0	0	Salary at Anderson's Creek
	First	...	...	...	—	...	...	250	0	0
Chiltern ...	*One	—	...	At Indigo	50	0	0	Salary at Keilor.
Clunes ...	*One	...	...	...	—	...	...	50	0	0
Colac ...	One	—	300	0	0	Salary at Keilor.
Collingwood...	One	...	...	...	—	...	At Fitzroy	300	0	0
Creswick ...	*One	—	300	0	0	Salary at Keilor.
Crowlands ...	One	...	...	...	—	...	...	300	0	0
Dandenong ...	One	—	50	0	0	Salary at Keilor.
Digby ...	One	...	...	...	—	...	At Keilor	300	0	0
Donnybrook...	One	—	—	—	—	Salary at Keilor.
Drysdale ...	One	...	...	...	—	...	...	50	0	0
Dunolly ...	*One	—	300	0	0	Salary at Sandhurst.
Eagle - Hawk Hamlets	One	...	...	...	—	...	At Sandhurst	—	—	—
Echuca ...	One	—	300	0	0	Salary at Steiglitz.
Egerton, (Gordon)	One	...	...	...	—	...	At Steiglitz and Meredith	—	—	—
Eltham ...	*One	—	...	At Anderson's Creek and Caledonia	—	—	—	Salary at Collingwood.
Emerald Hill	One	...	...	...	—	...	At St Kilda	300	0	0
Fitzroy ...	One	...	...	...	—	...	At Collingwood	—	—	—
Footscray ...	One	—	50	0	0	Salary at Avoca.
Fryerstown ...	*One	...	...	...	—	...	...	300	0	0
Gardiner ...	One	—	50	0	0	Salary at Avoca.
Gardiner ...	One	...	...	...	—	...	...	600	0	0
Geelong	First	—	300	0	0	Salary at Avoca.
	Second	...	...	...	—	...	...	450	0	0
Geelong	First	—	300	0	0	Salary at Avoca.
	Second	...	...	...	—	...	...	300	0	0
Gisborne ...	One	—	300	0	0	Salary at Avoca.
Hamilton ...	One	...	...	...	—	...	...	300	0	0
Harrow ...	One	—	...	At Balmoral	300	0	0	Salary at Avoca.
Heathcote ...	*One	...	...	...	—	...	...	350	0	0
Heidelberg ...	One	—	50	0	0	Salary at Avoca.
Hepburn ...	*One	...	...	...	—	...	...	300	0	0
Hexham ...	One	—	...	At Caramut	—	—	—	Salary at Avoca.
Hexham ...	One	...	...	...	—	...	...	—	—	—
Horsham ...	One	—	50	0	0	Salary at Avoca.
Indigo ...	*One	...	...	...	—	...	...	300	0	0
Keilor ...	One	—	...	At Donnybrook	400	0	0	Salary at Avoca.
Kerang ...	One	...	...	...	—	...	At Swan Hill	—	—	—
Kilmore ...	*One	—	...	At Reedy Creek	400	0	0	Salary at Avoca.
Kyneton ...	One	...	...	...	—	...	...	400	0	0
Leigh ...	One	—	300	0	0	Salary at Avoca.
Lexton ...	One	...	...	...	—	...	At Avoca and Amphitheatre	—	—	—
Maldon ...	*One	—	300	0	0	Salary at Avoca.
Mansfield ...	One	...	...	...	—	...	...	50	0	0
Maryborough	*One	—	350	0	0	Salary at Avoca.
	First	...	...	...	—	...	...	600	0	0
Maryborough	Second	—	400	0	0	Salary at Avoca.
	Third	...	...	...	—	...	...	250	0	0
Maryborough	First	—	600	0	0	Salary at Avoca.
	Second	...	...	...	—	...	...	400	0	0
Maryborough	Third	—	350	0	0	Salary at Avoca.
	Fourth	...	...	...	—	...	...	250	0	0
Melbourne	Fifth	—	200	0	0	Salary at Avoca.
	One	...	...	...	—	...	£600 per ann. for six months	300	0	0
Melbourne	One	—	...	£300 per ann. for six months	150	0	0	Salary at Avoca.
	One	...	...	...	—	...	At Steiglitz and Egerton	—	—	—
Meredith ...	*One	—	50	0	0	Salary at Avoca.
Meredith ...	One	...	...	...	—	...	...	—	—	—
Newtown and Chilweh Municipality	One	—	300	0	0	Salary at Avoca.
Omeo ...	*One	...	...	...	—	...	...	400	0	0
Palmerston ...	One	—	...	At Alberton and Tarraville	300	0	0	Salary at Avoca.
Pleasant Creek (Stawell)	*One	...	...	...	—	...	...	300	0	0

II.—ATTORNEY GENERAL (CLERKS OF COURTS)—*continued.*

PLACE.	Number of Clerks.	County Courts.	Courts of Mines.	General Sessions.	Petty Sessions.	Courts of Insolvency.	Acting also.	Amount.	Remarks.
Portland ...	One	—	—	—	—	—	...	£ 400 0 0	
Prahran ...	One	...	...	...	...	...	At Richmond ...	—	Salary at Richmond.
Queenscliff ...	One	...	...	...	...	...	...	100 0 0	
Raglan ...	*One	...	...	...	...	...	...	300 0 0	
Reedy Creek	*One	...	...	...	...	...	At Kilmore ...	50 0 0	Salary as Warden's Clerk.
Richmond ...	One	...	...	...	...	...	At Prahran ...	300 0 0	
Rushworth ...	*One	...	...	...	...	...	...	—	See Waranga.
Sale ...	One	—	—	—	—	—	...	300 0 0	
Sandhurst	First	—	—	—	—	—	...	500 0 0	
	Second	—	—	—	—	—	...	300 0 0	
	First	...	...	...	...	...	At Eaglehawk ...	400 0 0	
Sandhurst	Second	...	...	...	...	...	...	300 0 0	
	Third	...	...	...	...	...	...	300 0 0	
Sandridge ...	One	...	...	...	...	...	At Williamstown ...	—	Salary at Williamstown.
Sandy Creek	*One	...	...	...	...	...	...	300 0 0	
Seymour ...	One	...	...	...	...	...	At Avenel ...	—	Salary at Avenel.
Smythesdale	*One	...	...	...	...	...	...	300 0 0	
Schnapper Point	One	...	...	...	...	...	...	50 0 0	
South Barwon Municipality	One	...	...	...	...	...	...	50 0 0	
Steiglitz ...	*One	...	—	...	...	...	At Meredith and Egerton	350 0 0	
St. Kilda ...	One	...	...	...	...	...	At Emerald Hill ...	—	Salary at Emerald Hill.
Swan Hill ...	One	...	...	...	...	...	At Kerang, and as Assistant Commissioner of Crown Lands	350 0 0	
Taradale ...	*One	...	—	...	...	...	At Fryer's Creek ...	—	Salary at Fryer's Creek.
Tarraville ...	One	...	...	...	...	...	Alberton and Palmerston	—	Salary at Palmerston.
Wangaratta...	One	—	...	...	...	...	...	300 0 0	
Waranga ...	*One	...	—	...	...	...	...	300 0 0	
Warrnambool	One	—	...	...	...	...	...	400 0 0	
Wedderburne or Korong	*One	—	...	...	...	...	...	350 0 0	
Whim Holes	*One	...	...	...	...	...	...	50 0 0	
Williamstown	First	...	...	...	...	...	At Sandridge ...	400 0 0	
	Second	...	...	...	...	...	...	300 0 0	
Yackandandah	*One	...	—	...	...	...	As Assistant Commissioner of Crown Lands	300 0 0	
Yan Yean ...	One	...	...	...	...	...	...	50 0 0	
								29,420 0 0	
* To act also as Wardens' Clerks.									
TOTAL, ATTORNEY GENERAL ...								...

III.—TREASURER.

DIVISION NO. 28. TREASURY.

(2.)—SALARIES.

SUBDIVISION NO. 1. TREASURER'S OFFICE.

Melbourne.

Treasurer— <i>Special Appropriation</i> under Act 18 and 19 Vic., cap. 55. ...	
Under Treasurer ...	1,000 0 0
Accountant ...	700 0 0
Eighteen Clerks—One at £600, one at £500, three at £450, two at £400, four at £350, two at £300, four at £250, and one at £180	6,430 0 0
Two Messengers ...	220 0 0
	8,350 0 0

£ s. d.

£ s. d.

III.—TREASURER (TREASURY)—*continued.*

RECEIVERS AND PAYMASTERS.

SUBDIVISION No. 2.

(3.)—*Melbourne.*

	£	s.	d.
Receiver and Paymaster	800	0	0
Five Clerks—One at £600, one at £500, one at £300, two at £250	1,900	0	0
Messenger	80	0	0

2,780 0 0

Geelong.

Receiver and Paymaster, also Gold Receiver ...	700	0	0
Clerk	350	0	0
Messenger	80	0	0

1,130 0 0

Ballaarat.

Receiver and Paymaster, also Gold Receiver ...	650	0	0
Clerk, at	350	0	0
Clerk, at £350, for six months	175	0	0

1,175 0 0

Castlemaine.

Same as Ballaarat	1,175	0	0
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Sandhurst.

Same as Ballaarat	1,175	0	0
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Maryborough.

Receiver and Paymaster, also Gold Receiver ...	650	0	0
Clerk	350	0	0

1,000 0 0

Beechworth.

Same as Maryborough	1,000	0	0
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Mount Ararat.

Same as Maryborough	1,000	0	0
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Portland, Belfast, Palmerston, and Warrnambool.

Four Receivers and Paymasters, at £500, for six months	1,000	0	0
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11,435 0 0

(4.)—SUBDIVISION No. 3. GOLD RECEIVERS.

Melbourne.

Gold Receiver	800	0	0
Five Clerks—One at £500, three at £400, and one £350	2,050	0	0
Clerk, at £400, for six months	200	0	0
Messenger and Housekeeper, with quarters, fuel, and water	150	0	0

3,200 0 0

Avoca, Creswick, Dunolly, Maldon, Pleasant Creek, Raglan, and Back Creek.

Seven Gold Receivers at £450 each	3,150	0	0
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Heathcote, Indigo, Kilmore, Mount Blackwood, Rushworth, Smythe's Creek, and Amherst.

Clerks of Courts for duties performed by them, £100 each additional	700	0	0
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Additional Gold Offices.

To meet the Salaries of Officers whom it may be necessary to appoint	500	0	0
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7,550 0 0

III.—TREASURER—continued.

DIVISION No. 29.

STORES AND TRANSPORT.

(5.)—SALARIES (towards).

	£	s.	d.	£	s.	d.
Government Storekeeper	400	0	0			
Accountant	250	0	0			
Nine Clerks—One at £225, one at £212 10s., one at £200, one at £187 10s., three at £175, one at £150, one at £100	1,600	0	0			
Resident Storeman	100	0	0			
Messenger and Housekeeper, with quarters, fuel, and water	75	0	0			
	2,425	0	0			

DIVISION No. 30.

GOVERNMENT PRINTER.

(6.)—

Government Printer, with house, fuel, light, and water	800	0	0			
Three Clerks—One at £500, one at £350, one at £200	1,050	0	0			
Overseer	550	0	0			
Two Sub-Overseers—One at £450, and one at £400	850	0	0			
Wages of Compositors, Pressmen, and others, at current rates	23,000	0	0			
Overseer of Bookbinding Branch	450	0	0			
Wages of Binders, Sewers, and others, at current rates	5,800	0	0			
	32,500	0	0			

DIVISION No. 31.

DEFENCES OF THE COLONY.

(7.)—SUBDIVISION No. 1.

HER MAJESTY'S TROOPS.

PAY AND ALLOWANCES.

To Head Quarters Staff	7,947	9	0			
To Troops stationed in Victoria (400 men) ...	14,016	0	0			
Contingencies	4,934	0	0			

<i>To be paid over by four even and quarterly payments to the officer commanding the Forces for the time being, and to be distributed by him on behalf of Her Majesty in such manner as to Her Majesty shall seem fit.</i>	26,897	9	0			
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(8.)—SUBDIVISION No. 2.

VICTORIAN CONTINGENT.

Pay (300 men)	13,210	0	0			
Provisions, fuel, light, water, and all other con- tingent expenditure	6,340	0	0			

<i>To be paid over to the officer, for the time being, in command of Her Majesty's Forces in Victoria by monthly instalments in proportion to the number of men actually engaged, and in accordance with a scale of rates to be approved by the Governor in Council.</i>	19,550	0	0			
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III.—TREASURER (DEFENCES OF THE COLONY)—*continued.*

(9.)—SUBDIVISION No. 3.

HER MAJESTY'S SHIP "PELORUS."

PAY AND ALLOWANCES.

	£	s.	d.
Pay—Captain, £200; command money, £100	300	0	0
Petty Officers, 1st class, 35, at £35 ...	1,225	0	0
Ditto 2nd class, 9, at £30 ...	270	0	0
Ditto ditto 12, at £24 ...	288	0	0
Seamen of all ratings, Marines, Boys (1st and 2nd class), say 220, at 1s. ...	4,026	0	0

MESS ALLOWANCE.

Ward-room Mess, 10, at £150 ...	1,500	0	0
Gun-room Mess, 17, at £60 ...	1,020	0	0
Warrant Officers' Mess, 3, at £60 ...	180	0	0

8,809 0 0

(10.)—SUBDIVISION No. 4.

STEAM SLOOP "VICTORIA."

1	Commander, with house, fuel, and water ...	600	0	0
1	1st Lieutenant, do. do. ...	400	0	0
1	2nd do. ...	366	0	0
1	Engineer ...	420	0	0
1	Surgeon ...	400	0	0
1	Assistant Engineer, qualified for charge ...	320	0	0
1	Assistant Paymaster, in charge ...	300	0	0
1	Mate ...	200	0	0
2	Midshipmen, at £100 ...	200	0	0
1	Naval Cadet ...	50	0	0
1	Gunner			
1	Boatswain } Three at 11s. 4d. per diem ...	622	4	0
1	Carpenter }			
1	Leading Stoker ...	128	2	0
1	Steward			
1	Cook			
1	Gunner's Mate			
1	Boatswain's Mate } Nine at 6s. per diem	988	4	0
3	Quarter Masters }			
1	Sailmaker }			
1	Carpenter's Mate }			
2	Captains of Forecastle } Eight at 5s. 6d. per diem	805	4	0
2	Captains of Foretop }			
2	Captains of Maintop }			
2	Captains of After Guard }			
2	Stokers, at 6s. 6d. per diem ...	237	18	0
5	Leading Seamen, at 5s. 3d. per diem ...	480	7	6
18	Able Seamen, at 4s. 9d. per diem ...	1,564	13	0
10	Trimmers, at 6s. per diem ...	1,098	0	0
8	Ordinary Seamen, at 3s. 9d. per diem ...	549	0	0
1	Ward-room Steward, at 4s. 9d. per diem ...	86	18	6
1	Cook's Mate, at 3s. 9d. per diem ...	68	12	6
1	Drummer, at 3s. 9d. per diem ...	68	12	6
6	Boys, at 3s. per diem ...	329	8	0
6	Boys, at 2s. 6d. per diem ...	274	10	0
90		10,557	14	0

SUBDIVISION No. 5.—VOLUNTEER FORCE.

(11.) *General Staff.*

Two Captains—One at £575, and one at £275, inclusive of allowance for horse ...	850	0	0
Clerk ...	250	0	0
Armorer ...	250	0	0
Laborer, at 4s. per diem ...	73	4	0

1,423 4 0

III.—TREASURER (DEFENCES OF THE COLONY)—*continued.*

	£	s.	d.	£	s.	d.
(12.)— <i>Royal Victoria Volunteer Artillery Corps.</i>						
Adjutant	475	0	0			
Instructor in Artillery	300	0	0			
Three Drill Sergeants, at 10s. per diem	549	0	0			
Laborer, at 6s. per diem	109	16	0			
Bugler, at 1s. per diem	18	6	0			
	1,452	2	0			
(13.)— <i>Geelong Volunteer Rifle Corps.</i>						
Adjutant, inclusive of allowance for horse	475	0	0			
Sergeant-Major, at 15s. per diem	274	10	0			
Bugler, at 4s. per diem	73	4	0			
	822	14	0			
(14.)— <i>Mounted Rifle Corps.</i>						
Adjutant	100	0	0			
Sergeant-Major, inclusive of allowance in lieu of forage	348	0	0			
Two Troop Sergeants-Major, at £325, ditto	650	0	0			
Trumpeter, at 4s. per diem	73	4	0			
	1,171	4	0			
(15.)— <i>Royal Victoria Yeomanry Cavalry Corps.</i>						
Adjutant, inclusive of allowance for horse	475	0	0			
Sergeant-Major, inclusive of allowance in lieu of forage	348	0	0			
Trumpeter, at 4s. per diem	73	4	0			
	896	4	0			
(16.)— <i>Naval Volunteers, Williamstown.</i>						
Lieutenant Commanding	200	0	0			
Two Gunners' Mates, at 7s. per diem each	256	4	0			
	456	4	0			
(17.)— <i>Volunteer Rifle Companies.</i>						
Five Drill Instructors—Four at £250 and one at £200	1,200	0	0			
Eight Drill Sergeants, at 4s. per diem	585	12	0			
Thirteen Buglers to Rifle Companies, at 1s. per diem	237	18	0			
	2,023	10	0			
DIVISION No. 32. POUNDS.						
(18.)—SALARIES.						
Poundkeepers	700	0	0			

DIVISION No. 33.

CHARITABLE INSTITUTIONS.

GRANTS IN AID TO THE UNDERMENTIONED CHARITABLE INSTITUTIONS.

On condition that a statement of transactions and account of receipts and expenditure of the year ending 31st December, 1859, has been deposited in the Treasury, according to the conditions of the Grant for that year; that a similar account be furnished, in the prescribed form, to the Treasurer, for the year 1860, prior to the 31st January, 1861; and that a sum equal to one-third of the amount of the present grant be raised by private contributions.

	BUILDING.			MAINTENANCE.		
	£	s.	d.	£	s.	d.
SUBDIVISIONS—INALTERABLE.						
(19.)—No. 1.—Ararat Hospital	1,200	0	0
(20.)—No. 2.—Ballarat District Hospital	5,000	0	0

III.—TREASURER (CHARITABLE INSTITUTIONS)—*continued.*

	BUILDING.			MAINTENANCE.			£	s.	d.
	£	s.	d.	£	s.	d.			
(21.)—No. 3.—Beechworth Hospital	3,000	0	0			
(22.)—No. 4.—Belfast Hospital	600	0	0			
(23.)—No. 5.—Castlemaine District Hospital	3,000	0	0			
(24.)—No. 6.—Dunolly Hospital	1,000	0	0			
<i>And in the opinion of this Committee this item should be increased by £500.</i>									
(25.)—No. 7.—Heathcote Hospital ...	300	0	0	700	0	0			
(26.)—No. 8.—Kilmore Hospital ...	400	0	0	600	0	0			
(27.)—No. 9.—Kyneton Hospital	600	0	0			
(28.)—No. 10.—Maryborough District Hospital ...	1,500	0	0	2,000	0	0			
(29.)—No. 11.—Melbourne Hospital ...	1,000	0	0	13,000	0	0			
(30.)—No. 12.—Melbourne Lying-in Hospital ...	500	0	0	2,000	0	0			
(31.)—No. 13.—Pleasant Creek Hospital	1,000	0	0			
(32.)—No. 14.—Portland Hospital	500	0	0			
(33.)—No. 15.—Sandhurst Hospital	4,000	0	0			
(34.)—No. 16.—Warrnambool Hospital	500	0	0			
(35.)—No. 17.—Ballaarat Benevolent Asylum	2,500	0	0			
(36.)—No. 18.—Castlemaine Benevolent Asylum	1,500	0	0			
(37.)—No. 19.—Melbourne Benevolent Asylum	9,000	0	0			
(38.)—No. 20.—Sandhurst Benevolent Asylum	1,500	0	0			
(39.)—No. 21.—Infirmary and Benevolent Asylum, Geelong	4,000	0	0			
(40.)—No. 22.—Protestant Orphan Asylum, Melbourne	3,000	0	0			
(41.)—No. 23.—Geelong Orphan Asylum	1,450	0	0			
(42.)—No. 24.—Roman Catholic Orphanage, Geelong ...	1,000	0	0	800	0	0			
(43.)—No. 25.—St. Vincent De Paul's Orphanage, Emerald Hill	1,500	0	0			
	4,700	0	0	63,950	0	0			
<i>On the same condition; for six months, with notice that the aid will then be discontinued.</i>									
(44.)—No. 26.—Williamstown Ladies' Benevolent Society	100	0	0			
(45.)—No. 27.—St. Luke's Relief Society	75	0	0			
(46.)—No. 28.—Ballaarat Ladies' Benevolent Society	250	0	0			
(47.)—No. 29.—Melbourne ditto ditto	375	0	0			
(48.)—No. 30.—St. Mark's District Visiting Society	125	0	0			
(49.)—No. 31.—Prahran Visiting Society	75	0	0			
(50.)—No. 32.—St. Mary's District Visiting Society	100	0	0			
(51.)—No. 33.—Geelong and Western District Female Benevolent Association	150	0	0			
(52.)—No. 34.—Geelong Friendly Brothers' Society	100	0	0			
(53.)—No. 35.—Creswick Benevolent Society	75	0	0			
	1,425	0	0			

III. TREASURER (CHARITABLE INSTITUTIONS)—*continued.*

	BUILDING.		MAINTENANCE.		£	s.	d.
	£	s. d.	£	s. d.			
<i>On condition that a sum equal to one-third the amount be raised by private contributions, and that a statement of transactions and accounts of Receipts and Expenditure to 31st December, 1860, be rendered, in the prescribed form, to the Treasurer prior to the 31st January, 1861.</i>							
No. 36. Amherst District Hospital	...	...	1,000	0 0			
No. 37. Maldon Hospital	...	500 0 0	500	0 0			
No. 38. The Refuge, Protestant	1,500	0 0	...	...	
No. 39. „ Catholic	500	0 0	...	...	
	2,500	0 0	1,500	0 0			
<i>Unconditionally, so far as regards private contributions.</i>							
No. 40. Immigrants' Aid Society	...	...	1,500	0 0			
	7,200	0 0	68,375	0 0			

DIVISION No. 35. MISCELLANEOUS.

SUBDIVISIONS—INALTERABLE.

	£	s.	d.
No. 1. Advertising	8,000	0	0
No. 2. Expenses of Colonial Agency	350	0	0
No. 3. Expenses of Commissions of Enquiry	1,500	0	0
No. 4. Expenses of Prosecutions under the Revenue Laws	300	0	0
No. 5. To meet unforeseen and accidental Expenditure for the service generally, and to meet claims made in 1860 against the Votes of previous years for which the books have been closed	10,000	0	0
No. 6. Gratuity to the Widow of the late Mr. William Eason, who lost his life by an accident at the Spencer street Station, in September, 1859	150	0	0
	20,300	0	0

DIVISION No. 36.

ADVANCE TO TREASURER.

To enable the Treasurer to make advances to Public Officers and others, to facilitate expenditure under Votes of the Legislature, and to make advances on account of other Governments, the whole amount to be adjusted not later than the 31st March, 1861, or earlier at the instance of the Legislative Assembly	20,000	0	0
TOTAL, TREASURER	...	...	...

And the said Resolutions having been read a second time, were agreed to by the Assembly.

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

“Crown Land Sales Bill—To be further considered in Committee,” until this day; and

“Armed Vessels Regulation Bill—Second reading,” until Tuesday, 7th February inst.

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

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

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

11. **RAILWAY STOCK.**—Mr. Serjeant moved, pursuant to notice, That there be laid on the Table of this House a return of the estimated cost of each class of railway carriages and trucks respectively made in the Colony as compared with the cost of each class of railway carriages and trucks respectively (of a similar class) imported, and placed upon the line in working order.

Question—put and resolved in the affirmative.

12. **PAPERS.**—Mr. Francis presented—
Railway Stock—Return to above order.
Ordered to lie on the Table.

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

FRAN^s. MURPHY,
Speaker.

IV. COMMISSIONER OF CROWN LANDS AND SURVEY (SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS)—*continued.*

(2.)—SUBDIVISION No. 2.

SURVEYOR GENERAL'S OFFICE.

	£	s.	d.	£	s.	d.
Accountant	500	0	0			
Seventeen Clerks—One at £600, one at £500, five at £450, three at £400, three at £350, three at £200, and one at £100	6,300	0	0			
Thirteen Draftsmen—Two at £600, two at £500, four at £450, three at £400, one at £300, and one at £250	5,750	0	0			
Plan Mounter	300	0	0			
Three Photolithographers—One at £400, one at £350, one at £300	1,050	0	0			
One at £400 (for six months)	200	0	0			
One at £250 (for six months)	125	0	0			
Three Lithographic Pressmen, at £300	900	0	0			
Three Messengers, at £120, one with quarters, fuel, light, and water	360	0	0			
Housekeeper, with quarters, fuel, light, and water	50	0	0			

15,535 0 0

(3.)—SUBDIVISION No. 3.

FIELD BRANCH.

Surveyor for Melbourne District (The Deputy Surveyor General acts)	—					
Surveyor, also Superintendent of the Observatory at Williamstown	800	0	0			
Three District Surveyors, at £800 each	2,400	0	0			
Six Acting Surveyors, at £700 each	4,200	0	0			
Forty-nine Assistant Surveyors—Six at £600, eight at £550, and thirty-five at £500, or half for Contract Surveys	25,500	0	0			
Eleven Clerks and Draftsmen—One at £400, one at £350, two at £300, four at £250, and three at £200	2,950	0	0			
Wages of Laborers employed in Surveying Parties, or half for Contract Surveys	35,000	0	0			

70,850 0 0

(4.)—SUBDIVISION No. 4.

LAND OCCUPATION BRANCH.

Chief Commissioner, including all other allowances, but exclusive of £300 as a Commissioner of Sewerage and Water Supply... ..	400	0	0			
Two Commissioners, Wimmera and Portland Bay Districts, at £375 each, including all other allowances	750	0	0			
Two Clerks—One at £225 and one at £175	400	0	0			
Head Ranger	200	0	0			
Twelve Mounted Rangers, at £150	1,800	0	0			
Eight Mounted Rangers, at £140	1,120	0	0			
One Gardener and Gatekeeper	180	0	0			
Three Gatekeepers and Foot Rangers, at £160... ..	480	0	0			
Messenger (for six months, with a view to the abolition of the office)	45	0	0			

5,375 0 0

And the said resolutions having been read a second time, were agreed to by the Assembly.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Tuesday, 7th February instant :—
“Registration Act Amendment Bill—To be further considered in Committee.”

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

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

Resolved—That this House will, on Friday, 10th February next, again resolve itself into the said Committee.

7. ADJOURNMENT.—Mr. Verdon moved, pursuant to notice, That the House on its rising this day do adjourn until Tuesday, 7th February instant.

Debate ensued.

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

THURSDAY, 2ND FEBRUARY, 1860.

Question put and negatived.

8. VICTORIA SUGAR COMPANY'S BILL.—Mr. J. S. Johnston moved, pursuant to notice, That he have leave to bring in a Bill for conferring powers on the shareholders of the Victoria Sugar Company, and for other purposes.

Debate ensued.

Motion, by leave, withdrawn.

9. MR. THOMAS CRISP.—Mr. Hood moved, pursuant to amended notice, That there be laid on the Table of this House, a copy of the correspondence that passed between the department of the Honorable the Commissioner of Crown Lands and Survey Department, Ballarat, and Mr. Thomas Crisp, relative to Messrs. E. and C. Birch having enclosed a Government reserve containing permanent water, the farmers in the neighborhood having suffered great injury by such enclosure.

Debate ensued.

Motion, by leave, withdrawn.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 35.

THURSDAY, 2ND FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Snodgrass presented a Petition from certain inhabitants of the Township and Parish of Carlsruhe, praying the House, before adopting the Report of the Kyneton Deviation Committee, to cause a rigid investigation into the merits of the northern line advocated by the memorialists, seeing that it would afford railway accommodation to a larger population than by any line passing to the south, and, according to evidence, at a great saving to the country.
Petition read, and ordered to lie on the Table.
3. FRAUDS ON CREDITORS PREVENTION BILL.—Mr. Anderson moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Anderson moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And, on the further motion of Mr. Anderson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Thursday, 16th February instant, again resolve itself into the said Committee.
4. PAYMENT OF MEMBERS OF THE ASSEMBLY.—The Order of the Day for the consideration in Committee of the whole of the following resolutions—
 - (1.) That it is necessary to the adequate and satisfactory representation of the people in this House that Members be compensated for their attendance.
 - (2.) That, in the opinion of this Committee, such compensation should be the sum of £ per annum.
 - (3.) That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the purpose—having been read—On the motion of Mr. Barton, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair.
5. POINT OF ORDER.—A Point of Order was raised by Mr. Gavan Duffy, that the Chairman of Committees had not put, for the consideration of the Committee, the exact question proposed to the Committee; and debate being had thereon,
Mr. Speaker ruled, that if a mistake had arisen in the Committee, the House ought again to resolve itself into the Committee, and the question again to be put without debate.
Mr. O'Shanassy then moved, That Mr. Speaker do now leave the Chair, and the Assembly again resolve itself into the said Committee for the further consideration of the above resolutions.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair; Mr. Lalor reported that he was directed to report progress and ask that the Committee may have leave to sit again.
Mr. Horne moved, That this House will, on this day six months, again resolve itself into the said Committee.
Mr. Frazer moved, as an amendment, That the words "six months" be omitted from the above question, and the words "after the consideration of the third Order for to-day" be inserted instead thereof.
Debate ensued.

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

Ayes, 26.		Noes, 29.	
Mr. Bell,	Mr. McLeod,	Mr. Amsinck,	Mr. Lalor,
Mr. Bennett,	Mr. McMillan,	Mr. Anderson,	Mr. Loader,
Mr. Carr,	Mr. Michie,	Mr. Barton,	Dr. Macadam,
Mr. Firebrace,	Mr. Mollison,	Mr. Brooke,	Mr. McLellan,
Mr. Francis,	Mr. Newton,	Mr. Caldwell,	Mr. Myles,
Mr. Harrison,	Mr. Nicholson,	Mr. Carpenter,	Mr. O'Hea,
Mr. Heales,	Mr. Reid,	Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Henty,	Mr. J. T. Smith,	Dr. Evans,	Mr. Pyke,
Mr. Horne,	Mr. Snodgrass,	Mr. Frazer,	Mr. Sinclair,
Mr. J. Johnson,	Mr. Wood.	Mr. Gray,	Mr. Stephen,
Mr. J. S. Johnston,		Mr. Harker,	Mr. Woods.
Mr. Lyall,	<i>Tellers.</i>	Mr. Henderson,	
Mr. Macintosh,	Mr. Service,	Mr. Hood,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Howard.	Mr. Houston,	Mr. Ireland,
		Dr. Hunter,	Mr. Don.
		Mr. Keefer.	

And so it passed in the negative.

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

Question—That this House will, on this day, again resolve itself into the said Committee after the consideration of the third Order for to-day—put and resolved in the affirmative.

6. SUPPLY OF WATER TO THE GOLD FIELDS.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Supplementary Estimates for 1860 the sum of £50,000 for the purpose of conducting water and of erecting Dams and constructing Water Reservoirs in suitable places upon the several Gold Fields throughout the Colony—having been read—On the motion of Mr. Loader, Mr. Speaker left the Chair and the Assembly resolved itself into a Committee of the whole accordingly. Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to a certain resolution.

Ordered—That the report be received to-morrow.

7. PAYMENT OF MEMBERS OF THE ASSEMBLY.—The Order for the Day for the further consideration in Committee of the whole Assembly of the following resolutions:—

- (1.) That it is necessary to the adequate and satisfactory representation of the people in this House that Members be compensated for their attendance.
- (2.) That, in the opinion of this Committee, such compensation should be the sum of £ per annum.
- (3.) That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the purpose—having been read—On the motion of Mr. Barton, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

FRIDAY, 3RD FEBRUARY, 1860.

Mr. Speaker resumed the Chair; Mr. Lalor reported that a point of Order had arisen in the Committee as to whether Members are entitled to vote for the 3rd proposed resolution, such resolution proposing to award payment to Members of the Assembly.

Debate ensued.

Mr. Speaker ruled, that in his opinion the Members of the House had not that direct personal interest, apart from the rest of the public, in this question which would preclude them from voting; and that the question of payment of Members of Parliament was undoubtedly one of public policy, upon which they were entitled to decide.

On the motion of Mr. Gavan Duffy, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration of the above proposed resolutions.

Mr. Speaker resumed the Chair; Mr. Lalor reported that another point of Order had arisen in the Committee, that a Member had, after the doors had been locked during a division in the Committee, unlocked the door and left the House, and that therefore he was not entitled to vote.

Mr. Speaker ruled, that every Member in the House when a question is put, with the doors locked, must give his vote.

On the motion of Mr. Stephen, Mr. Speaker left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of the above resolutions.

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

Ordered—That the report be received Thursday, 16th February instant.

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

- “*Chinese Immigration Law Amendment Bill—Second reading,*”
- “*Salaries Bill—Second reading,*”
- “*Prospecting for New Gold Fields—Motion for Address to be considered in “Committee,”* until Thursday, 9th February instant;
- “*Medical Practitioners Bill—Second reading,*” until Thursday, 16th February instant;
- “*Partnership Law Amendment Bill—Second reading,*”
- “*Supreme Court Sittings Bill—To be committed,*”
- “*Masters and Servants Acts Amendment Bill—Second reading,*” and
- “*Lien (Contractors and Workmen) Bill—Second reading,*” until Thursday, 9th February instant;
- “*Lien Law Extension Bill—Second reading,*” until Thursday, 16th February instant;
- “*Municipalities Act Amendment Bill—Second reading,*” until Thursday, 9th February instant;
- “*Gold Fields Act Amendment Bill—To be committed,*” until Thursday, 16th February instant; and
- “*Insolvent Laws Amendment Bill—Second reading,*” and
- “*Imprisonment for Debt Abolition Bill—Second reading,*” until Thursday, 9th February instant.

9. ADJOURNMENT OF THE HOUSE.—Mr. Nicholson, by leave of the Assembly, moved, That the House at its rising this day do adjourn until Tuesday next, at four o'clock.
Question—put and resolved in the affirmative.

10. POSTPONEMENT OF BUSINESS.—Mr. Nicholson, by leave of the Assembly, moved, That the consideration of the several Notices of Motion and the Orders of the Day, on the Paper for this day, be adjourned until Tuesday next.

Question—put and resolved in the affirmative.

Assembly adjourned at six minutes past four o'clock a.m. until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 36.

TUESDAY, 7TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Electric Telegraph.—Half-yearly Report of the General Superintendent of Electric Telegraph relative to the advancement and present condition of the Department up to 31st December, 1859.
Ordered to lie on the Table.
Mr. Nicholson presented—
Mount Baw Baw Gold Fields.—Copy of Letter from the acting Police Magistrate, Palmerston, with enclosure from Mr. E. W. Gladman, reporting the discovery of a new Gold Field in the vicinity of Mount Baw Baw.
Ordered to be printed.
Mr. Francis presented—
Yan Yean Analyses—Return of an Order of the Legislative Assembly, dated 24th January last, for a Report of Messrs. Johnson and Foord, on the analytical examination and experiments upon the waters of the various branches of the River Plenty
Ordered to lie on the Table.
3. FEDERAL UNION COMMITTEE.—Mr. Gavan Duffy moved, by leave of the Assembly, That he have leave to bring up a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. Gavan Duffy, Chairman, then brought up a Progress Report from the Committee.
Ordered to lie on the Table, and to be printed.
4. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—Mr. Caldwell, Chairman, brought up the Report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
5. PRINTING COMMITTEE.—Mr. Verdon, on behalf of Mr. Speaker, Chairman, brought up the Sixth Report from the Printing Committee.
Ordered to be printed.
6. STATE AID TO RELIGION ABOLITION BILL.—Mr. McCulloch moved, pursuant to notice, That he have leave to bring in a Bill to abolish State Aid to Religion.
Question—put and resolved in the affirmative.
Ordered—That Mr. McCulloch and Mr. Service do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill, intituled "*A Bill to abolish State Aid to Religion,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 22nd February, instant.
7. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 8TH FEBRUARY, 1860.

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

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

“*Registration Act Amendment Bill—To be further considered in Committee,*” until this day.

“*Armed Vessels Regulation Bill—Second reading,*” until Wednesday, 15th February instant.

9. **REVENUE FROM SALE OF LAND, SMITH WARD.**—Mr. Gray moved, pursuant to notice given by Mr. Barton, That there be laid on the Table of this House a Return of the amount realised by Government from the sale of land in that part of Smith Ward, Melbourne, north of Grattan street.

Question—put and resolved in the affirmative.

10. **PAPERS.**—Mr. Service presented—

Revenue from Sale of Land, Smith Ward—Return to above Order.

Ordered to lie on the Table.

11. **MELBOURNE AND WILLIAMSTOWN RAILWAY.**—Mr. Sinclair moved, pursuant to notice given by Mr. J. S. Johnston, That the Petition of Messrs. J. and N. Campbell to the Honorable the Chief Secretary, relative to a contract on the Melbourne and Williamstown Railway, be laid on the Table of the House.

Question—put and resolved in the affirmative.

12. **SUPPLY OF WATER TO THE GOLD FIELDS.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place on the Supplementary Estimates for 1860 the sum of £50,000 for the purpose of conducting Water and of erecting Dams and constructing Water Reservoirs in suitable places upon the several Gold Fields throughout the Colony.

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

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE •

LEGISLATIVE ASSEMBLY.

No. 37.

WEDNESDAY, 8TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. REGISTRATION ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Resolved—That this House will, on Friday, 10th February instant, again resolve itself into the said Committee.

3. PRESIDENT OF THE COUNCIL OF SOUTH AUSTRALIA.—Mr. Nicholson moved, by leave of the Assembly, That a seat be provided in the body of the House for the Honorable the President of the Legislative Council of South Australia during his visit to this Colony. Question—put and resolved in the affirmative.

4. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

7th February, 1860.

- (1.)—Resolved—That an advance of a sum not exceeding £25,000 be granted to Her Majesty for the payment of salaries for January, 1860, for the Departments of Roads and Bridges, Public Works, Railways, Customs, Post Office, and Telegraphs.

- (2.) And the said resolution having been read a second time was agreed to by the Assembly.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.

- (1.)—SUBDIVISION No. 6.

MARINE SURVEY.

For prosecuting the Marine Survey of Port Phillip Bay, and of the Coast Line of Victoria, viz. :—

SALARIES AND WAGES.

	£	s.	d.	£	s.	d.
Marine Surveyor	680	0	0			
Assistant Surveyor	300	0	0			
Chief Officer of Surveying Vessel	350	0	0			
Second Officer	300	0	0			
Carpenter, at 12s. per diem	219	12	0			
Sailmaker, at 10s. per diem... ..	183	0	0			
Eleven Seamen, at 8s. per diem	1,610	8	0			
	3,643	0	0			

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.—*continued.*

DIVISION No. 38.

ROADS AND BRIDGES.

SALARIES.

(2.)—SUBDIVISION No. 1.

ESTABLISHMENT.

	£	s.	d.	£	s.	d.
Commissioner of Roads and Bridges ...	900	0	0			
Treasurer	650	0	0			
Secretary	600	0	0			
Five Clerks—Two at £450, one at £400, one at £350, and one at £250 ...	1,900	0	0			
Draftsman	400	0	0			
Messenger and Housekeeper, with quarters, fuel, and water	140	0	0			
Inspector-General of Roads and Bridges ...	1,100	0	0			
Seven Road Engineers—One at £840, one at £740, four at £640, and one at £590, including allowances in lieu of equipment, forage, and farriery	4,730	0	0			
Temporary Assistance	14,400	0	0			
	24,820	0	0			

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41.

PUBLIC WORKS.

(3.)—SUBDIVISION No. 1.

SALARIES.

ESTABLISHMENT.

	£	s.	d.	£	s.	d.
Commissioner of Public Works, <i>Special Appropriation</i> , under Act 18 and 19 Vic., cap. 55						
Inspector General of Public Works and Buildings	1,200	0	0			
Chief Architect, and Inspector of Public Works	1,000	0	0			
Chief Clerk, and Secretary to Board of Land and Works	700	0	0			
Accountant	600	0	0			
Seven Clerks—Three at £450, two at £400, and two at £300	2,750	0	0			
Two Clerks of Works at £600 each	1,200	0	0			
Architect, Houses of Parliament	1,200	0	0			
Four Draftsmen—One at £500 and three at £450	1,850	0	0			
Storekeeper and Pay Clerk	350	0	0			
Messenger and Housekeeper, with quarters, fuel, and water	150	0	0			
Assistant Messenger	75	0	0			
Engineer in charge of heating, lighting, and ventilation of Houses of Parliament ...	300	0	0			
Temporary Assistance	12,000	0	0			
	23,375	0	0			

DIVISION No. 42.

RAILWAYS.

(4.)—SUBDIVISION No. 1.

SECRETARY'S OFFICE.

SALARIES AND WAGES.

Secretary	1,000	0	0
Accountant	500	0	0
Chief Clerk	500	0	0
Four Clerks—Two at £300, one at £250, one at £200	1,050	0	0
Messenger	120	0	0
	3,170	0	0

V.—COMMISSIONER OF PUBLIC WORKS (RAILWAYS)—*continued.*

(5.)—SUBDIVISION No. 2.

SUPERINTENDENT'S OFFICE, MELBOURNE.

TRAFFIC DEPARTMENT.

Lines from Melbourne to Williamstown, and Melbourne to Sunbury.

SALARIES AND WAGES.

	£	s.	d.	£	s.	d.
Traffic Superintendent	500	0	0			
Chief Clerk	400	0	0			
Clerk of Traffic	400	0	0			
Assistant Clerk of Traffic	350	0	0			
Junior Clerk	150	0	0			
Pay Clerk and Inspector of Police	250	0	0			
One Ticket Printer and Storekeeper	200	0	0			
Two Messengers, £100	200	0	0			
Two Stowing Porters, at 11s. per working day	344	6	0			

2,794 6 0

(6.)—SUBDIVISION No. 3.

STATIONS.

SALARIES AND WAGES.

Melbourne, Flemington, Footscray, Geelong Junction, North Williamstown, Williamstown, Darlington, Keilor Road, Holden, Diggers' Rest, and Sunbury.

Twelve Station Masters—One at £400, one at £350, one at £300, one at £250, one at £200, one at £183, and six at £150, with house, fuel, and water	2,583	0	0			
Pier Master, Williamstown, at £400, with house, fuel, and water	400	0	0			
Nineteen Clerks—One at £300, two at £250, four at £200, one at £150, two at 11s. per diem, nine at 10s. per diem	3,799	12	0			
Four Guards at 12s. per diem	878	8	0			
Twenty-seven Porters—Two at 12s. per diem, eight at 10s. per diem, seventeen at 9s. per diem	4,703	2	0			
One Head Porter over Laborers at 11s. per working day	172	3	0			
Nine Pointsmen—Four at 10s. per diem and five at 9s. per diem	1,555	10	0			
Twenty-two Gatekeepers—Twenty at £120 per annum, with house, fuel, and water, and two ditto at 9s. per working day	2,681	14	0			
Cooper, at 14s. per working day	219	2	0			
Wages of Laborers	12,000	0	0			
Six Policemen—Two at 10s. per diem and four at 9s. per diem	1,024	16	0			

30,017 7 0

And the said Resolutions having been read a second time, were agreed to by the Assembly.

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

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

Ordered—That the said report be received to-morrow.

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

Resolved—That this House will on Friday next again resolve itself into the said Committee.

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

“ *Mining Partnerships Limited Liability Bill—Second reading,*” until Tuesday, 21st February instant;—and

“ *Responsible Ministers Bill—Second reading,*” until Tuesday, 14th February instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 38.

THURSDAY, 9TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Defences of the Colony.—Second Progress Report of the Commissioners appointed to consider the best mode of carrying out the recommendations of the Defences Commission of 1858.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Michie presented a Petition from certain Ratepayers of the Municipality of Kyneton, praying that before adopting the Report of the Kyneton deviation Committee, this House would cause a searching investigation into the merits of the Northern line, advocated by the petitioners, by the adoption of which, according to professional evidence, there would be a saving to the country of about £66,000, at the same time giving a station within the municipal bounds of Kyneton, which would be central, and afford equitable railway accommodation to the whole community, as well in the town as in the country districts.
Ordered to lie on the Table.
Mr. Michie presented a Petition from certain inhabitants of the City of Melbourne, its environs, and suburbs, in favor of allowing the sale, by storekeepers, of fermented and spirituous liquors, by the bottle and upwards, upon the payment of the usual registration fees, provided that the liquor be not consumed on the premises.
Petition read, and ordered to lie on the Table.
4. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—
Additional Estimates of Expenditure for 1860.
HENRY BARKLY,
Governor. *Message No. 2.*
The Governor transmits to the Legislative Assembly Additional Estimates of Expenditure for the Year 1860, and recommends an appropriation of the Consolidated Revenue accordingly.
Government Offices,
9th February, 1860.
Ordered to be printed, together with the enclosure, and to be taken into consideration in Committee of Supply.
- POSTPONEMENT OF NOTICES OF MOTION.—Mr. Hadley moved, by leave of the Assembly, That the consideration of the several Notices of Motion, Nos. 1 to 22 inclusive, be postponed until after the consideration of the Notice of Motion, No. 23, on the Paper for to-day.
Question—put and resolved in the affirmative.
6. KYNETON DEVIATION, MELBOURNE AND MURRAY RIVER RAILWAY.—Mr. Hadley moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole, to consider the recommendations contained in the report of the Kyneton Deviation Committee, presented to this House on the 20th January last.
Mr. Snodgrass moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "the Report be sent back to the Committee for further consideration."
Debate ensued.
Amendment by leave withdrawn.
Question—put and resolved in the affirmative.

7. **LIQUORS SALE LAWS.**—Mr. Michie moved, pursuant to notice, That this House resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—
- (1.) That it is expedient to amend the laws relating to the sale of fermented and spirituous liquors.
 - (2.) That a Bill be brought in for that purpose.
- Question—put and resolved in the affirmative.
Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come to several resolutions.
Ordered—That the report be received to-morrow.
8. **DRAINAGE OF EMERALD HILL.**—Mr. Anderson moved, pursuant to notice, That there be laid on the Table of the House copies of the correspondence between the Municipal Council of Emerald Hill and the Government, on the subject of the impediment to the Drainage of the District of Emerald Hill by the illegal execution of certain Railway Works, and between the Government and the Melbourne and Hobson's Bay Railway Company on the same subject.
Question—put and resolved in the affirmative.
9. **GEOLOGICAL SURVEY.**—Mr. Amsinck moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to have placed on the Table of the House a Copy of His Excellency's Despatch to Lord Stanley, of the 12th July, 1858 ; together with the report of the Geological Surveyor, Mr. Selwyn, of the 13th July, 1858.
Question—put and resolved in the affirmative.
10. **PAPERS.**—Mr. Nicholson presented—
Geological Survey.—Return to the above Address.
Ordered to lie on the Table.
11. **MINING LEASES, BALLAARAT.**—Mr. Lock moved, pursuant to notice, for a Return of Applications for Mining Leases in the Mining District of Ballaarat up to the 31st December, 1859, specifying the dates and particulars of the several applications, distinguishing such as have been approved and gazetted, or objected to and refused ; also, the number of leases actually issued, to whom and when, and the number of applications that have been countermanded or abandoned, either before or after approval.
Question—put and resolved in affirmative.
12. **NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.**—Mr. Michie moved, pursuant to notice, That the promoters of the National Bank of Australasia Act Amendment Bill have leave to print the evidence taken before the Select Committee.
Question—put and resolved in the affirmative.
13. **BELFAST BOUNDARIES BILL.**—Mr. Hood moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House, Thursday, 16th February instant.
14. **PROSPECTING FOR NEW GOLD FIELDS.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, praying His Excellency to cause the sum of Thirty thousand pounds to be placed on the Supplementary Estimates for the year 1860, for the purpose of prospecting for new Gold Fields, or new leads or deposits of gold, having been read—
On the motion of Mr. Frazer, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the Report be received to-morrow.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- "*Publicans Act Amendment Bill—Second reading,*" until Thursday, 23rd February instant ;
 - "*Barristers and Attornies Bill—Second reading,*"
 - "*Public Education Bill—Second reading,*"
 - "*Chinese Immigration Law Amendment Bill—Second reading,*"
 - "*Salaries Bill—Second reading,*"
 - "*Partnership Law Amendment Bill—Second reading,*" and
 - "*Supreme Court Sittings Bill—To be committed,*" until Thursday, 16th February instant ;
 - "*Masters and Servants Acts Amendment Bill—Second reading,*" and
 - "*Lien (Contractors and Workmen) Bill—Second reading,*" until Thursday, 1st March next ;
 - "*Municipalities Act Amendment Bill—Second reading,*" until Thursday, 23rd February instant ; and
 - "*Insolvent Laws Amendment Bill—Second reading,*" and
 - "*Imprisonment for Debt Abolition Bill—Second reading,*" until Thursday, 16th February instant.

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

FRIDAY, 10TH FEBRUARY, 1860.

16. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—
8th February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

V.—COMMISSIONER OF PUBLIC WORKS.

RAILWAYS.

(1.)—SUBDIVISION No. 4.

ENGINEER-IN-CHIEF.

SALARIES AND WAGES.

Office.

Engineer-in-Chief	...	...	1,500	0	0
Fourteen Clerks—Two at £450, one at £400, two at £350, two at £300, one at £250, one at £200, two at £150, three at £100	...	...	3,650	0	0
Messenger, with quarters, fuel, and water	...	...	120	0	0
Housekeeper, with quarters, fuel, and water	...	...	80	0	0
Extra Clerical and Professional Assistance	...	...	3,000	0	0

Drafting Branch.

Resident Engineer	...	...	800	0	0
Fourteen Engineering Draftsmen—One at £550, one at £450, two at £400, one at £350, five at £300, one at £250, two at £200, one at £150...	...	...	4,450	0	0
Twelve Architectural and Mechanical Draftsmen —One at £550, three at £400, three at £350, four at £300, one at £250	...	...	4,250	0	0
Fourteen General Draftsmen—One at £500, one at £450, one at £400, one at £350, five at £300, one at £250, one at £200, one at £150, and two at £120	...	...	4,040	0	0
Lithographic Draftsman	...	...	350	0	0
Pressman	...	...	300	0	0
Assistant	...	...	250	0	0

Field Branch.

Twenty Inspectors of Works—Three at £400, three at £350, twelve at £300, and two at £250	...	...	6,350	0	0
Clerk of Works	...	...	700	0	0
Storekeeper	...	...	350	0	0
Receiving Clerk	...	...	300	0	0
Inspector of Carriages	...	...	350	0	0
Seventeen Engineers and Surveyors—Four at £850, three at £700, one at £550, five at £400, one at £350, and three at £300	...	...	9,300	0	0
Laborers and Assistants (the rate of wages to be paid will include allowance in lieu of rations)	...	...	12,000	0	0

52,140 0 0

SUBDIVISION No. 5.

(2.)—WORKING EXPENSES OF LINES.

Melbourne to Williamstown and Sunbury.

SALARIES AND WAGES.

Superintendent of Locomotives	...	...	600	0	0
Seven Engine Drivers, at 18s. per diem	...	...	2,305	16	0
Seven Firemen, at 14s. per diem	...	...	1,793	8	0
Twenty Laborers, at 10s. per diem	...	...	3,660	0	0
One Timekeeper, at 10s. per diem	...	...	183	0	0
Two Watchmen, at 10s. per diem	...	...	366	0	0
One Clerk, at 15s. per working day	...	...	234	15	0
One Superintendent of Permanent Way and Works	...	...	600	0	0
Three Inspectors of Permanent Way, at 15s. per day each	...	...	823	10	0

10,566 9 0

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

DIVISION No. 43. CUSTOMS.

SUBDIVISION No. 1.

(3.)— COMMISSIONER'S OFFICE.

SALARIES AND WAGES.

Commissioner of Trade and Customs—*Special Appropriation*, under ACT 18 and 19 Vic., cap. 55

Chief Clerk 700 0 0

Comptroller of Accounts 700 0 0

Five Clerks—One at £500, one at £400, one at £350, one at £325, and one at £300 ... 1,875 0 0

Assistant Registrar of Shipping 600 0 0

Shipping Master and Registrar of Seamen 500 0 0

Under the Imperial Merchant Shipping Act. } Five Clerks—One at £350, one at £300, two at £250, and one at £200 1,350 0 0

Messenger and Constable 150 0 0

Under the Act 16 Vic., No. 25, Steam Navigation Act. } Secretary, Inspector, and Shipwright Surveyor and Examiner of Masters and Mates, also Surveyor under Imperial Passengers Act 450 0 0

Engineer Surveyor, also Examiner of Engineers 400 0 0

Fees for Attendance to non-official Members of Steam Navigation Board, at £2 2s. each sitting 69 6 0

Messenger and Housekeeper, with quarters, fuel, and water 150 0 0

6,944 6 0

SUBDIVISION No. 2.

(4.)— PORT OF MELBOURNE.

Collector of Customs 1,000 0 0

Warehouse Keeper 700 0 0

Senior Clerk 600 0 0

Clerk and Receiver 600 0 0

Fourteen Clerks—One at £550, one at £500, one at £450, two at £400, three at £375, one at £350, two at £300, two at £250, and one at £200 5,075 0 0

Queen's Warehouse Keeper and Locker, with quarters, fuel, and water 200 0 0

Three Messengers—One at £150, one at £75, and one at £50 275 0 0

(*Out-Door, including Sandridge.*)

Senior Landing Surveyor 850 0 0

Junior Landing Surveyor 750 0 0

Fourteen Landing Waiters—One at £650, two at £600, one at £550, one at £500, two at £450, three at £425, two at £400 (one with quarters), and two at £350 6,575 0 0

Fifteen Lockers—Five at £350, four at £325, and six at £300 4,850 0 0

Twenty-seven Weighers—Six at £275, seven at £250, six at £225, seven at £200, and one at £150 6,300 0 0

Williamstown.

Tide Inspector and Landing Surveyor, with quarters 600 0 0

Clerk and Landing Waiter, acts as Locker 350 0 0

Five Tide Surveyors—One at £400, two at £375, two at £350 1,850 0 0

Twenty Tide Waiters—Three at £275, two at £250, one at £225, six at £175, eight at £150 3,800 0 0

Six Coxswains, at 10s. per day each 1,098 0 0

Twenty-four Boatmen, at 8s. per day each 3,513 12 0

38,986 12 0

SUBDIVISION No. 3.

(5.)— PORT OF GEELONG.

	£	s.	d.
Collector of Customs, also Assistant Immigration Agent	1,000	0	0
Three Clerks—One at £600, one at £500, one at £300	1,400	0	0
Clerk at £400 for six months	200	0	0
Warehouse Keeper	525	0	0
Landing Surveyor	700	0	0
Three Landing Waiters—One at £600, one at £500, one at £400, acts also as Tide Surveyor	1,500	0	0
Two Lockers—One at £350, one at £300	650	0	0
Tide Waiter	225	0	0
Five Weighers—One at £250, four at £225	1,150	0	0
Coxswain, at 10s. per diem	183	0	0
Four Boatmen, at 8s. per diem	585	12	0
Messenger, with quarters, fuel, and water	140	0	0

Queenscliff.

Tide Surveyor, with quarters, also Assistant Emigration Officer	450	0	0
Coxswain, at 10s. per diem, with quarters	183	0	0
Five Boatmen, at 8s. per diem, with quarters	732	0	0

9,623 12 0

SUBDIVISION No. 4.—

(6.)— PORT OF PORTLAND.

Collector of Customs, also Assistant Immigration Agent and Receiver and Paymaster from 1st July, 1860	600	0	0
Landing Waiter and Tide Surveyor	450	0	0
Clerk and Warehouse Keeper	300	0	0
Assistant Tide Surveyor	250	0	0
Coxswain, at 10s. per diem	183	0	0
Two Boatmen, at 8s. per diem	292	16	0

2,075 16 0

SUBDIVISION No. 5.

(7.)— PORT OF PORT FAIRY.

Collector of Customs, also Assistant Immigration Agent and Receiver and Paymaster from 1st July, 1860	600	0	0
Landing Waiter	450	0	0
Clerk and Warehouse Keeper	300	0	0
Coxswain, at 10s. per diem	183	0	0
Three Boatmen, at 8s. per diem	439	4	0

1,972 4 0

SUBDIVISION No. 6.

(8.)— PORT OF WARRNAMBOOL.

Collector of Customs, also Assistant Immigration Agent and Receiver and Paymaster from 1st July, 1860	600	0	0
Landing Waiter	350	0	0
Clerk	250	0	0
Coxswain, at 10s. per diem	183	0	0
Two Boatmen, at 8s. per diem	292	16	0

1,675 16 0

SUBDIVISION No. 7.

(9.)— PORT OF PORT ALBERT.

Collector of Customs, also Assistant Immigration Agent and Receiver and Paymaster from 1st July, 1860	600	0	0
Landing Waiter and Tide Surveyor	350	0	0
Coxswain, at 10s. per diem	183	0	0
Four Boatmen, at 8s. per diem	585	12	0

Corner Inlet.

Coastwaiter	200	0	0
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1,918 12 0

	£	s.	d.	£	s.	d.
(10.)— SUBDIVISION No. 8.—RIVER MURRAY.						
Coastwaiters and Searchers	350	0	0			
SUBDIVISION No. 9.—PORT OF WESTERNPORT.						
Coxswain in charge of Cutter, at 11s. per diem	201	6	0			
Four Boatmen, at 9s. per diem	658	16	0			
	860	2	0			
DIVISION No. 44.						
PORTS AND HARBORS.						
(11.)—SUBDIVISION No. 1.—HOBSON'S BAY.						
SALARIES AND WAGES.						
Chief Harbor Master	1,000	0	0			
Assistant Harbor Master	400	0	0			
Two Clerks—One at £400 and one at £325 ...	725	0	0			
Four Boatmen—One at 9s. and three at 8s. per diem	603	18	0			
One Boatman, at 8s. per diem, for six months ...	73	4	0			
Messenger, with quarters	100	0	0			
Foreman of Marine Yard and Storekeeper ...	400	0	0			
Four Carpenters, at 14s. per working day ...	876	8	0			
One Carpenter, at 14s. per working day, for six months	109	11	0			
Blacksmith, at 14s. per working day	219	2	0			
One Whitesmith, at 14s. per working day ...	219	2	0			
One Coppersmith, at 14s. per working day ...	219	2	0			
One Painter, at 14s. per working day	219	2	0			
Watchman, with quarters, 8s. per diem ...	146	8	0			
Two Laborers, at 8s. per working day	250	8	0			
Three Boys—One at 5s. and two at 4s. per working day	203	9	0			
	5,764	14	0			
(12.)—SUBDIVISION No. 2.—MELBOURNE.						
Harbor Master	600	0	0			
Berthing Officer	300	0	0			
Clerk	150	0	0			
Pier Master at Sandridge	350	0	0			
Two Boatmen, at 8s. per diem, for six months ...	146	8	0			
	1,546	8	0			
(13.)—SUBDIVISION No. 3.—GEELONG.						
Harbor Master, also Shipping Master	600	0	0			
Clerk	250	0	0			
Carpenter, at 14s. per working day	219	2	0			
Four Boatmen—One at 9s. and three at 8s. per diem	603	18	0			
One Boatman, at 8s. per diem, for six months ...	73	4	0			
	1,746	4	0			
(14.)—SUBDIVISION No. 4.—PORTLAND.						
Harbor Master and Pilot	400	0	0			
Coxswain, at 10s. per diem	183	0	0			
Three Boatmen, at 8s. per diem	439	4	0			
One Boatman, at 8s. per diem, for six months ...	73	4	0			
	1,095	8	0			
(15.)—SUBDIVISION No. 5.—PORT FAIRY.						
Harbor Master and Pilot	400	0	0			
Coxswain, at 10s. per diem	183	0	0			
Three Boatmen, at 8s. per diem	439	4	0			
One Boatman, at 8s. per diem, for six months ...	73	4	0			
	1,095	8	0			

(16.)—SUBDIVISION No. 6.—WARRNAMBOOL.

	£	s.	d.	£	s.	d.
Harbor Master and Pilot	350	0	0			
Three Boatmen, at 8s. per diem	439	4	0			
One Boatman, at 8s. per diem, for six months ...	73	4	0			
	862	8	0			

(17.)—SUBDIVISION No. 7.—PORT ALBERT.

Harbor Master	400	0	0			
Six Boatmen, at 8s. per diem	878	8	0			
	1,278	8	0			

(18.)—SUBDIVISION No. 8.

"EMPIRE" BUOY VESSEL.

Master	350	0	0			
Mate, at 12s. per diem	219	12	0			
Carpenter, at 12s. per diem	219	12	0			
Six Seamen, at 8s. per diem, and two Boys, at 4s. per diem	1,024	16	0			
	1,814	0	0			

(19.)—SUBDIVISION No. 9.

SIGNAL STATIONS.

Signal Master, Williamstown	300	0	0			
Assistant, at 3s. per diem	54	18	0			
Signal Master, Point Lonsdale, with quarters, fuel, light, and water	250	0	0			
Assistant, at 3s. per diem	54	18	0			
	659	16	0			

DIVISION No. 45. LIGHTHOUSES.

SALARIES AND WAGES.

ENTIRE EXPENSE BORNE BY VICTORIA.

(20.)—SUBDIVISION No. 1.—CAPE OTWAY.

	£	s.	d.			
Keeper (with quarters, fuel, light, and water) ...	350	0	0			
Two Assistants, at 10s. per diem	366	0	0			
	716	0	0			

SUBDIVISION No. 2.—CAPE SCHANCK.

Same as Cape Otway	716	0	0			
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PORTION ONLY BORNE BY VICTORIA.

SUBDIVISION No. 3.

WILSON'S PROMONTORY.

Same as Cape Otway (one-half)	358	0	0			
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SUBDIVISION No. 4.—GABO ISLAND.

Same as Cape Otway (one-half)	358	0	0			
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SUBDIVISION No. 5.—KENT'S GROUP.

Proportionate amount payable to the Marine Board, Hobart Town (one-third of the whole maintenance)	500	0	0			
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SUBDIVISION No. 6.—KING'S ISLAND.

Proportionate amount payable to the Marine Board, Hobart Town (one-half of the whole maintenance)	700	0	0			
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3,348 0 0

DIVISION No. 46. HARBOR LIGHTS.

SALARIES AND WAGES.

(21.)—SUBDIVISION No. 1.

SHORTLAND'S BLUFF—TWO LIGHTS.

Keeper (with quarters, fuel, light, and water) ...	300	0	0
Three Assistants, at 8s. per diem, ditto, ditto ...	439	4	0

£ s. d.

£ s. d.

739 4 0

SUBDIVISION No. 2.—PORTLAND.

One Senior Keeper, at 9s. per diem (with quarters, fuel, light, and water) ...	164	14	0
One Junior Keeper, at 7s. per diem, ditto, ditto ...	128	2	0

292 16 0

SUBDIVISION No. 3.—PORT FAIRY.

Same as Portland ...	292	16	0
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SUBDIVISION No. 4.—WARRNAMBOOL.

Three Keepers—One at 9s., one at 8s., and one at 7s. per diem (with quarters, fuel, light, and water) ...	439	4	0
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SUBDIVISION No. 5.—PORT ALBERT.

Same as Portland ...	292	16	0
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2,056 10 0

DIVISION No. 47. LIGHT VESSELS.

SALARIES AND WAGES.

(22.)—SUBDIVISION No. 1.

GELLIBRAND'S POINT.

Master (with quarters, fuel, light, and water) ...	250	0	0
Four Seamen—One at 9s. and three at 8s. per diem	603	18	0

853 18 0

SUBDIVISION No. 2.

WEST CHANNEL—TWO LIGHTS.

Master (with quarters on board, fuel, light, and water) ...	250	0	0
Five Seamen—One at 9s. and four at 8s. per diem, ditto, ditto ...	750	6	0

1,000 6 0

SUBDIVISION No. 3.

GEELONG SHIP CHANNEL.

Master (with quarters, fuel, light, and water) ...	250	0	0
Three Seamen—One at 9s. and two at 8s. per diem	457	10	0

707 10 0

SUBDIVISION No. 4.

SWAN SPIT LIGHT.

Expense of Lightship and Lighthouse ...	672	12	0
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SUBDIVISION No. 5.

SOUTH CHANNEL—THREE LIGHTS.

Establishment and Maintenance required ...	3,400	0	0
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DIVISION No. 48.

WHARF AND JETTY LIGHTS.

(23.)—MAINTENANCE.

At Melbourne, Thirty-eight ...	}	1,640	0	0
Williamstown Four ...				
Sandridge Ten ...				
Geelong Six ...				
Portland One ...				
Port Fairy One ...				
Warrnambool One ...				
St. Kilda One ...				
Schnapper Point One ...				
Queenscliff One ...				

DIVISION No. 49. IMMIGRATION.

(24.)—SUBDIVISION No. 1.

MELBOURNE. (FOR SIX MONTHS.)

SALARIES AND WAGES.

Immigration Agent and Principal Emigration Officer	...	...	...	...	500	0	0		
Accountant	...	...	...	...	250	0	0		
Clerk	...	...	...	...	150	0	0		
Messenger and Housekeeper, with quarters, fuel, and water	...	...	...	...	75	0	0		
Married Couples	Depôt	...	}	Overseer and Matron (with quarters, fuel, light, water, and rations)	...	...	100	0	0
				Cook, ditto, ditto	...	...	30	0	0
Single Females	Depôt	...	}	Matron (with quarters, fuel, light, water, and rations)...	...	...	50	0	0
				Sub-Matron, ditto, ditto	...	...	25	0	0
				Cook, ditto, ditto	...	...	20	0	0

£	s.	d.	£	s.	d.
1,200	0	0			

(25.)—SUBDIVISION No. 2.—WILLIAMSTOWN.

Emigration Officer	...	...	...	550	0	0
Assistant Emigration Officer	...	...	...	300	0	0
Coxswain, at 12s. per diem	...	...	...	219	12	0
Five Boatmen, at 10s. per diem	...	...	...	915	0	0

1,984 12 0

DIVISION No. 50.—DISTILLERIES.

(26.)—SALARIES AND WAGES.

Chief Inspector of Distilleries	...	...	...	750	0	0
Two Inspectors—One at £350 and one at £300	...	...	...	650	0	0
Clerk and Messenger	...	...	...	150	0	0

1,550 0 0

DIVISION No. 51.

POWDER MAGAZINES.

(27.)—SALARIES AND WAGES.

SUBDIVISION No. 1. MELBOURNE.

Keeper, with quarters	...	...	...	300	0	0
Cooper (with quarters), at 10s. per diem	...	...	...	183	0	0

483 0 0

SUBDIVISION No. 2. FOOTSCRAY.

Keeper (with quarters)	...	...	...	200	0	0
Cooper and Watchman, at 10s. per diem	183	0	0

383 0 0

SUBDIVISION No. 3. GEELONG.

Keeper (with quarters)	300	0	0
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TOTAL, COMMISSIONER OF TRADE AND CUSTOMS

... ..

And the said resolutions having been read a second time, were agreed to by the Assembly.
 Assembly adjourned at four minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 39.

FRIDAY, 10TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of Geelong East, by which it appeared that Augustus Frederick Adolphus Greeves, Esq. had been duly elected in pursuance thereof.
3. PETITION.—Mr. Mollison presented a Petition from Henry Lanktree, of South Melbourne, praying the House would take the statements in the Petition into its favorable consideration, and grant him the redress which the case requires.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Serjeant, on behalf of Mr. Speaker, Chairman, brought up the Seventh Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. PAPERS.—Mr. Nicholson presented—
Revenue—McIvor District.—Part Return to an Order of the Legislative Assembly, dated 16th December, 1859, for—A return of all monies received from the sale of Crown Lands, Gold and all other Licenses whatsoever in the McIvor District, within twenty miles of Heathcote, and the amount expended on Roads and Bridges in the said district, specifying the places at which such monies have been expended.
Ordered to lie on the Table.
Mr. Francis presented—
Drainage of Emerald Hill.—Return to an Order of the Legislative Assembly, dated 9th February, 1860, for—Copies of the Correspondence between the Municipal Council of Emerald Hill and the Government, on the subject of the impediment to the Drainage of the District of Emerald Hill by the illegal execution of certain Railway Works, and between the Government and the Melbourne and Hobson's Bay Railway Company on the same subject.
Ordered to lie on the Table.
6. CROWN LAND SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

SATURDAY, 11TH FEBRUARY, 1860.

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

Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

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

“*Registration Act amendment Bill—To be further considered in Committee,*” and
 “*Supply—To be further considered in Committee,*” until Tuesday, 14th February instant,

“*Kyneton Deviation—Melbourne and Murray River Railway—Resolutions to be considered in Committee,*” until Wednesday, 15th February instant.

8. **BRIDGES.**—Mr. Humffray moved, pursuant to notice, That the Return laid on the Table of the House on the 31st January last, relating to the public expenditure on the bridges of the Colony, be printed.

Question—put and resolved in the affirmative.

9. **LIQUORS SALE LAWS.**—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

Resolved—

(1.) That it is expedient to amend the laws relating to the sale of fermented and spirituous liquors.

(2.) That a Bill be brought in for that purpose.

And the said resolutions having been read a second time, were agreed to by the Assembly.

10. **PROSPECTING FOR NEW GOLD FIELDS.**—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

*Resolved—*That an Address be presented to His Excellency the Governor, requesting His Excellency to cause the sum of Thirty thousand pounds to be placed on the Supplementary Estimates for the year 1860, for the purpose of prospecting for new Gold Fields, or new leads or deposits of gold.

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

Assembly adjourned at twenty-eight minutes to two o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 40.

TUESDAY, 14TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. NEW MEMBER SWORN.—A. F. A. Greeves, Esq., was introduced and sworn, and took his seat as Member of the Assembly for the Electoral District of Geelong East.
 3. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
 4. REGISTRATION ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through this Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration, Friday, 17th February instant.—Bill, as amended, to be printed.
 5. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Wood, the following Order of the Day was read and discharged from the Paper :—
“*Responsible Ministers Bill—Second reading.*”
 6. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Caldwell, read a third time and *passed*.
Mr. Caldwell moved, That the following be the title of the Bill :—
“*An Act to amend the provisions of an Act incorporating the Shareholders in the National Bank of Australasia.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
 7. PRECEDENCY OF BUSINESS.—Mr. Keefer moved, pursuant to notice, That the seventh Order of the Day,—Barristers and Attorneys Bill, second reading,—take precedence of all other Orders of the Day, on Thursday next.
Question—put and resolved in the affirmative.
 8. RAILWAY DEPARTMENT.—Mr. Hood moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into the management of the Department of Chief Engineer of the Victorian Railways, as set forth in Subdivision No. 4 of Division No. 42 in the Estimates, now under consideration of the Committee of Supply, with power to examine witnesses and call for books, plans, documents, and papers; such Committee to consist of Mr. Amsinck, Mr. Brooke, Mr. Caldwell, Mr. Francis, Mr. Heales, Mr. Horne, Mr. Greeves, Mr. Verdon, Dr. Macadam, Mr. Reid, Mr. Woods, and the Mover; three to form a quorum.
Debate ensued.
Question—put and resolved in the affirmative.
- Assembly adjourned at seven minutes to eleven o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 41.

WEDNESDAY, 15TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Harrison presented a Petition from W. G. McKellar, styling himself Chairman of the Chamber of Commerce, Geelong, praying that in any system of defence which might be proposed, the interests of Geelong and the Western District might be considered.
Ordered to lie on the Table.
3. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

14th February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

VII.—POSTMASTER GENERAL.

DIVISION No. 52. POST OFFICES.

(1.)—SALARIES AND WAGES.

SUBDIVISION No. 1.

GENERAL POST OFFICE, MELBOURNE.

Postmaster General — *Special Appropriation*,
under 18 & 19 VICT., CAP. 55.

	£	s.	d.	£	s.	d.
Secretary	1,000	0	0			
Inspector of Postal Service (including allowances in lieu of forage and travelling expenses)	1,000	0	0			
Accountant (including allowance for conducting Money Order business)	700	0	0			
Inspector of Stamps	600	0	0			
Superintendent of Mail Branch	500	0	0			
Inspector of Dead Letters	500	0	0			
Twenty-eight Clerks—One at £500, eight at £400, seven at £350, eight at £325, and four at £300	9,950	0	0			
Clerk, Money Order Department	250	0	0			
Twenty Sorters—Two at 14s., three at 12s., three at 11s., and twelve at 10s.	3,971	2	0			
Six Junior Sorters—Three at £120 and three £100	660	0	0			
Twelve Mail Guards, at 12s. 6d. per diem	2,745	0	0			
Letter Carriers—Twenty-six at 10s. and thirty at 8s. per diem	9,150	0	0			
Messenger, at 5s. per diem	91	10	0			
Printer of Postage Stamps	400	0	0			
Assistant to Printer	75	0	0			
	31,592	12	0			

VII.—POSTMASTER GENERAL (POST OFFICES)—*continued.*

		£	s.	d.	£	s.	d.
(2.)—SUBDIVISION No. 2.							
POST OFFICE, GEELONG.							
Postmaster (with quarters, fuel, and water) ...		600	0	0			
Four Clerks—One at £450 and three at £300 ...		1,350	0	0			
One Sorter, at 10s. per diem ...		183	0	0			
Eight Letter Carriers, at 10s. per diem ...		1,464	0	0			
		3,597	0	0			
(3.)—SUBDIVISION No. 3.							
POST OFFICE, BALLAARAT.							
Postmaster (with quarters, fuel, and water) ...		450	0	0			
Two Clerks—One at £350 and one at £300 ...		650	0	0			
Two Sorters, at 10s. per diem ...		366	0	0			
Four Letter Carriers—Three at 10s. and one at 8s. per diem ...		695	8	0			
		2,161	8	0			
(4.)—SUBDIVISION No. 4.							
POST OFFICE, SANDHURST.							
Postmaster (with quarters, fuel, and water) ...		450	0	0			
Two Clerks—One at £350 and one at £300 ...		650	0	0			
One Sorter, at 10s. per diem ...		183	0	0			
Two Letter Carriers, at 10s. per diem ...		366	0	0			
		1,649	0	0			
(5.)—SUBDIVISION No. 5.							
POST OFFICE, CASTLEMAINE.							
Same as at Sandhurst ...		1,649	0	0			
(6.)—SUBDIVISION No. 6.							
POST OFFICE, BEECHWORTH.							
Postmaster (with quarters, fuel, and water) ...		450	0	0			
One Clerk ...		300	0	0			
One Sorter, at 10s. per diem ...		183	0	0			
One Letter Carrier, at 10s. per diem ...		183	0	0			
		1,116	0	0			
(7.)—SUBDIVISION No. 7.							
POST OFFICE, ARARAT.							
Postmaster (with quarters, fuel, and water) ...		450	0	0			
One Sorter, at 10s. per diem ...		183	0	0			
		633	0	0			
(8.)—SUBDIVISION No. 8.							
POST OFFICE, MARYBOROUGH.							
Postmaster (with quarters, fuel, and water) ...		350	0	0			
One Sorter, at 10s. per diem ...		183	0	0			
		533	0	0			
(9.)—SUBDIVISION No. 9.							
POST OFFICE, PLEASANT CREEK.							
Postmaster (with quarters, fuel, and water) ...		350	0	0			
(10.)—SUBDIVISION No. 10.							
POST OFFICE, WILLIAMSTOWN.							
Postmaster (with quarters, fuel, and water) ...		300	0	0			
One Letter Carrier, at 10s. per diem ...		183	0	0			
		483	0	0			
(11.)—SUBDIVISION No. 11.							
POST OFFICE, DUNOLLY.							
Postmaster (with quarters, fuel, and water) at £350, for six months ...		175	0	0			

VII.—POSTMASTER GENERAL (POST OFFICES)—*continued.*

	£	s.	d.	£	s.	d.
(12.)—SUBDIVISION No. 12. POST OFFICE, PORTLAND. Postmaster (with quarters, fuel, and water) ...	300	0	0			
(13.)—SUBDIVISION No. 13. POST OFFICE, BELFAST. Postmaster (with quarters, fuel, and water) at £300, for six months	150	0	0			
(14.)—SUBDIVISION No. 14. POST OFFICE, WARRNAMBOOL. Postmaster (with quarters, fuel, and water) at £300, for six months	150	0	0			
(15.)—SUBDIVISION No. 15. POST OFFICE, HAMILTON. Postmaster (with quarters, fuel, and water) ...	350	0	0			
(16.)—SUBDIVISION No. 16. POST OFFICE, CRESWICK. Postmaster (with quarters, fuel, and water) at £300, for six months	150	0	0			
(17.)—SUBDIVISION No. 17. POST OFFICE, HEATHCOTE. Postmaster (with quarters, fuel, and water) at £350, for six months	175	0	0			
(18.)—SUBDIVISION No. 18. POST OFFICE, KILMORE. Postmaster (with quarters, fuel, and water) at £350, for six months	175	0	0			
(19.)—SUBDIVISION No. 19. POST OFFICE, KYNETON. Postmaster (with quarters, fuel, and water) at £350, for six months	175	0	0			
(20.)—SUBDIVISION No. 20. ALLOWANCES. To Country Postmasters	9,000	0	0			
(21.)—SUBDIVISION No. 21. ASSISTANCE. To meet additional and occasional assistance— Allowances for Overtime in sorting English Mails, and probable unforeseen requirements...	3,000	0	0			
				57,564	0	0
DIVISION No. 53. MAIL SERVICE.						
Steam Postal Communication with England— <i>Special Appropriations</i> , 18th VICT. No. 31, and 19th VICT. No. 10.						
SUBDIVISION, INALTERABLE.						
(22.)—No. 1.—Conveyance of Inland Mails ...	70,000	0	0			
(23.)—No. 2.—Gratuities to Masters of Vessels ...	3,000	0	0			
				73,000	0	0

VII.—POSTMASTER GENERAL—*continued.*

DIVISION No. 54.

ELECTRIC TELEGRAPH.

SALARIES AND WAGES.

(24.)—SUBDIVISION No. 1.

GENERAL SUPERINTENDENT'S OFFICE.

	£	s.	d.
General Superintendent (including Travelling Expenses)	1,100	0	0
Accountant and Clerk	400	0	0
General Line Repairer	250	0	0

1,750 0 0

(25.)—SUBDIVISION No. 2.

STATION MELBOURNE, CHIEF OFFICE.

Manager (with quarters, fuel, and water) ...	400	0	0
Bookkeeper	350	0	0
Receiving Clerk	150	0	0
Three Assistant Operators, at £300	900	0	0
Two Junior Assistants, at £150... ..	300	0	0
Instrument Fitter	300	0	0
Line Repairer, at 10s. per diem	183	0	0
Seven Messengers—One at £104, and six at £78	572	0	0

3,155 0 0

(26.)—SUBDIVISION No. 3. GEELONG.

Manager (with quarters, fuel, and water) ...	350	0	0
Assistant Operator	300	0	0
Junior Assistant	150	0	0
Line Repairer, at 10s. per diem	183	0	0
Three Messengers—One at £104 and two at £78	260	0	0

1,243 0 0

(27.)—SUBDIVISION No. 4. BALLAARAT.

Manager, with quarters, fuel, and water ...	350	0	0
Assistant	150	0	0
Line Repairer, at 10s. per diem	183	0	0
One Messenger	104	0	0
Two Messengers, at £78	156	0	0

943 0 0

(28.)—SUBDIVISION No. 5. SANDHURST.

Manager, with quarters, fuel, and water ...	350	0	0
Line Repairer, at 10s. per diem	183	0	0
Two Messengers—One at £104 and one at £78	182	0	0

715 0 0

(29.)—SUBDIVISION No. 6. BEECHWORTH.

Manager, with quarters, fuel, and water ...	350	0	0
Line Repairer, at 10s. per diem	183	0	0
Two Messengers—One at £104 and one at £78	182	0	0

715 0 0

(30.)—SUBDIVISION No. 7. CASTLEMAINE.

Manager, with quarters, fuel, and water ...	350	0	0
Line Repairer, at 10s. per diem	183	0	0
Messenger	104	0	0

637 0 0

(31.)—SUBDIVISION No. 8. ARARAT.

Manager, with quarters, fuel, and water ...	300	0	0
Line Repairer, at 10s. per diem	183	0	0
One Messenger	78	0	0

561 0 0

(32.)—SUBDIVISION No. 9. PORTLAND.

Same as Ararat	561	0	0
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VII.—POSTMASTER GENERAL (ELECTRIC TELEGRAPH)—*continued.*

	£	s.	d.	£	s.	d.
(33.)—SUBDIVISION No. 10. ECHUCA.						
Manager, with quarters, fuel, and water ...	300	0	0			
Line Repairer, at 10s. per diem ...	188	0	0			
	488	0	0			
(34.)—SUBDIVISION No. 11. WARRNAMBOOL.						
Manager, with quarters, fuel, and water ...	300	0	0			
Messenger ...	78	0	0			
	378	0	0			
(35.)—SUBDIVISION No. 12. MARYBOROUGH.						
Same as Ararat ...	561	0	0			
(36.)—SUBDIVISION No. 13. KYNETON.						
Manager, with quarters, fuel, and water ... { for six months at £250 }	275	0	0			
Messenger ... { for six months at £300 }	78	0	0			
	353	0	0			
(37.)—SUBDIVISION No. 14. QUEENSCLIFF.						
Manager, with quarters, fuel, and water ...	350	0	0			
Line Repairer and Signal Man, at 10s. per diem ...	183	0	0			
Messenger ...	78	0	0			
	611	0	0			
(38.)—SUBDIVISION No. 15. WILLIAMSTOWN.						
Manager, with quarters, fuel, and water ...	300	0	0			
Messenger ...	104	0	0			
	404	0	0			
(39.)—SUBDIVISION No. 16. BELFAST.						
Same as Ararat ...	561	0	0			
(40.)—SUBDIVISION No. 17. CRESWICK.						
Same as Warrnambool ...	378	0	0			
(41.)—SUBDIVISION No. 18. ALBURY.						
Manager, with quarters, fuel, and water ...	300	0	0			
(42.)—SUBDIVISION No. 19. MOUNT GAMBIER.						
Manager, with quarters, fuel, and water ...	300	0	0			
Assistant ...	150	0	0			
	450	0	0			
(43.)—SUBDIVISION No. 20. WANGARATTA.						
Manager, with quarters, fuel, and water ...	250	0	0			
Line Repairer, at 10s. per diem ...	183	0	0			
	433	0	0			
(44.)—SUBDIVISION No. 21. HEATHCOTE.						
Manager, with quarters, fuel, and water ... { six months at £250 }	275	0	0			
Line Repairer, at 10s. per diem ... { six months at £300 }	183	0	0			
	458	0	0			
(45.)—SUBDIVISION No. 22. DUNOLLY.						
Manager, with quarters, fuel, and water, for six months at £250, for six months at £300 ...	275	0	0			
Line Repairer, at 10s. per diem ...	183	0	0			
Messenger ...	78	0	0			
	536	0	0			

VII.—POSTMASTER GENERAL (ELECTRIC TELEGRAPH)—*continued.*

	£	s.	d.	£	s.	d.
(46.)—SUBDIVISION No. 23. MALDON.						
Manager, with quarters for, &c.	250	0	0			
Messenger	78	0	0			
	328	0	0			
(47.)—SUBDIVISION No. 24. DAYLESFORD.						
Same as Wangaratta	433	0	0			
(48.)—SUBDIVISION No. 25. AVOCA.						
Manager, with quarters, fuel, and water ...	300	0	0			
Line Repairer, at 10s. per diem	183	0	0			
	483	0	0			
(49.)—SUBDIVISION No. 26. KILMORE.						
Same as Echuca	483	0	0			
(50.)—SUBDIVISION No. 27. GISBORNE.						
Same as Wangaratta	433	0	0			
(51.)—SUBDIVISION No. 28. HEXHAM.						
Same as Wangaratta	433	0	0			
(52.)—SUBDIVISION No. 29. BENALLA.						
Same as Wangaratta	433	0	0			
(53.)—SUBDIVISION No. 30. BELVOIR.						
Same as Warrnambool	378	0	0			
(54.)—SUBDIVISION No. 31. RAGLAN.						
Same as Echuca	483	0	0			
(55.)—SUBDIVISION No. 32. LONGWOOD.						
Same as Wangaratta	433	0	0			
(56.)—SUBDIVISION No. 33. STREATHAM.						
Same as Maldon	328	0	0			
(57.)—SUBDIVISION No. 34. CAPE OTWAY.						
Manager, with quarters, fuel, and water ...	250	0	0			
Assistant	200	0	0			
Line Repairer and Signalman, at 10s. per diem	183	0	0			
	633	0	0			
(58.)—SUBDIVISION No. 35. KING'S ISLAND.						
Manager, with quarters, fuel, and water ...	250	0	0			
Line Repairer, at 10s. per diem	183	0	0			
	433	0	0			
(59.)—SUBDIVISION No. 36. SANDRIDGE.						
Assistant Operator, with quarters, fuel, and water	150	0	0			
(60.)—SUBDIVISION No. 37. CAPE SCHANCK.						
Signal Master	250	0	0			
(61.)—SUBDIVISION No. 38. GENERAL.						
To meet payments for Overtime night service ...	500	0	0			
Two Junior Assistants, in training, at £100 ...	200	0	0			
	700	0	0			
TOTAL, POSTMASTER GENERAL				23,000	0	0
				153,564	0	0

III.—TREASURER.

DIVISION No. 35. MISCELLANEOUS.

(62.)—SUBDIVISION, inalterable, No. 7.

Amount to be remitted to defray the cost of the machinery of the Mint to be established in Victoria

£	s.	d.	£	s.	d.
15,000	0	0			

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41.

(63.)—SUBDIVISION No. 18.

For the erection of Batteries on the shores of Hobson's Bay, in accordance with the recommendations of the Defence Commission ...

£	s.	d.	£	s.	d.
9,000	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Friday next again resolve itself into the said Committee.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—
MR. SPEAKER,
The Legislative Council request the Legislative Assembly will be pleased to communicate to this House copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, appointed during the present Session of Parliament, on the Bill intituled "*An Act to amend the provisions of an Act incorporating the shareholders in the National Bank of Australasia.*"
(Signed) J. F. PALMER,
Legislative Council Chamber, 15th February, 1860. President.
- On the motion of Mr. Gillespie, the Assembly ordered that copies of the above Report and Proceedings be transmitted to the Legislative Council accordingly.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 22nd February instant:—
"*Armed Vessels Regulation Bill—Second reading.*"
7. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Gillespie moved, pursuant to notice, That the parties promoting and opposing the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill, be permitted to print the evidence taken before the Committee, day by day, if they so think fit.
Question—put and resolved in the affirmative.
8. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—Mr. Gillespie moved, pursuant to notice, That the promoters of the Australasian Fire and Life Insurance Company's Bill be permitted to print the evidence taken before the Select Committee, day by day, if they so think fit.
Question—put and resolved in the affirmative.
9. McCRAE-STREET, SANDHURST.—Dr. Macadam moved, pursuant to notice, That a Message be sent from this House to the Legislative Council, requesting that the Honorable Alexander Frazer be permitted to attend and give evidence before the Select Committee of this House appointed to enquire into the extension of McCrae street, Sandhurst, to the main Murray road.
Question—put and resolved in the affirmative.

10. **FEDERAL UNION.**—Mr. Gavan Duffy moved, pursuant to *amended* notice, That the negotiations formerly held on this subject with New South Wales, South Australia, and Tasmania be renewed.

Question—put and resolved in the affirmative.

Mr. Gavan Duffy then moved, That the renewal of these negotiations be entrusted to the Chief Secretary, and that the Report of the Federal Committee of 1857 (adopted by the Assembly on the 11th of September, and by the Council on the 17th of November, in that year) be transmitted with the present Report to the Governments of the other Colonies, as containing the necessary details of the arrangement in which they are invited to concur.

Question—put and resolved in the affirmative.

11. **KYNETON DEVIATION—MELBOURNE AND MURRAY RIVER RAILWAY.**—The Order of the Day for the consideration in the Committee of the whole, of the recommendations contained in the Report of the Kyneton Deviation Committee, presented to this House on the 20th January last, having been read—Mr. Hadley moved, That Mr. Speaker do now leave the chair, and the Assembly resolve itself into a Committee of the whole accordingly.

Debate ensued.

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

THURSDAY, 16TH FEBRUARY, 1860.

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

Debate ensued.

Question—That this House do now adjourn—put and resolved in the affirmative.

Whereupon the Assembly adjourned at fourteen minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 42.

THURSDAY, 16TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a Return to the Writ he had issued for the Election of a Member to serve for the Electoral District of West Bourke, from which it appeared that John Carre Riddell, Esq., was duly elected in pursuance thereof.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Eighth Report from this Committee.
Ordered to lie on the Table and to be printed.
4. PAPERS.—Mr. Nicholson presented—
Municipalities.—Return to an Order of the Legislative Assembly, dated 13th December last, for a Return of the Municipal Districts in the Colony, the date of their creation, number of inhabitants, amount of local rate for 1859, and at what rate in the pound levied, amount of grant in aid from the general revenue for 1859, and also which and how many of such Municipal Districts are within the original corporate limits of the City of Melbourne.
Ordered to lie on the Table.
5. PETITION.—Mr. Brodie presented a Petition from certain Quartz miners and others in the district of Bendigo, praying the House would pass the Gold Fields Act Amendment Bill, or such other Bill as this House should deem expedient to remove the evils complained of in the Petition, and which so materially militate against the prosperity of that gold field.
Ordered to lie on the Table.
6. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Verdon, by leave of the Assembly, on behalf of Mr. Amsinck Chairman of the Select Committee to which this Bill stands referred, brought up a Special Report from the Committee.
Ordered to lie on the Table.
7. BARRISTERS AND ATTORNIES BILL.—Mr. Keefer moved, That this Bill be "now" read a second "time."
Mr. Mollison moved, as an amendment, That the word "now" be omitted from the above question, and the words "this day six months" added after the word "time."
Debate ensued.
8. NEW MEMBER.—John Carre Riddell, Esq., was introduced, and took the oath and his seat as Member of the Assembly for the Electoral District of West Bourke.
9. BARRISTERS AND ATTORNIES BILL.—The debate on the question that this Bill be "now" read a second "time," and upon the amendment that the word "now" be omitted and the words "this day six months" added after the word "time"—resumed.
Question—That the word proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 27.

Mr. Barton,	Mr. Keefer,
Mr. Bennett,	Mr. Loader,
Mr. Brodie,	Mr. McLellan,
Mr. Brooke,	Mr. Myles,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. Service,
Mr. Gavan Duffy,	Mr. L. L. Smith,
Dr. Evans,	Mr. Snodgrass.
Mr. Frazer,	Mr. Verdon,
Mr. Gray,	Mr. Woods.
Mr. Hadley,	
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. Houston,	Mr. Bailey,
Mr. J. S. Johnston,	Mr. Hood.

Noes, 31.

Mr. Aspinall,	Mr. McMillan,
Mr. Bell,	Mr. Mollison,
Mr. Carr,	Mr. Newton,
Mr. Carpenter,	Mr. Nicholson,
Mr. Ebdon,	Mr. O'Shanassy,
Mr. Firebrace,	Mr. Prendergast,
Mr. Francis,	Mr. Reid,
Mr. Greeves,	Mr. Riddell,
Mr. Henderson,	Mr. J. T. Smith,
Mr. Henty,	Mr. Stephen,
Mr. Horne,	Mr. Wood,
Mr. Humffray,	Mr. Woolley.
Mr. King,	
Mr. Lalor,	
Dr. Macadam,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Anderson,
Mr. McLeod,	Mr. Pyke.

And so it passed in the negative.

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

Question—That this Bill be read a second time this day six months—put and resolved in the affirmative.

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

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

Resolved—That this House will, on Thursday, 1st March next, again resolve itself into the said Committee.

11. **GOLD FIELDS ACT AMENDMENT BILL.**—The Order of the Day, That this Bill be now committed to a Committee of the whole Assembly, having been read, Mr. Brodie moved, That Mr. Speaker do now leave the Chair and the Assembly resolve itself into a Committee of the whole for the consideration of this Bill.

Question—put and negatived.

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

“*Payment of Members of the Assembly—Resolutions in Committee to be reported,*”

and

“*Medical Practitioners Bill—Second reading,*” until Thursday, 1st March next.

“*Lien Law Extension Bill—Second reading,*” until Thursday, 23rd February instant,

“*Belfast Boundaries Bill—To be committed,*” until Thursday, 8th March next,

“*Public Education Bill—Second reading,*”

“*Chinese Immigration Law Amendment Bill—Second reading,*”

“*Salaries Bill—Second reading,*” and

“*Partnership Law Amendment Bill—Second reading,*” until Thursday, 1st March next,

“*Supreme Court Sittings Bill—To be committed,*” until Thursday, 23rd February instant; and

“*Insolvent Laws Amendment Bill—Second reading,*” and

“*Imprisonment for Debt Abolition Bill—Second reading,*” until Thursday, 1st March next.

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

FRIDAY, 17TH FEBRUARY, 1860.

13. **SUPPLY—ESTIMATES FOR 1860.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

15th February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 38.

ROADS AND BRIDGES.

(1.) SUBDIVISION No. 2, INALTERABLE.

SOUTH AND EAST BOURKE DISTRICT.

BRIGHTON ROAD.—To complete the forming and metalling of the Road from Elsternwick to Brighton, between the southern boundary of St. Kilda and northern boundary of the Brighton Municipality

1,000 0 0

WESTERN PORT ROAD.—Increasing width of Road for a length of about 200 chains at Cranbourne, and clearing near Cranbourne

1,700 0 0

GIPPS LAND ROAD.—Metalling bad portions between Dandenong and Pakenham, and improving the Road near Dores

3,000 0 0

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*

	£	s.	d.	£	s.	d.
GARDINER'S CREEK ROAD—To build a Bridge over the Creek, on the boundary line between the parishes of Prahran, Mulgrave, and Boroondara	750	0	0			
POINT NEPEAN ROAD—Improvements between Schnapper Point and Kangerong ...	1,000	0	0			
UPPER PLENTY ROAD—Cleaning, forming, and making various portions of, between the tenth mile post and a few chains north of Whittlesea	3,000	0	0			
DITTO—Cutting down Rucker's Hill, at Northcote	2,600	0	0			
ANDERSON'S CREEK ROAD—Improvements on Road between the Deep and Jumping Creeks, and to build a Log Bridge over the Yarra, at Warrandyte	1,500	0	0			
UPPER YARRA ROAD TO YERING—To clear, drain, and cut sidelings on portions of ...	2,000	0	0			
	16,550	0	0			

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

Mr. Snodgrass moved, That the words "read a second time" be omitted, and the words "recommitted to the Committee of Supply" inserted instead thereof.

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

And the said resolutions having been read a second time, were agreed to by the Assembly.

(2.) SUBDIVISION No. 3, INALTERABLE.

	£	s.	d.	£	s.	d.
GEE LONG DISTRICT.						
No. 12.—BARWON BRIDGE AND APPROACHES—To complete	4,160	0	0			
No. 13.—UPPER WESTERN ROAD—Metalling and improving in various portions of, between the junction of the Ballarat Road and Pitfield	3,000	0	0			
No. 14.—GEE LONG TO STEIGLITZ (MOUNT EGERTON AND BALLAN) ROAD—Sundry Improvements upon	1,500	0	0			
No. 15.—REGENT-STREET BRIDGE, STEIGLITZ—To extend the approach to ...	500	0	0			
No. 16.—GEE LONG AND QUEENSLIFF ROAD—Further Improvements upon	1,000	0	0			
No. 17.—LOWER WESTERN ROAD—Constructing and improving various portions between the Parish of Gheringhap and Merida Yaloak Bridge	2,000	0	0			
No. 18.—GEE LONG TO COLAC—Clearing, draining, and metalling sundry portions ...	1,000	0	0			
No. 19.—BALLARAT TO SMYTHESDALE AND ITALIAN GULLY—To make sundry Crossings, and portions of	4,000	0	0			
No. 20.—GEE LONG TO CAMPERDOWN—Clearing, draining, and improving nine miles of Road between Taylor's River and Camperdown	1,000	0	0			
	18,160	0	0			

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*

(3.) SUBDIVISION No. 4, INALTERABLE. BALLAARAT DISTRICT.	£	s.	d.	£	s.	d.
BALLAARAT AND RAGLAN ROAD—Clearing, metalling, and making Culverts between Ballaarat and Beaufort	6,000	0	0			
DITTO—Forming Main Road through Beaufort, with Culvert over the Creek	1,000	0	0			
BALLAARAT AND LEXTON ROAD—Clearing inserting Culverts, and making various portions of	3,000	0	0			
BALLAARAT AND AMHERST ROAD—Building Bridges over McCallum's Creek, Back Creek, and Daisy Hill Creek. Constructing several Culverts, clearing and making sundry portions of road between Ballaarat and Amherst	5,000	0	0			
BALLAARAT AND CASTLEMAINE ROAD—Building Bridges over Birch's and Bullarook Creeks, making several Culverts, and clearing and metalling portions of Road between Ballaarat, Creswick, and Bullarook Creek...	4,000	0	0			
BALLAARAT AND MELBOURNE ROAD—Making improvements between Ballaarat and Lal Lal Creek	4,000	0	0			
BALLAARAT AND STREATHAM ROAD—Clearing, building Culverts, and improving between Ballaarat and Cardigan	1,500	0	0			
CARDIGAN AND CARNGHAM—Building Bridge at Carngham, and sundry improvements between Cardigan and Carngham	2,000	0	0			
CRESWICK AND CLUNES ROAD—Building Bridges, Fords, and Culverts, executing other Road improvements between Creswick and Clunes	4,000	0	0			
CLUNES AND AMHERST AND MARYBOROUGH ROAD—Building Bridges, clearing and improving Road between Clunes and junction of Amherst Road	2,000	0	0			
MARYBOROUGH AND BALLAARAT ROAD—Building a Bridge over Naragil Creek, and general improvements to the Road between Back Creek and Liverpool Arms... ..	2,500	0	0			
MARYBOROUGH AND MOUNT KORONG ROAD—Building a Bridge over Bet-Bet Creek	2,000	0	0			
Constructing Culverts, clearing Road, and other improvements between Maryborough and Dunolly	1,400	0	0			
AVOCA AND LEXTON ROAD—Building a Bridge over Burn Bank Creek, and general improvements between Avoca and Lexton	1,500	0	0			
AVOCA, CROWLANDS, AND ARARAT ROAD—Building a Bridge over No. 1 Creek, and other improvements	2,500	0	0			
	42,400	0	0			

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*(4.) SUBDIVISION No. 5, INALTERABLE.
GISBORNE DISTRICT.

	£	s.	d.	£	s.	d.
Making the worst portion of the Road between the junction of the Mount Alexander Road and the Keilor Road Railway Station ...	2,000	0	0			
MELBOURNE AND BALLAARAT ROAD—Making and improving in various places between the Keilor Road Railway Station and Ballaarat ...	5,000	0	0			
GISBORNE AND GEELONG ROAD—Improvement of Road near Mount Bullancrook ...	400	0	0			
MOUNT BLACKWOOD ROAD—Improving the Road between Bacchus Marsh and Mount Blackwood ...	2,000	0	0			
MOUNT ALEXANDER ROAD—Sundry additional culverts and fencing on ...	2,100	0	0			
Ditto, substituting pitching and metal for plank road, Woodend ...	2,500	0	0			
KYNETON TO TYLDEN ROAD—Bridge over the Campaspe River, Mollison street, Kyneton	2,500	0	0			
DEEP CREEK ROAD—Large culvert; and constructing pitched and metalled approaches over creek near the Mount Alexander Road	600	0	0			
LANCEFIELD ROAD—Further improvements in portion recently fenced near Sunbury ...	250	0	0			
PASCOEVALE ROAD—Filling and paving dangerous gully on side of road above the Bridge over the Moonee Ponds ...	700	0	0			
	18,050	0	0			

(5.) SUBDIVISION No. 6, INALTERABLE.
CASTLEMAINE DISTRICT.

BALLAARAT ROAD—Making portions of Road between Castlemaine and Guildford ...	3,000	0	0			
TARRANGOWER ROAD—Making a portion of Road between Castlemaine and Maldon ...	4,000	0	0			
ROAD BETWEEN MALDON AND THE LODDON—Grubbing and clearing portions of and other improvements ...	2,000	0	0			
ROAD FROM CHEWTON TO FRYERSTOWN—Improvements on the ...	2,000	0	0			
BENDIGO ROAD—Making further portions of Road between Castlemaine and Sandhurst	5,000	0	0			
ROAD FROM CASTLEMAINE TO DUNOLLY—Bridge and approaches over the Loddon, on the ...	2,500	0	0			
ROAD FROM CASTLEMAINE TO CARISBROOK—Bridge and approaches over the Loddon at Newstead ...	2,500	0	0			
	21,000	0	0			

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*

	£	s.	d.	£	s.	d.
(6.)—SUBDIVISION No. 7, INALTERABLE.						
SANDHURST DISTRICT.						
ROAD BETWEEN SANDHURST AND AXE CREEK —Improvements on	3,000	0	0			
ROAD BETWEEN AXE CREEK AND HEATHCOTE—Improvements on	1,000	0	0			
MOUNT KORONG ROAD — Making the Road between California Gully and Eagle Hawk...	4,000	0	0			
	8,000	0	0			
(7.)—SUBDIVISION No. 8, INALTERABLE.						
WANGARATTA, HEATHCOTE, AND KILMORE DISTRICT.						
HEATHCOTE ROAD—Making various portions of, between Kilmore and Heathcote ...	5,000	0	0			
LANCEFIELD ROAD—Making portions of between Sunbury and Lancefield	2,000	0	0			
UPPER GOULBURN ROAD—Building bridge over Muddy Creek, cutting dangerous sidelings, and other improvements	1,450	0	0			
SYDNEY ROAD—Making portions of road north of Broadford	8,000	0	0			
SYDNEY ROAD—Making one mile of road south of Avenel	2,500	0	0			
SYDNEY ROAD—Making portion of road near Euroa	2,000	0	0			
SYDNEY ROAD—Approaches to the new bridge over the Sunday Creek, at Seymour ...	1,000	0	0			
SYDNEY ROAD—Making portions of road between Violet Town and Benalla	4,000	0	0			
SYDNEY ROAD—Making portions of road between Benalla and Wangaratta	4,000	0	0			
SYDNEY ROAD—Clearing road from Wangaratta to Chiltern	1,500	0	0			
SYDNEY ROAD—Improvements between Wan- garatta and Beechworth	5,000	0	0			
SYDNEY ROAD—To complete the approaches to the Murray River	4,000	0	0			
BUCKLAND ROAD—Improvements between Tar- rawingee and Porepunka on the Ovens River	2,000	0	0			
BEECHWORTH TO CHILTERN ROAD—Improve- ments between Beechworth and Chiltern, and building a bridge over the Wooragee Creek	2,000	0	0			
BEECHWORTH TO BOWMAN FOREST—Improve- ments on the road between	1,500	0	0			
WANGARATTA TO OXLEY ROAD — Building bridges and improvements between Wanga- ratta and Oxley Plains	1,500	0	0			

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*

	£	s.	d.	£	s.	d.
BENALLA TO MANSFIELD ROAD—Improvements on the road from	1,000	0	0			
OMEQ ROAD—Bridges and improvements between Snowy Creek and Ovens	2,000	0	0			
BRIDGE OVER THE MURRAY AT ALBURY—One half of the estimated cost of a wooden bridge to be erected under the supervision of the Government of New South Wales . . .	6,100	0	0			
	56,550	0	0			
(8.)—SUBDIVISION No. 9, INALTERABLE.						
GIPPS LAND DISTRICT.						
MAIN CENTRAL ROAD—Improving and metal-ling various portions between Port Albert and Sale	5,000	0	0			
Clearing portions of road and building a small bridge between Sale and Stratford ...	560	0	0			
MELBOURNE ROAD, FROM SALE TO BUNEEP RIVER—Building a bridge over the Glen-garry River at Rosedale	2,500	0	0			
Small bridges and improvements in dangerous places	1,000	0	0			
MAIN WESTERN ROAD—Making approaches to the new bridge over Bruthen Creek ...	250	0	0			
OMEQ ROAD—Improvements in cutting side-lings, making embankments, clearing, &c. from Nicholson River to the Omeo Diggings	2,500	0	0			
	11,810	0	0			
(9.) SUBDIVISION No. 10, INALTERABLE.						
BELFAST AND WARRNAMBOOL DISTRICTS.						
To make the main approaches to the Town of Warrnambool, within the Municipal Bound-ary	2,000	0	0			
To build Bridge over the Muddy Creek ...	1,000	0	0			
ARARAT AND SOUTH WESTERN SEABOARD ROAD—Further improvements upon ...	4,000	0	0			
	7,000	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.
 Assembly adjourned at ten minutes past twelve o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 43.

FRIDAY, 17TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
Melbourne and Williamstown Railway.—Return to an Order of the Legislative Assembly, dated 7th February instant, that the petition of Messrs. J. and N. Campbell to the Honorable the Chief Secretary, relative to a contract on the Melbourne and Williamstown Railway, be laid on the Table of the House.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Ireland presented a Petition from George Hennelle, of Brunswick street, Collingwood, merchant, praying the House would take the circumstances set forth in the Petition into consideration, and grant such relief in the matter as to this House might seem meet.
Petition read, and ordered to lie on the Table.
Mr. Ireland presented a Petition from certain miners, dairymen, and traders residing at Maryborough and the surrounding neighbourhood, praying for the grant of free grass or commonage for four miles from the centre of every mining township.
Petition read, and ordered to lie on the Table.
Mr. Amsinck presented a Petition from certain Directors of the Collingwood, Fitz Roy, and District Gas and Coke Company, praying that provision might be made in the Bill, now before the House, for increasing the proposed capital of the said Company to the sum of Fifty thousand pounds, with such power to raise additional capital as set forth in the Petition, and that the said amended clause might form part of the said Bill, and that so far as might be necessary the Standing Orders of this House might be dispensed with for that purpose.
Ordered to lie on the Table.
Mr. Speaker announced that there had been deposited with the Clerk of the Assembly a Petition from certain Directors of the City of Melbourne Gas and Coke Company, praying this House not to allow any alteration to be made in the capital mentioned in the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill, as brought into this House, or to suspend any of the Standing Orders of this House in favor of the promoters of this Bill; and that if any such permission be granted, it might be granted only on condition that such promoters be directed to bring in a new Bill, which, after the first reading thereof, might be referred to the Examiners of Petitions for Private Bills; and that such promoters pay unto the Petitioners the costs which they have already incurred in attending by their counsel, agents, and witnesses before the Select Committee to which the said Bill stands referred, to oppose the said Bill, and of and incidental to this Petition; the amount of such costs to be certified by one of the Officers of this House, and his certificate, with a receipt thereon for the amount so certified, to be delivered to the Examiners before they proceed with the reference on such new Bill.
Ordered to lie on the Table.
4. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Wednesday, 22nd February instant, again resolve itself into the said Committee.

5. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Tuesday, 21st February instant:—
“Registration Act amendment Bill—Consideration of Report.”
“Supply—To be further considered in Committee.”
6. **LUNATIC ASYLUM COMMITTEE.**—Mr. J. S. Johnston moved, pursuant to notice, That the name of Mr. Greeves be added to the Lunatic Asylum Committee.
 Question—put and resolved in the affirmative.
7. **KYNETON DEVIATION—MELBOURNE AND MURRAY RIVER RAILWAY.**—Mr. Hadley moved, pursuant to notice, That this House will, on Wednesday next, resolve itself into a Committee of the whole, to consider the recommendations contained in the Report of the Kyneton Deviation Committee, presented to this House on the 20th January last.
 Question—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 44.

TUESDAY, 21ST FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Service presented a Petition from certain inhabitants of the district of Lake Learmonth and the neighborhood, praying the House to reject the Bill for legalising the selling of spirits in single bottles or larger quantities by grocers and wine and spirit merchants.
Ordered to lie on the Table.
Mr. McLellan presented a Petition from certain Licensed Victuallers in the district of Ararat, praying the House would seriously consider the great injury that would be inflicted upon the Petitioners, paying as they do a very large amount of taxes both to the local authorities and Her Majesty's Government, and that upon such consideration this House would refuse to pass so unjust a measure as that now before the House for legalising the sale of liquors by grocers and others in quantities of not less than a bottle.
Ordered to lie on the Table.
Mr. Carr presented a Petition from certain Licensed Publicans in the Steiglitz District, praying the House to grant the Petitioners that protection to which they consider themselves entitled, by preventing the passing of such an Act as that to enable grocers to sell spirits, wine, and beer by the single bottle.
Ordered to lie on the Table.
3. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL.—Mr. Gillespie, Chairman of the Select Committee to which this Bill was referred, brought up the report from the Committee, together with the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table.
4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“ *Mining Partnerships Limited Liability Bill—Second reading,*” until Tuesday, 28th February instant.
“ *Registration Act amendment Bill—Consideration of Report,*” until to-morrow.
6. SLUDGE—EPSOM.—Mr. Howard moved, pursuant to notice, That there be laid on the Table of this House the Memorial of certain residents of Epsom, asking for an enquiry into the losses sustained by them in consequence of the overflowing of the sludge, together with copies of all the correspondence and papers in connection with the subject.
Question—put and resolved in the affirmative.
7. PAPERS.—Mr. Francis presented—
Sludge—Epsom.—Return to above Order.
Ordered to lie on the Table.
8. LICENSED PUBLICANS ACTS.—Mr. Heales moved, pursuant to notice, That the quorum of the Select Committee now sitting on the “Licensed Publicans Acts” be reduced to three.
Debate ensued.
Question—put and resolved in the affirmative.

9. COUNTRY POST OFFICES.—Mr. Frazer moved, pursuant to *amended* notice, That there be laid on the Table of the House a Return showing the names of each country Post Office in which officers of the Department are employed; the number of Letters and Newspapers that have passed through each office during the months of October, November, and December, 1859; also the number of Mails that have been despatched and received during the same period.

Question—put and resolved in the affirmative.

10. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Brodie moved, pursuant to notice, That the Gold Fields Act Amendment Bill be now committed to a Committee of the whole House.

Question—put and resolved in the affirmative.

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

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

11. FITZ ROY, COLLINGWOOD, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Amsinck moved, pursuant to notice, That the Petition of the Fitz Roy, Collingwood, and District Gas and Coke Company, presented to this House 17th February instant, be referred to the Examiners of Private Bills.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 45.

WEDNESDAY, 22ND FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Frazer presented a Petition from certain inhabitants of McCullum's Creek, praying the House to reject the Bill to legalize the sale of fermented and spirituous liquors in quantities of single bottles by grocers and others.
Petition read, and ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Ninth Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. CALL OF THE HOUSE.—Mr. McCulloch moved, pursuant to notice, That on Wednesday, 7th March next, the House be called.
Debate ensued.
Question—put and resolved in the affirmative.
5. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow:—

21st February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 38.

ROADS AND BRIDGES.

(1.)—SUBDIVISION No. 11, INALTERABLE.

ARARAT DISTRICT.

ROAD BETWEEN RAGLAN AND ARARAT—Making
and improving portions of the
ROAD BETWEEN ARARAT AND PLEASANT CREEK
—Improving portions of

£	s.	d.
6,000	0	0
3,500	0	0
9,500	0	0

£	s.	d.
100,000	0	0

(2.)—SUBDIVISION No. 12, INALTERABLE.

DISTRICT ROAD BOARDS.

In aid of existing Boards, and of new Boards to
be formed during the year 1860

100,000 0 0

(3.)—SUBDIVISION No. 13, INALTERABLE.

MAINTENANCE OF ROADS.

In addition to the Revenue to be derived from
Tolls.

110,000 0 0

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY (ROADS AND BRIDGES)—*continued.*

		£	s.	d.	£	s.	d.
(4.)—SUBDIVISION No. 14, INALTERABLE.							
	<i>Special Works within Road Districts and Municipalities.</i>						
	Towards erecting a Bridge and approaches over the creek at the Gardiner's Creek road to connect Boroondara and Gardiner ...	1,000	0	0			
(5.)—SUBDIVISION No. 15.							
	MISCELLANEOUS.						
	TOLL-HOUSES, GATES AND FENCING—For the erection of	2,500	0	0			
	MILE-POSTS	300	0	0			
	To open Public Roads through Private Property	5,000	0	0			
		7,800	0	0			
DIVISION No. 39.	ABORIGINES.						
(6.)—SALARIES.							
	Guardian	600	0	0			
	School Teacher at the Aboriginal Station at the Loddon	150	0	0			
		750	0	0			
DIVISION No. 40.	CEMETERIES.						
(7.)—Formation of Cemeteries		3,000	0	0			

V.—COMMISSIONER OF PUBLIC WORKS.

		£	s.	d.	£	s.	d.
DIVISION No. 41.	PUBLIC WORKS.						
(8.)—SUBDIVISION No. 2, INALTERABLE.							
	MELBOURNE.						
	Additions and repairs to Parliament Houses ...	20,000	0	0			
	Towards completing the new Treasury ...	15,000	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

6. POSTPONEMENT OF BUSINESS.—The Assembly ordered that the consideration of the several Orders of the Day and Notices of Motion 2 and 3 on the Notice Paper for to-day, be postponed until after the consideration of the Order of the Day No. 1, "General Business," on the Notice Paper for to-day.
7. KYNETON DEVIATION—MELBOURNE AND MURRAY RIVER RAILWAY.—The Order of the Day for the consideration in Committee of the whole Assembly of the recommendations contained in the report of the Kyneton Deviation Committee, presented to this House on the 20th January last—having been read—On the motion of Mr. Hadley, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, this evening, again resolve itself into the said Committee after the Committee of Supply.
8. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
- Ordered—That the said report be received to-morrow.
- Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
- Resolved—That this House will, on Tuesday, 28th February instant, again resolve itself into the said Committee.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have given leave to the Honorable A. Fraser to attend, if he think fit, to be examined as a witness and give evidence before a Select Committee of the Legislative Assembly appointed in the present Session to enquire into and report upon the circumstances connected with certain purchasers of Crown Lands on the Main Murray Road.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
22nd February, 1860.

10. KYNETON DEVIATION.—MELBOURNE AND MURRAY RIVER RAILWAY.—The Order of the Day for the further consideration in Committee of the whole Assembly, of the recommendations contained in the Report of the Kyneton Deviation Committee, presented to this House on the 20th January last, having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

Ordered—That the Report be received to-morrow.

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

“ *Crown Lands Sales Bill—to be further considered in Committee,*” until Friday, 24th February instant ;

“ *State Aid to Religion Abolition Bill—Second reading,*” until Wednesday, 7th March next ;

“ *Armed Vessels Regulation Bill—Second reading,*” until Wednesday, the 29th February instant ; and

“ *Gold Fields Act Amendment Bill—Consideration of Report,*” until Friday, 24th February instant.

12. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged from the Paper :—

“ *Registration Act Amendment Bill—Consideration of Report.*”

13. REGISTRATION ACT AMENDMENT BILL.—On the motion of Mr. Nicholson the Assembly ordered that this Bill be re-committed to a Committee of the whole ; and on the further motion of Mr. Nicholson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration thereof.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the Bill, as amended, to be taken into consideration Friday, 24th February instant.—Bill, as further amended, to be printed.

14. YARRA BEND LUNATIC ASYLUM.—Dr. Evans moved, pursuant to notice, That the name of Mr. Heales be added to the Committee appointed to enquire into the Management of the Yarra Bend Lunatic Asylum.

Question—put and resolved in the affirmative.

15. LIQUORS SALE LAWS AMENDMENT BILL.—Mr. Michie brought up a Bill, intituled “ *A Bill to amend the Laws relating to the sale of Fermented and Spirituous Liquors by wholesale dealers,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 29th February instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 46.

THURSDAY, 23RD FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented, by command of His Excellency the Governor—
Water and Sewerage Debentures.—An account of all Debentures (value £100) issued, and when ; dates when amounts realized, and amount of Debentures paid off.
Ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor, received and read—
Additional Estimates of Expenditure for 1860.

Message No. 3.

HENRY BARKLY,
Governor.

The Governor transmits to the Legislative Assembly, Estimates, in substitution for those previously submitted, of Grants-in-aid of Municipalities, and of Departmental contingencies generally for 1860, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices, Melbourne,
February, 1860.

Ordered to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

4. PETITIONS.—The following Petitions, praying that the House would take the statements and objections set forth in the Petitions into consideration, and not pass the Bill for enabling all dealers in fermented and spirituous liquors to sell so small a quantity as one bottle over the counter were presented as under—
By Mr. Serjeant.—From certain Licensed Victuallers of the Ballaarat District.
By Mr. Grant.—From certain Inhabitants of Avoca.
By Mr. Pyke.—From certain Inhabitants of Fryer's Creek.
By Mr. Cathie.—From Stephen Cuming, styling himself Chairman of a public meeting of the Inhabitants of Ballaarat.
Severally ordered to lie on the Table.

5. IMMIGRATION.—Mr. Loader moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of the following resolutions :—

(1.) That whereas it is desirable to encourage direct immigration to our shores of persons possessing capital from the agricultural and other classes in Great Britain and Ireland and elsewhere, be it therefore resolved by this Committee that all unassisted immigrants arriving in Victoria after the 1st January, 1861, shall be entitled under certain conditions to receive a land warrant bearing relative value to the amount of the passage-money actually paid, and conferring upon the immigrant the right to select at a fixed price a limited number of acres of land or to purchase lands at public sale, and such land warrants shall be deemed a legal tender at every Government land office in Victoria as a cash payment for land according to the value of the warrant ; such selection or purchase in all cases to be allowed only under the provisions for regulating the sale of lands contained in the Crown Lands Sale Bill for the time being.

(2.) *Contingent* upon the same passing, That leave be given to bring in a Bill embodying the above resolution.

Debate ensued.

Mr. Greeves moved the previous question.

Debate continued.

Amendment and original question, by leave, withdrawn.

6. BOTANICAL GARDENS, BALLAARAT.—Mr. Serjeant moved, pursuant to notice, That this House will to-morrow resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that the sum of £500 be placed on the Supplementary Estimates for 1860 in support of the Botanical Gardens at Ballaarat.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 11.
 Mr. Frazer, Mr. Serjeant,
 Mr. Harrison, Mr. Verdon.
 Mr. Henderson,
 Mr. Howard,
 Mr. J. S. Johnston, *Tellers.*
 Mr. Lock, Mr. Humffray.
 Mr. McLeod, Mr. Carpenter.

Noes, 25.
 Mr. Aspinall, Mr. Nicholson,
 Mr. Bennett, Mr. Reid,
 Mr. Caldwell, Mr. Service,
 Mr. Don, Mr. Sinclair,
 Mr. Francis, Mr. Stephen,
 Mr. Greeves, Mr. Wilkie,
 Mr. Heales, Mr. Wood,
 Mr. Horne, Mr. Woods.
 Mr. Lalor, Mr. Woolley.
 Mr. Loader.
 Mr. McCulloch,
 Mr. McLellan, *Tellers.*
 Mr. McMillan, Mr. Pyke,
 Mr. Mollison, Mr. Macadam.

And so it passed in the negative.

7. GEODETIC SURVEY.—Mr. Mollison moved, pursuant to amended notice, That an Address be presented to His Excellency the Governor, requesting that His Excellency will be pleased to obtain the opinion of the principal officers of the Ordnance Survey, or of other competent scientific persons at home, and also of the Heads of the Survey Departments of France, Russia, and the United States of America, on the proposed Geodetic Survey, enquiring—

- (1.) What is the value, under the present circumstances of the Colony, of the proposed system, as compared with that by triangulation.
- (2.) Whether the meridians and parallels, so called, can be laid off with sufficient accuracy, at any moderate cost, in a country presenting rugged features.
- (3.) Whether, taking into account the trigonometrical stations which have been already established for a survey on that method, anything is gained in cheapness, rapidity, and accuracy of survey by the proposed system of meridian lines; and that His Excellency will be pleased to cause to be furnished a map showing the trigonometrical points established, and such other memoranda of the work done in connection with the proposed geodetic survey as may be necessary for the information of the authorities referred to.

Debate ensued.

Question—put and negatived.

8. FITZROY WARD IMPROVEMENT ACT AMENDMENT BILL.—Mr. Embling moved, pursuant to notice, That he have leave to bring in a Bill to amend the Act called *The Fitzroy Ward Improvement Act*.

Question—put and resolved in the affirmative.

Ordered—That Mr. Embling and Mr. Stephen do prepare and bring in the Bill.

Mr. Embling then brought up a Bill, intituled "*A Bill to amend the Act called 'The Fitzroy Ward Improvement Act,'*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 1st March next.

9. MELBOURNE WATER SUPPLY.—Mr. Harrison moved, pursuant to *amended* notice, That it is the opinion of this House no further extension of the Melbourne Water "Works" should be made unless by the express sanction of Parliament.

Debate ensued.

Mr. Pyke moved, as an amendment, That the words "by main pipes" be inserted after the word "works."

Debate continued.

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

Mr. Stephen moved as a further amendment, That the following words, "beyond Melbourne proper and its suburbs," be inserted after the word "pipes."

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

Question—That it is the opinion of this House no further extension of the Melbourne Water Works, by main pipes, should be made, unless by the express sanction of Parliament—put and resolved in the affirmative.

10. **BROWN'S DIGGINGS.**—Mr. Lock moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the evidence upon which the leases to Buchan and others, and Duncan and others, of auriferous lands at Brown's, were granted, with the view of ascertaining whether the granting of such leases interfered with the existing rights of certain miners, under and by virtue of their Miners' Rights; such Committee to consist of Mr. Brodie, Mr. Frazer, Mr. Grant, Mr. Howard, Mr. Humffray, Mr. Lalor, Mr. Loader, Dr. Macadam, Mr. McLellan, and the Mover, with power to send for persons and papers; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

11. **MR. GEORGE KELLY.**—Mr. Don moved, pursuant to notice, That a Select Committee be appointed to enquire into and report upon the circumstances under which Mr. George Kelly was removed from the Public Service; with power to call for persons and papers; such Committee to consist of the following gentlemen:—Dr. Macadam, Mr. Carr, Mr. McLellan, Mr. Cathie, Mr. Gillespie, Mr. Francis, and the Mover; three to form a quorum.

Debate ensued.

Question—put and negated.

12. **MESSRS. J. AND N. CAMPBELL.**—Mr. J. S. Johnston moved, pursuant to notice, That a Select Committee be appointed to consider and report upon the Petition of Messrs. J. and N. Campbell, relative to a contract on the Melbourne and Williamstown Railway; such Committee to consist of Mr. Bennett, Dr. Macadam, Mr. Barton, Mr. McMillan, Mr. Snodgrass, and the Mover, with power to send for persons and papers; three to form a quorum.

Debate ensued.

Question put.

Assembly divided.

	Ayes, 17.	
Mr. Aspinall,	Mr. J. S. Johnston,	
Mr. Bennett,	Mr. McLellan,	
Mr. Brooke,	Mr. Serjeant,	
Mr. Cathie,	Mr. Sinclair,	
Mr. Don,	Mr. L. L. Smith.	
Mr. Frazer,		
Mr. Harrison,	<i>Tellers.</i>	
Mr. Heales,	Mr. Brodie,	
Mr. Howard,	Dr. Macadam.	
Mr. J. Johnson,		

	Noes, 14.
Mr. Bailey,	Mr. Reid,
Mr. Carr,	Mr. Service,
Mr. Francis,	Mr. Stephen,
Mr. Greeves,	Mr. Wood.
Mr. Hadley,	
Mr. McLeod,	<i>Tellers.</i>
Mr. Nicholson,	Mr. McCulloch,
Mr. Pyke,	Mr. Carpenter.

And so it was resolved in the affirmative.

13. **GEELONG AND BALLAARAT RAILWAY COMPANY.**—Mr. Brooke moved, pursuant to *amended* notice, That a Select Committee be appointed to consider the claim of the Geelong and Ballarat Railway Company for the repayment of preliminary expenses incurred by such company; such Committee to consist of Mr. Verdon, Mr. Mackintosh, Mr. King, Mr. Francis, and the Mover, with power to call for papers and summon witnesses; three to form a quorum.

Question—put and resolved in the affirmative.

14. **PUBLICANS ACT AMENDMENT BILL.**—Mr. McLeod moved, That this Bill be now read a second time.

Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole Assembly, Thursday, 1st March next.

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

“*Municipalities Act Amendment Bill—Second Reading,*” until Thursday, 8th March next; and

“*Supreme Court Sittings Bill—To be committed,*” until Thursday, 1st March next.

16. **LIEN LAW EXTENSION BILL.**—Mr. Stephen moved, That this Bill be now read a second time.

Mr. Aspinall moved, That the further debate on this question be adjourned until Thursday, 8th March next.

Question—That the further debate on this subject be adjourned until Thursday, 8th March next—put and resolved in the affirmative.

17. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

22nd February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the services hereunder specified, being—

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41. PUBLIC WORKS.

SUBDIVISION No. 2, INALTERABLE.

MELBOURNE.

- (1.)—Towards the completion of the General Post Office
- (2.)—For the completion and maintenance of the Museum of Building Materials

	£	s.	d.	£	s.	d.
(1.)—Towards the completion of the General Post Office	20,000	0	0			
(2.)—For the completion and maintenance of the Museum of Building Materials	500	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

18. KYNETON DEVIATION—MELBOURNE AND MURRAY RIVER RAILWAY.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

Resolved—

- (1.) That in the opinion of this Committee the position and extent of the Municipality of Kyneton are such that railway accommodation should be afforded to that township, and with this view that a deviation be made in the Melbourne and Murray River Railway towards Kyneton; commencing at or near the fifty-first mile, and running within ten to twelve chains of the Mollison-street crossing of the River Campaspe at Kyneton, and again joining the authorised line about the fifty-eighth mile.
- (2.) That a Bill be brought in to carry out this object.

And the said resolutions having been read a second time, were agreed to by the Assembly.

Assembly adjourned at sixteen minutes to twelve till four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 47.

FRIDAY, 24TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Service presented a Petition from certain colonists of Victoria, praying the House to reject any Bills presented for the extension of the liquor traffic, and to enact a law for the entire suppression of the traffic in intoxicating liquors, except for medicinal and manufacturing purposes.
Petition read, and ordered to lie on the Table.
The following Petitions, praying the House to reject the Bill for legalising the sale of spirits, in quantities of single bottles, by grocers and others, were presented:—
By Mr. Brooke, from certain inhabitants of Geelong.
By Mr. Brooke, from certain other inhabitants of Geelong.
Severally ordered to lie on the Table.
3. PAPERS.—Mr. McCulloch presented—
Bank Liabilities and Assets.—General Abstract of sworn Returns of average liabilities and assets of the several Banks of Victoria, for the quarter ending 31st December, 1859.
Ordered to be printed.
Mr. Nicholson presented—
Geological Survey.—Geological Surveyor's Report for the year 1859.
Ordered to be printed.
4. MAIN TRUNK RAILWAYS ACT AMENDMENT BILL.—Mr. Service brought up a Bill, intituled, "*A Bill further to amend the Act intituled 'An Act to authorise the construction of a 'Main Trunk Line of Railway from Melbourne to the River Murray, and of a Main 'Trunk Line of Railway from Geelong to Ballaarat,'*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 2nd March next.
5. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—Mr. Francis moved, pursuant to notice, That he have leave to bring in a Bill to purchase and vest the undertaking of the Geelong and Melbourne Railway Company in the Board of Land and Works, and for other purposes.
Question—put and resolved in the affirmative.
Ordered—That Mr. Francis and Mr. Service do prepare and bring in the Bill.
Mr. Francis then brought up a Bill, intituled, "*A Bill to purchase and vest the undertaking of the Geelong and Melbourne Railway Company in the Board of Land and Works, and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 6th March next.
6. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Question—That this House will, on Wednesday next, again resolve itself into the said Committee—proposed.
Debate ensued.
And the House having continued to sit till after twelve of the clock—
SATURDAY, 25TH FEBRUARY, 1860.
Question—That this House will, on Wednesday next, again resolve itself into the said Committee—put and resolved in the affirmative.

7. **REGISTRATION ACT AMENDMENT BILL.**—On the motion of Mr. Nicholson, the Assembly agreed to the amendments made by the Committee of the whole in this Bill, and ordered the Bill to be read a third time Tuesday, 28th February instant.
8. **MR. KEEFER.**—Mr. Wood moved, pursuant to notice, that leave of absence be granted to Mr. Keefer for fourteen days on account of urgent business.
Question—put and resolved in the affirmative.
9. **MR. REID.**—Mr. Carr moved, pursuant to notice, That leave of absence be granted to Mr. Reid for a fortnight on account of urgent private business.
Question—put and resolved in the affirmative.
10. **GOLD FIELDS ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Committee of the whole on this Bill having been read—Mr. Brodie moved, That the several amendments made therein be now read.
Mr. Frazer moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put and negatived.
Question—That the several amendments made by the Committee in this Bill be now read—put and resolved in the affirmative.
Amendments in Clause I. read and agreed to.
The new clause, to stand as Clause II., having been read, Mr. Brodie moved, That the words “not less than six” be omitted from the sixth line thereof, and the words “such number of” inserted instead.
Question—That the words proposed to be omitted stand part of the question—put and negatived.
Question—That the words proposed to be inserted in the place of the words omitted, be so inserted—put and resolved in the affirmative.
On the motion of Mr. Brodie, the Assembly agreed to the said clause as so amended.
Bill ordered to be read a third time Tuesday, 28th February instant.
- Assembly adjourned at twenty-seven minutes to one o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 48.

TUESDAY, 28TH FEBRUARY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions, praying the House to reject the Bill to legalise the selling of Spirits in quantities of single bottles by grocers and others, were presented as under—
 - By Mr. Anderson.—From certain Inhabitants of Emerald Hill.
 - By Mr. Service.—From certain Inhabitants of Camperdown.
 - By Mr. Woods.—From certain Inhabitants of the Quartz Reefs, Pleasant Creek.
 - By Mr. Woods.—From certain Inhabitants of Great Western.
 - By Mr. Frazer.—From T. W. Anthony, styling himself President of the Creswick, Spring Hill, and Smeaton Licensed Victuallers Society.
 Severally ordered to lie on the Table.

Mr. Firebrace presented a Petition from certain inhabitants of Horsham and neighbourhood, in the district of the Wimmera, praying the House would give the subject matter of their Petition such consideration as in the opinion of the Petitioners it imperatively demands. Ordered to lie on the Table.

Mr. Hadley presented a Petition from certain ratepayers of the municipality of Kyneton and its vicinity, and others, praying this House would entertain that Petition in favor of the South deviation line of railway, and pass an Act for its legalization. Petition read and ordered to lie on the Table.

Mr. Lalor presented a Petition from certain citizens and residents in Melbourne, Sandridge, and Emerald Hill, praying the House would take the statements set forth in the Petition into consideration, and give such directions in respect to transferring the contract for the building of the bridge at Melbourne, from the Falls to Spencer street, and otherwise in reference thereto as to this House should seem meet. Petition read and ordered to lie on the Table.
3. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Speaker laid upon the Table—Report from the Examiners of Petitions for Private Bills, that in the case of the Petition of the Directors of the Collingwood, Fitz Roy, and District Gas and Coke Company, for increasing the proposed capital of the Company to the sum of Fifty thousand pounds, with power to raise additional capital, such of the Standing Orders as in the opinion of the Examiners are applicable had been complied with. Mr. Amsinck moved, That such Report from the examiners be now read; and the same having been read—

On the motion of Mr. Ireland, the Petition from the directors of the City of Melbourne Gas and Coke Company, presented to this House 17th February instant, was read by the Clerk.

Mr. Amsinck then moved, That it be an instruction to the Committee on the Collingwood, FitzRoy, and District Gas and Coke Company's Bill, that they have power to make provision therein, pursuant to the prayer of the Petition from the Directors of that Company.

Question—put and resolved in the affirmative.
4. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions. Ordered—That the said report be received to-morrow. Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again. Resolved—That this House will to-morrow again resolve itself into the said Committee.

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

“ *Mining Partnerships Limited Liability Bill—Second reading,*” until to-morrow.

“ *Registration Act Amendment Bill—Third reading,*” until Friday, 2nd March next.

“ *Gold Fields Act Amendment Bill—Third reading,*” until to-morrow.

6. **PENSION TO THE WIDOW OF THE LATE SIR THOMAS MITCHELL.**—Mr. Michie moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will be pleased, if he think it expedient, to make provision for a pension of £200 to the widow of Sir Thomas Mitchell, late Surveyor-General of the Colony of New South Wales, as an acknowledgment of the public services of that officer in his discovery and exploration of the territory named by him “Australia Felix,” now the Colony of Victoria.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 49.

WEDNESDAY, 29TH FEBRUARY, 1860.

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

2. PAPERS.—Mr. McCulloch presented—

Revenue—McIvor District.—Part Return to an Order of the Legislative Assembly, dated 16th December, 1859, for a return of all monies received from the sale of Crown Lands, Gold, and all other Licenses whatsoever in the McIvor District, within twenty miles of Heathcote, and the amount expended on Roads and Bridges in the said district, specifying the places at which such monies have been expended.

Ballaarat Pound.—Return to an Order of the Legislative Assembly, dated 25th January, 1860, for a Return, showing—

- (1.) The number of Horses, Sheep, Cattle, &c., impounded in the Ballaarat Pound, from the 1st October, 1859, to the 1st January, 1860.
- (2.) How long such Horses, Sheep, Cattle, &c., remained in the Pound (giving dates).
- (3.) Whether any of said Horses, Cattle, &c., have, during that period, been advertised more than once in the *Government Gazette*; and if so, why.
- (4.) The amount of money received by or due to the Poundkeeper during that period, distinguishing salary and fees.

Severally ordered to lie on the Table.

3. PETITIONS.—Mr. Harker presented a Petition from certain Inhabitants of Maldon, praying the House to reject the Bill to legalize the selling of Spirits in quantities of single bottles by grocers and others.

Ordered to lie on the Table.

Mr. Loader presented a Petition from certain Licensed Victuallers of the City of Melbourne and suburbs, praying the House would reject the Bill to legalize the selling of Spirits in quantities of single bottles by grocers and others, and not pass it into a law, which would tend to do a great injustice and injury without benefit to the public.

Petition read, and ordered to lie on the Table.

4. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow:—

28th February, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41.

PUBLIC WORKS.

SUBDIVISION No. 3, INALTERABLE.

WHARVES, JETTIES, HARBORS, &c.

	£	s.	d.	£	s.	d.
(1.)—Repairs and Additions to the Wharves, Sheds, and Approaches to Wharves, Melbourne ...	3,000	0	0			
(2.)—Ditto, ditto, Geelong ...	1,000	0	0			
(3.)—Sheds and Tramways for Life Boats at Queenscliff, Portland, Belfast, and Warrnambool ...	1,200	0	0			
(4.)—For the Erection of Jetty Lamps at various parts, as required ...	300	0	0			
(5.)—Extension of Jetty at Belfast ...	2,000	0	0			
(6.)—Repairing Jetty at Queenscliff ...	500	0	0			
(7.)—Dredging operations, maintenance and repair of Steam Dredges ...	26,000	0	0			
	34,000	0	0			

V.—COMMISSIONER OF PUBLIC WORKS (PUBLIC WORKS)—*continued.*

SUBDIVISION No. 4, INALTERABLE.

POLICE BUILDINGS.

- (8.)—For the construction, transport, purchase, repairs, and maintenance of Buildings and Tents for Police purposes generally throughout the Colony

£	s.	d.
20,000	0	0

£	s.	d.

SUBDIVISION No. 5, INALTERABLE.

GAOLS.

- (9.)—To complete the Central Gaol, Melbourne
Towards the completion of Gaols at—
- (10.)—Ararat
- (11.)—Ballaarat
- (12.)—Beechworth
- (13.)—Castlemaine
- (14.)—Geelong
- (15.)—Maryborough
- (16.)—Sandhurst
- (17.)—Repairs and Additions to Gaols as required

15,000	0	0
8,000	0	0
10,000	0	0
10,000	0	0
8,000	0	0
5,000	0	0
8,000	0	0
10,000	0	0
1,000	0	0
75,000	0	0

SUBDIVISION No. 6, INALTERABLE.

PENAL ESTABLISHMENTS.

- (18.)—No. 21.—To complete the Penitentiary and repairs to existing Buildings at Pentridge

10,000	0	0
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SUBDIVISION No. 7, INALTERABLE.

LUNATIC ASYLUMS.

- (19.)—For addition, &c., to the Yarra Bend Asylum
- Repairs and additions to Asylums as required
- Laying on Water at the Yarra Bend Asylum

18,000	0	0
1,500	0	0
2,000	0	0
21,500	0	0

- (20.)—SUBDIVISION No. 8, INALTERABLE.

COURT HOUSES.

- (21.)—For the erection of Court Houses for the holding of Courts of Circuit and General Sessions, County Courts, and Courts of Mines, &c.
- For the erection of Court Houses for the holding of Courts of Petty Sessions at—
- (22.)—Alberton
- (23.)—Back Creek
- (24.)—Belfast
- (25.)—Blackwood
- (26.)—Brighton, including purchase of land
- (27.)—Carisbrook
- (28.)—Creswick
- (29.)—No. 33.—Crowlands
- (30.)—Dunolly
- (31.)—Eltham
- (32.)—Hamilton
- (33.)—Horsham
- (34.)—Indigo
- (35.)—Korong
- (36.)—Mansfield
- (37.)—Sandridge
- (38.)—Smythesdale
- (39.)—Schnapper Point
- (40.)—Yan Yean
- (41.)—For the completion of Circuit Court House at Sandhurst
- (42.)—To complete Court of Petty Sessions, Sandhurst
- (43.)—Repairs and additions to Court House Keepers' Quarters throughout the Colony, as required... ..

5,000	0	0
600	0	0
800	0	0
1,000	0	0
600	0	0
1,250	0	0
600	0	0
1,000	0	0
600	0	0
1,000	0	0
600	0	0
600	0	0
600	0	0
600	0	0
600	0	0
600	0	0
600	0	0
1,000	0	0
800	0	0
600	0	0
600	0	0
1,000	0	0
450	0	0
2,000	0	0
22,500	0	0

V.—COMMISSIONER OF PUBLIC WORKS (PUBLIC WORKS)—*continued.*

SUBDIVISION No. 9, INALTERABLE.										
SUB-TREASURIES AND GOLD OFFICES.					£			s. d.		
Additions to Sub-Treasuries and Gold Offices at—										
(44.)—Avoca	...	...	...	...	300	0	0			
(45.)—Dunolly	...	...	...	...	300	0	0			
(46.)—Palmerston	...	...	...	...	300	0	0			
(47.)—Sandhurst	...	...	...	...	300	0	0			
					1,200	0	0			
SUBDIVISION No. 10, INALTERABLE.										
MILITARY BUILDINGS AND WORKS OF DEFENCE.										
(48.)—Towards the completion of the New Military Barracks	...	...	...	...	10,000	0	0			
(49.)—For the erection of a Military Powder Magazine, Melbourne	...	...	...	...	5,000	0	0			
(50.)—For the erection of Armories and Storehouses for munitions of war, Melbourne	...	...	...	...	3,000	0	0			
					18,000	0	0			
SUBDIVISION No. 11, INALTERABLE.										
LIGHTHOUSES AND LIGHTSHIPS.										
(51.)—Towards the completion of a Lighthouse at Gabo Island	...	...	...	...	2,500	0	0			
(52.)—Repairs and additions	...	...	...	...	1,000	0	0			
					3,500	0	0			
SUBDIVISION No. 12, INALTERABLE.										
POWDER MAGAZINES.										
(53.)—No. 58.—Erection of a Powder Magazine at Belfast	...	...	...	...	200	0	0			
(54.)—No. 59.—	„	„	„	Dunolly	300	0	0			
					500	0	0			
SUBDIVISION No. 13, INALTERABLE.										
ELECTRIC TELEGRAPHS.										
(55.)—No. 62.—Erection of new stations throughout the Colony, and the extension of lines of telegraph	...	...	...	...	6,000	0	0			
(56.)—No. 64.—Repairs and additions to stations, and repairs and improvements to existing lines of telegraph	...	...	...	...	5,350	0	0			
(57.)—No. 65.—Moiety of Balance of Cost of Line to Tasmania	...	...	...	...	5,000	0	0			
					16,350	0	0			
SUBDIVISION No. 14, INALTERABLE.										
POST OFFICE BUILDINGS.										
(58.)—No. 61.—Furniture and Fittings for Country Post Offices	...	...	...	...	1,000	0	0			
SUBDIVISION No. 15, INALTERABLE.										
FENCES AND REPAIRS TO FENCES.										
(59.)—No. 67.—Of Public Buildings and Lands	...	...	...	...	2,000	0	0			
(60.)—No. 68.—Of Police and other reserves	...	...	...	...	2,000	0	0			
(61.)—No. 69.—Fencing and Improving Public Parks and Lands, Gardens, &c....	...	...	...	...	6,000	0	0			
					10,000	0	0			

V.—COMMISSIONER OF PUBLIC WORKS (PUBLIC WORKS)—*continued.*

SUBDIVISION No. 16, INALTERABLE.		£	s.	d.	£	s.	d.
RENTS AND FURNITURE.							
(62.)—No. 70.—Rents of Public Offices and Buildings		18,000	0	0			
(63.)—No. 71.—Fittings and Furniture for Public Offices		5,000	0	0			
		23,000	0	0			
SUBDIVISION No. 17, INALTERABLE.							
MISCELLANEOUS.							
(64.)—No. 72.—Repairs and Additions to Public Buildings	... ..	3,000	0	0			
(65.)—No. 73.—To aid in the removal of the Sludge Nuisance on the Gold Fields	... ..	10,000	0	0			
(66.)—No. 74.—Laying on Gas and Water to Public Offices	... ..	2,000	0	0			
(67.)—No. 75.—Erection of a Custom House at Warranbool	... ..	1,000	0	0			
(68.)—No. 76.—Belfast, ditto	... ..	1,000	0	0			
(69.)—No. 78.—Repairs and Additions to Pier, Sandridge	... ..	3,000	0	0			
(70.)—No. 79.—Public Buildings at Gold Fields, including Repairs	... ..	4,000	0	0			
(71.)—No. 80.—Other Public Works and Buildings	... ..	6,000	0	0			
		30,000	0	0			

SUBSTITUTED ESTIMATES FOR 1860.

CONTINGENCIES.

DIVISION No. 55. DEPARTMENTAL CONTINGENCIES.

(FOR THE DEPARTMENTS GENERALLY.)

(72.)—SUBDIVISION No. 1.							
LEGISLATIVE ASSEMBLY.							
Fuel, Light, and Water	... ..	810	0	0			
Stores	... ..	200	0	0			
Allowances to Witnesses attending Select Committees	... ..	750	0	0			
Incidental Expenses	... ..	100	0	0			
		1,860	0	0			
(73.)—SUBDIVISION No. 2. LIBRARY.							
(BOTH HOUSES OF PARLIAMENT.)							
Stores and Light...	... ..	100	0	0			
Books and Binding	... ..	2,000	0	0			
Incidental Expenses	... ..	150	0	0			
		2,250	0	0			
(74.)—SUBDIVISION No. 3.							
REFRESHMENT ROOMS.							
Incidental Expenses	... ..	100	0	0			
SUBDIVISION No. 4.							
CHIEF SECRETARY'S OFFICE.							
Clerical assistance	... ..	250	0	0			
Fuel, Light, and Water	... ..	120	0	0			
Stores	... ..	170	0	0			
Incidental Expenses	... ..	50	0	0			
		590	0	0			

CONTINGENCIES—*continued.*

(75.)—SUBDIVISION No. 5.

REGISTRAR GENERAL.

	£	s.	d.
Allowances to Deputy Registrars	4,500	0	0
Allowances for Vaccination	2,600	0	0
Clerical Assistance	800	0	0
To meet Expense of copying Crown Grants of Land Sold, and of making a General Index of Deeds and Memorials	1,000	0	0
Fuel, Light, and Water	100	0	0
Stores	250	0	0
Travelling Expenses	100	0	0
Incidental Expenses	50	0	0

9,400 0 0

(76.)—SUBDIVISION No. 6.

GOLD FIELDS.

Allowances to Office-keepers	600	0	0
Fuel, Light, and Water	400	0	0
Stores	500	0	0
Incidental Expenses	100	0	0

1,600 0 0

(77.)—SUBDIVISION No. 7.

GENERAL POLICE.

Travelling Expenses	2,000	0	0
Transport of Prisoners	2,300	0	0
Purchase of an entire Horse	500	0	0
Purchase of Horses, at an average of £30	3,600	0	0
Shoeing and Farriery	2,300	0	0
Forage	25,000	0	0
Provisions for Prisoners	2,500	0	0
Stores, including Carts, Conveyances for Escort, &c.	5,000	0	0
Fuel, Light, and Water	3,000	0	0
To reimburse Constables for clothing destroyed in the execution of duty and medical expenses incurred	200	0	0
Cleansing cesspools, repairing saddlery, and inci- dental expenses	1,100	0	0

47,500 0 0

(78.)—SUBDIVISION No. 8.

DETECTIVE POLICE.

Travelling Expenses	400	0	0
Assistance of Chinese for detective purposes	300	0	0
Incidental Expenses	150	0	0

850 0 0

(79.)—SUBDIVISION No. 9.

GAOLS.

Provisions for 700 Prisoners at 9½d. per Ration	10,141	5	0
Clothing and Bedding for 700 Prisoners at £2 each	1,400	0	0
Fuel, Light, and Water	1,800	0	0
Stores	1,000	0	0
Burials	60	0	0
Incidental Expenses	600	0	0
Maintenance of Prisoners confined in Lockups that have been or may be proclaimed Gaols	1,500	0	0

16,501 5 0

CONTINGENCIES—*continued.*

(80.)—SUBDIVISION No. 10.

PENAL ESTABLISHMENTS.

	£	s.	d.	£	s.	d.
Allowance to Visiting Justice, Pentridge and Collingwood	280	0	0			
Provisions for 1200 Persons, at 8d. per ration ...	14,640	0	0			
Forage for four Horses	366	0	0			
Fuel, Light, and Water	3,320	0	0			
Bedding and Clothing for 1200 Persons, at £5 each person	6,000	0	0			
Stores	2,000	0	0			
Travelling Expenses and Transport of Prisoners	100	0	0			
Burials	100	0	0			
Tools and Materials for employment of Prisoners	1,500	0	0			
Purchase of Horses	60	0	0			
Books for Library and School	200	0	0			
For relief of destitute Prisoners on discharge ...	600	0	0			
Incidental Expenses	100	0	0			
	29,266	0	0			

(81.)—SUBDIVISION No. 11.

CHIEF MEDICAL OFFICER.

Medicines and Medical Comforts	600	0	0			
Medical Attendance in Country Districts, and Fees for Examination of Lunatics	1,300	0	0			
Provisions, fuel, light, and water for Immigration Hospital, Sanitary Station, &c. ...	550	0	0			
Stores	150	0	0			
Expenses of the Central Board of Health, including allowance of £100 to one paid Member	500	0	0			
Incidental Expenses	50	0	0			
	3,150	0	0			

(82.)—SUBDIVISION No. 12.

LUNATIC ASYLUM.

Provisions and extra Articles for 666 persons ...	10,000	0	0			
Bedding and Clothing for 600 Lunatics	4,000	0	0			
Stores	1,000	0	0			
Medicines and Medical Comforts	450	0	0			
Light	300	0	0			
Library and Amusements of Patients	160	0	0			
Forage for three Horses	150	0	0			
Fees to Official Visitors	200	0	0			
Purchase of ten Cows, at an average of £14 each	140	0	0			
Incidental Expenses	100	0	0			
	16,500	0	0			

(83.)—SUBDIVISION No. 13.

PUBLIC LIBRARY.

Books	2,000	0	0			
Furniture	300	0	0			
Gas	500	0	0			
Stores	100	0	0			
Insurance	50	0	0			
Fitting up Works of Art	400	0	0			
Incidental Expenses	50	0	0			
	3,400	0	0			

(84.)—SUBDIVISION No. 14.

SHORTHAND WRITER.

Clerical Assistance	100	0	0			
Stores	60	0	0			
Incidental Expenses	10	0	0			
	170	0	0			

CONTINGENCIES—*continued.*

(85.)—SUBDIVISION No. 15.

BOARD OF SCIENCE.

Stores	30	0	0
Expense of publishing Plans and Reports connected with the Gold Fields	300	0	0
Incidental Expenses	10	0	0

£ s. d.

£ s. d.

340 0 0

(86.)—SUBDIVISION No. 16.

GEOLOGICAL SURVEY.

Expense of publishing Maps	1,000	0	0
Stores	180	0	0
Incidental Expenses	20	0	0

1,000 0 0

180 0 0

20 0 0

1,200 0 0

(87.)—SUBDIVISION No. 17.

MAGNETIC SURVEY.

Fuel, Light, and Water	53	10	0
Stores	140	0	0
Travelling and Incidental Expenses	300	0	0

53 10 0

140 0 0

300 0 0

493 10 0

(88.)—SUBDIVISION No. 18.

ZOOLOGICAL AND BOTANIC GARDENS.

Purchase of Plants	150	0	0
Purchase of Animals	500	0	0
Stores	620	0	0
Forage	370	0	0
Incidental Expenses, including purchase of a horse	100	0	0

150 0 0

500 0 0

620 0 0

370 0 0

100 0 0

1,740 0 0

(89.)—SUBDIVISION No. 19.

NATIONAL MUSEUM.

Stores, Books, Models, Specimens, and for Descriptive Catalogue of Mining Models, &c.	2,500	0	0
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2,500 0 0

(90.)—SUBDIVISION No. 20.

AUDIT OFFICE.

Clerical Assistance	100	0	0
Travelling Expenses	300	0	0
Fuel, Light, and Water	100	0	0
Stores	100	0	0
Incidental Expenses	80	0	0

100 0 0

300 0 0

100 0 0

100 0 0

80 0 0

680 0 0

(91.)—SUBDIVISION No. 21.

THEIR HONORS THE JUDGES.

Travelling Expenses	1,600	0	0
Fuel, Light, and Water (included under Sheriff).	100	0	0
Stores	25	0	0
Incidental Expenses			

1,600 0 0

100 0 0

25 0 0

1,725 0 0

CONTINGENCIES—*continued.*

(92.)—

LAW OFFICERS OF THE CROWN.

	£	s.	d.	£	s.	d.
Costs and other expenses connected with Actions, Courts, and other legal proceedings ...	5,000	0	0			
Travelling Expenses	300	0	0			
Professional Assistance	1,000	0	0			
Fees to Prosecuting Barristers	1,000	0	0			
Clerical assistance	100	0	0			
Fuel, Light, and Water	110	0	0			
Stores	220	0	0			
Incidental Expenses	25	0	0			
	7,755	0	0			

(93.)— PROTHONOTARY.

Allowances to Witnesses at Supreme and Circuit Courts	7,800	0	0			
Fuel, Light, and Water	75	0	0			
Stores	60	0	0			
Incidental Expenses	25	0	0			
	7,960	0	0			

(94.)— MASTER IN EQUITY.

Clerical Assistance	500	0	0			
Fuel, Light, and Water	60	0	0			
Stores	50	0	0			
Incidental Expenses	25	0	0			
	635	0	0			

(95.)—CHIEF COMMISSIONER OF
INSOLVENT ESTATES.

Clerical Assistance	100	0	0			
Fuel, Light, and Water (included under Sheriff). Stores	50	0	0			
Incidental Expenses	25	0	0			
	175	0	0			

(96.)— SHERIFF.

Travelling Expenses	50	0	0			
Fees to Jurors	9,000	0	0			
Allowances to Special Constables	250	0	0			
Fuel, Light, and Water	300	0	0			
Stores	400	0	0			
Incidental Expenses	100	0	0			
	10,100	0	0			

(97.)—SUBDIVISION No. 22.

SUPREME, COUNTY, AND OTHER
COURTS.

Travelling Expenses of Crown Prosecutors ...	900	0	0			
Fees to Assessors	1,200	0	0			
Allowances to Witnesses at General Sessions, Medical Witnesses at Petty Sessions, and other Witnesses at Petty Sessions, when summoned from a distance beyond fifty miles ...	5,300	0	0			
Allowances to Acting Clerks of Courts ...	1,000	0	0			
Allowance to Keeper of County Court House, Melbourne, with quarters, fuel, and water (acts also as Messenger and Crier)	100	0	0			
For Defence of Prisoners in capital cases, to be expended under the sanction of their Honors the Judges	500	0	0			
Allowances to Deputy Judges and Chairmen of General Sessions	200	0	0			
Burial of Destitute Persons... ..	300	0	0			
Fuel, Light, and Water	900	0	0			
Stores	1,700	0	0			
Incidental Expenses	400	0	0			
	12,500	0	0			

CONTINGENCIES—*continued.*

(No. 98.)—SUBDIVISION No. 23.

CORONERS.

	£	s.	d.	£	s.	d.
Fees to Coroners, at £2 2s. each Inquest and Adjournment; Travelling Expenses at 2s. per mile from usual place of abode to place of Inquest or Inquests, only one way ...	4,000	0	0			
Fees to Surgeons for each <i>post mortem</i> examination, £2 2s.; and £1 1s. each Inquest and Adjournment, with travelling expenses at the same rate as Coroners ...	2,000	0	0			
Burials ...	2,000	0	0			
Chemical Analyses ...	150	0	0			
Stores ...	100	0	0			
Incidentals ...	150	0	0			
	8,400	0	0			

Mr. Serjeant moved, That Resolution No. 65 be read and referred back to the Committee of Supply.

Question—That Resolution No. 65 be read and referred back to the Committee of Supply—put and negatived.

And the said resolutions having been read a second time, were agreed to by the Assembly.

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

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

Ordered—That the said report be received to-morrow.

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

Resolved—That this House will, on Tuesday next, 6th March, again resolve itself into the said Committee.

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

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

THURSDAY, 1st MARCH, 1860.

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

Resolved—That this House will, on Friday, 2nd March instant, again resolve itself into the said Committee.

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

“*Armed Vessels Regulation Bill—Second reading,*” until Wednesday, 7th March instant;

“*Mining Partnerships Limited Liability Bill—Second reading,*” until Friday, 9th March instant;

“*Pension to the Widow of the late Sir Thomas L. Mitchell—Consideration of Resolutions in Committee,*” until this day;

“*Liquors Sale Laws Amendment Bill—Second reading,*” until Wednesday, 7th March instant; and

“*Gold Fields Act Amendment Bill—Third reading,*” until Friday, 2nd March instant.

8. COAL FIELDS—WESTERN DISTRICT.—Mr. Greeves moved, pursuant to notice, That this House will, on Thursday, the 1st March next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, requesting that he will be pleased to cause to be placed on the Estimates for the present year the sum of £2,000 for an examination of the Coal Fields of the Western District, as pointed out by the Geological Surveyor.

Mr. Ireland moved, That the further debate on this subject be adjourned until Thursday, 8th day of March instant.

Question—put and resolved in the affirmative.

9. MR. AND MRS. DAVITT.—Mr. Grant moved, pursuant to notice, That the correspondence which led to the appointment of Mr. and Mrs. Davitt as Head Master and Mistress of the National Model and Training Schools in Melbourne, and that which caused them to relinquish their situations, be printed.

Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 50.

THURSDAY, 1ST MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented—
 - Police.—Report by the Chief Commissioner of Police upon a statement in the *Argus* newspaper, by one Henry Chamberlain, accusing constables at the Swanston-street lock-up of ill treatment to prisoners.
Ordered to lie on the Table.
 - Tariffs.—Return showing the Customs Revenue, Costs of Collection, and Population of the Colonies of Victoria, New South Wales, and South Australia, during the years 1851 to 1858 both inclusive, and the various Tariffs, formerly and at the present date, in force in Victoria, and a statement of the cost of collecting *ad valorem* duties as compared with fixed duties.
Ordered to lie on the Table, and to be printed.
 - Mr. Pyke presented—
 - Chinese and Gold Fields Revenue, Belvoir ; and Customs, Murray.—Statement of the amount of Chinese and Gold Fields Revenue collected at Belvoir, from the date of Mr. Hanify's appointment as Chinese Protector, to the present time, and statement relating to the Collection of Customs on the River Murray.
Ordered to lie on the Table, and to be printed.
3. PETITIONS.—Mr. Newton presented a Petition from certain Inhabitants of Kew and its vicinity praying this House to reject altogether the Bill to legalize the selling of Spirits in quantities of single bottles by grocers and others.
Ordered to lie on the Table.
 - Mr. Caldwell presented a Petition from certain Grocers and Licensed Wine and Spirit Merchants of Melbourne, its environs and suburbs, praying the House to amend the Licensed Publicans' Act so as to permit Wine and Spirit Merchants paying the Registration Fee to sell Wines, Beers, or Spirits, in quantities of not less than the ordinary bottle, and not to be consumed on the premises.
Ordered to lie on the Table.
 - Mr. Caldwell presented a Petition from certain mechanics, laborers, tradesmen, and sub-contractors, of the city of Melbourne and of the Colony of Victoria, praying that this House would be pleased to pass a Lien Bill ; and that, as that introduced by Mr. Barton is best calculated, for the reasons set forth in the Petition, to serve the interests of both workmen and sub-contractors, this House would be pleased to pass that Bill, in preference to that introduced by Mr. Milner Stephen.
Ordered to lie on the Table.
4. MASTER AND SERVANTS' ACT AMENDMENT BILL.—Mr. Don moved, That this Bill be "now" read a second "time."
Mr. Greeves moved, That the word "now" be omitted, and the words "this day six months" added after the word "time."
Debate ensued.
Amendment by leave withdrawn.
On the motion of Mr. Don, the Assembly ordered that the Order of the Day be discharged, and that the Bill be withdrawn.

5. ADJOURNMENT OF THE HOUSE.—Mr. Mollison moved, That this House do now adjourn.
 Debate ensued.
 Question—put.
 Assembly divided.

Ayes, 32.

Mr. Barton,	Mr. Mackintosh,
Mr. Carr,	Mr. McCulloch,
Mr. Ebden,	Mr. McLeod,
Mr. Embling,	Mr. Mollison,
Mr. Firebrace,	Mr. Newton,
Mr. Francis,	Mr. Nicholson,
Mr. Gillespie,	Mr. Pyke,
Mr. Greeves,	Mr. Riddell,
Mr. Hadley,	Mr. Service,
Mr. Harker,	Mr. Sinclair,
Mr. Heales,	Mr. J. T. Smith,
Mr. Howard,	Mr. Wood,
Mr. J. Johnson,	Mr. Woolley.
Mr. J. S. Johnston,	
Mr. King,	<i>Tellers.</i>
Mr. Lalor,	Mr. Bailey,
Mr. Lyall,	Mr. Brodie.

And so it was resolved in the affirmative.

Noes, 19.

Mr. Aspinall,	Mr. Myles,
Mr. Bennett,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Prendergast,
Mr. Cathie,	Mr. Stephen,
Mr. Don,	Mr. Verdon,
Dr. Evans,	Mr. Woods.
Mr. Gray,	
Mr. Horne,	<i>Tellers.</i>
Mr. Ireland,	Dr. Macadam,
Mr. McLellan,	Mr. L. L. Smith.
Mr. McMillan,	

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

FRAN^s. MURPHY,
Speaker.

CONTINGENCIES—*continued.*

(3.)—SUBDIVISION No. 26.

GOVERNMENT PRINTER.

	£	s.	d.
Paper and Parchment	5,000	0	0
Type and Printers' Furniture	600	0	0
Repairs to Machinery	150	0	0
Library Books and Papers	15	0	0
Bookbinders' Materials, Machines, and Tools	3,800	0	0
Cost of Printing Railway Debentures	1,000	0	0
Fuel, Light, Water, and Coal for Engine	1,000	0	0
Stores	150	0	0
Incidental Expenses	75	0	0

11,290 0 0

(4.)—SUBDIVISION No. 27.

STEAM SLOOP "VICTORIA."

Rations for 90 Men, at 1s. 4d. per diem	2,196	0	0
Fuel	2,400	0	0
Light and Water	200	0	0
Stores	1,000	0	0
Repairs, including new Sails and Boats	1,500	0	0

7,296 0 0

(5.)—SUBDIVISION No. 28.

VOLUNTEER CORPS.

Travelling Expenses of Inspecting Field Officer	140	0	0
Arms and Ammunition	1,050	0	0
Medals and Targets	760	0	0
Clothing	3,450	0	0
Rent of Offices	622	10	0
Stores	125	0	0
Incidental Expenses	500	0	0

6,647 10 0

(6.)—SUBDIVISION No. 29.

POUNDS.

Erection and Repairs of Pounds, &c.	1,500	0	0
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(7.)—SUBDIVISION No. 30.

SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.

Fuel, Light, and Water	500	0	0
Stores	700	0	0
Travelling Expenses	1,000	0	0
Engrossing and Registering Deeds of Grants	750	0	0
Lithography and Engraving	600	0	0
For the purchase of Tents, Tools, Surveying Instruments, &c., for the equipment of detached survey parties	400	0	0
Purchase and Repair of Instruments	800	0	0
Purchase of Horses	250	0	0
Commission on Sales of Land	800	0	0
Saddlery, Farriery, and Shoeing	150	0	0
Conveyance of Apparatus, Instruments, and Stores	500	0	0
Observatory Tents	50	0	0
Building and Fitting Intersectional Stations	200	0	0
Incidental Expenses	200	0	0
Keeper of Survey Paddock, Richmond, at 6s. per diem	109	16	0

7,009 16 0

(8.)—SUBDIVISION No. 31.

MARINE SURVEY.

Contingent Expenses generally	1,200	0	0
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CONTINGENCIES—*continued.*

(9.)—SUBDIVISION No. 32.

ROADS AND BRIDGES.

	£	s.	d.	£	s.	d.
Travelling Expenses	3,000	0	0			
Fuel, Light, and Water	245	0	0			
Stores	450	0	0			
Incidental Expenses	100	0	0			

3,795 0 0

(10.)—SUBDIVISION No. 33.

WORKS AND BUILDINGS.

Travelling Expenses	1,200	0	0			
Fuel, Light, and Water	150	0	0			
Stores	400	0	0			
Books of reference, Models, &c.	250	0	0			
Lithographing engravings, and printing plans for Public Works and Buildings	200	0	0			
Incidental Expenses	250	0	0			

2,450 0 0

(11.)—SUBDIVISION No. 34.

SECRETARY OF RAILWAYS.

Fuel, Light, and Water	100	0	0			
Stores	400	0	0			
Incidentals	200	0	0			

700 0 0

(12.)—SUBDIVISION No. 35.

RAILWAYS.—SUPERINTENDENT'S
OFFICE.

Fuel, Light, and Water	1,400	0	0			
Stores	2,000	0	0			
Advertising	500	0	0			
Compensation for Losses of Goods	300	0	0			
Clothing for Guards	150	0	0			
Unforeseen and Incidental Expenses	1,600	0	0			

5,950 0 0

(13.)—SUBDIVISION No. 36.

ENGINEER-IN-CHIEF—RAILWAYS.

Equipment Expenses of Assistant Surveyors without allowances	200	0	0			
Fuel, Light, and Water	204	0	0			
Stores	2,400	0	0			
Travelling Expenses	1,200	0	0			
Incidental Expenses	500	0	0			

4,504 0 0

(14.)—SUBDIVISION No. 37.

WORKING EXPENSES.

Incidental Expenses, including Extra Traffic Trains and other unforeseen Expenses	2,000	0	0			
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(15.)—SUBDIVISION No. 38.

ABORIGINES.

Expenses generally (and in the opinion of this Committee this amount should be increased to £5,000)	2,250	0	0			
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CONTINGENCIES—*continued.*

(16.)—SUBDIVISION No. 39.

CUSTOMS.

	£	s.	d.	£	s.	d.
Clerical Assistance and Occasional Officers ...	1,200	0	0			
Fuel, Light, and Water	300	0	0			
Stores	800	0	0			
Travelling Expenses	200	0	0			
Incidental Expenses	250	0	0			

2,750 0 0

(17.)—SUBDIVISION No. 40.

PORTS AND HARBORS.

Providing and Repairing Buoys, Beacons, and Moorings, inclusive of the Stores for Buoy-vessel " <i>Empire</i> ," also repairs to Lightships and Lighting Apparatus	4,000	0	0			
New Boats for the Public Service	250	0	0			
Materials and Labor for Repairs to Boats and Vessels in the Public Service (exclusive of the " <i>Victoria</i> ")	690	0	0			
Remuneration to Crews of Life Boats, and for extraordinary Services, and to meet unforeseen expenses on account of Marine Casualties ...	1,000	0	0			
Rocket and Mortar Apparatus	700	0	0			
To meet Expenses in providing Stores at Lighthouses for the use of Shipwrecked Persons ...	200	0	0			
Travelling Expenses	200	0	0			
Fuel, Light, and Water	60	0	0			
Stores, Tools, Instruments, &c.	450	0	0			
Incidental Expenses	120	0	0			

7,670 0 0

(18.)—SUBDIVISION No. 41.

LIGHTHOUSES, ETC.

Oils, Wicks, Glasses, &c.	3,300	0	0			
Stores and Ship Chandlery	700	0	0			
Fuel, Light, and Water	200	0	0			

4,200 0 0

(19.)—SUBDIVISION No. 42.

IMMIGRATION.

Fuel, Light, and Water	200	0	0			
Stores	150	0	0			
Rations	750	0	0			
Travelling Expenses	100	0	0			
Funerals and Incidental Expenses	150	0	0			
Gratuities to Officers of Immigrant Ships ...	2,000	0	0			
Conveyance of Immigrants to Outports and Inland	500	0	0			

3,850 0 0

(20.)—SUBDIVISION No. 43.

DISTILLERIES.

Fuel, Light, and Water	50	0	0			
Stores and Instruments	50	0	0			
Travelling Expenses	200	0	0			
Rewards for the Discovery of Illicit Distillation ...	700	0	0			

1,000 0 0

(21.)—SUBDIVISION No. 44.

POWDER MAGAZINES.

Stores	100	0	0			
Incidental Expenses	25	0	0			

125 0 0

CONTINGENCIES—*continued.*

(22.)—SUBDIVISION No. 45.

POST OFFICES.

	£	s.	d.	£	s.	d.
Mail Bags and Boxes	800	0	0			
Scales, Weights, and Stamps	1,000	0	0			
Clothing for Letter Carriers	500	0	0			
Travelling Expenses for Officers of the Department on special duty	300	0	0			
Fuel, Light, and Water	800	0	0			
Stores	1,400	0	0			
Incidental Expenses	250	0	0			
	5,050	0	0			

(23.)—SUBDIVISION No. 46.

ELECTRIC TELEGRAPH.

Fuel, Light, and Water	1,500	0	0			
Stores, including Instruments	2,300	0	0			
Maintenance and Repairs, including hire of horses	2,000	0	0			
Travelling Expenses	300	0	0			
Proportion of Expenses for Maintenance of Sub- marine Line to Tasmania, including trans- port, &c.	1,000	0	0			
Expenses contingent on opening New Lines, and for unforeseen contingencies through existing lines	1,000	0	0			
Incidental Expenses	200	0	0			
	8,300	0	0			

TOTAL, CONTINGENCIES

III.—TREASURER.

DIVISION No. 34. MUNICIPALITIES.

GRANTS IN AID.

To be distributed amongst the existing Municipalities, including the Corporations of Melbourne and Geelong, as follows, viz. :—

(24.)—SUBDIVISION No. 1.

Amongst existing Municipalities, in proportion to the amount of rates collected for the year 1859, as follows, viz. : On returns finally closed on the 30th June, 1860, as respects Municipalities formed in 1858 and 1859; and as respects Municipalities formed previous to 1858, on returns finally closed on April 30, 1860;—such returns to be forwarded to the Treasury

100,000 0

(25.)—SUBDIVISION No. 2.

To the City of Melbourne, to be expended under the sanction of the Board of Land and Works

25,000 0 0

(26.)—SUBDIVISION No. 3.

To the Town of Geelong, to be expended under the sanction of the Board of Land and Works

10,000 0 0

135,000 0 0

(27.)—SUBDIVISION No. 4.

To be distributed amongst Municipalities to be created during 1860, on the bye-laws fixing the rate of assessment for the year 1860 being approved, and on condition that the expenditure be incurred with the concurrence of the Board of Land and Works; and provided that no sum exceeding £1,000 shall be granted to any one Municipality

10,000 0 0

TOTAL MUNICIPALITIES

145,000 0 0

ORIGINAL ESTIMATES.

I.—CHIEF SECRETARY.

(28.)—DIVISION No. 15.

ELECTORAL.

Preparing the Electoral Rolls, and Expenses of
Elections

£	s.	d.
10,000	0	0

And the said resolutions having been read a second time, were agreed to by the Assembly.

SUPPLY.—SUPPLEMENTARY ESTIMATES FOR 1859.

Resolved—That the sum hereinafter mentioned be granted to her Majesty to defray the Supplementary charge for the year 1859 for the service hereunder specified, being—

V.—PRESIDENT OF THE BOARD OF LAND AND WORKS.

ROADS AND BRIDGES—(DIVISION.)

COMMISSIONER OF ROADS.

(29.)—No. 31.—CONTINGENCIES.—(Subdivision.)

Travelling Expenses

£	s.	d.
2,000	0	0

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

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

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

SATURDAY, 3RD MARCH, 1860.

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

Resolved—That this House will, on Tuesday, 6th March instant, again resolve itself into the said Committee.

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

“Main Trunk Line Railways Act Amendment Bill—Second reading,” until Wednesday, 7th March instant;

“Registration Act Amendment Bill—Third reading,” and

“Gold Fields Act Amendment Bill—Third reading,” until Tuesday, 6th March instant;

“Lien (Contractors and Workmen) Bill—Second reading,”

“Frauds on Creditors Prevention Bill—To be further considered in Committee,”

“Payment of Members of the Assembly—Resolutions in Committee to be reported,”

“Medical Practitioners Bill—Second reading,”

“Public Education Bill—Second reading,”

“Chinese Immigration Law Amendment Bill—Second reading,”

“Salaries Bill—Second reading,”

“Partnership Law Amendment Bill—Second reading,” and

“Insolvent Laws Amendment Bill—Second reading,” until Thursday, 8th March instant;

“Imprisonment for Debt Abolition Bill—Second reading,” until Thursday, 15th March instant;

“FitzRoy Ward Improvement Act Amendment Bill—Second reading,”

“Publicans Act Amendment Bill—To be committed,” and

“Supreme Court Sittings Bill—To be committed,” until Thursday, 8th March instant; and

“Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,” until Tuesday, 6th March instant.

7. MR. HARRISON.—Mr. Greeves moved, pursuant to notice, That leave of absence be given to Mr. Harrison for fourteen days on urgent private business.

Question—put and resolved in the affirmative.

8. PROTECTION TO ABORIGINES.—Mr. McLeod moved, pursuant to notice, That a Select Committee be appointed to consider and report upon the best means of protection and assistance to be given to the Aborigines of Victoria; such Committee to consist of Mr. McMillan, Mr. Snodgrass, Mr. Heales, Mr. Firebrace, Dr. Embling, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

9. MUNICIPALITIES ACT AMENDMENT BILL.—Mr. Loader moved, pursuant to notice, That, upon Thursday next, the Municipalities Act Amendment Bill, second reading, shall take precedence of the Notices of Motion.

Question—put and negatived.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 52.

TUESDAY, 6TH MARCH, 1860.

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

2. PETITIONS.—Mr. Wood presented a Petition from William Clarke, junior, John Carson, and James H. Nixon (having the Certificate of the Examiners endorsed thereon), praying that they might have leave to bring in a Bill for supplying the district of the Ovens with Water; and that the House would be pleased, under the circumstances set forth in the Petition, to dispense with the Standing Orders numbered 4, 5, 7, 16, and 18, respectively, and allow such Bill to pass.

Ordered to lie on the Table.

Mr. Amsinck presented a Petition from certain Ratepayers of the Municipality of Kyneton, praying the House to grant a postponement of fourteen days for the second reading of the Main Trunk Line of Railways Act Amendment Bill, in order to enable the Petitioners to place in the hands of Members of this House the additional plans, sections, and estimates of "Henderson's Line," with Engineer's Report thereon, now in course of preparation, which the Petitioners are convinced would corroborate the evidence already given, that the line advocated by the Petitioners is superior in an engineering point of view, and would be upwards of £50,000 cheaper in construction than that contemplated by the Bill, besides possessing the advantage of giving a station nearly in the centre of the town.

Petition read, and ordered to lie on the Table.

Mr. Carr presented a Petition from certain Vine-growers, Fruiterers, and others interested in the growth of fruit, in the County of Grant, praying the Petition be taken into the earnest consideration of this House, and that a duty of at least one penny per pound be levied on all fruit imported into the colony.

Petition read, and ordered to lie on the Table.

Mr. Wood presented a Petition from Frederick Brown, chairman of a public meeting of the Merchants, Bankers, and Traders, inhabitants of the Municipality of Beechworth, praying that the House would cause immediate steps to be taken for according Local Insolvency Jurisdiction to this and other similarly circumstanced inland districts of the colony, and thus afford to the commercial interests of the interior, protection against fraudulent insolvencies which are but too prevalent under the existing Central Jurisdiction.

Ordered to lie on the Table.

3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Tenth Report from the Committee.

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

4. STANDING ORDER NO. XXV.—Mr. Lalor moved, by leave of the Assembly, that Standing Order relating to public business, numbered XXV., be now read.

Question—put and resolved in the affirmative.

And the Standing Order having been read by the Clerk,

Mr. Lalor then moved, That in lieu of such Order, this House do now adopt the following as a Standing Order of this House:—

When the Order of the Day for calling over the House shall be read, unless the same be postponed or discharged, the names of the Members shall be called over by the Clerk in the alphabetical order of the several electoral districts they represent.

Question—put and resolved in the affirmative.

Ordered—That such Order be laid before His Excellency the Governor for his approval.

5. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will to-morrow again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Supply—To be further considered in Committee,*” until Friday, 9th March instant;
“*Geelong and Melbourne Railway Purchase Bill—Second reading,*” until Tuesday, 13th March instant;
“*Registration Act Amendment Bill—Third reading,*” until Friday, 9th March instant; and
“*Gold Fields Act Amendment Bill—Third reading,*” and
“*Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,*” until to-morrow.
7. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Woods moved, pursuant to notice, That in the opinion of this House, the Gold Fields Act Amendment Bill should be laid on the Table of the House in ten days from this date.
And the House having continued to sit till after twelve of the clock—

WEDNESDAY, 7TH MARCH, 1860.

Debate ensued.
Question—put.
Assembly divided.

Ayes, 8.

Dr. Evans,	Mr. O'Shanassy.
Mr. Frazer;	
Mr. Gray,	<i>Tellers.</i>
Mr. Hood,	Mr. McLellan,
Mr. Loader,	Mr. Woods.

Noes, 26.

Mr. Bailey,	Mr. McCulloch,
Mr. Bennett,	Mr. McLeod,
Mr. Caldwell,	Mr. McMillan,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Don,	Mr. Riddell,
Mr. Ebden,	Dr. Russell,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. Stephen,
Mr. Heales,	Mr. Verdon.
Mr. J. S. Johnston,	
Mr. Lalor,	<i>Tellers.</i>
Mr. Lock,	Mr. Pyke,
Dr. Macadam,	Mr. Brodie.

And so it passed in the negative.

8. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—Mr. Gillespie moved, pursuant to notice, That the Report from the Select Committee on the Australasian Fire and Life Insurance Company's Bill, and the amendments made by the Committee in such Bill, be now taken into consideration.
Question—put and negatived
9. BUSINESS OF ASSEMBLY.—Mr. Heales moved, pursuant to *amended* notice, That during the present Session no fresh business (excepting the postponement of business on the paper) shall be called on after eleven o'clock.
Mr. O'Shanassy moved, That this debate be now adjourned.
Debate ensued.
Question—That this debate be now adjourned—put and negatived.
Question—That during the present Session no fresh business (excepting the postponement of business on the paper) shall be called on after eleven o'clock—put and resolved in the affirmative.
Assembly adjourned at twenty-nine minutes to two o'clock until four o'clock p.m. this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.
 VOTES AND PROCEEDINGS
 OF THE
 LEGISLATIVE ASSEMBLY.
 No. 53.

WEDNESDAY, 7TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. Mr. Speaker announced that His Excellency the Governor had been pleased to approve of the Standing Order adopted by the Assembly yesterday.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to amend the Law relating to Divorce and Matrimonial Causes in Victoria*," with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
7th March, 1860.

On the motion of Mr. Greeves, the above Bill was read a first time, ordered to be printed, and read a second time Thursday, 15th March instant.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled, "*An Act to amend the Provisions of an Act incorporating the Shareholders in the National Bank of Australasia*," without any amendment.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
7th March, 1860.

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to simplify the Laws relating to the Transfer and Encumbrance of Freehold and other Interests in Land*," with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
7th March, 1860.

Mr. Bailey moved, That this Bill be now read a first time.

Mr. Snodgrass moved, as an amendment, That all the words after the word "be" be omitted, with a view to insert instead thereof the words, "referred to the Standing Orders Committee for consideration and report."

Debate ensued.

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

Ayes, 36.

Mr. Bennett,	Mr. Mackintosh,
Mr. Brooke,	Mr. McCulloch,
Mr. Caldwell,	Mr. McLellan,
Mr. Carr,	Mr. McLeod,
Mr. Don,	Mr. Michie,
Mr. Ebdon,	Mr. Myles,
Mr. Embling,	Mr. Nicholson,
Mr. Firebrace,	Mr. Pyke,
Mr. Francis,	Mr. Riddell,
Mr. Gillespie,	Mr. Serjeant,
Mr. Greeves,	Mr. Sinclair,
Mr. Hadley,	Dr. Thomson,
Mr. Henty,	Mr. Wilkie,
Mr. Hood,	Mr. Wood,
Mr. Houston,	Mr. Woolley.
Dr. Hunter,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. King,	Mr. Bailey,
Mr. Loader,	Mr. Carpenter.

And so it was resolved in the affirmative.

Noes, 24.

Mr. Aspinall,	Mr. Stephen,
Mr. Grant,	Mr. Verdon,
Mr. Henderson,	Mr. Woods.
Mr. Horne,	
Mr. Howard,	<i>Tellers.</i>
Mr. Humffray,	Mr. Amsinck,
Mr. Ireland,	Mr. Brodie.
Mr. J. Johnson,	
Mr. Lalor,	
Mr. Lock,	
Mr. Lyall,	
Mr. Mollison,	
Mr. Newton,	
Mr. O'Shanassy,	
Mr. Prendergast,	
Mr. Russell,	
Mr. J. T. Smith,	
Mr. L. L. Smith,	
Mr. Snodgrass,	

Question—That this Bill be now read a first time—put and resolved in the affirmative.
Bill read a first time, ordered to be printed, and read a second time, Thursday, 15th March instant.

4. WINDSOR'S COMMITTEE.—Mr. Hood, Chairman, brought up the Report from the Committee appointed to enquire into Mr. Windsor's case.
Ordered to lie on the Table, and, together with the Minutes of the Committee and the Evidence, to be printed.
5. PETITIONS.—Mr. James Stewart Johnston presented a Petition from certain Licensed Victuallers of the City of Melbourne and Suburbs, in public meeting assembled, praying the House to reject the Bill to amend the Laws relating to the sale of Fermented and Spirituous Liquors.
Ordered to lie on the Table.
The following Petitions, praying the House would give a favorable consideration to the statements of the Petitioners, in favor of the Bill to amend the Laws relating to the sale of Fermented and Spirituous Liquors, were presented as under:—
By Mr. Nicholson.—From certain Inhabitants of Melbourne and Suburbs.
By Mr. Stephen.—From certain Inhabitants of East Collingwood.
By Mr. Don.—From certain Inhabitants of Melbourne and Suburbs.
By Mr. Francis.—From certain Inhabitants of Richmond.
By Mr. J. S. Johnston.—From certain Inhabitants of Prahran.
By Mr. Stephen.—From certain Inhabitants of Kew and Hawthorn.
Severally ordered to lie on the Table.
6. POSTPONEMENT OF NOTICE OF MOTION.—On the motion of Mr. Pyke, the Assembly ordered that the consideration of the Notice of Motion standing in his name on the Paper for to-day be postponed until after the consideration of the second Order for to-day, General Business.
7. CALL OF THE HOUSE.—The Order of the Day for the call of the House being read—
Ordered—That the House be called over.
Ordered—That the Serjeant-at-Arms do go to the places adjacent, and summon the members there to attend the service of the House, and he went accordingly, and being returned, the House was called over, and all the members appeared with the following exceptions—
Mr. R. S. Anderson, who was excused upon the production of a certificate of ill health signed by a medical gentleman; Mr. Harrison, Mr. Keefer, and Mr. Reid, who were severally absent from the House on leave; and Mr. W. M. Bell.
8. STATE AID TO RELIGION BILL.—Mr. McCulloch moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative, with the concurrence of forty-nine members, being an absolute majority of the whole number of the members of the Assembly.
Bill read a second time.
Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. McCulloch, Mr. Speaker left the chair, and the Assembly resolved itself into a Committee of the whole, for the consideration of this Bill.
Mr. Speaker resumed the chair, and Mr. Lalor reported that the Committee had gone through the Bill, and had agreed to the same without any amendment.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, Mr. McCulloch moved, That this Bill be now read a third time.
Question—put and resolved in the affirmative, with the concurrence of forty-one Members, being an absolute majority of the whole number of Members of the Assembly.
Bill read a third time.
Mr. McCulloch moved, That this Bill do now pass.
Question—put and resolved in the affirmative.
Mr. McCulloch moved, That the following be the title of the Bill:—
“*An Act to abolish State Aid to Religion.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
9. CUSTOMS ACT AMENDMENT.—Mr. Pyke moved, pursuant to notice, That this House will, on Friday next, resolve itself into a Committee of the whole to consider the following resolutions:—
(1.) That in the opinion of this Committee it is expedient to impose the following fees, to be paid annually or in proportion to any less period during which a warehouse may be appointed for bonding purposes.
A.—For a warehouse now or hereafter to be appointed for bonding }
purposes under the “Customs Act, 1857,” where the entire } £300 0 0
services of a locker may be required }
B.—For any two warehouses requiring jointly the services of a }
locker, each } £150 0 0
(2.) That a Bill be brought in for this purpose, and to amend the laws now in force relating to the Customs.
Debate ensued.
Question—put and resolved in the affirmative.

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

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

Resolved—That this House will on Friday next again resolve itself into the said Committee.

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

“*Armed Vessels Regulation Bill—Second reading,*” until Wednesday, 14th March instant.

“*Main Trunk Line Railways Act Amendment Bill—Second reading,*” until Friday, 9th March instant.

“*Liquors Sale Laws Amendment Bill—Second reading,*” until Thursday, 15th March instant.

“*Gold Fields Act Amendment Bill—Third reading,*” until Friday, 9th March instant.

“*Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,*” until Thursday, 15th March instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 54.

THURSDAY, 8TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Dr. Thomson presented a Petition from certain Members of the Municipal Council of South Barwon, praying the Assembly to take into early and favorable consideration the question of permanently endowing Municipal Districts; and the Petitioners suggest that the Crown Lands of the Colony afford one means by which this most important object might be accomplished.
Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council:—
MR. SPEAKER—
The Legislative Council invite the Legislative Assembly to appoint three of their Members to form, with three Members of the Legislative Council, a Joint Committee to prepare an Address to Her Most Gracious Majesty for the gift of Her Portrait to the Parliament of Victoria.
(Signed) J. F. PALMER,
President.
Legislative Council Chamber,
8th March, 1860.
4. PORTRAIT OF THE QUEEN.—On the motion of Mr. Nicholson, the Assembly appointed the following gentlemen, viz., Mr. Nicholson, Mr. O'Shanassy, and Mr. Greeves, a Committee to confer with the Committee of the Legislative Council, and prepare an Address to Her Most Gracious Majesty for such gift of Her Portrait.
5. TOLLS ON FARM PRODUCE.—Mr. Wilkie moved, pursuant to *amended* notice, That in the opinion of this House, in all future contracts with toll-gate keepers, the condition be inserted that all vehicles laden with farm produce (when not being carried to or from market), bones, guano, or other manure, or with farm implements, shall be exempt from the payment of tolls.
Debate ensued.
Motion by leave withdrawn.
6. INSOLVENT LAWS AMENDMENT BILL (2).—Mr. Stephen moved, pursuant to notice, That he have leave to bring in a Bill further to amend the Laws relating to the Chief Commissioner of Insolvent Estates.
Question—put and resolved in the affirmative.
Ordered—That Mr. Stephen and Mr. Howard do prepare and bring in the Bill.
Mr. Stephen then brought up a Bill, intituled "*A Bill further to amend the Laws relating to the Chief Commissioner of Insolvent Estates,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 15th March instant.
7. MINING BOARDS.—Mr. Carpenter moved, pursuant to notice, That an Address be presented to His Excellency the Governor, praying that His Excellency will be pleased to cause the number of Mining Boards to be increased.
Question—put and resolved in the affirmative.
Mr. Carpenter then moved, That a Message be sent to the Legislative Council, asking their concurrence in the resolution.
Question—put and resolved in the affirmative.
8. ROADS, AVOCA DISTRICT.—Dr. Evans moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of £4000 may be placed on the Estimates for the year 1860, for the purpose of clearing, repairing, and extending the main lines of road in the Avoca district.
Debate ensued.
Question—put.

Assembly divided.

Ayes, 20.		Noes, 18.	
Mr. Aspinall,	Mr. Newton,	Mr. Bailey,	Mr. Mollison,
Mr. Bennett,	Mr. O'Shanassy,	Mr. Barton,	Mr. Nicholson,
Dr. Evans,	Mr. Prendergast,	Mr. Carr,	Mr. Pyke,
Mr. Frazer,	Mr. Russell,	Mr. Don,	Mr. Riddell,
Mr. Gray,	Mr. J. T. Smith,	Mr. Gavan Duffy,	Mr. Serjeant,
Mr. Henderson,	Mr. L. L. Smith,	Mr. Francis,	Mr. Wood.
Mr. Hood,	Mr. Stephen.	Mr. Gillespie,	
Mr. Humffray,		Mr. J. S. Johnston,	<i>Tellers.</i>
Dr. Macadam,	<i>Tellers.</i>	Mr. King,	Mr. Service,
Mr. Mackintosh,	Mr. McLellan,	Mr. McLeod,	Mr. McCulloch.
Mr. Myles.	Mr. Woods.		

And so it was resolved in the affirmative.

9. RAILWAY CARRIAGES—Mr. Serjeant moved, pursuant to notice, That in the opinion of this House it is undesirable to enter into any further contracts for the importation of railway carriages, vans, or trucks; and that tenders should be invited and accepted for the manufacture of such carriages, vans, and trucks in the Colony, provided the average cost does not exceed that of the imported article.

Debate ensued.

Question—put and resolved in the affirmative.

10. MUNICIPAL COUNCIL OF ST. KILDA.—Mr. J. S. Johnston moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Additional Estimates for 1860 the sum of £885, to reimburse the Municipal Council of St. Kilda a portion of the cost of kerbing and channeling the main road through St. Kilda, and the cost of constructing a cab stand on the main road; also the cost of a pitched crossing of the main road at the intersection of Carlisle street.

Debate ensued.

Question—put and resolved in the affirmative.

11. WATER SUPPLY.—Mr. L. L. Smith moved, pursuant to notice, That in the opinion of this House no water supply scheme should be adopted, unless it is based upon such a plan of construction as would afford permanent advantages to the community at large, and which will be capable of extension in accordance with our future requirements, which, without causing unnecessary outlays for temporary works would bestow proportional benefits on the mining, agricultural, pastoral, and other industrial and manufacturing interests of the community.

Debate ensued.

Question—put.

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

Question—That this debate be now adjourned—put and negatived.

Question—That in the opinion of this House no water supply scheme should be adopted, unless it is based upon such a plan of construction as would afford permanent advantages to the community at large, and which will be capable of extension in accordance with our future requirements, which without causing unnecessary outlays for temporary works would bestow proportional benefits on the mining, agricultural, pastoral, and other industrial and manufacturing interests of the community—put and negatived.

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

“*Belfast Boundaries Bill—To be committed,*” until Thursday, 15th March instant;

“*Municipalities Act Amendment Bill—Second reading,*” until Thursday, 29th March instant;

“*Lien Law Extension Bill—Second reading,—Adjourned debate,*” and

“*Coal Fields, Western District—Motion for Address to be considered in Committee,—Resumption of debate,*” until Thursday, 22nd March instant;

“*Lien (Contractors and Workmen) Bill—Second reading,*” until to-morrow;

“*Frauds on Creditors Prevention Bill—To be further considered in Committee,*” until Thursday, 15th March instant;

“*Payment of Members of the Assembly—Resolutions in Committee to be reported,*” until Thursday, 22nd March instant;

“*Medical Practitioners Bill—Second reading,*” until Thursday, 29th March instant;

“*Public Education Bill—Second reading,*” until Thursday, 15th March instant;

“*Chinese Immigration Law Amendment Bill—Second reading,*” and

“*Salaries Bill—Second reading,*” until Thursday, 22nd March instant;

“*Partnership Law Amendment Bill—Second reading,*”

“*Insolvent Laws Amendment Bill—Second reading,*” and

“*Fitz Roy Ward Improvement Act Amendment Bill—Second reading,*” until Thursday, 15th March instant;

“*Publicans Act Amendment Bill—To be committed,*” until to-morrow; and

“*Supreme Court Sittings Bill—To be committed,*” until Wednesday, 14th March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 55.

FRIDAY, 9TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received from A. Keefer, Esq., the resignation of his seat in the Assembly, which he read, and is as follows:—

Beechworth, 6th March, 1860.

The Hon. Francis Murphy, Speaker of the Legislative Assembly, Melbourne.

SIR,—
I beg to resign my seat in the Legislative Assembly for the Electoral District of the Ovens.

I have the honor to be,
Sir,
Your obedient servant,
ALEX. KEEFER.
3. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
 Friendly Societies—Return of Societies Registered during the year 1859.
 Ordered to lie on the Table.
 Mr. Service presented—
 Sale of Crown Lands—Return to an Order of the Legislative Assembly, dated 17th January, 1860, for a return showing the numbers of acres respectively of town, suburban, and country lands alienated from the Crown either by public sale or selection, from the 1st July to the 31st December, 1859, inclusive.
 Ordered to lie on the Table.
4. PETITIONS.—Mr. Wood presented a Petition from certain traders and commercial men, of Chiltern and the Indigo, praying the House to establish a system by which they would be enabled to prove their debts and appear against their insolvent debtors, in their own district.
 Ordered to lie on the Table.
 Mr. King presented a Petition from certain inhabitants of Gisborne and its neighbourhood, praying the House would nullify the passing of the Bill to amend the Law relating to the Sale of Fermented and Spirituous Liquors.
 Ordered to lie on the Table.
 Mr. Hadley presented a Petition from certain inhabitants of Kyneton and its vicinity, praying the House would give a favorable consideration to the statements in the Petition, in favor of the Bill for amending the Laws relating to the Sale of Fermented and Spirituous Liquors.
 Petition read, and ordered to lie on the Table.
5. ABORIGINES.—Mr. McLeod, Chairman, brought up the Report from this Committee.
 Ordered to lie on the Table, and to be printed and taken into consideration Tuesday, 13th March instant.
6. MAIN TRUNK LINE RAILWAYS ACT AMENDMENT BILL.—Mr. Francis moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Francis 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. Francis, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Question proposed—That the House do, on Tuesday next, again resolve itself into the said Committee.
 Mr. Prendergast moved, as an amendment, That the word “Tuesday” be omitted, and the word “Friday” be inserted instead thereof.
 Question—That the word proposed to be omitted stand part of the question—put and resolved in the affirmative.
 Question—That this House will, on Tuesday next, again resolve itself into the said Committee—put and resolved in the affirmative.

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

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

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

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

“ *Mining Partnerships Limited Liability Bill—Second reading,*”

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

“ *Registration Act Amendment Bill—Third reading,*”

“ *Customs Act Amendment—Resolutions to be considered in Committee,*” and

“ *Gold Fields Act Amendment Bill—Third reading,*” until Tuesday, 13th March instant, and

“ *Lien (Contractors and Workmen) Bill—Second reading,*” and

“ *Publicans Act Amendment Bill—To be committed,*” until Thursday, 15th March instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 56.

TUESDAY, 13TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had this day received a letter from W. M. Bell, Esq., which he read to the House, and is as follows:—

Melbourne, 13th March, 1860.

To the Honorable the Speaker of the House of Assembly, Melbourne.

SIR,

I have the honor to request that you will receive this as my resignation of my seat in the House of Assembly as member for Evelyn.

I have the honor to be,

Sir,

Your most obedient servant,

W. M. BELL.

3. PETITIONS.—Mr. Anderson presented a Petition from the Municipal Council of Emerald Hill, under the seal of the Municipality, praying the House to order the suspension of all the Standing Orders necessary to enable a Bill to be introduced during the present Session, to amend the Melbourne and Hobson's Bay Railway Company's Act, by substituting the words "Governor in Council," in lieu of the word "Crown."
- Ordered to lie on the Table.

Mr. Ebdon presented a Petition from certain Members of the Town Council, Kyneton, praying that the second reading of the Bill for the legalising the Kyneton deviation might be delayed a fortnight, to allow the inhabitants of Kyneton to complete their survey, and to lay Plans and Estimates of the same before this House.

Ordered to lie on the Table.

4. CUSTOMS ACT AMENDMENT.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolutions, viz. :—

(1.) That, in the opinion of this Committee, it is expedient to impose the following fees, to be paid annually or in proportion to any less period during which a warehouse may be appointed for bonding purposes.

A.—For a warehouse now or hereafter to be appointed for bonding purposes under the "Customs Act, 1857," where the entire services of a locker may be required	... ..	£300	0	0
B.—For any two warehouses requiring jointly the services of a locker, each	... ..	£150	0	0

(2.) That a Bill be brought in for this purpose, and to amend the laws now in force relating to the Customs—having been read—On the motion of Mr. Pyke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received to-morrow.

5. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Service moved, That the consideration of the following Order of the Day be postponed until after the consideration of the fourth Order for to Day :—

"Main Trunk Line Railways Act Amendment Bill—To be further considered in Committee"

Mr. Snodgrass moved, as an amendment, That all the words after the word "until" be omitted with a view to insert instead thereof the word "to-morrow"

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

Question—That the consideration of the following Order of the Day be postponed until after the consideration of the fourth Order for to-day :—

"Main Trunk Line Railways Act Amendment Bill—To be further considered in Committee."

put and resolved in the affirmative.

The Assembly ordered that the consideration of the following Order of the Day be postponed until Friday, 16th March instant :—

“Geelong and Melbourne Railway Purchase Bill—Second reading.”

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

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

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

7. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Service moved, That the consideration of the following Order of the Day be postponed until to-morrow :—

“Main Trunk Line Railways Act Amendment Bill—To be further considered in “Committee.”

Mr. Snodgrass moved, as an amendment, That the word “to-morrow” be omitted with a view to insert instead thereof the word “Friday.”

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

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

Question—That the consideration of the following Order of the Day be postponed until Friday :—

“Main Trunk Line Railways Act Amendment Bill—To be further considered in “Committee”—put and resolved in the affirmative.

The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—

“Mining Partnerships Limited Liability Bill—Second reading,”

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

“Registration Act Amendment Bill—Third reading,” and

“Aborigines—Consideration of Report from Select Committee,” until to-morrow.

“Gold Fields Act Amendment Bill—Third reading,” until Friday, 16th March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 57.

WEDNESDAY, 14TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—The Chief Secretary, by command of His Excellency the Governor, presented—
Board of Science.—Second Annual Report.
Ordered to lie on the Table.
Mr. Service presented—
Revenue from Sale of Land, Smith Ward.—Return to an Order of the Legislative Assembly, dated 7th February, 1860, for a Return of the amount realised by Government from the sale of land in that part of Smith Ward, Melbourne, north of Grattan street.
Ordered to lie on the Table.
Mr. Pyke presented, by command of His Excellency the Governor—
Emigration.—Summary Report on the Emigration to Victoria conducted by Her Majesty's Colonial Land and Emigration Commissioners at the expense of the Colony during the year 1859.
Ordered to lie on the Table.
3. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council—
MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have adopted the Address agreed to by the Select Committee appointed jointly by both Houses of Parliament, to prepare an Address of thanks to Her Most Gracious Majesty for the gift of Her Portrait to the Parliament of Victoria.
Legislative Council Chamber,
Melbourne, 14th March, 1860.
(Signed) J. F. PALMER,
President.
On the motion of Mr. Nicholson the Address accompanying the above Message was read by the Clerk, and is as follows:—
To Her Most Gracious Majesty the Queen.
We, Your Majesty's faithful and loyal subjects, the Members of the Legislative Council and Legislative Assembly of Victoria, in Parliament assembled, beg to approach Your Majesty's Throne with renewed assurances of our loyalty and affection.
We desire to express our grateful acknowledgments for the consideration which has led Your Majesty to present Your Majesty's Portrait to the Parliament of Victoria—a mark of Your Royal consideration which is most gratifying to Your loyal subjects in this distant part of Your dominions, evincing, as it does, the interest which You have invariably expressed for the prosperity of this Colony.
And on the further motion of Mr. Nicholson, the Assembly agreed to the above Address, and ordered the same to be returned to the Legislative Council, with a Message acquainting them that the Legislative Assembly had concurred therein.
4. PETITION.—Dr. Hunter presented a Petition from certain persons belonging to the Tailoring Trade in Victoria, praying the House to grant the prayer of their petition by passing an Act to establish a duty on all articles of foreign manufactured clothing.
Petition read, and ordered to lie on the Table.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to a certain resolution.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, on Tuesday, 20th March instant, again resolve itself into the said Committee.

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

Resolved—

- (1.) That in the opinion of this Committee it is expedient to impose the following fees, to be paid annually or in proportion to any less period during which a warehouse may be appointed for bonding purposes.

A.—For a warehouse now or hereafter to be appointed for bonding purposes under the “Customs Act, 1857,” where the entire services of a locker may be required	£300 0 0
B.—For any two or more warehouses requiring jointly the services of a locker, in equal proportions	£300 0 0

- (2.) That a Bill be brought in for this purpose, and to amend the laws now in force relating to the Customs.

And the same resolutions having been read a second time, were agreed to by the Assembly. Ordered—That Mr. Pyke and Mr. Service do prepare and bring in the Bill.

Mr. Pyke then brought up a Bill, intituled, “*A Bill to amend the Customs Act 1857,*” and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 16th March instant.

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

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

Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the sixth Order for to-day :—

“*Mining Partnerships Limited Liability Bill—Second reading.*”

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Nicholson, the Assembly ordered that the following Order of the Day be read and discharged ;—

“*Registration Act Amendment Bill—Third reading.*”

10. REGISTRATION ACT AMENDMENT BILL.—On the motion of Mr. Nicholson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to the Bill with a further amendment, the Assembly ordered the same to be taken into consideration Friday, 16th March instant.—Bill as amended to be printed.

11. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—Mr. Pyke moved, That this Bill be now read a second time.

Debate ensued.

Mr. L. L. Smith moved, That this debate be now adjourned.

Debate continued.

Question—That this debate be now adjourned—put and negatived.

Question—That this Bill be now read a second time—put and resolved in the affirmative.

Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

Resolved—That this House will, on Wednesday, 21st March instant, again resolve itself into the said Committee.

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

“*Armed Vessels Regulation Bill—Second reading,*” until Friday, 16th March instant;

“*Supreme Court Sittings Bill—To be committed,*” until to-morrow; and

“*Aborigines—Consideration of Report from Select Committee,*” until Wednesday, 21st March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 58.

THURSDAY, 15TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—The following Petitions were presented as under, praying that this House would give a favorable consideration to the statements set forth in the Petition, and alter the Law relating to the sale of Fermented and Spirituous Liquors, so as to permit storekeepers to sell a single bottle of spirituous and fermented liquors—
 - By Mr. Anderson.—From certain inhabitants of Emerald Hill.
 - By Dr. Embling.—From certain inhabitants of Fitz Roy.
 - By Dr. Thomson.—From certain inhabitants of Geelong and suburbs.
 Severally ordered to lie on the Table.
 Dr. Thomson presented a Petition from the Members of the Municipal Council of South Barwon, under the Seal of the Municipality, in favor of endeavoring to procure a supply of water by boring and Artesian wells.
 Ordered to lie on the Table.
 The following Petitions, praying the House to devise means for facilitating the communication by roads in the Avoca District, were presented by Dr. Evans, as under :—
 - From certain bankers, merchants, miners, and other inhabitants of Sandy Creek and Tarnagulla, in the Electoral District of Avoca.
 - From certain inhabitants of the Township of Dunolly.
 - From certain residents at Avoca and in its vicinity.
 Severally ordered to lie on the Table.
3. PAPERS.—Mr. Wood presented—
 - Chinese.—Supplementary Return to an Order of the Legislative Assembly, dated 17th January, 1860, for a Return of the number of Chinese fined or imprisoned in default of payment of the taxes imposed by the last Chinese Act.
 Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Eleventh Report from this Committee.
 Ordered to lie on the Table, and to be printed.
5. IMPRISONMENT FOR DEBT ABOLITION BILL.—Mr. Grant moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Grant moved, That this Bill be now committed to a Committee of the whole House.
 Debate ensued.
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Grant, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will on Thursday, 29th March instant, again resolve itself into the said Committee.
6. DIVORCE BILL.—Mr. Greeves moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Greeves moved, That this Bill be now committed to a Committee of the whole House.
 Debate ensued
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Greeves, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will on Thursday, 22nd March instant, again resolve itself into the said Committee.

7. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—
“Real Property Bill—Second reading.”
8. MUNICIPAL COUNCIL, ST. KILDA.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place upon the Additional Estimates for 1860 the sum of £885, to reimburse the Municipal Council of St. Kilda a portion of the cost of kerbing and channeling the main road through St. Kilda, and the cost of constructing a cab stand on the main road ; also the cost of a pitched crossing of the main road at the intersection of Carlisle street, having been read—
 On the motion of Mr. J. S. Johnston, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
 Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had come to a certain resolution.
 Ordered—That the Report be received to-morrow.
9. BELFAST BOUNDARIES BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Mr. Hood, 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 had agreed to the same without amendment, the Assembly ordered the same to be read a third time Thursday, 22nd March instant.
10. FITZ ROY WARD ACT IMPROVEMENT BILL.—Dr. Embling moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Dr. Embling then moved, pursuant to *contingent* notice, That this Bill be referred to a Select Committee, consisting of Mr. Serjeant, Mr. Heales, Mr. J. T. Smith, Mr. King, Dr. Thomson, Mr. Carr, and the Mover ; three to form a quorum.
 Question—put and resolved in the affirmative.
11. PUBLICANS ACT AMENDMENT BILL.—The Order of the Day for the consideration of this Bill in Committee of the whole Assembly having been read—On the motion of Dr. Embling, 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 it appeared by the report of the Tellers, that a quorum of Members was not present in Committee, Mr. Speaker counted the House, and it then appearing that a quorum of Members was present ; Mr. Speaker left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of this Bill.
 Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill, and had agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration Thursday, 29th March instant.—Bill, as amended, to be printed.
12. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“Liquors Sale Laws Amendment Bill—Second reading ;” and
“Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,” until Thursday, 22nd March instant.
“Insolvent Laws Amendment Bill (2).—Second reading ;”
“Roads, Avoca District—Motion for Address to be considered in Committee ;”
“Frauds on Creditors Prevention Bill—To be further considered in Committee ;”
 and
“Public Education Bill—Second reading,” until Thursday, 29th March instant.
“Partnership Law Amendment Bill—Second reading,” until Thursday, 22nd March instant.
“Lien (Contractors and Workmen) Bill—Second reading,” until Thursday, 29th March instant.
“Supply—Resolutions in Committee to be reported,” until to-morrow ; and
“Supreme Court Sittings Bill—To be committed,” until Thursday, 29th March instant.
13. PAPERS.—Mr. Francis presented, by command of His Excellency the Governor—
 Melbourne and Murray River Railway—Kyneton Deviation.—Comparative Statement of the Cost of the North and South Kyneton Deviations, as laid out, estimated in accordance with Messrs. Cornish and Bruce's prices, and the cost of the corresponding portion of the authorized line as contracted for.
 Ordered to lie on the Table.
 Assembly adjourned at fourteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 59.

FRIDAY, 16TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Ebden presented a Petition from certain inhabitants of the township of Echuca and the surrounding district, and others interested in the prosperity and advancement of the township, praying the House to take into consideration the propriety of permanently retaining the office of resident Police Magistrate in this township.
Ordered to lie on the Table.
Mr. Brooke presented a Petition from certain inhabitants of Geelong, praying the House would give a favorable consideration to the statements set forth in the Petition and alter the Act authorising the sale of fermented and spirituous liquors so as to admit storekeepers to sell a single bottle of spirituous and fermented liquors.
Ordered to lie on the Table.
3. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—Mr. Francis moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Francis moved, That this Bill be now committed to a Committee of the whole House.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Francis, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 20th March instant, again resolve itself into the said Committee.
4. MAIN TRUNK LINE RAILWAYS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Question—That this House will, on “Tuesday, 20th March instant,” again resolve itself into the said Committee—proposed.
Mr. Brooke moved, as an amendment, That the words “Tuesday, 20th March instant,” be omitted, and the words “this day six months” inserted instead thereof.
Debate ensued.
Question—That the words proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 15.

Mr. Anderson,	Mr. Prendergast,
Mr. Barton,	Mr. J. T. Smith,
Mr. Ebden,	Mr. L. L. Smith,
Dr. Evans,	Mr. Snodgrass.
Mr. Francis,	
Mr. J. Johnson,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Mollison,	Mr. Amsinck,
Mr. O'Shanassy,	Mr. Hood.

Noes, 20.

Mr. Bailey,	Mr. J. S. Johnston,
Mr. Bennett,	Mr. Lalor,
Mr. Brooke,	Mr. McCulloch,
Mr. Caldwell,	Mr. McLellan,
Mr. Don,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Hea,
Mr. Gillespie,	Mr. Pyke.
Mr. Greeves,	
Mr. Hadley,	<i>Tellers.</i>
Mr. Heales,	Mr. Service,
Mr. Horne,	Mr. Carpenter.

And so it passed in the negative.

Mr. Bailey moved, as an amendment, That the words "this day six months," proposed to be inserted by Mr. Brooke in the place of the words omitted, be omitted, with a view to insert instead thereof the word "immediately."

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

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

Question—That this House will immediately resolve itself into the said Committee—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly again resolved itself into the said Committee for the further consideration of this Bill.

Mr. Speaker resumed the Chair.—Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration, Tuesday, 20th March instant.—Bill, as amended, to be printed.

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

"*Armed Vessels Regulation Bill—Second reading,*" until Tuesday, 20th March instant.

"*Customs Act Amendment Bill—Second reading,*" until Wednesday, 21st March instant ; and

"*Crown Lands Sales Bill—to be further considered in Committee ;*" and

"*Registration Act Amendment Bill—Consideration of Report,*" until Tuesday, 20th March instant.

6. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply a certain resolution, which was read, and is as follows :—

14th March, 1860.

Resolved—That the sum hereinafter mentioned be granted to Her Majesty to defray the charge for the year 1860 for the service hereunder specified, being—

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 38.

ROADS AND BRIDGES.

SUBDIVISION No. 14, INALTERABLE.

Special Works within Road Districts and Municipalities.

MELBOURNE—To complete the erection of a Bridge over the Yarra at the Falls or Spencer-street... ..

£	s.	d.	£	s.	d.
2,000	0	0			

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

7. MRS. RICHARD DUNSTONE.—Mr. Humfray moved, pursuant to *amended* notice, That a Select Committee be appointed to enquire into and report upon the claims to compensation on behalf of the widow and orphans of the late Mr. Richard Dunstone, formerly Superintendent of the General Delivery of letters in the Melbourne Post Office; such Committee to consist of Mr. Bailey, Mr. Amsinck, Mr. Anderson, Mr. J. S. Johnston, Mr. Howard, Dr. Macadam, Mr. J. Johnson, Mr. Frazer, Mr. McLellan, and the Mover; the Committee to have power to call for persons and papers; three to form a quorum.

Debate ensued.

Question put.

Assembly divided.

Ayes, 12.

Mr. Brodie,	Mr. Loader,
Mr. Carpenter,	Dr. Macadam,
Mr. Don,	Mr. Prendergast.
Mr. Hood,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Humfray,
Mr. Lalor,	Mr. McLellan.

Noes, 16.

Mr. Bennett,	Mr. McCulloch,
Mr. Brooke,	Mr. McLeod,
Mr. Cathie,	Mr. Nicholson,
Mr. Ebden,	Mr. O'Hea,
Dr. Evans,	Mr. Pyke.
Mr. Francis,	
Mr. Greeves,	<i>Tellers.</i>
Mr. Heales,	Mr. Bailey,
Mr. Houston,	Mr. Gillespie.

And so it passed in the negative.

8. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S BILL.—On the motion of Mr. Gillespie, the several amendments made by the Select Committee in this Bill were read and agreed to by the Assembly.

9. MR. EDWARD HILL.—Dr. Evans moved, pursuant to notice, That there be laid on the Table of this House copies of the correspondence between Edward Hill and the Government respecting the Blackwood Gold Field, since January 20th, 1857, with the minutes attached to them, and also the minutes attached to the correspondence previous and up to this date.

(2.) A copy of the report of the Chief Commissioner of the Gold Fields, of Captain Standish, and Mr. Mackenzie respecting Blackwood Gold Fields.

Question—put and resolved in the affirmative.

10. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged from the paper :—

“*Gold Fields Act Amendment Bill—Third reading.*”

11. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Brodie moved, That this Bill be re-committed to a Committee of the whole Assembly.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 20th March instant.—Bill, as amended, to be printed.

12. MUNICIPAL COUNCIL, ST. KILDA.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—

Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place upon the Additional Estimates for 1860 the sum of £885, to reimburse the Municipal Council of St. Kilda a portion of the cost of kerbing and channeling the main road through St. Kilda, and the cost of constructing a cab stand on the main road; also the cost of a pitched crossing of the main road at the intersection of Carlisle street.

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

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

FRAN^S MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 60.

TUESDAY, 20TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. SOUTH AUSTRALIA—GOVERNOR OF.—Mr. Nicholson moved, by leave of the Assembly, That a Chair be provided in the body of this House for Sir R. Macdonnell, Governor of South Australia, during his visit to Victoria.
Question—put and resolved in the affirmative.
3. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a return to the Writ he had issued for the return of a Member to serve in the Assembly for the Electoral District of Maldon, by which return it appeared that the Honorable James Frederick Martley had been elected in pursuance of the said Writ.
4. NEW MEMBER SWORN.—James Frederick Martley, Esq., was then introduced, and having been sworn, took his seat as Member of the Assembly for the Electoral District of Maldon.
5. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Gold Fields Act.—Orders in Council.
Denominational School Board.—Report of Proceedings for the Year 1858 and part of 1859.

Severally ordered to lie on the Table.

Mr. Francis presented—

Williamstown Railway.—Return to an Order of the Legislative Assembly, dated 20th January, 1860—

- (1.) For a Return of the whole cost of the Railway from Williamstown to Batman's Hill, including the stations and all collateral charges of construction and alteration; distinguishing the bridges over the Stony Creek and Saltwater River, all other bridges, culverts, and the earthworks, the ballasting and the permanent way; also the rolling stock, and under what contract or contracts the works have been executed.
- (2.) For a Return of the cost to the 31st December last, of the Piers connected with the Railway, and the amount required for their completion.
- (3.) For a Return of the working expenses in detail of the Government lines, distinguishing, as far as possible, the Williamstown traffic and the Sunbury line.
- (4.) A Return of the receipts from traffic on the Government line, distinguishing, as far as possible, the Williamstown line, and giving the toll of the Geelong Railway.

Ordered to lie on the Table.

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

Conveyance of Mails between Suez and Sydney.—Correspondence relative to change of route in conveyance of mails between Suez and Sydney, and the additional subsidy required by the Peninsular and Oriental Steam Navigation Company.

Ordered to lie on the Table.

6. PETITION.—Mr. Humffray presented a Petition from the Ballaarat Chamber of Commerce, praying the House to pass into law the Bill intituled "*Insolvent Laws Amendment Bill*," during the present Session.
Petition read, and ordered to lie on the Table.
7. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
"*Supply—To be further considered in Committee*," until Friday, 23rd March instant; and
"*Geelong and Melbourne Railway Purchase Bill—To be further considered in Committee*," and
"*Armed Vessels Regulation Bill—Second reading*," until after the consideration of the fourth Order for to-day.

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

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

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

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

“ *Geelong and Melbourne Railway Purchase Bill—To be further considered in Committee ;*”

“ *Armed Vessels Regulation Bill—Second reading ;*”

“ *Registration Act Amendment Bill—Consideration of Report ;*”

“ *Main Trunk Line Railways Act Amendment Bill—Consideration of Report ;*”

“ *Gold Fields Act Amendment Bill—Consideration of Report.*”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
 VOTES AND PROCEEDINGS
 OF THE
 LEGISLATIVE ASSEMBLY.

No. 61.

WEDNESDAY, 21ST MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Carr presented a Petition from certain gold miners, residents, and others interested in the gold mining district of Steiglitz, praying the House in any alteration of the Gold Fields Act to see that provision be made that the working man be not unjustly shut out from the investment of his labor in the lands of the Crown specially assigned him in virtue of the miner's right; and further, that parties applying for leases either give some guarantee of their capabilities to commence practical operations, or be prevented holding land unused, to the injury of the miner with miner's right, which land he might be prepared to occupy for his personal advantage and the good of the public revenue.
 Ordered to lie on the Table.
3. PAPERS.—Mr. Bailey presented—
 Telegraphic Communication with Great Britain—Correspondence and Papers relative to Telegraphic Communication between Great Britain and Australia *via* Singapore and Java.
 Ordered to be printed.
4. MAIN TRUNK LINE RAILWAYS ACT AMENDMENT BILL.—The Order of the Day for the consideration of the Report from the Committee of the whole upon this Bill having been read, Mr. Francis moved, That this Order of the Day be "now discharged," with a view to the recommittal of this Bill.
 Mr. Bennett moved, as an amendment, That all the words after the word "be" be omitted from the above question, and the words "considered this day six months" be inserted instead thereof.
 Debate ensued.
 Amendment by leave withdrawn.
 Question—That this Order of the Day be now discharged, with a view to the recommittal of this Bill—put and resolved in the affirmative.
 Mr. Francis then moved, That this Bill be now recommitted to a Committee of the whole Assembly.
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Francis, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to a further amendment in this Bill, the Assembly ordered the same to be taken into consideration Friday, 23rd March, instant.—Bill, as amended, to be printed.
5. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Friday next, again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
 "Registration Act Amendment Bill—Consideration of Report;"
 "Armed Vessels Regulation Bill—Second reading."
 "Crown Lands Sales Bill—to be further considered in Committee," until Friday, 23rd March instant;
 "Mining Partnerships Limited Liability Bill"—to be further considered in Committee; and
 "Customs Act Amendment Bill—Second reading," until Tuesday, 27th March instant;
 "Aborigines—Consideration of Report from Select Committee," until Tuesday, 27th March instant; and
 "Gold Fields Act Amendment Bill—Consideration of Report," until Friday, 23rd March instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 62.

THURSDAY, 22ND MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PETITIONS.—Dr. Macadam presented a Petition from certain Inhabitants of Taradale and vicinity, praying that the House would give a favorable consideration to the statements set forth in the Petition, and alter the Act for regulating the sale of fermented and spirituous liquors so as to permit storekeepers to sell a single bottle of spirituous and fermented liquors.
Ordered to lie on the Table.
A similar Petition was presented by Mr. Sinclair, from certain Inhabitants of Carlton.
Ordered to lie on the Table.
 3. MECHANICS' INSTITUTE, BALLAARAT.—Mr. Humffray moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that the sum of £500, lapsed vote of 1856, may be placed upon the Estimates for 1860, towards the erection and completion of a building for the Ballaarat Mechanics' Institute, on condition that the said Institute contribute an equal amount.
Debate ensued.
Question—put and resolved in the affirmative.
 4. MRS. DAVITT.—Mr. Grant moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that a sum not exceeding £1000 may be placed on the Supplementary Estimates for 1860, as compensation to Mrs. Davitt for the loss by herself and her late husband of their appointments as Head Master and Mistress of the National Model Training Schools in Melbourne.
Debate ensued.
Question—put and resolved in the affirmative.
 5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act further to amend and to consolidate the Law of Evidence,*" and acquaint the Legislative Assembly that they have agreed to the same, with the amendments thereunto annexed, to which they desire the concurrence of the Legislative Assembly.
Legislative Council Chamber,
22nd March, 1860.
(Signed) J. F. PALMER,
President.
- On the motion of Mr. Nicholson the Assembly ordered that the amendments be printed, and taken into consideration Wednesday, 23RD March instant.
6. MR. JOHN MECHOSK.—Mr. Henderson moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Additional Estimates for 1860 the sum of £523 16s., as compensation to Mr. John Mechosk, for his services as a discoverer of the Tarrangower, Kingower, and other Gold Fields.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 22.

Mr. Carr,	Mr. Lock,
Mr. Gavan Duffy,	Dr. Macadam,
Mr. Embling,	Mr. McLellan,
Mr. Frazer,	Mr. Prendergast,
Mr. Grant,	Mr. Sinclair,
Mr. Gray,	Mr. L. L. Smith,
Mr. Henderson,	Mr. Snodgrass,
Mr. Howard,	Mr. Woods.
Mr. Humffray,	
Dr. Hunter,	<i>Tellers.</i>
Mr. Ireland,	Mr. Carpenter,
Mr. J. Johnson,	Mr. Don.

Noes, 21.

Mr. Bailey,	Mr. Michie,
Mr. Bennett,	Mr. Myles,
Mr. Brooke,	Mr. Nicholson,
Mr. Cathie,	Mr. Riddell,
Mr. Ebden,	Mr. Service,
Mr. Francis,	Mr. J. T. Smith,
Mr. Greeves,	Mr. Wood.
Mr. Heales,	
Mr. King,	<i>Tellers.</i>
Mr. Lalor,	Mr. Anderson,
Mr. Martley,	Mr. Stephen.
Mr. McCulloch,	

And so it was resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to abolish Pensions to retiring Responsible Officers,*" and inform the Legislative Assembly that the Legislative Council have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
22nd March, 1860.

J. F. PALMER,
President.

Mr. Speaker having stated to the House that in his opinion one of the amendments made by the Legislative Council in this Bill was an infringement of the privileges of the House, if not in contravention of the 56th section of the Constitution Act—

Mr. Heales moved, That the Assembly agree with the amendments made by the Legislative Council in this Bill.

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

8. POINT OF ORDER.—Mr. Gavan Duffy having, in the course of debate, made a statement which was contradicted by Mr. Wood, and having declined, when called upon, to withdraw such statement, these Members, at the request of Mr. Speaker, withdrew from the House.

Mr. Brooke moved, That Mr. Speaker be requested to investigate this matter, and report his decision to the House.

Mr. Nicholson moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words "Mr. Duffy be requested to withdraw his statement."

Debate ensued.

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

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

Question—That Mr. Duffy be requested to withdraw his statement—put and resolved in the affirmative.

Ordered—That the Serjeant-at-Arms do request Mr. Gavan Duffy and Mr. Wood to attend in their places in this House.

And Mr. Gavan Duffy and Mr. Wood having resumed their places—

Mr. Speaker informed Mr. Gavan Duffy of the decision of the House, whereupon that Honorable Member submitted to the ruling of the House, and withdrew the statement made by him.

9. PENSIONS BILL.—Question—That the debate on the amendments made by the Legislative Council in this Bill be now adjourned until to-morrow—put and resolved in the affirmative.

10. BRIDGE OVER THE MOORABOOL.—Mr. Lalor moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place a sum not exceeding £2000 upon the Additional Estimates for 1860 for the purpose of erecting a bridge over the Moorabool, at or near Morrison's Diggings.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.		Noes, 18.	
Mr. Bennett,	Mr. Lock,	Mr. Gavan Duffy,	Mr. Riddell,
Mr. Brooke,	Dr. Macadam,	Mr. Ebden,	Mr. Service,
Mr. Carr,	Mr. Myles,	Mr. Francis,	Mr. Sinclair,
Mr. Carpenter,	Mr. J. T. Smith,	Mr. Gray,	Mr. Snodgrass.
Mr. Don,	Mr. Woods.	Mr. Heales,	Mr. Stephen,
Mr. Greeves,		Mr. King,	Mr. Wood.
Mr. Harrison,	<i>Tellers.</i>	Mr. Martley,	
Mr. Howard,	Mr. Humffray,	Mr. McCulloch,	<i>Tellers.</i>
Mr. Lalor,	Mr. Amsinck.	Mr. McLellan,	Mr. Bailey,
		Mr. Nicholson,	Mr. Pyke.

And so it passed in the negative.

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

- “*Lien Law Extension Bill—Second reading,—Adjourned debate,*”
- “*Coal Fields, Western District—Motion for Address to be considered in Committee,—Resumption of debate,*”
- “*Payment of Members of the Assembly—Resolutions in Committee to be reported,*” and
- “*Chinese Immigration Law Amendment Bill—Second reading,*” until Thursday, 5th April next ;
- “*Salaries Bill—Second reading,*” until Thursday, 29th March instant ;
- “*Divorce Bill—To be further considered in Committee,*” until Thursday 5th April next, and
- “*Liquors Sale Laws Amendment Bill—Second reading ;*”
- “*Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,*”
- “*Belfast Boundaries Bill—Third reading,*” and
- “*Partnership Law Amendment Bill—Second reading,*” until Thursday, 29th March instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 63.

FRIDAY, 23RD MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Carr presented a Petition from John Dunlop, of Steiglitz, miner, praying the House would recognise his claim as the first discoverer of Gold at Ballaarat and Poverty Point, which claim he is prepared to prove ; and, in order to ascertain the fact, that this House would be pleased to direct such steps as might be necessary to be taken.
Ordered to lie on the Table.
3. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Amsinck, Chairman, brought up the Report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
4. PAPERS.—Mr. Bailey presented—
Telegraphic Communication with Great Britain.—Further Correspondence and Papers relative to Telegraphic Communication between Great Britain and Australia, *via* Singapore and Java.
Ordered to be printed.
5. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twelfth Report from this Committee.
Ordered to be printed.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Supply—To be further considered in Committee,*” until Wednesday, 28th March instant ; and
“*Geelong and Melbourne Railway Purchase Bill—To be further considered in Committee,*” until Tuesday, 27th March instant.
7. MAIN TRUNK LINE RAILWAYS ACT AMENDMENT BILL.—On the motion of Mr. Francis, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Francis, read a third time and *passed*.
Mr. Francis moved, That the following be the title of the Bill :—
“*An Act to amend an Act intituled ‘An Act to authorize the construction of a
“Main Trunk Line of Railway from Melbourne to the River Murray and
“of a Main Trunk Line of Railway from Geelong to Ballaarat.’*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. REGISTRATION ACT AMENDMENT BILL.—On the motion of Mr. Nicholson, the Assembly agreed to the further amendment made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Nicholson, read a third time and *passed*.
Mr. Nicholson moved, That the following be the title of the Bill :—
“*An Act to amend the Law relating to Registration.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. **ARMED VESSELS REGULATION BILL.**—Mr. Nicholson moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Nicholson 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. Nicholson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Tuesday, 27th March instant, again resolve itself into the said Committee.
10. **CROWN LANDS SALES BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Tuesday, 27th March instant, again resolve itself into the said Committee.
11. **IMPOUNDING ACT COMMITTEE.**—Mr. Wilkie moved, pursuant to notice, That the name of Mr. Prendergast be added to the Impounding Act Committee, in the place of Mr. Keefer, resigned.
 Question—put and resolved in the affirmative.
12. **YAN YEAN WATER SUPPLY.**—Mr. Sinclair moved, pursuant to notice, That the names of Mr. J. S. Johnston and Mr. Carr be added to the Committee now sitting on the Yan Yeau Water Supply.
 Question—put and resolved in the affirmative.
13. **OVENS GOLD FIELDS WATER COMPANY.**—Mr. Wood moved, pursuant to *amended* notice, That the following Orders relating to Private Bills—viz., Standing Orders Nos. 4, 5, 7, 16, and 18—be suspended, and that leave be given to bring in a Bill for supplying the District of the Ovens with Water.
 Debate ensued.
 Mr. Frazer moved, That this debate be now adjourned.
 Question—That this debate be now adjourned—put and negatived.
 Question—That the following Orders relating to Private Bills—viz., Standing Orders Nos. 4, 5, 7, 16, and 18—be suspended, and that leave be given to bring in a Bill for supplying the District of the Ovens with Water—put and resolved in the affirmative by more than three-fourths of the members present.
 Mr. Wood then brought up a Bill, intituled “*A Bill for supplying the District of the Ovens with Water,*” and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time.
14. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
 “*Gold Fields Act Amendment Bill—Consideration of Report,*” until Tuesday, 27th March instant;
 “*Mr. Mechosk—Motion for Address—To be considered in Committee,*” until Wednesday, 28th March instant; and
 “*Pensions Bill—Amendments of Legislative Council to be taken into consideration—Adjourned debate on,*” until Tuesday, 27th March instant.
- Assembly adjourned at ten minutes to twelve o'clock, until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 64.

TUESDAY, 27TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RETURN TO WRIT.—Mr. Speaker announced that he had received a return to the Writ he had issued for the election of a Member to serve in the Assembly for the Electoral District of Ovens, by which it appeared that John Donald, Esq., was duly elected in pursuance thereof.
3. PAPERS.—Mr. Nicholson presented—
Mining Leases, Ballaarat.—Return to an Order of the Legislative Assembly, dated 9th February, 1860, for a Return of Applications for Mining Leases in the Mining District of Ballaarat up to the 31st December, 1859, specifying the dates and particulars of the several applications, distinguishing such as have been approved and gazetted, or objected to and refused; also, the number of leases actually issued, to whom and when, and the number of applications that have been countermanded or abandoned, either before or after approval.
Ordered to lie on the Table.
Mr. Wood presented—
Careless Use of Fire.—Return to an Order of the Legislative Assembly, dated 14th February, 1860, for a Return of the number of convictions under the Act to prevent the careless use of fire.
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 :—
“*Mining Partnerships Limited Liability Bill—To be further considered in Committee,*” until Tuesday, 3rd April next;
“*Customs Act Amendment Bill—Second reading,*” until to-morrow;
“*Geelong and Melbourne Railway Purchase Bill—To be further considered in Committee,*” until after the consideration of the sixth Order for to-day; and
“*Armed Vessels Regulation Bill—To be further considered in Committee,*” until to-morrow.
5. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on to-morrow, again resolve itself into the said Committee.
6. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill and agreed to the same with amendments, some of which not being within the title of the Bill the Committee had altered the title accordingly.
Ordered—That the Report be taken into consideration to-morrow—Bill as amended to be printed.

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

“*Aborigines—Consideration of Report from Select Committee,*” until to-morrow ;

“*Pensions Bill—Amendments of Legislative Council to be taken into consideration—Adjourned debate,*” until Tuesday, 3rd April next ; and

“*Mrs. Davitt—Motion for Address—To be considered in Committee,*” and

“*Gold Fields Act Amendment Bill—Consideration of Report,*” until to-morrow.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 65.

WEDNESDAY, 28TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that in the amendments attached to the "*Law of Evidence Amendment Bill*," in the following amendment—Clause II., line 8, leave out "prothonotary" and insert "proper officer," a clerical error occurred in the transcription, by which "line 7" was substituted for "line 8," which error the Legislative Council request may be rectified by the proper officer.

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, , 1860.

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

*Third further Additional Estimates for the Year 1860 ;
and
Further Supplementary Estimates for the Year 1859.*

Message, No. 4.

HENRY BARKLY,

Governor.

The Governor transmits to the Legislative Assembly Third further Additional Estimates for the Year 1860 ; and Further Supplementary Estimates for the Year 1859, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
27th March, 1860.

Ordered to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply,

4. PETITIONS.—Mr. Lalor presented a Petition from John Wylie, styling himself Chairman of the Indented Heads Farmers' Association, praying the House would as speedily as possible carry out such a reform of the present fiscal regulations of the Colony as would afford a wise and discriminate protection to all branches of Colonial industry.

Ordered to lie on the Table.

Mr. Stephen presented a Petition from the Municipal Council of East Collingwood, under the corporate seal of the Municipality, praying the House to cause a portion of the Legislative Grant of £50,000 to the Gold Fields to be applied in testing their capability to supply water on the principle of Artesian wells.

Ordered to lie on the Table.

5. PRIVILEGE.—Mr. Hadley having acquainted the House that he had received a summons issued under the seal of the County Court at Melbourne, bearing date the 27th day of March instant, requiring him to answer, on a ~~day~~ therein named, the plaint of Peter Edwin Henderson, residing at Melbourne ; by which plaint the said Peter Edwin Henderson sought to recover the sum of £21 (the particulars whereof were annexed to the said summons) and that it appeared by the said summons the attorney of the said Peter Edwin Henderson was Mr. T. Hancock, carrying on business at 35, Queen street, Melbourne ; and further, that by such particulars, the said amount of £21 was claimed as being due for attendances as witness before the Kyneton Railway Deviation Committee—On the motion of Mr. Horne, the Assembly ordered that the said Peter Edwin Henderson and his said attorney, T. Hancock, do attend this House to-morrow.

6. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Francis, the Assembly ordered that the following Order of the Day be read and discharged—
“Geelong and Melbourne Railway Purchase Bill—Consideration of Report.”
7. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—Mr. Francis then moved, That this Bill be recommitted to a Committee of the whole Assembly for reconsideration.
 Question—put and resolved in the affirmative.
 And on the further motion of Mr. Francis, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration, Friday, 30th March instant.—Bill as amended to be printed.
8. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the third Order for to-day :—
“Law of Evidence Amendment Bill—Amendments of Legislative Council—To be taken into consideration.”
9. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
 Resolved—That this House will, on Friday next, again resolve itself into the said Committee.
10. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“Law of Evidence Amendment Bill—Amendments of Legislative Council—To be taken into consideration ;”
“Customs Act Amendment Bill—Second reading ;”
“Armed Vessels Regulation Bill—To be further considered in Committee,” and
“Supply—To be further considered in Committee,” until Friday, 30th March instant.
“Mr. Mechosk—Motion for Address—To be considered in Committee,” until Thursday, 26th April next.
“Aborigines—Consideration of Report from Select Committee,” and
“Mrs. Davitt—Motion for Address—To be considered in Committee,” until to-morrow, and
“Gold Fields Act Amendment Bill—Consideration of Report,” until Friday, 30th March instant.
11. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales moved, pursuant to notice, That Mr. Sinclair be relieved from further attendance as a member of the Railway Contracts Committee.
 Question—put and resolved in the affirmative.
12. RAILWAY CONTRACTS COMMITTEE.—Mr. Frazer moved, pursuant to notice, That Mr. Woods be relieved from further attendance as a member of the Railway Contracts Committee.
 Debate ensued.
 And the House having continued to sit till after twelve of the clock—

THURSDAY, 29TH MARCH, 1860.

Question—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 66.

THURSDAY, 29TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Experimental Farm.—Progress Report of the Director of the Experimental Farm to January, 1860.
Ordered to lie on the Table.
Mr. Nicholson also presented—
Mr. Edward Hill.—Return to an Order of the Legislative Assembly, dated 16th March, 1860, for—
 - (1.) Copies of the correspondence between Edward Hill and the Government respecting the Blackwood Gold Field, since January 20th, 1857, with the minutes attached to them, and also the minutes attached to the correspondence previous and up to this date.
 - (2.) A copy of the report of the Chief Commissioner of the Gold Fields, of Captain Standish, and Mr. Mackenzie, respecting Blackwood Gold Fields.
 Ordered to lie on the Table.
3. PETITIONS.—Mr. Riddell presented a Petition from certain inhabitants of Mount Blackwood, in favor of the Bill for legalizing the Sale of Fermented and Spirituous Liquors by Storekeepers and others in small quantities.
Ordered to lie on the Table.
Mr. Heales presented a Petition from certain ratepayers of the Alberton Road Board District, praying that a Bill might be brought into this House for giving effect to the resolution of last session, that wherever District Road Boards are established, the main roads, and the funds voted by Parliament for their construction, shall be placed under the control of such District Road Board.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Thirteenth Report from this Committee.
Ordered to be printed.
5. PRIVILEGE.—The Order made by this House yesterday, that Peter Edwin Henderson and T. Hancock do attend this House this day, having been read by the Clerk, and the Serjeant-at-Arms having informed the House that these gentlemen were in attendance—
Ordered—That Mr. Henderson be now called in.
And Mr. Henderson having appeared at the Bar of this House, was interrogated by Mr. Speaker as follows :—
What is your name?—Peter Edwin Henderson.
Where do you reside?—In Melbourne.
What is your profession?—Civil Engineer.
Have you commenced an action in the County Court against a Member of this House—
Mr. Hadley, the honorable Member for Kyneton?—I gave instructions to my solicitor to commence an action against him after an admission—
Was it on account of expenses for your attendance as a witness before a Select Committee of this House?—Before the Select Committee on the Kyneton Deviation.
Do you intend to proceed with that action?—I have left it entirely in the hands of my solicitor.
Have you any explanation to offer to the House with respect to it?—I shall be very happy to give an explanation of all matters if you wish it.

Now is your opportunity?—Some few days after the North Kyneton Deviation Committee sat, Mr. Hadley walked into my chambers, with a letter in his hand, and he said—one honorable Member of this House was present I believe in my chambers—he said, “I have had a letter from Mr. Zeal, asking for his expenses for coming down and giving evidence on the North Kyneton Deviation.” I replied, “Well, I think it is time for a poor man like me to apply, when rich men apply so quickly.” He said, “You ought to apply for your expenses;” and I said, “Very well, I shall do so; but as it was never my intention to do so, I shall apply it to the Hospital whatever I gain from it. My charge will be ten guineas a day for two days, that will be twenty guineas, and I shall give it to the Hospital as soon as I get it.” He said, “You are very liberal in doing so.” I met Mr. Hadley afterwards, I believe once or twice, and he said I had not left him the account; and he named it to me two or three times in the street, and I said, “Well.” It seemed some ill feeling had got up with him and the North Kyneton Deviation, and he named it again, and I wrote him a note for it. He did not reply to that note. I sent him a second one, and he replied, and he said he had referred it to the Clerk of the House. I wrote to that gentleman, and he said he knew nothing about it. I then wrote again to Mr. Hadley, saying that if I did not get it I should put it into the hands of my solicitor.

Are you acquainted with the rules of this House as regards payment of their expenses to witnesses?—I am not.

Did you make any inquiries?—I did not.

Did you apply to the Clerk of this House for payment of your expenses?—I did by letter.

Did you write any letter to any Member of this House relative to the Kyneton Deviation.—[No answer.]

Did Mr. Hadley call upon you at your chambers as Chairman of this Committee, or as a private individual desirous of obtaining information?—I believe he called as a private individual.

Have you stated accurately all that passed between you and Mr. Hadley?—Yes, I have stated as near as it is possible for me to state.

May I trouble you to repeat in substance, what passed between Mr. Hadley and you?—Mr. Hadley brought a letter in his hand as he came up into my chambers. He held out the letter and said, “I have had a letter from Mr. Zeal this morning rather quickly, asking me where he is to get his professional fees or expenses.” I am not sure which. And I said, “Well, I think he is rather quick for a rich person like him; and I think it is time for a poor person like myself to look after his.” I said, “Is it usual to pay?” and he said, “Yes; you will be paid for the time that you were subpoenaed for.” I said, “Well, Sir, I shall give it to the Hospital.” And I think he spoke a day or two before of the Lying-in Hospital, and I said, “Well, I shall give mine to the Hospital.” And since then that which bears me out has come to my remembrance that a gentleman of the name of Sands, from Kyneton, whom I have not seen since, said to me, “Mr. Hadley has been boasting of your charity that you are going to give your professional fees to the Lying-in Hospital.” I said, “I have promised and intend to keep my word.”

When did this occur?—A few days after the Committee sat, I think.

Cannot you bring to mind the day—the Committee were sitting for some time?—It was after the conclusion of the Committee.

Had anything passed between you and Mr. Hadley with respect to any services you were to render to the Kyneton Committee?—No.

So that all that did occur between you and Mr. Hadley you have stated to the House?—I think so.

And all that he said, as I understand from you, is that you would be paid?—Yes.

Not that he would pay you—that you would be paid?—Oh, yes, I think so.

That was the expression?—The expression was just as I have now said—“You will be paid for whatever time you have been subpoenaed for.”

You say that you wrote to the Clerk of the House—do you mean Mr. Barker?—Yes.

Did you ever receive a reply from Mr. Barker?—Yes, I did.

What was that reply?—That he had never heard anything of it; and I understood from Mr. Hadley that he had referred it to the Chairman of the House.

Was that the only reply?—Yes, it was the only reply.

Did you not get some information from Mr. Barker to the effect that residents in town were not entitled to payment?—I think that was in the reply.

Was that a portion of it or not?—I think it was a portion of it.

That you were not entitled to your expenses as a resident in town?—I do not remember; but I think my solicitor will have the letter.

Was it subsequently to the letter to Mr. Barker that you sent the papers to your solicitor and had the process issued?—Yes.

Have you got the letter you speak of from Mr. Barker?—I think my solicitor had it.

I think you said that Mr. Hadley referred you to the Clerk of the House?—He did.

You said you had left the case in the hands of your solicitor?—Yes.

To press it on to a conclusion?—I have left it in his hands.

When that conversation took place were you aware that you were committing a breach of the privileges of this House?—No, or I should not have done it.

It was in consequence of Mr. Hadley's calling upon you in your chambers and informing you that you were entitled to your expenses that you looked to Mr. Hadley?—Yes of course.

Did Mr. Hadley go to you and remonstrate with you on your conduct?—No, he never came near me.

Nor had he any communication with you before he moved the matter in this House;—Never.

Did your solicitor inform you after writing the letter at your request, that Mr. Hadley called upon him?—No.

Mr. Hancock has never told you in any way that Mr. Hadley called upon him in reference to your letter?—He never told me that Mr. Hadley had called upon him at all.

Nor that he had seen Mr. Hadley anywhere?—He told me he had seen him in the street.

Did he tell you the conversation that occurred between him and Mr. Hadley upon the subject of the demand you made?—No, I think not. I asked him this morning if what Mr. Hadley had stated in the House last night was correct, and he said, "Most decidedly not! Most decidedly not!"

When were you served with the summons to appear before the Select Committee?—I do not know.

Where did you receive the summons to appear before the Select Committee?—In that room.

You did not come to the Committee because of that summons?—No.

Did you give your evidence before you received that summons?—I do not remember.

Do you remember the circumstances under which you received the summons at all?—No.

Do you recollect writing a letter dated the 1st day of February, to Mr. Hadley, or do you recollect receiving a letter from him about the 29th February?—I think I did.

Directing you to apply to the Clerk of the Assembly?—Yes, I named that before.

Do you remember writing Mr. Hadley an answer to that letter?—I think it is very likely I did; I do not remember.

You said in answer to a question that was put to you just now, you were not aware you were committing a breach of privilege in having instructed your solicitor to serve the Chairman of the Kyneton Deviation Committee with a writ of summons?—I should never have done it if I had been aware that it was a breach of privilege.

You are sure you were not aware of it?—Yes.

Being aware now that such is the fact, do you intend to continue that action?—Certainly not.

Mr. Henderson was then ordered to withdraw, and having withdrawn—

Ordered—That Mr. T. Hancock be now called in.

And Mr. Hancock having appeared at the Bar of this House, he was interrogated by Mr. Speaker as follows:—

What is your name?—Theodore Hancock.

Where do you reside?—I reside at Richmond.

What is your profession?—Solicitor.

Have you taken proceedings in the County Court against a Member of this House—Mr. Hadley, the honorable Member for Kyneton?—I have, and against other Members, but not in their capacity of Chairman or member of any Committee of this House.

Was the case in which you have taken proceedings in the County Court respecting any proceedings before a Select Committee of this House?—It was for attendance as a witness at a Committee of this House, at the request, as I am instructed, of the honorable Member, Mr. Hadley.

Do you intend to proceed with that case?—Most decidedly I intend going on with it. My instructions are, that the honorable Member not only requested my client to attend upon this Committee, but that he also promised him payment; and, Sir, in answer to that question, I would simply refer to the summons itself, which will show that he is not sued in his capacity of Chairman of the Committee at all, but as any other private person, and upon his promise to pay. Upon reference to the summons that will be discovered.

Have you any further explanation to offer to the House on the subject?—I have, Sir; I contend that it is not a breach of privilege at all.

You are not to enter into that question, but merely to give an explanation if you have any such to offer?—All I contend for is, that I have the right (not that I am instructed to bring an action against a Member of Parliament but that I had the right) to bring the action without its being any breach of privilege; I refer to the Act of 10 George III., chapter 50. No doubt it may be very convenient for that honorable Member, or any other honorable Member, to shield himself from actions by pleading that they are Members of Parliament.

You are not to enter into that question?—Then I say, Sir, that I brought the action against him simply as a private individual, and not as the Chairman of the Committee at all, and it will be found in "May" that when an attorney was called to the Bar of the House it was thought that it was a breach of privilege to bring an action

against a Member of Parliament, but by the 10th George III., which is extant in this colony, actions are allowed against Members of Parliament in person—"any person or persons shall and may, at any time, commence and prosecute any action or suit in any court of record, or court of equity, or of admiralty, and in all causes matrimonial and testamentary in any court having cognizance of causes matrimonial and testamentary against any Peer or Lord of Parliament of Great Britain, or against any of the Knight, Citizens, and Burgesses, and the Commissioners for Shires and Burghs of the House of Commons of Great Britain, for the time being, or against their or of their menial or other servants, or any other person entitled to the privilege of Parliament." It was before that, as it is laid down in "May," that attorneys—

You are referring altogether to private suits, and not to the case before this House. I understood you to say you brought this action because you conceived you had a right to do so?—Yes.

Were you aware that you were infringing the privileges of this House?—Certainly not; neither do I still think so.

I understand you to say that you summoned the honorable Member for Kyneton as a private individual. I would wish to ask you this question—when you addressed a note to Mr. Hadley, did you address him as Chairman of the Kyneton Deviation Committee?—I addressed no note to him at all.

Are you aware that a note was written asking for payment of this money by any person in your office?—Yes.

Was it addressed to the Chairman of the Kyneton Deviation Committee?—Very likely; I have no doubt it was. The note was shown to me by Mr. Hadley himself in the street.

Mr. Speaker having informed Mr. Hancock that he could not now be allowed to argue upon the authority of this House to entertain this matter, and discussion arising thereon, Mr. Hancock was directed to retire from the House.

Mr. Barton then moved, That Mr. Hancock be allowed to proceed with his statement, as far as it may be within the rules of this House.

Debate ensued.

Question—put and negatived.

Mr. Hancock having been again called to the Bar of the House, was further interrogated as follows:—

I have to acquaint you that you are at liberty to offer any explanation as to the conduct you have pursued in respect to this action, but you are not at liberty to enter into an argument as to the question of privilege. I now wish to ask you, that should you be made aware that this House considers it a breach of privilege to bring this action, it would still be your intention to carry on that action?—If the House resolves that it is a breach of privilege after hearing my explanation, I certainly should not think of doing so.

Was it in consequence of Mr. Hadley's calling upon your client and promising to pay, that you commenced this action, or was it in consequence of his being Chairman of the Kyneton Deviation Committee?—In consequence of his having instructed us that Mr. Hadley had promised payment of this amount, and on reference to the summons it will be seen that he is not sued as Chairman of the Committee but is sued the same as any other private individual upon a promise to pay.

Do I understand you to say that you did not intend in any case to sue a Member of this House in that capacity?—Certainly not.

And that if you had been aware that your doing so in the present case was a breach of privilege you would not have sued him?—Certainly not; and you will find that he is not sued as such.

I am not entering into that question. I am asking you whether if that were the case you would have sued him?—I should not.

I ask you frankly and fairly, did you not know that Mr. Hadley was being sued at the time you issued that Writ, as Chairman of that Committee?—I can answer quite as frankly for I advised Mr. Henderson that an action would not lie against Mr. Hadley as Chairman of the Committee, but that it would lie against him only as a private individual.

You say that you were not aware that you were committing any breach of the privileges of this House?—Certainly not.

I believe you sat in this House for some twelve months or more?—I did so.

Do I understand you to say, that if it had not been for this conversation between Mr. Hadley and Mr. Henderson you would not have thought of bringing this action against Mr. Hadley?—I certainly should not.

You were aware at the time you were instructed by your client to summon Mr. Hadley that it was to summon him for services rendered to a Committee appointed by this House to enquire into the Kyneton deviation?—Yes.

Then do you think that you were proceeding in a right course in summoning that honorable Member, as a private gentleman, for services rendered to a public Committee?—I think I was. If you were to call upon me and ask me to attend a Committee of this House, and if you promised me payment, I should be right in suing you.

Having been a Member of this House for some time, are you not aware that the Chairman of a Committee has authority to summon parties to give evidence?—Yes, I believe so; I have never been summoned.

And are they not compelled to attend?—I believe so.

And when a party attends as a witness who resides within a certain distance of Melbourne he cannot put in a claim for payment?—Yes.

When Mr. Henderson attended here did he attend on a summons to appear before the Committee?—I am not aware; I have seen no summons at all.

Did you not know that your client attended to give evidence upon a public Committee?—He had given his evidence before I saw him.

You are aware he had attended that Committee?—Yes.

And on public business?—Yes.

And that Mr. Hadley was the Chairman of that Committee?—Mr. Hadley was the Chairman of that Committee.

And yet you sued Mr. Hadley as a private gentleman for services rendered by your client to that public committee?—Yes. Mr. Hadley, I understood, had some personal interest in this deviation question, and was interested in getting evidence upon the question, and was desirous to call witnesses.

Is this—[*handing a letter*]—in your handwriting?—No, it is not in my writing.

Do I understand you rightly—that you commenced this action against Mr. Hadley on account of his request to Mr. Henderson to attend as a witness, and that as a private individual, apart altogether from his either being a Member of this House or the Chairman of the Committee?—Certainly; because my proceeding would have been very foolish indeed, after the honorable Member admitted himself that I told him that there was no right of action against him as Chairman of the Committee. It is self evident after telling him that—that there was no right of action against him as Chairman of the Committee—I told him that I did not bring it against him as Chairman of the Committee, but as a private individual.

Do you remember Mr. Hadley showing you this letter—[*handing the same*]—?—Perfectly well.

Do you remember at that time stating that you had heard nothing about it?—I do.

Had the action been commenced by you then?—Not by me, but by a person in the office in my name.

Therefore you could not have advised Mr. Henderson on this subject till the suit was commenced?—That is not the commencement of the suit—that is the letter which was written and sent from the office. Mr. Hadley was not sued as Chairman of the Committee, but because the right of action was against him upon promise of payment.

If it is not a breach of the privilege of attorney and client, did Mr. Henderson at any time ever tell you that Mr. Hadley had requested him to attend this Committee?—Yes.

Did he ever say that Mr. Hadley requested him either privately or personally to attend this Committee?—[*No answer.*]

Mr. Hancock was then ordered to withdraw, and having withdrawn—

Mr. Michie moved, That, whilst this House is of opinion it is a high contempt and a breach of the privileges of this House to demand or sue for payment from any of its Members in respect of any services rendered before a Committee of the House, this House considers that, upon the statements made by Messrs. Henderson and Hancock at the "Bar," it is uncertain whether the Honorable Member for Kyneton has not made himself personally liable for Mr. Henderson's claim, and therefore this House is of opinion that the action commenced against Mr. Hadley should be left to take the usual course.

Debate ensued.

Mr. Lalor moved, as an amendment, That all the words after the word "Bar" be omitted with a view to insert, instead thereof, the words, "they were not aware they were committing a breach of the privileges of this House in commencing the suit against the Honorable Member for Kyneton, and as they have expressed their intention not to proceed with such action, if informed that such proceeding be a breach of the privileges of this House, Mr. Speaker be requested to inform those gentlemen that such proceeding is a breach of privilege, and to order them to discontinue this action."

Debate continued.

The summons issued from the County Court in this case, and a letter addressed by Messrs. Hancock and Duffett to Mr. Hadley, and letters addressed by Mr. Henderson to the Clerk of the Assembly, dated respectively the 28th and 29th February last, were severally read by the Clerk.

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

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

Question—That, whilst this House is of opinion, it is a high contempt and a breach of the privileges of this House to demand or sue for payment from any of its Members in respect of any services rendered before a Committee of the House, this House considers that, upon the statements made by Messrs. Henderson and Hancock at the Bar, they

were not aware they were committing a breach of the privileges of this House in commencing the suit against the Honorable Member for Kyneton, and as they have expressed their intention not to proceed with such action if informed that such proceeding be a breach of the privileges of this House, Mr. Speaker be requested to inform those gentlemen that such proceeding is a breach of privilege, and to order them to discontinue this action—put and resolved in the affirmative.

Mr. Henderson and Mr. Hancock were again called in.

Mr. Speaker.—Mr. Henderson and Mr. Hancock—I have to acquaint you that the House has taken into full consideration the whole of the circumstances of this case, and has come to the determination that proceeding with this action would be a breach of its privileges, and I am to order you to discontinue this action forthwith, or otherwise you will bring yourselves under the censure and under the punishment of the House. I suppose I may presume, that in accordance with your promise you will do so?—(*Mr. Hancock.*)—If I may be allowed one word of explanation: I have already stated that if the House should pass a resolution to the effect that the action is a breach of the privilege of the House, I should discontinue the action, and I shall do so most distinctly.

Messrs. Henderson and Hancock were then directed to withdraw.

6. **POSTPONEMENT OF BUSINESS.**—On the motion of Mr. Heales, the Assembly ordered that the consideration of all the Orders of the Day, and of the Notices of Motion No. 1 to No. 10, both inclusive, and No. 12, be postponed until after the consideration of the Notices of Motion Nos. 11 and 13.
7. **RAILWAY CONTRACTS COMMITTEE.**—Mr. Heales moved, pursuant to notice, That the Select Committee on Railway Contracts have permission from this House to sit during the Easter recess, and to adjourn from place to place.
Question—put and resolved in the affirmative.
8. **RAILWAY CONTRACTS COMMITTEE.**—Mr. Heales moved, pursuant to *amended* notice, That Mr. Greeves and Mr. Brooke be added to the Railway Contracts Committee.
Question—put and resolved in the affirmative.
9. **MUNICIPALITIES ACT AMENDMENT BILL.**—Mr. Loader moved, That this Bill be now read a second time.
Debate ensued.
Question—That this Bill be now read a second time—put.
Assembly divided.

Ayes, 21.

Mr. Bennett,	Dr. Macadam,
Mr. Ebdon,	Mr. Michie,
Mr. Firebrace,	Mr. Sinclair,
Mr. Frazer,	Mr. J. T. Smith,
Mr. Gray,	Mr. L. L. Smith,
Mr. Greeves,	Mr. Stephen,
Mr. Harrison,	Mr. Woods.
Mr. Henderson,	
Mr. Hood,	
Mr. Humffray,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Amsinck,
Mr. Loader,	Mr. McCulloch.

Noes, 18.

Mr. Anderson,	Mr. Prendergast,
Mr. Carr,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Grant,	Mr. Verdon,
Mr. Heales,	Mr. Wood.
Mr. Houston,	
Mr. Lock,	<i>Tellers.</i>
Mr. Martley,	
Mr. McMillan,	Mr. Pyke,
Mr. Myles,	Mr. Howard.
Mr. Nicholson,	

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

Mr. Loader 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. Loader Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

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

10. **MEDICAL PRACTITIONERS BILL.**—Mr. L. L. Smith moved, That this Bill be “now” read a second “time.”

Debate ensued.

Mr. Humffray moved, That the word “now” be omitted, and the words “this day six months” be added after the word “time.”

Debate continued.

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

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

Question—That this Bill be read a second time this day six months—put and resolved in the affirmative.

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

- “*Imprisonment for Debt Abolition Bill—To be further considered in Committee,*”
- “*Insolvent Laws Amendment Bill (2)—Second reading,*”
- “*Roads, Avoca District—Motion for Address to be considered in Committee,*”
- “*Frauds on Creditors Prevention Bill—To be further considered in Committee,*” and
- “*Public Education Bill—Second reading,*” until Thursday, 26th April next;
- “*Lien (Contractors and Workmen) Bill—Second reading,*” until Thursday, 19th April next;
- “*Publicans Act Amendment Bill—Consideration of Report,*” and
- “*Supreme Court Sittings Bill—To be committed,*” until Thursday, 26th April next;
- “*Ballaarat Mechanics’ Institute—Motion for Address—To be considered in Committee,*” until to-morrow;
- “*Salaries Bill—Second reading,*” until Thursday, 19th April next;
- “*Liquors Sale Laws Amendment Bill—Second reading,*” and
- “*Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee,*” until Thursday, 26th April next;
- “*Belfast Boundaries Bill—Third reading,*” until Thursday, 19th April next; and
- “*Partnership Law Amendment Bill—Second reading,*”
- “*Aborigines—Consideration of Report from Select Committee,*” and
- “*Mrs. Davitt—Motion for Address—To be considered in Committee,*” until Thursday, 26th April next.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

.VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 67.

FRIDAY, 30TH MARCH, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. BROWN'S DIGGINGS.—Mr. Lock, by leave of the Assembly, moved, That the Select Committee on this subject have permission to sit to-morrow.
Question—put and resolved in the affirmative.
3. PETITION.—Mr. Wood presented a Petition from Singleton Rochfort, of Saint Kilda, in the suburbs of Melbourne, barrister-at-law, praying this House would take the statements set forth in the Petition into consideration and adopt such measures as might be deemed meet for compelling His Honor Sir William Foster Stawell, Knight, to refrain from being discourteous, rude, or insulting to the Petitioner while discharging the duties of counsel in the Supreme Court, and otherwise to demean himself well in the office of Chief Justice of the said Court; and further that this House would be pleased to adopt such measures as should cause a provision to be made for the better administration of justice in the Colony, by which no person shall in future be eligible for appointment to any judicial office, either in the said Court or in any other, unless his competency for the same shall have been previously enquired into and ascertained.
Question—That this Petition do lie on the Table—put.
Assembly divided.

Ayes, 25.	Noes, 10.
Mr. Anderson, Mr. Barton, Mr. Brooke, Mr. Carr, Mr. Gavan Duffy, Mr. Embling, Mr. Firebrace, Mr. Grant, Mr. Gray, Mr. Greeves, Mr. Hood, Dr. Hunter, Mr. King, Mr. Lalor,	Mr. Lock, Mr. McCulloch, Mr. McLellan, Mr. Nicholson, Mr. Service, Mr. J. T. Smith, Mr. Wood, Mr. Woods, Mr. Woolley.
	Mr. Aspinall, Mr. Bennett, Dr. Evans, Mr. Horne, Dr. Macadam, Mr. Martley,
	Mr. Prendergast, Mr. Sinclair. <i>Tellers.</i> Mr. Pyke, Mr. Francis.

- And so it was resolved in the affirmative.
4. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Fourteenth Report from this Committee.
Ordered to be printed.
 5. ADJOURNMENT OF THE ASSEMBLY.—Mr. Nicholson moved, pursuant to notice, That the House, at its rising this day, do adjourn till Tuesday, the 17th of April.
Debate ensued.
Question—put and resolved in the affirmative.
 6. RETURN TO WRIT.—Mr. Speaker announced that he had this day received a return to the Writ he had issued for the election of a Member to serve for the Electoral District of Evelyn, by which it appeared that William Halse Gatty Jones was duly elected in pursuance thereof.
 7. NEW MEMBER SWORN.—W. H. G. Jones, Esq., was then introduced, and having taken the oath, took his seat as Member for the said district.
 8. INTESTATE ESTATES BILL.—Mr. Wood moved, pursuant to *amended* notice, That he have leave to bring in a Bill to make better provision for the preservation and management of the Estates of deceased Persons in certain cases.
Question—put and resolved in the affirmative.
Ordered—That Mr. Wood and Mr. Nicholson do prepare and bring in the Bill.
Mr. Wood then brought up a Bill, intituled, "*A Bill to make better provision for the preservation and management of the Estates of deceased Persons in certain cases,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 17th April next.

9. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the several Orders of the Day for Tuesday, 3rd, and Thursday, 5th April next, be adjourned as under :—
- “*Mining Partnerships Limited Liability Bill—To be further considered in Committee,*” and
 - “*Pensions Bill—Amendments of Legislative Council to be taken into consideration,*” until Tuesday, 17th April next ;
 - “*Lien Law Extension Bill—Second reading—Adjourned debate,*” until Thursday, 10th May next ;
 - “*Coal Fields, Western District—Motion for Address to be considered in Committee, —Resumption of debate,*” until Thursday, 19th April next ;
 - “*Payment of Members of the Assembly—Resolutions in Committee to be reported,*” until Friday, 4th May next ;
 - “*Chinese Immigration Law Amendment Bill—Second reading,*” until Thursday, 26th April next ; and
 - “*Divorce Bill—To be further considered in Committee,*” until Thursday, 3rd May next.
10. **DISCHARGE OF ORDER OF THE DAY.**—On the motion of Mr. Francis, the Assembly ordered that the following Order of the Day be read and discharged—
- “*Geelong and Melbourne Railway Purchase Bill—Consideration of Report.*”
11. **GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.**—Mr. Francis moved, That this Bill be now re-committed to a Committee of the whole Assembly.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Francis, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
- Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 17th April next.—Bill, as amended, to be printed.
12. **CUSTOMS ACT AMENDMENT BILL.**—Mr. Pyke moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.—Bill read a second time.
- Mr. Pyke moved, That this Bill be now committed to a Committee of the whole House.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Pyke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
- Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 17th April next, again resolve itself into the said Committee.
13. **CROWN LANDS SALES BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 17th April next, again resolve itself into the said Committee.
14. **ARMED VESSELS REGULATION BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair ; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, on Tuesday, 17th April next, again resolve itself into the said Committee.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Supply—To be further considered in Committee,*”
 - “*Law of Evidence Amendment Bill—Amendments of Legislative Council—To be taken into consideration,*” until Tuesday, 17th April next ;
 - “*Gold Fields Act Amendment Bill—Consideration of Report,*” until Wednesday, 18th April next ; and
 - “*Ballaarat Mechanics’ Institute—Motion for Address—To be considered in Committee,*” until Tuesday, 17th April next.

Assembly adjourned at thirteen minutes to twelve o’clock until Tuesday, 17th day of April next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 68.

TUESDAY, 17TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Board of National Education—Rules.
Ordered to lie on the Table.
3. PETITION.—Mr. Greeves presented a Petition from the Geelong Chamber of Commerce praying the House would give the Bill to simplify the laws relating to the transfer and encumbrance of Real Property immediate attention, in order that suitable legislation on the subject might be secured during the present Session of Parliament.
Ordered to lie on the Table.
4. NEW MEMBER SWORN.—John Donald, Esq., was introduced and sworn, and took his seat as member of the Assembly for the Electoral District of Ovens.
5. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales, by leave of the Assembly, moved that he have leave to bring up a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. Heales then brought up a Progress Report from the Committee.
Report read, and—together with the proceedings of the Committee, and the evidence taken respecting the culverts over Barker's Creek—ordered to be printed.
6. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—On the motion of Mr. Francis the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Francis, read a third time.
Mr. Francis then moved, That the following words be inserted in line 4, Clause XIV., after the word "Board," viz., "of Land and Works."
Question—put and resolved in the affirmative.
Mr. Francis moved, That the Bill do now pass.
Question—put and resolved in the affirmative.
Mr. Francis moved, That the following be the title of the Bill :—
*"An Act to incorporate the Board of Land and Works and to vest in the said
Board the Undertaking of the Geelong and Melbourne Railway Company
and other property."*
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
7. CUSTOMS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration, Friday, 20th April instant—Bill as amended to be printed.
8. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

WEDNESDAY, 18TH APRIL, 1860.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same, with amendments, the Assembly ordered the same to be taken into consideration, Friday, 20th April instant.—Bill as amended to be printed.

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

“*Intestate Estates Bill—Second reading,*” until Friday, 20th April instant.

“*Mining Partnerships Limited Liability Bill—To be further considered in Committee,*” until Tuesday, 24th April instant.

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

“*Armed Vessels Regulation Bill—To be further considered in Committee ;*” and

“*Law of Evidence Amendment Bill—Amendments of Legislative Council—To be taken into consideration,*” until this day.

“*Pensions Bill—Amendments of Legislative Council—To be taken into consideration,*” until Tuesday, 24th April instant.

“*Ballaarat Mechanics Institute—Motion for Address—To be considered in Committee,*” until this day.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 69.

WEDNESDAY, 18TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
 Grant for Religious Purposes.—Copy Letter of application for a portion of the grant of Money appropriated to religious purposes by the Church known as the Presbyterian Church of Victoria, or for any section or sections of it, for the year 1860.
 Ordered to lie on the Table.
 Mr. Francis presented—
 Railway Department.—Report from the Engineer-in-Chief of the Railway Department on certain works near Castlemaine.
 Ordered to be printed.
3. PETITIONS.—Mr. Harrison presented a Petition from certain inhabitants of Geelong and the Western District, praying the House would give immediate attention to the Bill for the transfer and incumbrance of Real Property, in order that suitable legislation thereon might be secured during the present Session of Parliament.
 Ordered to lie on the Table.
 Mr. Serjeant presented a Petition from certain Bankers, Merchants, and Traders of Ballarat, praying the House would pass the Bill now under consideration, intituled "*The Insolvent Laws amendment Bill*," so that not only that, but the other large districts therein mentioned, might speedily reap the advantages deriving therefrom.
 Petition read, and ordered to lie on the Table.
 Mr. King presented a Petition from certain Electors of Victoria, praying that the Real Property Bill, sent down from the Legislative Council, might be proceeded with by this House with all convenient despatch, in order to ensure that the same might become law during the present Session of Parliament.
 Ordered to lie on the Table.
4. LIBRARY COMMITTEE.—Mr. Nicholson moved, pursuant to notice, That Mr. Greeves be appointed a member of the Joint Library Committee of the Parliament, in the place of Mr. Keefer, resigned.
 Question—put and resolved in the affirmative.
5. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
 Ordered—That the said report be received to-morrow.
 Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
 Resolved—That this House will, on Friday, 20th April instant, again resolve itself into the said Committee.
6. LAW OF EVIDENCE AMENDMENT BILL.—The House, according to Order, proceeded to take into consideration the amendments made by the Legislative Council in this Bill, which were read and are as follow :—
 Clause I., line 2, after "Majesty" insert "and."
 " same line, after "repealed" insert "but all examinations and depositions taken by virtue of the said Act or in the intended execution thereof shall and may be read in evidence in the same manner as if they had been taken by virtue of this Act."
 Clause II., line 6, leave out "the Supreme Court or any County" and insert "any."
 " line 8, leave out "prothonotary" and insert "proper officer."
 " same line, leave out "the Supreme Court or any County" and insert "such."
 Clause III., line 9, leave out "penalties" and insert "proceedings."
 " line 11, leave out "with."
 " line 12, leave out "as if he."

- Clause IX., lines 1 and 2, leave out "except as hereinafter mentioned."
 " line 8, after "evidence" insert "for or."
 " line 9, after "evidence" insert "for or."
- Clause X., line 1, leave out "Notwithstanding anything hereinbefore contained" and insert
 "It shall be lawful for."
 " same line, after "person" insert "who in any criminal proceeding is."
 " line 3, leave out "shall be at liberty" and insert "(whether such person
 shall or shall not make his answer or defence thereto by counsel or at-
 torney.)"
 " same line, leave out "any" and insert "a."
 " line 4, leave out "by way of defence against the charge brought against him"
 and insert "(without oath) in lieu of or in addition to any evidence on his
 behalf."
- Leave out Clause XI.
- Clause XIII., line 1, leave out "by" and insert "of."
- Clause XIV., line 4, leave out "in the manner hereinafter provided."
- Clause XV., line 2, leave out "he."
 " same line, leave out, "in case the witness shall in the opinion of the court
 or person having by law or by consent of parties authority to hear receive
 and examine evidence prove adverse."
 " line 5, after "or" insert "(in case the witness shall in the opinion of the court
 or person having by law or by consent of parties authority to hear
 receive and examine evidence prove adverse) may."
- Clause XIX., line 5, after "jury" insert "or assessors."
- Clause XXII., line 1, after "action" insert "or suit."
 " line 2, after "County Court" insert "or Court of Mines."
- After Clause XXIV. insert Clauses XXXIII. and XXXIV.
- Insert Clause XXXV., amended as follows :—
 Line 14, leave out "hereinbefore" and insert "next hereinafter."
 Line 15, leave out all the words after "contained" to the end of the Clause.
- Clause XXV., lines 3, 4, 5, leave out "and for any Judge of a County Court or Court
 of Mines in any action or suit depending in the court of which he is judge
 respectively."
- Clause XXVI., line 4, leave out "or any judge of a County Court or Court of Mines."
 " line 13, after "attachment" insert "the judge's order being made a rule
 of court before or at the time of an application for an attachment."
 " line 17, leave out "or any judge of a County Court or Court of Mines."
- Clause XXVIII., line 1., leave out "all and."
 " line 3, leave out "and they are" and insert "is."
- Clause XXIX., lines 7, 8, leave out "or any judge of a County Court or Court of Mines."
- Clause XXXI., lines 5, 6, leave out "of the Supreme Court or of the clerk of the
 County Court or Court of Mines."
- Clause XXXII., line 2, leave out "the provisions hereinbefore contained" and insert
 "this Act."
 " same line, leave out "at any trial or enquiry."
 " line 6, after "deponent" insert "is such party or."
 " line 8, leave out "the trial or enquiry."
- Clause XXXVI., line 1, after "any" insert "suit or."
 " line 4, after "notice" insert "and admission respectively."
 " same line, before "last" insert "second and."
 " same line, leave out "schedule" insert "schedules."
 " line 7, before "trial" insert "hearing."
 " line 11, before "prothonotary" insert "master or."
- Clause XXXVII., line 1, after "attorney" insert "solicitor or agent."
 " line 4, after "attorney" insert "solicitor or agent."
- Clause XXXVIII., line 5, after "documents" insert "wills and codicils."
 " line 16, after "document" insert "will or codicil."
 " line 18, leave out "the" and insert "such" before the word "court," same
 line, after "court" leave out "to which the original document belongs."
 " line 30, leave out "and an exemplification of a probate of a will or of
 letters of administration with the will annexed issued by any Court
 of Justice in any part of Her Majesty's dominions and sealed or
 signed in manner above mentioned shall be deemed a judicial
 proceeding of such Court within the meaning of this section."
 " line 34, after "and" insert "every."
 " line 35, leave out "exemplification" and insert "copy."
 " same line, leave out "of the contents and due execution."
 " line 36, leave out "will as concerns real estate and in all other cases
 whatsoever" and insert "thereof in like manner as if such original
 were produced and proved in due course of law."
- Leave out Clause XXXIX., and insert new clause in lieu thereof, as follows :—
 "Whenever in any legal proceeding whatsoever it shall be necessary to prove any
 grant of land from the Crown it shall not be necessary to produce the original

or the enrolment of such grant but a certificate containing a transcript either of such enrolment or of a copy of such enrolment and of the endorsements thereon respectively (if any) and signed by the registrar of the Supreme Court (for which certificate a fee of twenty shillings and no more shall be demanded or taken) shall be sufficient evidence of such grant and of the enrolment thereof at the time (if any) stated in or upon such transcript."

- Clause XL., line 1, after "of" insert "a paper purporting to be."
 ,, same line, after "Gazette" insert "and to be printed by the Government Printer."
 ,, line 3, leave out "Act" and insert "law."
 ,, lines 5, 6, leave out "order direct appoint allow confirm approve of or assent to" and insert "do."
 ,, line 6, leave out "matter or thing" and insert "act."
 ,, line 7, before "anything" insert "where by any such law."
 ,, line 8, leave out "production" insert "proof."
 ,, lines 9, 10, leave out "order direction appointment allowance confirmation approval assent" and insert "act."
 ,, lines 11, 12, leave out "order direction appointment confirmation approval assent" and insert "act."
 ,, line 12, leave out "made," insert "done."
 ,, line 13, after "any," insert "rule bye-law."
 ,, same line, leave out "so."
 ,, same line, after "confirmed" insert "cancelled."
 ,, line 14, leave out "as aforesaid,"
 ,, line 15, after "such" insert "rule bye-law."

Clause XLIII., line 11, leave out "reasonable."

- Clause XLIV., line 1, after "the" insert "minutes of the Legislative Council or of the."
 ,, same line, leave out "of either house."
 ,, line 2, leave out "Legislature and," and insert "Legislative Assembly or."
 ,, line 7, leave out "and a copy of the enrolment on record of any grant from the Crown signed by the Registrar of the Supreme Court and purporting to be an examined copy of such enrolment shall be likewise admitted as evidence of the grant of which it purports to be a copy and of the due enrolment of such grant at the time stated in such copy."

Clause XLV. struck out.

- Clause XLVI., line 1, before "administration" insert "codicil or letters of."
 ,, same line, after "will" (at end of line) insert "or codicil."
 ,, line 2, after "shall" insert "notwithstanding the provisions hereinbefore contained."
 ,, line 3, leave out "of the contents and due execution."
 ,, same line, after "will" insert "or codicil."
 ,, line 4, after "whatsoever" insert "in like manner as if such original were produced and proved in due course of law."

Insert here Clause XLVIII., viz., after clause XLVI.

Insert new Clause :—

"All courts and all persons having by law or by consent of parties authority to hear receive and examine evidence shall henceforth take judicial notice of the signature of every person who is or shall be or shall have been Governor Chief Secretary Judge of the Supreme Court Registrar of such Court Judge of any County Court or Court of Mines Commissioner of Insolvent Estates in and for any part of the Colony Judge of any Court of Bankruptcy or Insolvency hereafter to be established Prothonotary or Master in Equity provided such signature shall be attached or appended to any decree order certificate affidavit or other judicial or official document."

Insert here Clause XLVII. (viz., after new Clause above recited).

Take in new Clause to follow Clause L., as follows :—

- "All evidence and proof whatsoever whether given or made orally or by affidavit examination or deposition shall be deemed and taken to be material and it shall not be necessary in any indictment information or presentment for perjury to allege or on the trial thereof to prove the materiality of any such evidence or proof."
 Clause LI., line 4, leave out "he" and insert "or if any person shall print any copy or pretended copy which shall falsely purport to have been printed by the Government Printer or if any person shall tender in evidence any such copy or pretended copy knowing that the same was not printed by the person by whom it so purports to have been printed every such person."
 Clause LII., line 2, leave out "or in any other Act."
 ,, line 4, leave out "and is."
 ,, same line, after "hereby" insert "admitted and."
 ,, same line, after "declared to," leave out "be and shall be of," and insert "have been and to be in."

- The "Last" Schedule, leave out "last" and insert "Second."
 " 3rd line, after "attorney" insert "(or solicitor)".
 " Under head of "Description of Documents" insert "2. A letter from the
 defendant to the plaintiff."
 " Under head of "Date" insert "1st February 1860."
 " Under head of "facts", line 3, after "Smith" leave out "is", and
 insert "was at the commencement of this suit."

Insert new Schedule, viz. :—

THE LAST SCHEDULE.

I hereby admit the original numbered 1 the copies numbered 1 and the facts numbered 2.

A. B.,
 Defendant's Agent.

The amendments as far as clause XI. being read a second time were, on the motion of Mr. Wood, agreed to.

The amendment to leave out clause XI. being read a second time, was, on the motion of Mr. Wood, disagreed to.

The amendments as far as clause XXXVIII., line 36, inclusive, being read a second time, were, on the motion of Mr. Wood, agreed to.

The next amendment being read a second time, Mr. Greeves moved, as an amendment, that the word "twenty," in the 6th line thereof be omitted, with a view to insert instead thereof the word "ten."

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

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

And the said amendment as so amended, was, on the motion of Mr. Wood, agreed to.

The amendment in clause XL., line 1, being read a second time was, on the motion of Mr. Wood, agreed to.

The next amendment was, on the motion of Mr. Greeves, disagreed to.

The amendments, as far as line 12 in the same clause inclusive, being read a second time were, on the motion of Mr. Wood agreed to.

And the next amendment being read a second time—On the motion of Mr. Wood, the Assembly amended the same by adding the word "regulation" after the word "bye-law;" and the said amendment, as so amended, was agreed to.

And the three following amendments being read a second time were, on the motion of Mr. Wood, agreed to.

And the amendment in clause XL., line 15, being read a second time—On the motion of Mr. Wood, the Assembly amended the same by adding the word "regulation" after the word "bye-law;" and the said amendment, as so amended, was agreed to.

And the next amendment being read a second time, was, on the motion of Mr. Wood, agreed to.

The amendments in Clause XLIV., lines 1 and 2, being read a second time, were, on the motion of Mr. Wood, disagreed to.

The amendments as far as those in Clause XLVI. inclusive being read a second time, were, on the motion of Mr. Wood, agreed to.

The next amendment being read a second time, an amendment was, on the motion of Mr. Wood, made therein by inserting in the fourth line thereof, after the second word "court" the words "Registrar-General," and the said amendment, as so amended, was agreed to.

The next amendment being read a second time, was, on the motion of Mr. Wood, agreed to. The amendment in Clause LI. being read a second time, was, on the motion of Mr. Wood, disagreed to.

The two following amendments being read a second time, were, on the motion of Mr. Wood, agreed to.

The second amendment in line 4, Clause LII., being read a second time, was, on the motion of Mr. Wood, disagreed to.

The remaining amendments being read a second time, were, on the motion of Mr. Wood, agreed to.

Ordered—That the Bill be returned to the Legislative Council, with a message acquainting them that the Assembly have agreed to some of the amendments, disagreed to others, and agreed to others with amendments, in which they desire the concurrence of the Legislative Council.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration on Friday, 20th April instant.—Bill as amended to be printed.

8. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Amsinck moved, pursuant to notice, That the Committee on the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill be revived, and that the Bill be referred back to the Committee for further consideration.

Question—put and resolved in the affirmative.

9. YAN YEAN WATER SUPPLY.—Dr. Macadam moved, pursuant to *amended* notice, That a Select Committee be appointed to consider the circumstances which give rise to the contamination of the Plenty water, during its passage to and retention in the Yan Yean reservoir, and subsequently when in transit through the supply pipes; also to enquire into the most efficient and economical means for rendering henceforth the Yan Yean water suitable and safe for domestic and manufacturing purposes; the Committee to have power to take evidence, and call for persons and papers. The Committee to consist of Mr. Francis, Mr. J. S. Johnston, Mr. Embling, Mr. Heales, Mr. Lalor, Mr. Anderson, Mr. Ebden, Mr. Amsinck, Mr. Humffray, and the Mover; three to form a quorum.

Question—put and resolved in the affirmative.

10. AUSTRALASIAN FIRE AND LIFE INSURANCE COMPANY'S ACT AMENDMENT BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Ebden, on notice, read a third time and *passed*.

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

“An Act to repeal the fourth and sixteenth sections of ‘The Australasian Fire and Life Insurance Company's Act 1857’ and to substitute other provisions in lieu thereof.”

Question—put and resolved in the affirmative.

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

11. RAILWAY CONTRACTS COMMITTEE PROGRESS REPORT.—Mr. Heales moved, pursuant to notice, That the Progress Report from the Select Committee on Railway Contracts, presented to this House, Tuesday, 17th April instant, be taken into consideration on Friday next, and that it do take precedence of all business on that day.

Question—put and resolved in the affirmative.

12. GEELONG AND BALLAARAT RAILWAY COMMITTEE.—Mr. Myles moved, pursuant to notice given by Mr. Brooke, That Mr. J. S. Johnston, Mr. Howard, and Mr. Sinclair, be added to the Committee now sitting to investigate the claims of the Geelong and Ballaarat Railway Company.

Question—put and resolved in the affirmative.

13. REPORTS OF DEBATES IN PARLIAMENT.—Mr. Heales moved, pursuant to notice, That a Select Committee be appointed to consider and report upon the best means of securing the publication of an accurate report of the proceedings of this Parliament, in the form of *“The Hansard,”* such Committee to consist of Mr. Speaker, Mr. Gavan Duffy, Mr. Gray, Mr. Brooke, Dr. Evans, Mr. McCulloch, Mr. Service, Mr. Lalor, and the Mover, and that the Committee have power to send for persons and papers; three to form a quorum.

Debate ensued.

Question—put and resolved in the affirmative.

14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 20th April instant:—

“Gold Fields Act Amendment Bill—Consideration of Report;”

“Ballaarat Mechanics' Institute—Motion for Address—To be considered in Committee”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 70.

THURSDAY, 19TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled "*An Act to amend an Act intituled 'An Act for the establishment of Municipal Institutions 'in Victoria,'*" with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.Legislative Council Chamber,
18th April, 1860.

On the motion of Mr. Service, the Bill accompanying the above Message was read a first time, and ordered to be printed and read a second time Tuesday, 24th April instant.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill, intituled "*An Act to amend an Act intituled 'An Act to authorise the 'construction of a Main Trunk Line of Railway from Melbourne to the River Murray 'and of a Main Trunk Line of Railway from Geelong to Ballarat,'*" without any amendment.

(Signed) J. F. PALMER,
President.Legislative Council Chamber,
Melbourne, 19th April, 1860.

3. PETITION.—Mr. Humffray presented a Petition from certain members of the local bodies of Ballarat, consisting of the Chamber of Commerce, the Municipal Councils of Ballarat and Ballarat East, and the Mining Board, praying that the Bill for the transfer of Real Property, introduced into the Legislative Council by the Hon. George Coppin, and now before this House, might be facilitated in its progress, and become law, with as little delay as the forms of this House permit.

Ordered to lie on the Table.

4. IMMIGRATION.—Mr. Loader moved, pursuant to *amended* notice, That a Select Committee be appointed to consider the best means of inducing immigration to this Colony; such Committee to consist of Mr. O'Shanassy, Mr. Mollison, Mr. Houston, Mr. Henderson, Mr. Henty, Mr. Pyke, Mr. Don, Mr. Myles, Mr. King, Dr. Macadam, and the Mover; and that the Committee have power to send for persons and papers; three to form a quorum.

Debate ensued.

Mr. Snodgrass moved as an amendment, That all the words after the word "That" be omitted from the above question, in order to insert instead thereof the words "this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will place upon a Supplementary Estimate the sum of £250,000, for the purpose of introducing agricultural emigrants from the United Kingdom and elsewhere."

Debate continued.

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

Debate continued.

Question—That this debate be now adjourned—put and negatived.

Question—That the words "That a Select Committee be appointed to consider the best means of inducing immigration to this Colony," proposed to be omitted, stand part of the question—put and resolved in the affirmative.

Question—That a Select Committee be appointed to consider the best means of inducing immigration to this Colony, and that such Committee consist of eleven members; and have power to send for persons and papers; three to form a quorum—put.
 Assembly divided.

Ayes, 36.		Noes, 11.	
Mr. Anderson,	Mr. Mollison,	Mr. Amsinck,	Mr. Harrison,
Mr. Bailey,	Mr. Myles,	Mr. Brooke,	Mr. Verdon.
Mr. Carr,	Mr. Newton,	Mr. Carpenter,	
Mr. Donald,	Mr. Nicholson,	Mr. Don,	<i>Tellers.</i>
Mr. Ebden,	Mr. O'Shanassy,	Mr. Embling,	Mr. Woods,
Dr. Evans,	Mr. Prendergast,	Mr. Frazer,	Mr. McLellan.
Mr. Francis,	Dr. Russell,	Mr. Gray,	
Mr. Greeves,	Mr. Service,		
Dr. Hunter,	Mr. Sinclair,		
Mr. J. Johnson,	Mr. J. T. Smith,		
Mr. J. S. Johnston,	Mr. L. L. Smith,		
Mr. Lalor,	Mr. Snodgrass,		
Mr. Loader,	Mr. Stephen,		
Mr. Lyall,	Mr. Wilkie,		
Dr. Macadam,	Mr. Wood.		
Mr. Mackintosh,			
Mr. Martley,	<i>Tellers.</i>		
Mr. McCulloch,	Mr. Pyke,		
Mr. McMillan,	Mr. Howard.		

And so it was resolved in the affirmative.

Six Members of the Assembly having required that the Committee be appointed by ballot—the Assembly proceeded to the ballot, and Mr. Speaker appointed Mr. Frazer and Mr. Mollison to be Scrutineers.

The Scrutineers, with the Clerk, having reported that the following Members, viz., Mr. Loader, Mr. O'Shanassy, Mr. Pyke, Mr. Bailey, Mr. Mollison, Mr. W. Gray, Mr. King, Mr. Francis, Mr. McCulloch, Mr. Nicholson, Mr. Brodie, Mr. Carr, Mr. Don, and Mr. Heales, had the greatest number of votes, but that the four last named gentlemen had an equal number of votes, Mr. Speaker declared that Mr. Loader, Mr. O'Shanassy, Mr. Pyke, Mr. Bailey, Mr. Mollison, Mr. Gray, Mr. King, Mr. Francis, Mr. McCulloch, Mr. Nicholson, and Mr. Brodie, to be Members of the Committee.

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

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to this House Copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, appointed in the present Session of Parliament, on a Bill, intituled "*An Act to repeal the fourth and sixteenth sections of the Australasian Fire and Life Insurance Company's Act 1857 and to substitute other provisions in lieu thereof.*"

(Signed) J. F. PALMER,
 President.

Legislative Council Chamber,
 19th April, 1860.

On the motion of Mr. Ebden, the Assembly ordered that a Message be transmitted to the Legislative Council, together with a copy of the Report and Proceedings, as requested by the above Message.

6. MEDICAL PRACTITIONERS BILL.—Dr. Macadam moved, pursuant to notice, That he have leave to bring in a Bill to provide for the Registration of legally qualified Medical Practitioners.

Question—put and resolved in the affirmative.

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

Dr. Macadam then brought up a Bill, intituled, "*A Bill to provide for the Registration of Legally Qualified Medical Practitioners,*" and moved, That it be now read a first time.

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

7. MR. A. MCLACHLAN'S COMMITTEE.—Mr. Lalor moved, pursuant to amended notice, That the names of Mr. Carpenter and Mr. Carr be added to the Select Committee now sitting on Mr. A. McLachlan's case.

Question—put and resolved in the affirmative.

8. PARLIAMENT LIBRARY—TENDERS FOR ERECTION OF.—Mr. Sinclair moved, pursuant to amended notice, That there be laid upon the Table of the House copies of all tenders connected with the erection of the Houses of Parliament, together with the conditions relating thereto; also, the amount of accepted tenders and extras for each year since the commencement of the buildings.

Debate ensued.

Motion, by leave, withdrawn.

9. REAL PROPERTY BILL.—Mr. Greeves moved, pursuant to *amended* notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions in reference to the Real Property Bill :—
- (1.) That in order to provide an Assurance Fund for paying such amount as may be awarded to any rightful heir or proprietor of land, whose property may have been by fraud, misrepresentation, or error, registered by some other person, under the provisions of the Real Property Bill, a rate may be levied upon the value of all lands brought under the operation of such Bill.
 - (2.) That in case such rate be insufficient for the purposes of the Assurance Fund, the amount of such deficiency shall be made good out of the General Revenues of the Colony, and that an Address be presented to His Excellency the Governor, praying that he will take such steps as may be necessary for the purpose of carrying this resolution into effect.
 - (3.) That fees be payable for the several acts, matters or things specified in the said Bill, and that the Committee on the Bill have instructions accordingly.
- Question—put and resolved in the affirmative.
10. POSTPONEMENT OF NOTICES OF MOTION.—On the motion of Mr. Wood, by leave, the Assembly ordered that the several Notices of Motion, numbered respectively 8 to 14, both inclusive, be postponed until after the consideration of the 16th Notice of Motion.
11. THE OVENS GOLD FIELDS WATER SUPPLY BILL.—Mr. Wood moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.—Bill read a second time.
12. BRIDGE OVER CAMPASPE AT KENNEDY'S CROSSING PLACE.—Mr. Carpenter moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place an adequate sum of money on the Additional Estimates for 1860, for the purpose of constructing a Bridge over the River Campaspe on that portion of the river known as "Kennedy's Crossing-place."
- Debate ensued.
Motion, by leave, withdrawn.
13. ROAD DISTRICT, BOROONDARA.—Mr. Newton moved, pursuant to *amended* notice, That in the opinion of this House the Road District of Boroondara ought to receive an amount of grant in aid for the toll revenue of that district in accordance with the distribution of the Vote of the late Parliament, and in the same proportion as applied by the Roads and Bridges Department to the other Road Districts of the Colony.
- Debate ensued.
Question—put and negatived.
14. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- "*Lien (Contractors and Workmen) Bill—Second reading,*" until Thursday, 3rd May next;
 - "*Salaries Bill—Second reading,*" until Thursday, 26th April instant;
 - "*Belfast Boundaries Bill—Third reading,*" until to-morrow;
 - "*Coal Fields, Western District—Motion for Address to be considered in Committee—Resumption of debate,*" until Tuesday, 1st May next; and
 - "*Supply—Resolutions in Committee to be reported,*" until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 71.

FRIDAY, 20TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Wood presented a Petition from the Municipal Council of Beechworth, under the Seal of the Municipality, praying that leave be given to bring in a Bill for enabling the Municipal Council of Beechworth to construct works and supply their district with water, and for other purposes, and that this House would be pleased, under the circumstances therein stated, to dispense with the Standing Orders numbered 4, 5, 7, 16 and 18, respectively, and allow such Bill to pass.
Ordered to lie on the Table.
3. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Amsinck, Chairman, brought up the second Report from this Committee.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Fifteenth Report from the Printing Committee.
Ordered to lie on the Table, and to be printed.
5. PETITION.—Mr. Wilkie presented a Petition from certain Waggoners, Teamsters, Farmers, and others travelling on the Mount Alexander and Junction Roads praying a reduction in the number of Tolls, or lowering the Rates thereof, or granting Return Tickets, available for certain periods, or granting permission for Return Empty Waggoners to pass free.
Ordered to lie on the Table.
6. PRIVILEGE.—Mr. Carpenter having called the attention of the House to a Report of a Speech, attributed to Mr. Cathie, which appeared in the *Ballaarat Times* of Wednesday, April 11, 1860, as having been made by him at a Temperance Demonstration held at the Presbyterian School Room, Lake Learmonth; and also to a letter, signed "John Cathie," which appeared in the *Ballaarat Times* of Friday, April 13, 1860; and the same Report and Letter having, on the motion of Mr. Carpenter, been read by the Clerk—
Mr. Cathie was heard and directed to withdraw, and having withdrawn,
Mr. Nicholson moved, That the House do now pass to the Orders of the Day.
Mr. Anderson moved, as an amendment, That all the words after the word "that" be omitted, with a view to insert instead thereof the words, "the Honorable Member Mr. Cathie be censured by Mr. Speaker for the unwarrantable statement made by him—to the effect that an Honorable Member had been ordered by Mr. Speaker to sit down, when addressing the House in a state of intoxication—and be required to apologize to Mr. Speaker and this House."
Debate ensued.
Question—That the words proposed to be omitted stand part of the question—put and resolved in the affirmative.
Question—That this House do now pass to the Orders of the Day—put and resolved in the affirmative.
7. RAILWAY CONTRACTS COMMITTEE.—The Order of the Day for the consideration of the Progress Report from this Committee having been read—Mr. Heales moved, That this House is of opinion that the conduct of the railway works cannot satisfactorily be left dependent on the good faith of the contractors; and that there ought to be a thorough inspection of all the railway works, whether now completed or in progress, by professional and practical men; and that, for the future, measures should be taken to provide a supervision of the works of such a nature as to prevent any departure from the specifications unauthorised by the inspectors, who ought to be men of unquestionable character and fitness for their duties.
Debate ensued.

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

SATURDAY, 21ST APRIL, 1860.

Dr. Evans moved, That this debate be now adjourned.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 28.		Noes, 20.	
Mr. Carr,	Dr. Macadam,	Mr. Amsinck,	Mr. McCulloch,
Mr. Carpenter,	Mr. McLellan,	Mr. Bailey,	Mr. Nicholson,
Mr. Donald,	Mr. Michie,	Mr. Don,	Mr. Pyke,
Dr. Evans,	Mr. Mollison,	Mr. Ebden,	Mr. Riddell,
Mr. Frazer,	Mr. O'Shanassy,	Mr. Firebrace,	Mr. Service,
Mr. Gray,	Mr. Prendergast,	Mr. Francis,	Mr. J. T. Smith,
Mr. Greeves,	Mr. Serjeant,	Mr. Heales,	Mr. Wood.
Mr. Hadley,	Mr. Sinclair,	Mr. J. S. Johnston,	
Mr. Henderson,	Mr. L. L. Smith,	Mr. King,	<i>Tellers.</i>
Mr. Hood,	Mr. Verdon,	Mr. Mackintosh,	Mr. Bennett,
Mr. Horne,	Mr. Woods.	Mr. Martley,	Mr. Brodie.
Mr. J. Johnson,			
Mr. Jones,	<i>Tellers.</i>		
Mr. Lalor,	Mr. Humffray,		
Mr. Loader,	Mr. Stephen.		

And so it was resolved in the affirmative.

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

- “ *Supply—Resolutions in Committee to be reported;*”
- “ *Customs Act Amendment Bill—Consideration of Report;*”
- “ *Crown Land Sales Bill—Consideration of Report;*”
- “ *Intestate Estates Bill—Second reading;*”
- “ *Supply—To be further considered in Committee;*”
- “ *Armed Vessels Regulation Bill—Consideration of Report;*” and
- “ *Gold Fields Act Amendment Bill—Consideration of Report;*” until Tuesday, 24th April instant;
- “ *Ballaarat Mechanics Institute—Motion for Address—To be considered in Committee,*” until Friday, 27th April instant; and
- “ *Belfast Boundaries Bill—Third reading;*” until Thursday, 26th April instant.

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

FRAN^S MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 72.

TUESDAY, 24TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
Board of National Education.—Rule.
Health Officer.—Report for the half-year ending 31st December, 1859.
Severally ordered to lie on the Table.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read:—

Message No. 5.

HENRY BARKLY,

Governor.

The Governor, by the authority conferred upon him by the 36th Clause of the Constitution Act, returns to the Legislative Assembly for amendment the Bill to amend the provisions of an Act incorporating the Shareholders in the National Bank of Australasia, which has been presented for the Royal Assent.

The Governor calls the attention of the Legislative Assembly to the circumstance that the Secretary of State for the Colonies has been advised that the provision in the Act of Incorporation, that it shall be lawful for the Corporation to establish Branch Banks in parts of Her Majesty's Dominions out of the Colony of Victoria, is clearly beyond the power of the Legislature of this Colony, whereas a portion of the preamble of the present Bill assumes that this point is merely doubtful; he therefore proposes for the consideration of the Legislative Assembly the amendment of the Bill now returned, by the omission of the words "doubts have been entertained whether under the provisions of the said Act the said Banking Company or Corporation are not legally authorised to establish out of the Colony of Victoria a Branch Bank, or agency in the nature of a Branch Bank, and it is expedient to remove such doubts," and the substitution of the words "it is expedient to amend the provisions of the said recited Act."

Government Offices,
24th April, 1860.

Ordered to be printed.

4. NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.—On the motion of Mr. Ebdon, the Assembly agreed to the amendment proposed by His Excellency the Governor in the said Bill, and ordered that a Message be transmitted to the Legislative Council desiring their concurrence therein.
- PETITIONS.—Mr. Embling presented a Petition from certain Members of the Presbyterian Church of Victoria, in East Collingwood, praying the House to maintain the integrity of the Lord's Day as a National Institution, to pass such Laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem most fit for enforcing existing Laws regarding it.
Ordered to lie on the Table.
- Mr. J. T. Smith presented a Petition from the Chairman and Members of the Municipal Council of Amherst, under the Corporate Seal of the Municipality, praying that this House would cause the Real Property Bill to become Law during the present Session.
Ordered to lie on the Table.
- Mr. Greeves presented a Petition from certain certificated Conveyancers of the Supreme Court of the Colony, residing in the City of Melbourne, praying this House would be pleased to introduce suitable provision in the Real Property Bill, by which, on its passing, the Petitioners and all other certificated Conveyancers duly enrolled in the Supreme Court, should become eligible to practise in that Court, in the same manner as Attorneys, Solicitors, and Proctors are now entitled; or that this House would grant to the Petitioners such other redress as to this House might seem meet.
Ordered to lie on the Table.

Mr. Howard presented a Petition from the Municipal Council of Sandhurst, under the Seal of the Municipality, and from certain other persons, praying for leave to bring in "a Bill to incorporate a company to be called 'The Bendigo Gas Company,' and for other purposes," and that the House would, under the circumstances therein stated, dispense with the Standing Orders numbered IV., VI., VII., and XIII. respectively, and allow such Bill to pass.

Ordered to lie on the Table.

6. **TARIFF COMMITTEE.**—Mr. Embling, by leave of the Assembly, moved that he have leave to bring up a Progress Report from the Committee.

Question—put and resolved in the affirmative.

Mr. Embling then brought up a Progress Report from the Committee.

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

7. **SUPPLY—ADDITIONAL ESTIMATES FOR 1860.**—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

18th April, 1860.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, being—

I.—CHIEF SECRETARY.

DIVISION No. 2. LEGISLATIVE ASSEMBLY.		£	s.	d.
(1.)—SALARIES AND WAGES.				
Chairman of Committees ...	... ..	800	0	0
DIVISION No. 7. GOLD FIELDS.				
(2.)—SALARIES.				
SUBDIVISION No. 3. SANDHURST DISTRICT.				
	<i>Reedy Creek.</i>			
Clerk ...	... ..	300	0	0
SUBDIVISION No. 6. BEECHWORTH DISTRICT.				
(3.)—Clerk ...		400	0	0
(4.)—Clerk ...		350	0	0
		750	0	0
SUBDIVISION No. 7. BELVOIR DISTRICT.				
(5.)—Protector, for six months, from 1st July to 31st December, 1860		125	0	0
SUBDIVISION No. 10. NEW GOLD FIELDS.				
(6.)—Prospecting for New Gold Fields, or new leads or deposits of gold		30,000	0	0
DIVISION No. 11. MEDICAL.				
SALARIES AND WAGES.				
SUBDIVISION No. 2. LUNATIC ASYLUM.				
(7.)—Gardener ...		100	0	0
DIVISION No. 18. MAGNETIC SURVEY.				
SALARIES.				
(8.)—Director of Magnetic Survey, for Meteorological Instruments ...		150	0	0
DIVISION No. 22. MISCELLANEOUS.				
(9.)—SUBDIVISION INALTERABLE.				
No. 2. Maintenance of deserted children ...		1,000	0	0
DIVISION No. 55. CONTINGENCIES.				
(10.)—SUBDIVISION No. 7. POLICE.				
Cleaning Court Houses ...		1,000	0	0
(11.)—SUBDIVISION No. 13. PUBLIC LIBRARY.				
Furniture ...		848	0	0
Painting and repairs ...		500	0	0
Fencing ...		600	0	0
		1,948	0	0

II.—ATTORNEY GENERAL.

DIVISION No. 24. SUPREME COURT.

SALARIES.

(12.)—SUBDIVISION No. 2. LAW OFFICERS OF THE CROWN.

Chief Clerk of Civil Business (<i>additional amount</i>) ...	36 2 2
Chief Clerk for Criminal Business (<i>additional amount</i>) ...	36 2 2
Messenger, increase to salary ...	20 0 0

92 4 4

SUBDIVISION No. 4. MASTER IN EQUITY.

(13.)—Second clerk, at £100 per annum (<i>additional for January</i>) ...	8 6 8
One clerk (<i>increase to salary</i>) ...	50 0 0

58 6 8

SUBDIVISION No. 5. CHIEF COMMISSIONER OF INSOLVENT ESTATES.

(14.)—Second clerk (<i>increase to salary</i>) ...	50 0 0
Third clerk (<i>increase to salary</i>) ...	50 0 0

100 0 0

DIVISION No. 26. POLICE MAGISTRATES.

SALARIES.

(15.)—Echuca—six months, from 1st July to 31st December, 1860 ...	375 0 0
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DIVISION No. 27. CLERKS OF COURTS.

(16.)—SALARIES.

Avenel— <i>additional</i> , for visiting Seymour ...	50 0 0	} Petty Sessions.
Inglewood—from 1st March to 31st December, 1860, at £300 ...	250 0 0	
Melbourne—One clerk from 1st July, to 31st December, at £600 ...	300 0 0	
Melbourne—One clerk from 1st July, to 31st December, at £300 ...	150 0 0	
Raglan— <i>additional</i> , for visiting Lexton (Court of Mines and Petty Sessions) ...	50 0 0	
Sandhurst—Fourth clerk, to act also at Eagle Hawk, from 1st March, to 31st December, at £250 (Petty Sessions) ...	208 6 8	
Taradale (Court of Mines and Petty Sessions) ...	300 0 0	

1,308 6 8

DIVISION No. 55. CONTINGENCIES.

SUBDIVISION No. 21.

LAW OFFICERS OF THE CROWN.

(17.)—Professional Assistance (drawing and revising Bye-laws for Mining Boards)— <i>This item to be inalterable</i> ...	800 0 0
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SUPREME, COUNTY, AND OTHER COURTS.

(18.)—Additional remuneration to Bailiffs where the fees prove inadequate ...	2,500 0 0
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3,100 0 0

III.—TREASURER.

DIVISION No. 31. DEFENCES OF THE COLONY.

SUBDIVISION No. 5. VOLUNTEER FORCE.

(19.)—SALARIES.

Principal Commanding Officer ...	400 0 0
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£ s. d.

III.—TREASURER—*continued.*

DIVISION No. 33. CHARITABLE INSTITUTIONS.

(Under the same conditions as the former vote for Charitable Institutions.)

	Building.			Maintenance.			£	s.	d.
	£	s.	d.	£	s.	d.			
I.—SUBDIVISION, INALTERABLE.									
(20.)—No. 3.—Beechworth Hospital ...	500	0	0	500	0	0	1,000	0	0
(21.)—No. 5.—Castlemaine Hospital ...	500	0	0	1,000	0	0	1,500	0	0
(22.)—No. 6.—Dunolly Hospital ...	500	0	0	...	...	...	500	0	0
(23.)—No. 9.—Kyneton Hospital ...	500	0	0	...	...	...	500	0	0
(24.)—No. 13.—Pleasant Creek Hospital	1,500	0	0	...	...	...	1,500	0	0
(25.)—No. 16.—Warrnambool Hospital...	500	0	0	...	...	...	500	0	0
(26.)—No. 18.—Castlemaine Benevolent Asylum ...	500	0	0	...	...	...	500	0	0
(27.)—No. 20.—Sandhurst Benevolent Asylum ...	700	0	0	500	0	0	1,200	0	0
(28.)—No. 21.—Infirmery and Benevolent Asylum, Geelong ...	...	...	...	500	0	0	500	0	0
(29.)—No. 23.—Geelong Orphan Asylum	500	0	0	...	...	...	500	0	0
(30.)—No. 35 a.—Buninyong Benevolent Association ...	...	...	...	100	0	0	100	0	0
(31.)—No. 36.—Amherst District Hospital	500	0	0	...	...	...	500	0	0
	6,200	0	0	2,600	0	0	8,800	0	0

DIVISION No. 35. MISCELLANEOUS.

SUBDIVISIONS, INALTERABLE.

(32.)—No. 7.—To reimburse Detective Morton certain law costs incurred by him ...	21	19	4
(33.)—No. 8.—To reimburse the Denominational School Board for interest incurred in 1858 in procuring advances for necessary expenditure ...	24	1	7
(34.)—No. 9.—To reimburse Dr. Hochstetter the amount paid by him as Customs Export Duty on specimens of New Zealand Gold ...	5	2	6
(35.)—No. 10.—To reimburse A. N. Wrixon, Esquire, costs incurred by him as Judge of the County Court of Melbourne, in opposing a Rule <i>Nisi</i> obtained by Mr. Edward Manby, solicitor, for a <i>Mandamus</i> to compel the said Judge to rescind a certain Order of the said Court ...	17	18	6
(36.)—No. 11.—To William Lavender, Police Magistrate, Kyneton, to reimburse him certain moneys he was called upon to pay into the Treasury, <i>in re</i> Strachan's defalcations ...	50	0	0
	119	1	11

DIVISION No. 55. CONTINGENCIES.

VOLUNTEER CORPS.

(37.)—SUBDIVISION No. 28. Fuel, Light, and Water ...	50	0	0
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IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 37.

SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.

SALARIES AND WAGES.

SUBDIVISION No. 2. SURVEYOR GENERAL'S OFFICE.

	£	s.	d.
(38.)—Officer in charge of Oyster Beds and Inspector of Fisheries, to include travelling and other expenses ...	400	0	0
(39.)—One Clerk and One Draftsman to prepare Mining Leases, at £200 each ...	400	0	0

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY—*continued.*

	£	s.	d.
SUBDIVISIONS Nos. 2 and 3.			
(39.)—To supplement the Sums voted for the Surveyor General's Office and Field Branch, in order to accelerate the Survey of the Colony	25,000	0	0
SUBDIVISION No. 4. CROWN LANDS OCCUPATION BRANCH.			
(41.)—SALARIES AND WAGES—(For six months, 1st July to 31st December, 1860.)			
One Clerk, at £450	225	0	0
One Clerk, at £350	175	0	0
One Head Ranger, at £400	200	0	0
Three Rangers, at £280 each	420	0	0
Ten Rangers, at £280 each	1,400	0	0
	2,420	0	0
SUBDIVISION No. 7. THISTLE PREVENTION.			
(42.)—For the purpose of extirpating Thistles on Crown Lands and Reserves in the Agricultural Districts	10,000	0	0
SUBDIVISION No. 8, INALTERABLE. MISCELLANEOUS.			
(43.)—Filling up the ground in "Railway Place," Williamstown, to the original level and the full width of the street			
Compensation to the Moravian Mission for value of Improvements on reserve at Lake Boga	400	0	0
Compensation to Timothy Ryan for value of certain Improvements on Crown Lands at Castlemaine, the land having been sold without valuation	300	0	0
	15	0	0
	715	0	0
SUBDIVISION No. 9.			
SUPPLY OF WATER TO THE GOLD FIELDS.			
(44.)—To meet the expense of obtaining Reports as to sites, and Plans for Reservoirs	1,000	0	0
DIVISION No. 38. ROADS AND BRIDGES.			
SUBDIVISION No. 2, INALTERABLE.			
SOUTH AND EAST BOURKE DISTRICT.			
(45.)—Clearing the road from McCrae's Creek to Baw Baw Diggings... ..			
DAMPER CREEK, Building bridge over	1,000	0	0
	200	0	0
	1,200	0	0
SUBDIVISION No. 6, INALTERABLE. CASTLEMAINE DISTRICT.			
(46.)—CASTLEMAINE TO CRESWICK, VIA DAYLESFORD, To clear the line of timber felled by the Electric Telegraph Department			
Cutting a new channel for Forest Creek through Castlemaine	600	0	0
	1,200	0	0
	1,800	0	0
SUBDIVISION No. 9, INALTERABLE. GIPPS LAND DISTRICT.			
(47.)—For improving the Punt lane leading from Sale to the Longford Bridge, in the district of North Gipps Land			
	750	0	0
SUBDIVISION No. 10, INALTERABLE.			
BELFAST AND WARRNAMBOOL DISTRICTS.			
(48.)—To build a bridge over the Hopkins River, near the mouth			
	3,500	0	0
SUBDIVISION No. 11, INALTERABLE. ARARAT DISTRICT.			
(49.)—Erecting a bridge over the Wimmera at Glenorchy			
	1,500	0	0
SUBDIVISION No. 14, INALTERABLE.			
(50.)—To reimburse the Municipal Council of St. Kilda a portion of the cost of kerbing and channelling the Main Road through St. Kilda, and the cost of constructing a Cab-stand on the Main Road; also the cost of a pitched Crossing of the Main Road at the intersection of Carlisle-street			
	885	0	0

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY—*continued.*

SUBDIVISION No. 16, INALTERABLE.

VOTES OF 1858 LAPSED; RENEWED.

GIPPS LAND DISTRICT.

Main Central Road.

	£	s.	d.
(51.)—Building a bridge over the Avon River at Stratford	1,100	0	0

PORTLAND, BELFAST, AND WARRNAMBOOL DISTRICT.

(52.)—Bridge over the Glenelg, at Dartmoor, at the junction of the Crawford River	893	18	6
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SUBDIVISION No. 17, INALTERABLE.

VOTES OF 1859 LAPSED; RENEWED.

SOUTH BOURKE AND MORNINGTON DISTRICT.

Hawthorn Bridge and Approaches.

(53.)—Completion of	126	6	2
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Anderson's Creek Road.

Improvements upon	500	0	0
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Heidelberg Road.

(54.)—To complete the bridge and approaches at Heidelberg	9,438	13	5
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	10,064	19	7
--	--------	----	---

GEELONG DISTRICT.

Geelong to Ballarat.

(55.)—To complete portion near Geelong	225	15	7
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Geelong to Batesford.

(56.)—To complete construction	872	15	0
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Geelong to Queenscliff.

(57.)—To build a large culvert at Fenwick's Gully... ..	55	10	0
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Geelong to Colac.

(58.)—Two culverts and approaches near Rickett's Marsh	180	0	0
---	-----	---	---

(59.)—Improvements between Dennis and Colac	51	19	10
--	----	----	----

Colac to Camperdown.

(60.)—A small Bridge near Mr. Rutherford's	300	0	0
---	-----	---	---

(61.)—Extension and completion of work through Porndon's Rises	1,291	0	0
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Barwon Bridge.

(62.)—To complete construction	364	7	11
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	3,341	8	4
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CASTLEMAINE DISTRICT.

Ballaarat Road.

(63.)—Making the road through Tarnagulla	55	8	8
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Avoca Road.

(64.)—Making portions of road between Moolart Hill and Carisbrook	80	1	0
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	135	9	8
--	-----	---	---

GISBORNE DISTRICT.

Deep Creek Road.

(65.)—Making further portions of	180	6	0
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Keilor to Broadmeadows.

(66.)—Improvements and culverts	997	6	0
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	1,177	12	0
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KILMORE AND HEATHCOTE DISTRICT.

Main Sydney Road.

(67.)—For improving the road between Broadford and Avenel	3,476	3	1
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Kilmore and Heathcote Road.

(68.)—Making and maintaining further portions of... ..	515	4	9
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(69.)—Improvements on main road near Rushworth	1,127	0	0
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(70.)—Improvements on road between Lancefield and Kilmore	505	2	6
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	5,623	10	4
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IV.—COMMISSIONER OF CROWN LANDS AND SURVEY—*continued.*

OVENS DISTRICT.		£	s.	d.
<i>Wangaratta to Beechworth.</i>				
(80.)—Improvements on the road from Wangaratta to Beechworth ...		6,365	0	0
<i>Beechworth and Albury.</i>				
(81.)—Making about seven miles of road between Violet Town and Benalla <i>Benalla to Wangaratta.</i>		1,352	12	1
(82.)—Improving the road from Benalla to Wangaratta ...		478	10	0
GIPPS LAND DISTRICT.		8,196	3	1
<i>Main Central Road.</i>				
(83.)—Draining, forming, &c., portions of the road between Port Albert and Sale (about twenty miles) ...		763	6	9
<i>Melbourne Road.</i>				
(84.)—Building bridge over Reedy Creek in the gullies ...		400	0	0
(85.)—Clearing several portions of the road between the Morewell and the Buneep (about eight miles)...		765	16	4
<i>Tarraville to Alberton.</i>				
(66.)—Logging, improving, and keeping in repair ...		500	0	0
		2,429	3	1
WESTERN DISTRICT.				
(87.)—Belfast, Warrnambool, and Ararat ...		2,988	3	8
(88.)—Completion of Tramway from Portland to the Grange ...		13,882	1	6
		16,870	5	2
MELBOURNE DISTRICT.				
(89.)—Formation of road between Melbourne and Footscray...		127	0	0
(90.)—Towards erection of Bridge over the Yarra at Melbourne ...		1,450	17	0
		1,577	17	0
MISCELLANEOUS.				
(91.)—FINGER POSTS—For the erection of, to denote the roads to the principal townships and gold fields ...		100	0	0
(92.)—To meet contingencies arising out of the execution of Works chargeable against the Votes of the years 1859 and 1860 ...		2,000	0	0
DIVISION No. 55. CONTINGENCIES.				
SUBDIVISION No. 38. ABORIGINES.				
(93.)—Expenses generally ...		2,750	0	0

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41. PUBLIC WORKS.		£	s.	d.
SUBDIVISION No. 3, INALTERABLE.				
WHARVES, JETTIES, HARBORS, ETC.				
(94.)—Repairs and Additions to Wharves, Sheds, and Approaches to the Wharves, Melbourne ...		1,609	13	6
(95.)—Harbor Improvements at Warrnambool ...		2,000	0	0
SUBDIVISION No. 7, INALTERABLE. LUNATIC ASYLUM.				
(96.)—Towards Erection of Lunatic Asylum ...		4,255	0	0
SUBDIVISION No. 8, INALTERABLE. COURT HOUSES.				
(97.)—For the Erection of Court Houses for the holding of Courts of Circuit and General Sessions, County Courts, Courts of Mines, &c. ...		2,463	13	0
(98.)—To provide a Court House at Beechworth ...		1,000	0	0
(99.)—To erect a Court House at Ballarat ...		2,000	0	0

V.—COMMISSIONER OF PUBLIC WORKS—*continued.*

SUBDIVISION No. 11, INALTERABLE.		£	s.	d.
LIGHTHOUSES AND LIGHTSHIPS.				
(100.)—Erection of Lighthouse at Gabo Island (half the cost) ...	...	4,274	0	0
(101.)—Towards completion of Iron Lighthouse, Swan Spit ...	...	646	4	0
(102.)—New Lightship, Gellibrand's Point ...	...	3,400	0	0
(103.)—Half cost of erection of a Lighthouse at Cape Wickham ...	...	8,000	0	0
SUBDIVISION No. 12, INALTERABLE. POWDER MAGAZINES.				
(104.)—Erection of a Powder Magazine at Avoca ...	...	300	0	0
(105.)—Do. do. do. at Ararat ...	...	300	0	0
SUBDIVISION No. 13, INALTERABLE. ELECTRIC TELEGRAPHS.				
(106.)—New Stations and repairs to Stations on existing lines ...	...	1,195	0	0
(107.)—Repairs and improvements to main lines ...	...	1,000	0	0
(108.)—For the erection of Telegraph Stations at Back Creek and Clunes ...	...	1,600	0	0
(109.)—Moiety of balance of cost of line to Tasmania (in addition) ...	...	1,000	0	0
SUBDIVISION No. 17, INALTERABLE. MISCELLANEOUS.				
(110.)—Furniture for the Buildings at the Lunatic Asylum ...	...	1,000	0	0
(111.)—To complete the works for the Supply of Water to Sale ...	...	600	0	0
(112.)—To effect Additions and Alterations to which the Amalgamation of the Offices of Postmasters and Managers of Electric Telegraphs may render necessary ...	...	1,500	0	0
SUBDIVISION No. 18.—				
WATER SUPPLY FOR THE GOLD FIELDS.				
(113.)—For the purpose of conducting Water, and of erecting Dams, and constructing Water Reservoirs in suitable places, upon the several Gold Fields throughout the Colony ...	...	50,000	0	0
DIVISION No. 42. RAILWAYS.		88,143	10	6
SUBDIVISION No. 3. STATIONS.				
SALARIES AND WAGES.				
(114.)—Two Clerks, at £200 ...	...	400	0	0

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

DIVISION No. 43. CUSTOMS.		£	s.	d.
SUBDIVISION No. 1. COMMISSIONER'S OFFICE.				
(115.)—SALARIES AND WAGES.				
Under the Act 16 Vic., No. 25, Steam Navigation, Act.	{ Engineer and Surveyor, also Examiner of Engineers, allowance for the performance of additional duties in connection with the inspection of Steam Dredge and Machinery under the control of the Chief Commissioner of Public Works	100	0	0
DIVISION No. 49. IMMIGRATION.				
SUBDIVISION No. 1. MELBOURNE.				
(116.)—SALARIES AND WAGES (<i>for six months, from 1st July to 31st December, 1860.</i>)				
Immigration Agent and Principal Emigration Officer ...	...	500	0	0
Clerk ...	...	150	0	0
Messenger and Housekeeper, with quarters, fuel, and water ...	...	75	0	0
Single Females { Matron, with quarters, fuel, light, water, and rations ...	...	50	0	0
{ Sub-Matron, ditto ditto ...	...	25	0	0
Depôt. { Cook, ditto ditto ...	...	20	0	0
		820	0	0
DIVISION No. 55. CONTINGENCIES.				
(117.)—SUBDIVISION No. 41.—LIGHTHOUSES, ETC.				
Oils, Wicks, Glasses, &c. (<i>additional</i>) ...	...	700	0	0
Stores and Ship Chandlery ...	...	100	0	0
Fuel, Light, and Water ...	...	100	0	0
		900	0	0
SUBDIVISION No. 43. IMMIGRATION.				
(118.)—Gratuities to Officers of Immigrant Ships ...	...	2,000	0	0

VII.—POSTMASTER GENERAL.

DIVISION No. 52. POST OFFICES.		£	s.	d.
(119.)—SUBDIVISION No. 20. ALLOWANCES.				
To Country Postmasters (<i>additional amount</i>)... ..	...	1,000	0	0
SUBDIVISION No. 21. ASSISTANCE.				
To meet additional and occasional assistance.—Allowances for over- time in sorting English Mails, and unforeseen requirements ...	...	1,200	0	0
		2,200	0	0
DIVISION No. 54. ELECTRIC TELEGRAPH.				
SALARIES AND WAGES.				
(120.)—SUBDIVISION No. 2.—STATION, MELBOURNE, CHIEF OFFICE.				
For employment of additional assistance in the Melbourne office, and for the purpose of shortening the hours of the permanent staff in the Department generally ... ..	...	2,000	0	0
SUBDIVISION No. 39. CLUNES.				
Assistant in charge, at £250, for nine months ... ..	...	187	10	0
Line repairer, at 10s. per diem, for nine months ... ..	...	137	10	0
SUBDIVISION No. 40. BACK CREEK.				
Assistant in charge, at £250, for nine months ... ..	...	187	10	0
Messenger, at £78, for nine months ... ..	...	58	10	0
SUBDIVISION No. 41. ALBURY.				
Assistant Operator, at £150, for nine months ... ..	...	112	10	0
		2,683	10	0

And the said resolutions having been read a second time, were agreed to by the Assembly.

SUPPLY—FURTHER SUPPLEMENTARY ESTIMATES FOR 1859.

Resolved—That the sums hereinafter mentioned be granted to Her Majesty to defray the supplementary charges for the year 1859 for the services hereunder specified, being—

II.—CHIEF SECRETARY.

REGISTRAR GENERAL AND REGISTRAR OF SUPREME COURT—(DIVISION.)		£	s.	d.
(121.)—No. 9. CONTINGENCIES.—(SUBDIVISION.)				
Allowances to Deputy Registrars ... ..	...	650	0	0
Allowances for Vaccination ... ..	...	225	0	0
		875	0	0
POLICE—(DIVISION.)				
GENERAL POLICE.				
(122.)—No. 21. CONTINGENCIES.—(SUBDIVISION.)				
Travelling expenses ... ..	...	150	0	0
Incidental expenses ... ..	...	250	0	0
		400	0	0
PUBLIC LIBRARY—(DIVISION.)				
(123.)—No. 33. CONTINGENCIES.—(SUBDIVISION.)				
Gas ... ..	...	100	0	0
EDUCATION—(DIVISION.)				
(124.)—No. 36.—Grant to the National Board of Education— (<i>additional</i>)		2,300	0	0
(125.)—No. 51. MISCELLANEOUS.				
DIVISION No. 4.—Rewards, 6 Wm. IV. (Dog Act) ... ..	...	220	0	0

III.—ATTORNEY GENERAL.

CLERKS OF COUNTY COURTS, COURTS OF MINES, ETC.—(DIVISION.)

	£	s.	d.
(126.)—No. 56. SALARIES (SUBDIVISION). Additional Salary to cover Travelling Expenses incurred by Mr. Goslett, Clerk of Petty Sessions at Avoca, in visiting Lexton, in 1859	14	5	0
CORONERS—(DIVISION.)			
(127.)—No. 58. CONTINGENCIES (SUBDIVISION). Fees to Surgeons... ..	150	0	0

IV.—TREASURER.

STORES AND TRANSPORT—(DIVISION.)

	£	s.	d.
(128.)—No. 62. CONTINGENCIES.—SUBDIVISION. Transport of Stores, Forage, &c.	300	0	0

MISCELLANEOUS.

(129.)—No. 73. SUBDIVISIONS.—INALTERABLE. Advertising	2,000	0	0
To reimburse the Colonial Agent-General the amount paid by him for Chain-cables for the <i>Victoria</i> , beyond the remittance ...	111	16	8
Compensation to Messrs. Dyson and others, Jurymen, empannelled to enquire into the death of Mary Anne Hoggatt	150	0	0
To reimburse the Treasury an amount paid to the Manager of the Bank of New South Wales, as interest on a sum advanced in London for the liquidation of the Geelong Corporation Bonds...	98	12	7
	2,360	9	3

V.—BOARD OF LAND AND WORKS.

No. 82. ROADS AND BRIDGES.

	£	s.	d.
DIVISION No. 99.— <i>Liabilities under Contracts taken, and chargeable against Votes of 1858, the Votes for that year having lapsed on 31st December, 1859, whilst the Works on the several Contracts remain unpaid to the extent of the Votes now sought:—</i>			
MELBOURNE AND GISBORNE DISTRICT.			
SUBDIVISIONS.—INALTERABLE.			
<i>Dandenong Road.</i>			
(131.)—No. 1.—From Boundary of Prahran Municipality to Dandenong	1,669	12	6
<i>Heidelberg and Plenty Road.</i>			
(132.)—No. 2.—Towards erecting a Bridge over the Yarra at Heidelberg, and over the Plenty at Greensborough	6,265	3	6
<i>Point Nepean Road.</i>			
(133.)—No. 3.—Clearing and improving	19	17	2
<i>Hawthorn Road.</i>			
(134.)—No. 4.—Completing Hawthorn Bridge and Approaches ...	9,459	12	6
<i>Heidelberg to Essendon.</i>			
(135.)—No. 5.—Bridge and Approaches at Darebin Creek ...	167	4	0
<i>Upper Plenty Road.</i>			
(136.)—No. 6.—Further improvements on this road, and connecting the same with Epping	479	1	6
<i>Melbourne and Ballarat Road.</i>			
(137.)—No. 7.—Improvements in various parts	22	4	9
	18,082	15	11

V.—BOARD OF LAND AND WORKS—continued.

		£	s.	d.
CASTLEMAINE DISTRICT.				
<i>Sandhurst to Heathcote.</i>				
(188.)—No. 8.—	Bridge and Approaches over Axe Creek, at Aredale	111	0	0
GEELONG AND WESTERN DISTRICT.				
(139.)—No. 9.—	Construction of Approaches to Geelong beyond the contemplated Municipal Boundary	247	6	0
<i>Geelong to Ballaarat.</i>				
(140.)—No. 10.—	Towards completion of the road	115	6	0
<i>Colac Road.</i>				
(141.)—No. 11.—	Improvements upon, between Modewarre and Colac	57	0	3
<i>Geelong to Steiglitz, Mount Egerton, and Ballan.</i>				
(142.)—No. 12.—	Approaches to the Gold Fields at Steiglitz ...	38	4	5
<i>Colac to Camperdown.</i>				
(143.)—No. 13.—	Extending the road 1,000 lineal yards at Dennis's Ford	150	2	0
<i>Ballaarat and Darriwil Road.</i>				
(144.)—No. 14.—	Bridge over the Moorabool River, at the mill. ...	350	0	0
<i>Barwon Bridge.</i>				
(145.)—No. 15.—	Towards completion of	352	16	10
<i>Main Western Road.</i>				
(146.)—No. 16.—	Extension of road at Salt Creek	44	0	0
<i>Melbourne and Geelong Road.</i>				
(147.)—No. 17.—	Improvements north of Cowie's Creek	49	0	0
		1,403	15	6
BALLAARAT DISTRICT.				
<i>Maryborough Road.</i>				
(148.)—No. 18.—	General improvements	163	17	2
<i>Carisbrook to Avoca.</i>				
(149.)—No. 19.—	Clearing four miles, building culverts, and making sixty chains of road between Bet Bet and Avoca ...	82	16	0
<i>Ballaarat to Raglan.</i>				
(150.)—No. 20.—	Improvements along the line of road	128	18	4
<i>Ballaarat to Castlemaine.</i>				
(151.)—No. 21.—	Improving the road between Creswick and Bullarook	349	15	0
<i>Ballaarat.</i>				
(152.)—No. 22.—	New channel for the drainage of the flat... ..	878	16	0
<i>Ballaarat and Creswick Road.</i>				
(153.)—No. 23.—	Direct Ballaarat and Melbourne road	1027	11	0
		2,631	13	6
ARARAT DISTRICT.				
<i>Ararat to South-western Seaboard.</i>				
(154.)—No. 24.—	Towards opening roads	180	0	0
KILMORE DISTRICT.				
<i>Main Sydney Road.</i>				
(155.)—No. 25.—	Improving portions of the road	316	0	0
<i>Making one mile of road at Benalla</i>				
		365	11	0
		681	11	0
OVENS DISTRICT.				
<i>Benalla to Wangaratta.</i>				
(156.)—No. 26.—	Clearing, draining, constructing culverts, &c., in various places	80	0	0
<i>Beechworth to Yackandandah.</i>				
(157.)—No. 27.—	Effecting various improvements on the road from ...	1,427	14	0
		1,507	14	0

V.—BOARD OF LAND AND WORKS—*continued.*

GIPPS LAND DISTRICT.		£	s.	d.
<i>Main Central Road.</i>				
(158.)—No. 28.—Building a bridge over the Avon River at Stratford		330	0	0
<i>Melbourne Road.</i>				
(159.)—No. 29.—Building a bridge over the Morewell River	...	201	9	4
Building two bridges in the Fern Tree Gullies	... ..	85	0	0
		616	9	4
PORTLAND, BELFAST, AND WARRNAMBOOL DISTRICTS.				
(160.)—No. 30.—Building a bridge over Black's River at Panmure	...	105	0	0
Building a bridge over Spring creek on the main road to Mount Ararat	... ..	40	0	0
		145	0	0
TRAMWAY FROM PORTLAND.				
(161.)—No. 32.—Tramway from Portland	... ..	7,244	10	10
PUBLIC WORKS.				
COMMISSIONER OF PUBLIC WORKS—(DIVISION.)				
(162.)—No. 84. CONTINGENCIES.—(SUBDIVISION.)				
Travelling expenses	... ..	140	0	0
No. 86. WORKS AND BUILDINGS.				
(163.)—Division No. 86.—Rents of Public Offices and Buildings	...	200	0	0
(164.)—,, No. 102.—Construction and completion of Drains on Sydney road and Brunswick	... ..	786	17	11
(165.)—,, No. 105.—To reimburse the Municipal Council of Sandhurst expenses incurred prior to the sludge channel being placed under the department of Public Works	... ..	2,131	17	3
(166.)—,, No. 106.—To reimburse the Municipal Council of Ballarat, cost &c., of sundry fittings for the Court House, Ballarat East	... ..	376	7	0
<i>Liabilities incurred against Votes of 1858, lapsed on 31st December, 1859 :—</i>				
(167.)—Division No. 107.—Towards the completion of the Houses of Parliament	... ..	10,174	6	6
(168.)—,, No. 108.—Towards the erection of Treasury	...	584	19	11
(169.)—,, No. 109.—Towards the completion of the New Custom House	... ..	2,092	17	0
(170.)—,, No. 110.—Maintenance of Steam Dredge	...	430	0	0
(171.)—,, No. 111.—Repairs to Steam Tugs	...	119	0	0
(172.)—,, No. 112.—Construction of New Steam Dredge	...	837	8	0
(173.)—,, No. 113.—Erection and Repairs of Police Buildings at Footscray	... ..	254	0	0
(174.)—,, No. 114.—Erection of a Gaol at Sandhurst	...	141	6	0
(175.)—,, No. 115.—Erection of a Gaol at Beechworth	...	2,127	0	0
(176.)—,, No. 116.—Erection of a Gaol at Castlemaine	...	743	0	0
(177.)—,, No. 117.—Erection of a Gaol at Ballarat...	...	447	15	0
(178.)—,, No. 118.—Erection of a Lighthouse at Belfast	...	100	0	0
(179.)—,, No. 119.—Erection of a Lighthouse at Portland	...	118	7	7
(180.)—,, No. 120.—Lighthouse Lantern, Warrnambool	...	405	12	0
(181.)—,, No. 121.—Lighthouse Lantern, Swanspit	...	29	7	6
		22,240	1	8

And the said resolutions having been read a second time, were agreed to by the Assembly.

8. SUPPLY—ESTIMATES FOR 1860—

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 37.

SURVEY, SALE, AND MANAGEMENT OF
CROWN LANDS.

SUBDIVISION No. 5. ROYAL ENGINEERS.

(182.)—Military Pay, and Allowances of Detachment, for six Months, viz. :—

Sergeants, 5s. 9d. per day	} (with fuel, light, and water, barrack and tentage ac- commodation, and with an allowance in lieu of rations to the men and their families)
Corporals, 4s. 11d. per day	...	...
Lance Corporals, 2s. 9d. per day	...	...
Sappers, 2s. 11d. per day	...	...

Expenses of Surveys conducted by Royal Engineers, including field allowance to the detachment, equipment, wages of laborers, and all other contingencies, except barrack and tentage accommodation for the detachment, and fuel, light, and water, and an allowance of provisions for the men and their families for six months

£ s. d.

400 0 0

2,800 0 0

3,200 0 0

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 42.

RAILWAYS.

SUBDIVISION No. 6. WORKS.

(183.)—Repairs to Permanent Way and Works (Materials and Labor)	...	5,200	0	0
Repairs to Rolling Stock, Buildings, and Machinery (do.)	...	12,400	0	0
Fuel, Water, and Engine Stores	... ..	19,400	0	0

£ s. d.

5,200 0 0

12,400 0 0

19,400 0 0

37,000 0 0

And the several resolutions having been read a second time, were agreed to by the Assembly.

9. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Service, the Assembly ordered that the following Order of the Day be read and discharged :—

“*Crown Land Sales Bill—Consideration of Report.*”

10. CROWN LANDS SALES BILL.—Mr. Service moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses XII., XIV., XXXIII., XXXV., XLV., LXVII., LXXVIII., and the Schedules to the Bill.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill—

Mr. Service moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses XLII., LXVIII., LXXVII., The First Schedule, “and one new clause.”

Mr. Loader moved, as an amendment, That the words “one new clause” be omitted, with a view to insert instead thereof the words “two new clauses.”

Debate ensued.

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

Assembly divided.

Ayes, 21.

Mr. Bailey,	Mr. Mollison,
Mr. Carr,	Mr. Nicholson,
Mr. Ebden,	Mr. Pyke,
Mr. Firebrace,	Mr. Riddell,
Mr. Gillespie,	Mr. Serjeant,
Mr. Hadley,	Mr. Wood.
Mr. Heales,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. King,	Mr. Service,
Mr. Lalor,	Mr. Francis.
Mr. Lyall,	
Mr. Martley,	
Mr. Michie,	

Noes, 23.

Mr. Anderson,	Mr. O'Shanassy,
Mr. Bennett,	Mr. Prendergast,
Mr. Brooke,	Mr. J. T. Smith,
Mr. Carpenter,	Mr. Snodgrass,
Mr. Donald,	Mr. Stephen,
Dr. Evans,	Mr. Verdon,
Mr. Gray,	Mr. Wilkie,
Mr. Henderson,	Mr. Woods.
Mr. Hood,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Loader,	Mr. Ireland,
Mr. Mackintosh,	Mr. Don.
Mr. McLellan,	

And so it passed in the negative.

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the reconsideration of clauses XLII., LXVIII., LXXVII., The First Schedule, and two new clauses—put and resolved in the affirmative. Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill—

Mr. Gray moved, That Mr. Speaker do now leave the Chair, and the Assembly again resolve itself into a Committee of the whole for the reconsideration of clause XXIX. of this Bill.

Question—put and resolved in the affirmative.

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

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

WEDNESDAY, 25TH APRIL, 1860.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to a further amendment in this Bill—

The Assembly ordered the same to be taken into consideration this day. Bill, as further amended, to be printed.

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

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

“*Mining Partnerships Limited Liability Bill—To be further considered in Committee,*” until Tuesday, 1st May next;

“*Customs Act Amendment Bill—Consideration of Report,*” until Friday, 27th April instant;

“*Intestate Estates Bill—Second reading,*”

“*Armed Vessels Regulation Bill—Consideration of Report,*” until this day;

“*Pensions Bill—Amendments of Legislative Council—To be taken into consideration,*” until Wednesday, 2nd May next;

“*Municipal Institutions Act Amendment Bill—Second reading,*” until Friday, 27th April instant;

“*Real Property Bill—Resolutions—To be considered in Committee,*” until Wednesday, 2nd May next; and

“*Railway Contracts Committee—Consideration of Report—Resumption of Debate,*” and

“*Gold Fields Act Amendment Bill—Consideration of Report,*” until Friday 27th April instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 73.

WEDNESDAY, 25TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Humffray presented a Petition from certain Storekeepers, Traders, Publicans, and Refreshment Vendors on the Chiltern and Indigo Gold Field, praying that the House would take their case into consideration by reducing the fees charged for Business Licenses, by rendering the procuration of a Business License optional (in the same manner as the procuration of the Miner's Right is optional with the miners), and by introducing into the new Land Bill some provision having for its object the settlement of the population upon the gold fields.

Ordered to lie on the Table.

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

*Fourth Additional Estimates for the Year 1860.*HENRY BARKLY,
Governor.*Message, No. 6.*

The Governor transmits to the Legislative Assembly Fourth Further Additional Estimates for 1860, and recommends an appropriation of the Consolidated Revenue accordingly.

Government Offices,
24th April, 1860.

Ordered to be printed, and taken into consideration in Committee of Supply.

4. STATE OF THE COLONY.—Mr. Aspinall moved, pursuant to notice, That this House do resolve itself into a Committee of the whole to take into consideration the state of the Colony.

Debate ensued.

Question—put and negatived.

5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the fourth Order for to-day :—

“ Supply—To be further considered in Committee.”

6. CROWN LANDS SALES BILL.—On the motion of Mr. Service, the several amendments made by the Committee of the whole in this Bill, excepting the first amendment in clause LXXVII. and the new clause to follow clause LXXIX., were read and agreed to.

Mr. Snodgrass proposed that the word “ten” be omitted from line 2 of clause LXXVII. and the words “twenty-five” inserted instead thereof.

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

Mr. Snodgrass moved, That the following words be inserted after the word “land” in line 4 of clause LXXVII. viz., “or as near as practicable thereto.”

Debate ensued.

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

Assembly divided.

Ayes, 36.

Mr. Amsinck,	Mr. Lalor,
Mr. Bennett,	Mr. Loader,
Mr. Brooke,	Dr. Macadam,
Mr. Caldwell,	Mr. Mackintosh,
Mr. Cathie,	Mr. McLellan,
Mr. Don,	Mr. Myles,
Mr. Donald,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. Prendergast,
Mr. Embling,	Mr. Serjeant,
Mr. Gray,	Mr. Sinclair,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Harrison,	Mr. L. L. Smith,
Mr. Heales,	Mr. Stephen,
Mr. Henderson,	Mr. Verdon,
Mr. Hood,	Mr. Wilkie.
Mr. Houston,	
Mr. Howard,	
Mr. Humffray,	<i>Tellers.</i>
Mr. Hunter,	Mr. Anderson,
	Mr. Woods.

And so it was resolved in the affirmative.

Mr. Snodgrass moved, That the following words be inserted after the last word "thereto" of the said amendment, viz., "within ten miles of the same."

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

Mr. Lalor moved, That the following words be inserted before the word "such" in line 3 of the new clause to follow clause LXXIX., viz., "each of."

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

The Assembly agreed to the said new clause, and, on the motion of Mr. Service, the Assembly ordered the Bill to be read a third time on Friday, 27th April instant.

7. ESTATES OF DECEASED PERSONS ADMINISTRATION BILL.—Mr. Wood moved, That this Bill be now read a second time.

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

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

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 27th April instant.—Bill, as amended, to be printed.

8. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged:—

"Armed Vessels Regulation Bill—Consideration of Report."

9. ARMED VESSELS REGULATION BILL.—On the motion of Mr. Nicholson, the Assembly ordered that this Bill be now committed to a Committee of the whole Assembly for reconsideration.

And on the further motion of Mr. Nicholson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the reconsideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Friday, 27th April instant.—Bill, as further amended, to be printed.

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

"Supply—To be further considered in Committee."

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

FRAN^S MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 74.

THURSDAY, 26TH APRIL, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
Fitz Roy Ward Improvement.—Return of Receipts and Expenditure for the year ending 31st August, 1859.

Ordered to lie on the Table.

3. PETITIONS.—Mr. Embling presented a Petition from certain Inhabitants resident within the Municipal District of Fitz Roy, praying the House would either reject the Bill to repeal Sections IV., V., and VI., of the Municipalities Act, and thereby remove what they believe to be the only impediment to the annexation of the Quarries District to Fitz Roy Municipality; or order the insertion of a clause in the said Bill, exempting that portion of Smith Ward lying east of the centre of Nicholson street from its operation, with a view to permit of the extension of the northern boundary of Fitz Roy.

Ordered to lie on the Table.

Mr. Anderson presented a Memorial from certain Officers and Members of the Sandridge Separation Committee against the Municipalities Act Amendment Bill, and moved, That it be received.

Petition read by the Clerk.

Debate ensued.

Question—That the Petition do lie on the Table—put.

Assembly divided.

Ayes, 14.		Noes, 24.	
Mr. Anderson,	Mr. Gray,	Mr. Amsinck,	Mr. Mackintosh,
Mr. Brodie,	Mr. Lock,	Mr. Carpenter,	Mr. Mollison,
Mr. Brooke,	Mr. McLellan,	Mr. Ebden,	Mr. O'Shanassy,
Mr. Carr,	Mr. Prendergast.	Dr. Evans,	Mr. Pyke,
Mr. Don,		Mr. Frazer,	Mr. Serjeant,
Mr. Donald,	<i>Tellers.</i>	Mr. Grant,	Mr. Sinclair,
Mr. Embling,	Mr. Howard,	Mr. Greeves,	Mr. J. T. Smith,
Mr. Francis,	Mr. Hood.	Mr. Harrison,	Mr. L. L. Smith,
		Mr. Henderson,	Mr. Woolley.
		Mr. J. S. Johnston,	
		Mr. Lalor,	<i>Tellers.</i>
		Mr. Loader,	Mr. Bennett,
		Dr. Macadam,	Mr. Woods.

And so it passed in the negative.

Mr. Don presented a petition from certain inhabitants resident within the Quarries District, praying the House would either reject the "*Municipalities Act Amendment Bill*," or insert a clause therein exempting the following described district from the operation of the said Bill, viz., the area embraced as follows:—From a point in the centre of Nicholson-street at its intersection with the centre of Reilly-street, northward along the centre of Nicholson-street to the Brunswick Municipality southern boundary line, along the said boundary eastward to the centre of the Merri Creek, along the centre of the Merri Creek southerly to the centre of the Northcote or Plenty road, along the centre of the said road to its intersection with the centre of the Heidelberg road, along the centre of that road south-westerly to a point opposite the centre of Smith-street, along the centre of the said street to its intersection with the centre of Reilly-street, thence westerly along the northern boundary of Fitz Roy Municipality to the starting point.

Ordered to lie on the Table.

Mr. Frazer presented a Petition from certain inhabitants of Warrenheip and surrounding district, praying the House to have the matter referred to in the Petition speedily adjusted.

Ordered to lie on the Table.

Notice having been taken that several of the signatures appended to the Petition appeared to be in the same handwriting, the Assembly ordered that the order for the receipt of the last Petition be now rescinded.

Mr. Wood, on behalf of Mr. Michie, presented a Petition from certain members of the Temperance Societies and others, resident in Melbourne and suburbs, praying the House to pass the Bill for legalising the sale of fermented and spirituous liquors by grocers and others in small quantities.

Ordered to lie on the Table.

Mr. Wood, on behalf of Mr. Michie, presented a Petition from certain freeholders and others, residents at Rushworth, on the Waranga Gold Fields, praying the House to abolish the legal restriction of the sale of fermented and spirituous liquors in less quantities than two gallons, and to permit duly licensed storekeepers to retail one or more bottles of fermented and spirit liquor, provided the same be not consumed on the premises.

Ordered to lie on the Table.

4. **MR. JOHN MECHOSK**: The Order of the Day for the consideration in Committee of the whole Assembly, of the propriety of presenting an Address to His Excellency the Governor, requesting His Excellency to place on the Additional Estimates for 1860 the sum of £523 16s., as compensation to Mr. John Mechosk, for his services as a discoverer of the Tarrangower, Kingower, and other Gold Fields, having been read—On the motion of Mr. Henderson, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received to-morrow.

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

Mr. Speaker resumed the Chair

6. **MESSAGES FROM THE LEGISLATIVE COUNCIL**.—The following Messages from the Legislative Council by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law relating to Registration*," and inform the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
26th April, 1860.

And the said amendment having been read as follows:—Clause XI., page 3, line 19, after "preserved" leave out "Provided that no such postponement shall exceed the period of two months"—

On the motion of Mr. Nicholson, the Assembly agreed to the same.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to the amendment.

MR. SPEAKER,

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

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
26th April, 1860.

7. **LAW OF PROPERTY AMENDMENT BILL**.—Mr. Wood moved that this Bill be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 2nd May next.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act further to amend and to consolidate the Law of Evidence*," and acquaint them that the Legislative Council have agreed to the amendments made by the Legislative Assembly; that they insist on the amendments made by the Legislative Council in striking out Clause XI., and in amending Clause LI., but do not insist on the other amendments disagreed with by the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, April, 1860.

Ordered to be taken into consideration to-morrow.

8. IMPRISONMENT FOR DEBT ABOLITION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered that the same be taken into consideration to-morrow.—Bill, as amended, to be printed.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- “*Insolvent Laws Amendment Bill (2)—Second reading,*” and
 - “*Frauds on Creditors Prevention Bill—To be further considered in Committee,*” until Thursday, 10th May next ;
 - “*Public Education Bill—Second reading,*” and
 - “*Publicans Act Amendment Bill—Consideration of Report,*” until Tuesday, 1st May next ;
 - “*Supreme Court Sittings Bill—To be committed,*” until Thursday, 10th May next ;
 - “*Liquors Sale Laws Amendment Bill—Second reading,*” until Tuesday, 1st May next ;
 - “*Partnership Law Amendment Bill—Second reading,*” until Thursday, 10th May next ;
 - “*Aborigines—Consideration of Report from Select Committee,*” until to-morrow ;
 - “*Chinese Immigration Law Amendment Bill—Second reading,*” until Friday, 4th May next ; and
 - “*Medical Practitioners Registration Bill—Second reading,*”
 - “*Salaries Bill—Second reading,*” and
 - “*Belfast Boundaries Bill—Third reading,*” until Thursday, 10th May next.
10. DISCHARGE OF ORDERS OF THE DAY.—The following Orders of the Day were read and discharged :—
- “*Roads, Avoca District—Motion for Address to be considered in Committee.*”
 - “*Mrs. Davitt—Motion for Address—To be considered in Committee.*”
 - “*Pension to the Widow of the late Sir Thomas L. Mitchell—Resolutions to be considered in Committee.*”

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

FRAN^s MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 75.

FRIDAY, 27TH APRIL, 1860.

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

Fifth Additional Estimates of Expenditure for 1860.

HENRY BARKLY,

Governor.

Message No. 7.

The Governor transmits to the Legislative Assembly Additional Estimates of Expenditure for the year 1860, and recommends an Appropriation of the Consolidated Revenue accordingly.

Government Offices,

April, 1860.

Ordered to be printed, together with the accompanying Estimates, and taken into consideration in Committee of Supply.

3. PAPERS.—Mr. Bailey presented—
Telegraphic Communication between Great Britain and Australia.—Additional Correspondence.
Ordered to be printed.
4. PETITION.—Mr. Speaker reported that there had been deposited with the Clerk of Assembly a Petition from certain Directors of the City of Melbourne Gas and Coke Company, praying that the Collingwood, Fitz Roy, and District Gas and Coke Company might not have conferred on it by this House larger powers than those mentioned in the Deed of Settlement mentioned in the Petition.
Ordered to lie on the Table
5. GOLD FIELDS COMMITTEE.—Dr. Macadam brought up a report from this Committee. Report read by the Clerk, and, together with the proceedings of the Committee ordered to lie on the Table and to be printed.
6. PETITION.—Mr. Don presented a Petition from certain Inhabitants of Melbourne and Suburbs, praying the House to pass the Bill for amending the Law relating to the sale of fermented liquors.
Ordered to lie on the Table.
7. CUSTOMS ACT AMENDMENT BILL.—On the motion of Mr. Pyke, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Pyke, read a third time.
Mr. Pyke moved, That the words “or warehouses” be inserted in the second line of Clause III., after the word “warehouse.”
Question—That the words proposed to be inserted be so inserted—put and resolved in the affirmative.
Mr. Pyke moved, That this Bill do now pass.
Question—put and resolved in the affirmative.
Mr. Pyke moved, That the following be the Title of the Bill:—
“An Act to amend the Customs Act of 1857.”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

8. CROWN LANDS SALES BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported, and that the Clerk of Assembly had also certified to the amendments made on the consideration of the Report—

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

Debate ensued.

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

Assembly divided.

Ayes, 55.

Mr. Anderson,	Mr. J. S. Johnston,
Mr. Aspinall,	Mr. Jones,
Mr. Bailey,	Mr. King,
Mr. Barton,	Mr. Loader,
Mr. Bennett,	Dr. Macadam,
Mr. Brooke,	Mr. Mackintosh,
Mr. Caldwell,	Mr. Martley,
Mr. Carr,	Mr. McCulloch,
Mr. Carpenter,	Mr. Michie,
Mr. Cathie,	Mr. Nicholson,
Mr. Don,	Mr. O'Hea,
Mr. Donald,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Riddell,
Mr. Ebden,	Mr. Serjeant,
Mr. Embling,	Mr. Service,
Mr. Francis,	Mr. Sinclair,
Mr. Frazer,	Mr. J. T. Smith,
Mr. Gillespie,	Mr. L. L. Smith,
Mr. Grant,	Mr. Stephen,
Mr. Gray,	Mr. Verdon,
Mr. Greeves,	Mr. Wilkie,
Mr. Hadley,	Mr. Wood,
Mr. Harrison,	Mr. Woods,
Mr. Heales,	Mr. Woolley.
Mr. Henderson,	
Mr. Hood,	
Mr. Houston,	<i>Tellers.</i>
Mr. Humffray,	Mr. Pyke,
Mr. Hunter,	Mr. McLellan.

Noes, 11.

Mr. Amsinck,	Mr. O'Shanassy,
Dr. Evans,	Mr. Snodgrass.
Mr. Horne,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Howard,
Mr. Lyall,	Mr. Firebrace.
Mr. Mollison,	

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

Mr. Mackintosh moved, That the word "common" be omitted from the 9th line of Clause LXVII., and the words "grazing lands" inserted instead thereof.

Debate ensued.

Motion by leave withdrawn.

Mr. Bennett moved, pursuant to notice, That the words "stone or" be inserted after the word "any" in the 13th line of Clause LXXV.

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

Mr. Loader proposed, pursuant to notice, That the following Clause stand part of the Bill, and the same was read a first time and is as follows :—The Governor with the advice of the Executive Council may grant lands to the authorized holder or holders of such lands without competition and at a price to be determined by an appraiser to be appointed by the said Board in cases upon the gold fields and elsewhere in which previous to the eighteenth day of April One thousand eight hundred and sixty any person has made improvements for the purpose of *bonâ fide* residence upon such land.

Mr. Loader moved, That this Clause be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 19.

Mr. Barton,	Dr. Macadam,
Mr. Bennett,	Mr. Mackintosh,
Mr. Carpenter,	Mr. O'Hea,
Mr. Cathie,	Mr. Prendergast,
Mr. Donald,	Mr. Serjeant,
Mr. Gavan Duffy,	Mr. L. L. Smith.
Mr. Frazer,	
Mr. Gray,	
Mr. Houston,	<i>Tellers.</i>
Mr. Humffray,	Mr. McLellan,
Mr. Loader,	Mr. Woods.

Noes, 25.

Mr. Aspinall,	Mr. Martley,
Mr. Bailey,	Mr. McCulloch,
Mr. Carr,	Mr. Michie,
Mr. Ebden,	Mr. Nicholson,
Mr. Embling,	Mr. O'Shanassy,
Mr. Firebrace,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Wood.
Mr. Heales,	
Mr. Henderson,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. King,	Mr. Howard,
Mr. Lyall,	Mr. Brodie.

And so it passed in the negative.

Question—That this Bill do now pass—put and resolved in the affirmative.
Mr. Service moved, That the following be the Title of the Bill:—

“An Act for regulating the sale of Crown Lands and for other purposes.”

Question—put and resolved in the affirmative.

Ordered—That Mr. Service, Mr. McCulloch, and Mr. Wood do carry the Bill to the Legislative Council and desire their concurrence therein.

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

“Estates of Deceased Persons Administration Bill—Consideration of Report,”

“Armed Vessels Regulation Bill—Consideration of Report,”

“Supply—To be further considered in Committee,”

“Ballarat Mechanics’ Institute—Motion for Address—To be considered in Committee,”

“Municipal Institutions Act Amendment Bill—Second reading,”

“Railway Contracts Committee—Consideration of Report—Resumption of Debate,”

“Gold Fields Act Amendment Bill—Consideration of Report,” and

“Mr. Mechosk—Resolution in Committee to be reported,” until Tuesday, 1st May next ;

“Law of Evidence Act Amendment Bill—Message from Legislative Council—To be taken into consideration,” until Wednesday, 2nd May next ;

“Imprisonment for Debt Abolition Bill—Consideration of Report,” until Friday, 4th May next ; and

“Aborigines—Consideration of Report from Select Committee,” until Tuesday, 1st May next.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 76.

TUESDAY, 1ST MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Firebrace presented a Petition from certain inhabitants of Horsham and the surrounding district, praying the House would reject the Bill for facilitating the sale of intoxicating liquors by enabling storekeepers to sell by the single bottle, as it appears that the working of a similar law in Scotland has been most unsatisfactory.
Ordered to lie on the Table.
Mr. Service presented a Petition from certain inhabitants of the District of Learmonth and Burrumbeet, praying the House to maintain the integrity of the Lord's Day as a National Institution, to pass such Laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem meet for enforcing existing Laws regarding it.
Ordered to lie on the Table.
Mr. Howard presented a Petition from certain persons, praying that it might be declared that the XLIIIrd Standing Order does not include the case of a Gas Company whose works have been erected, and that if the opposite view be entertained then that this House would dispense with the said Standing Order, number XLIII., in the case of the Bendigo Gas Company's Bill.
Ordered to lie on the Table.
3. MAIN MURRAY ROAD COMMITTEE.—Dr. Macadam, Chairman, brought up the Report from this Committee.
Ordered to be printed, together with the Minutes of Evidence and Proceedings of Committee.
4. FEDERAL UNION COMMITTEE.—Mr. Gavan Duffy, Chairman, brought up a Report from the Committee.
Ordered to be printed.
5. WAYS AND MEANS.—Mr. McCulloch moved, pursuant to *amended* notice, That Mr. Speaker do, to-morrow, leave the Chair, and the Assembly resolve itself into the Committee of Ways and Means.
Question—put and resolved in the affirmative.
6. RAILWAY CONTRACTS COMMITTEE.—On the motion of Mr. Heales, the Assembly ordered that he have leave to bring up a Progress Report from this Committee.
Mr. Heales then brought up a second Progress Report.
Report read and ordered to lie on the Table, and to be printed.
7. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the fourth Order for to-day:—
“*Estates of Deceased Persons Administration Bill—Consideration of Report.*”
8. ARMED VESSELS REGULATION BILL.—On the motion of Mr. Nicholson, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Nicholson, read a third time.
Mr. Nicholson then moved, That the words “and seal” be omitted from line 2, Clause XI., of this Bill.
Question—That the words proposed to be omitted stand part of the Bill—put and negatived.
Mr. Nicholson moved, That this Bill do now pass.
Question—put and resolved in the affirmative.
Mr. Nicholson moved, That the following be the title of the Bill:—
“*An Act to provide for the better Regulation and Discipline of Armed Vessels in the service of Her Majesty's Local Government in Victoria.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the said report be received to-morrow.
Mr. Lalor also acquainted the House that he was directed to move that he have leave to sit again.
Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
10. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Mr. Pyke moved, That this House will, on this day “fortnight,” again resolve itself into the said Committee.
Debate ensued.
Mr. O’Shanassy moved, That the word “fortnight” be omitted, with a view to insert instead thereof the words “six months.”
Debate continued.
Amendment, by leave, withdrawn.
Mr. Pyke, by leave of the House, withdrew the word “fortnight,” with a view to insert instead thereof the word “week.”
Question—That this House will, on this day week, again resolve itself into the said Committee—put and resolved in the affirmative.
11. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged—
“*Estates of Deceased Persons Administration Bill—Consideration of Report.*”
12. ESTATES OF DECEASED PERSONS ADMINISTRATION BILL.—Mr. Wood moved, That this Bill be now re-committed to a Committee of the whole Assembly, for the purpose of reconsidering Clause IX. and the addition of one new clause.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to a further amendment in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
13. DISCOVERERS OF GOLD FIELDS.—Dr. Macadam moved, pursuant to amended notice, That on Thursday, 3rd May, this House will resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that His Excellency would be pleased to place upon the Estimates the sum of £2,857, to pay in full the award to the discoverers of Gold Fields—Messrs. James Esmonds, the Rev. W. B. Clarke, the representatives of Thomas Hiscock, Louis J. Michel, W. Campbell, and Dr. George A. Bruhn—recommended by a Select Committee of the former Legislative Council, in a report bearing date the 10th March, 1854.
Debate ensued.
Motion, by leave, withdrawn.
14. MUNICIPALITIES ACT AMENDMENT BILL.—Mr. Loader moved, pursuant to notice, That the Municipalities Act Amendment Bill be “now” committed to a Committee of the whole House for further consideration.
Mr. Don moved as an amendment, That the word “now” be omitted, and the words “on this day six months” inserted instead thereof.
Debate ensued.
Question—That the word “now” proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 23.

Mr. Amsinck,	Mr. McCulloch,
Mr. Barton,	Mr. Mollison,
Mr. Ebden,	Mr. O’Shanassy,
Dr. Evans,	Mr. Russell,
Mr. Frazer,	Mr. Sinclair,
Mr. Gray,	Mr. J. T. Smith,
Mr. Greeves,	Mr. L. L. Smith,
Mr. Harrison,	Mr. Woods.
Mr. Henderson,	
Mr. Hood,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Humffray,
Mr. Loader,	Mr. Bennett.
Dr. Macadam,	

Noes, 26.

Mr. Anderson,	Mr. McMillan,
Mr. Bailey.	Mr. Nicholson,
Mr. Caldwell,	Mr. O’Hea,
Mr. Carr,	Mr. Pyke,
Mr. Carpenter,	Mr. Riddell,
Mr. Donald,	Mr. Serjeant,
Mr. Embling,	Mr. Snodgrass,
Mr. Francis,	Mr. Verdon,
Mr. Heales,	Mr. Wood,
Mr. Houston,	Mr. Woolley.
Mr. Howard,	
Mr. Jones,	<i>Tellers.</i>
Mr. Lock,	Mr. Service,
Mr. Martley,	Mr. Don.

And so it passed in the negative.

- Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.
- Question—That the Municipalities Act Amendment Bill be on this day six months committed to a Committee of the whole House for further consideration—put and resolved in the affirmative.
15. OVENS GOLD FIELDS WATER COMPANY'S BILL.—Mr. Wood moved, pursuant to notice, That the Ovens Gold Fields Water Company's Bill be referred to a Select Committee; such Committee to consist of Mr. Embling, Mr. Brooke, Mr. Loader, Mr. Carpenter, Mr. Brodie, Dr. Evans, Mr. Donald, and the Mover; three to form a quorum.
- Question—put and resolved in the affirmative.
16. BEECHWORTH WATERWORKS BILL.—Mr. Wood moved, pursuant to amended notice, That Standing Orders Nos. 4, 5, 7, 8, 16, and 18, be suspended.
- Debate ensued.
- Question—put and resolved in the affirmative.
- Mr. Wood then moved, That he have leave to bring in a Bill for enabling the Municipal Council of Beechworth to construct Works and supply their District with water and for other purposes.
- Question—put and resolved in the affirmative.
- Ordered—That Mr. Wood and Mr. Donald do prepare and bring in the Bill.
- Mr. Wood then brought up a Bill intituled, "*A Bill for enabling the Municipal Council of Beechworth to construct Works and supply their District with Water 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.
17. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged:—
- "*Coal Fields, Western District—Motion for Address to be considered in Committee—Resumption of Debate.*"
- "*Ballaarat Mechanics Institute—Motion for Address to be considered in Committee.*"
18. MR. MECHOSK.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows:—
- Resolved—That an Address be presented to His Excellency the Governor, requesting His Excellency to place on the Additional Estimates for 1860, the sum of £523 16s., as compensation to Mr. John Mechosk for his services as a discoverer of the Tarrangower, Kingower, and other Gold Fields.
- And the said resolution having been read a second time was agreed to by the Assembly.
19. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
- "*Public Education Bill—Second reading,*"
- "*Publicans Act Amendment Bill—Consideration of Report,*" and
- "*Liquors Sale Laws Amendment Bill—Second reading,*" until Thursday, 3rd May instant;
- "*Municipal Institutions Act Amendment Bill—Second reading,*" until to-morrow.
- "*Railway Contracts Committee—Consideration of Report—Resumption of Debate,*" until Friday, 4th May instant.
- "*Gold Fields Act Amendment Bill—Consideration of Report,*" until Tuesday, 8th May instant; and
- "*Aborigines—Consideration of Report from Select Committee,*" until to-morrow.
- Assembly adjourned at nineteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 77.

WEDNESDAY, 2ND MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. IMMIGRATION COMMITTEE.—Mr. Loader, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Sixteenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. PAPERS.—Mr. Bailey presented, by command of His Excellency the Governor—
Telegraphic Communication.—Correspondence in connection with Telegraphic Communication between Great Britain and Australia.
Ordered to lie on the Table.
Mr. Nicholson presented—
Mr. James Bladier.—Petition from Mr. James Bladier to the Chief Secretary.
Ordered to lie on the Table, and to be printed.
5. FITZ ROY WARD IMPROVEMENT BILL.—Mr. Embling, Chairman, brought up the Report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table, and, together with the proceedings of the Committee and Minutes of Evidence, to be printed.
6. PETITIONS.—Mr. M. L. King presented a Petition from the Inhabitants of Bulla and its neighbourhood, praying the House to maintain the integrity of the Lord's Day as a National Institution; to pass such laws as are necessary for securing to every man his right to it as a day of rest; and to take such means as to this House might seem most fit for enforcing existing laws regarding it.
Petition read and ordered to lie on the Table.
Mr. Harrison presented a Petition from the Directors and Officers of the Geelong Equitable Permanent Land and Building Society, praying the House to pass into law the Real Property Bill.
Ordered to lie on the Table.
Mr. Greeves presented a Petition from Daniel R. Long, styling himself Chairman of a Meeting of the Inhabitants of the Municipal District of Prahran, praying the House to pass the Real Property Bill with as little delay as possible.
Ordered to lie on the Table.
7. SUPPLY.—FOURTH ADDITIONAL ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—
1st May, 1860.
Resolved—That the several sums hereinafter mentioned be appropriated to Her Majesty to defray the charges for the year 1860 for the several services hereunder specified, viz. :—

I.—CHIEF SECRETARY.

DIVISION No. 21. GRANTS.

(1.)—SUBDIVISIONS, INALTERABLE.

No. 7.—In aid of the erection and completion of a Building for the Ballarat Mechanics' Institute, on condition of an equal amount being raised by private subscription ...

DIVISION No. 55. CONTINGENCIES.

(2.)—SUBDIVISION. No. 14. SHORTHAND WRITER.

Clerical Assistance (additional)

	£	s.	d.		£	s.	d.
...	500	0	0				
...	500	0	0				
	1,000	0	0				

II.—ATTORNEY GENERAL.

DIVISION No. 55. CONTINGENCIES.

(3).—SUBDIVISION No. 22.

SUPREME COURT AND OTHER COURTS.

Allowances to Witnesses at General Sessions, &c.
(additional)

	£	s.	d.		£	s.	d.
Allowances to Witnesses at General Sessions, &c. (additional)	1,500	0	0				

III.—TREASURER.

DIVISION No. 29.

STORES AND TRANSPORT.

(4).—SALARIES—(Six Months, 1st July to 31st December)
Government Storekeeper, at £800
Accountant, at £500
Nine Clerks—one at £450, one at £425, one at £400,
one at £375, three at £350, one at £300,
and one at £200
Resident Storeman, at £200
Messenger and Housekeeper, with quarters, fuel,
and water

	£	s.	d.		£	s.	d.
Government Storekeeper, at £800	400	0	0				
Accountant, at £500	250	0	0				
Nine Clerks—one at £450, one at £425, one at £400, one at £375, three at £350, one at £300, and one at £200	1,600	0	0				
Resident Storeman, at £200	100	0	0				
Messenger and Housekeeper, with quarters, fuel, and water	75	0	0				
	2,425	0	0				

DIVISION No. 33.

CHARITABLE INSTITUTIONS.

(5).—SUBDIVISION No. 39 a, INALTERABLE.

Swan Hill District Hospital Building

	300	0	0
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DIVISION No. 35. MISCELLANEOUS.

SUBDIVISIONS, INALTERABLE.

(6).—No. 12.—Compensation to Mr. Stephen Jones, for
loss of sheep and damage to the Mo-
hican Station, on the Acheron River,
by aborigines
(7).—No. 13.—Gratuity to the widow of the late Mr.
G. D. Smythe, District Surveyor
(8).—No. 14.—Compensation to Mrs. Davitt, for the loss
of office by her late husband and her-
self, as head master and mistress of the
National Model Schools in Melbourne
(9).—No. 15.—Compensation to Mr. E. Windsor, for
injury sustained through an erroneous
conviction at the Circuit Court at Cas-
tlemaine
(10).—No. 16.—To reimburse Mr. George Wintle the
amount paid by him as costs in an
action—Westlock v. Wintle
(11).—No. 17.—Refund to Mr. Henry W. Turnley of
overpayment of assessment on stock
in 1859
(12).—No. 18.—Gratuity to the widow of the late Sir
Thomas Mitchell, Surveyor General of
New South Wales

	1,000	0	0
	500	0	0
	750	0	0
	1,500	0	0
	21	12	6
	100	0	0
	1,000	0	0
	4,871	12	6

IV.—COMMISSIONER OF CROWN LANDS AND SURVEY.

DIVISION No. 37.

SURVEY, SALE, AND MANAGEMENT OF CROWN LANDS.

(13.)—SUBDIVISION No. 10. COAL FIELDS.
To meet the expenses of an examination of the Coal Fields of the Western District ...

DIVISION No. 38.

ROADS AND BRIDGES.

(14.)—SUBDIVISION No. 4, INALTERABLE. BALLAARAT DISTRICT.
MAIN LINES OF ROAD IN THE AVOCA DISTRICT—clearing, repairing, and extending the

	£	s.	d.	£	s.	d.
(13.)—SUBDIVISION No. 10. COAL FIELDS. To meet the expenses of an examination of the Coal Fields of the Western District ...	2,000	0	0			
(14.)—SUBDIVISION No. 4, INALTERABLE. BALLAARAT DISTRICT. MAIN LINES OF ROAD IN THE AVOCA DISTRICT—clearing, repairing, and extending the	4,000	0	0			
	6,000	0	0			

V.—COMMISSIONER OF PUBLIC WORKS.

DIVISION No. 41. PUBLIC WORKS.

(15.)—SUBDIVISION No. 9, INALTERABLE. SUB-TREASURIES AND GOLD OFFICES.
For the erection of a Sub-Treasury at Stawell, and the removal of the Government Buildings from Commercial street to the township of Stawell...

(16.)—SUBDIVISION No. 11, INALTERABLE. LIGHTHOUSES AND LIGHTSHIPS.
For the completion of the Lighthouse at Wilson's Promontory

(17.)—SUBDIVISION No. 17, INALTERABLE. MISCELLANEOUS.
For the erection of Public Offices at Inglewood...

DIVISION No. 42. RAILWAYS.

(18.)—SUBDIVISION No. 7. GEELONG AND MELBOURNE RAILWAY.
To meet the expenses of the management of the Line from 1st May to 31st December, 1860, (consequent on that Railway being taken over by the Government)

	£	s.	d.	£	s.	d.
(15.)—SUBDIVISION No. 9, INALTERABLE. SUB-TREASURIES AND GOLD OFFICES. For the erection of a Sub-Treasury at Stawell, and the removal of the Government Buildings from Commercial street to the township of Stawell...	1,000	0	0			
(16.)—SUBDIVISION No. 11, INALTERABLE. LIGHTHOUSES AND LIGHTSHIPS. For the completion of the Lighthouse at Wilson's Promontory	77	13	7			
(17.)—SUBDIVISION No. 17, INALTERABLE. MISCELLANEOUS. For the erection of Public Offices at Inglewood...	2,000	0	0			
(18.)—SUBDIVISION No. 7. GEELONG AND MELBOURNE RAILWAY. To meet the expenses of the management of the Line from 1st May to 31st December, 1860, (consequent on that Railway being taken over by the Government)	20,000	0	0			
	23,077	13	7			

VI.—COMMISSIONER OF TRADE AND CUSTOMS.

DIVISION No. 43. CUSTOMS.

(19.)—SUBDIVISION No. 2.

PORT OF MELBOURNE.

*(Outdoor including Sandridge.)*Four Lockers at £300 per annum, from 1st May
to 31st December, 1860

£	s.	d.	£	s.	d.
800	0	0			

FIFTH ADDITIONAL ESTIMATES FOR 1860.—

III.—TREASURER.

DIVISION No. 35. MISCELLANEOUS.

(20.)—SUBDIVISION, INALTERABLE, No. 19.

Further reward to John Mechosk, for services in
connection with the discovery of new Gold
Fields

£	s.	d.	£	s.	d.
523	16	0			

And the said resolutions having been read a second time, were, with the exception of resolution No. 9, agreed to by the Assembly. Resolution No. 9 having been read a second time, Mr. Hood moved, That it be referred back to the Committee for reconsideration.

Debate ensued.

Question put.

Assembly divided. •

Ayes, 30.

Mr. Amsinck,	Mr. Horne,
Mr. Anderson,	Mr. Houston,
Mr. Aspinall,	Mr. Howard,
Mr. Barton,	Mr. Hunter,
Mr. Bennett,	Mr. J. S. Johnston,
Mr. Brooke,	Mr. Lalor,
Mr. Caldwell,	Mr. Loader,
Mr. Carr,	Mr. Mackintosh,
Mr. Carpenter,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. L. L. Smith,
Mr. Frazer,	Mr. Woods.
Mr. Gray,	
Mr. Heales,	<i>Tellers.</i>
Mr. Henderson,	Mr. Ireland,
Mr. Hood,	Mr. McLellan.

Noes, 23.

Mr. Bailey,	Mr. Mollison,
Mr. Don,	Mr. Nicholson,
Mr. Ebdon,	Mr. Pyke,
Mr. Embling,	Dr. Russell,
Mr. Francis,	Mr. Serjeant,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Stephen,
Mr. King,	Mr. Wood.
Dr. Macadam,	
Mr. Martley,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Service,
Mr. McMillan,	Mr. Firebrace.
Mr. Michie,	

And so it was resolved in the affirmative

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendment proposed by His Excellency the Governor to be made in the Bill intituled, "*An Act to amend the provisions of an Act incorporating the Shareholders in the National Bank of Australasia.*"

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
26th April, 1860.

9. **LAW OF EVIDENCE ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council on the amendments made in this Bill having been read,

Mr. Wood moved, That this House do insist in disagreeing to the amendment made by the Legislative Council to leave out Clause XI. of this Bill, and that a Committee, to consist of the following gentlemen, viz., Mr. Michie, Mr. Greeves, Mr. Aspinall, Mr. J. S. Johnston, and Mr. Wood, be appointed to draw up reasons for insisting in disagreeing with such amendment.

Question put and resolved in the affirmative.

Mr. Wood moved, That the Assembly do not insist in disagreeing with the amendment made by the Legislative Council in Clause LI. of this Bill, but do agree with the same.

Question—put and resolved in the affirmative.

10. **POSTPONEMENT OF BUSINESS.**—On the motion of Mr. Greeves, the Assembly ordered that the consideration of the several Notices of Motion and the first Order of the Day, general business, be postponed until after the consideration of the second Order for to-day.

11. **REAL PROPERTY BILL.**—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolutions in reference to the Real Property Bill :—

(1.) That in order to provide an Assurance Fund for paying such amount as may be awarded to any rightful heir or proprietor of land, whose property may have been by fraud, misrepresentation, or error, registered by some other person, under the provisions of the Real Property Bill, a rate may be levied upon the value of all lands brought under the operation of such Bill.

(2.) That in case such rate be insufficient for the purposes of the Assurance Fund, the amount of such deficiency shall be made good out of the General Revenues of the Colony ; and that an Address be presented to His Excellency the Governor, praying that he will take such steps as may be necessary for the purpose of carrying this resolution into effect.

(3.) That fees be payable for the several acts, matters or things specified in the said Bill, and that the Committee on the Bill have instructions accordingly—having been read—
On the motion of Mr. Greeves, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the Report be received to-morrow.

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

Question—put and resolved in the affirmative.—Bill read a second time, and ordered to be committed to a Committee of the whole House Tuesday, 8th May instant.

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

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

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

“ *Estates of Deceased Persons Administration Bill—Consideration of Report,*” until Friday, 4th May instant ;

“ *Pensions Bill—Amendments of Legislative Council—To be taken into consideration,*” until Wednesday, 9th May instant ; and

“ *Law of Property Amendment Bill—Second reading,*”

“ *Municipal Institutions Act Amendment Bill—Second reading,*” and

“ *Aborigines—Consideration of Report from Select Committee,*” until Friday, 4th May instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 78.

THURSDAY, 3RD MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Seventeenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—The following Message from His Excellency the Governor received and read :—

VICTORIA.

HENRY BARKLY,
Governor. *Message No. 8.*

The Governor recommends to the Legislative Assembly that resolutions be agreed on authorizing the Government to enter into an arrangement with the Imperial Government for the Marine Survey of the Victorian Coast under the direction of the Lords Commissioners of the Admiralty, and pledging the Government on behalf of this Colony to bear one-half the expense of such Survey.

Government Offices,
3rd May, 1860.

Ordered to be printed, and taken into consideration Tuesday, 8th May instant.
4. PETITION.—Dr. Evans presented a Petition from Joseph Thomson, Thomas Thomson, Alexander Thomson, and Joseph Honey, styling themselves the discoverers of the Inglewood Gold Field, praying the House to place them on a footing with those other Prospectors whose claims are about receiving the attention of this House, and to recommend them, by a vote of this House, for such reward as this House might consider them entitled to.
Ordered to lie on the Table.
5. POSTPONEMENT OF NOTICES OF MOTION.—On the motion of Dr. Macadam, by leave, the Assembly ordered that the consideration of the several Notices of Motion, 1 to 12 inclusive, be postponed until after the consideration of Notice of Motion No. 13.
6. YAN YEAN COMMITTEE.—Dr. Macadam moved, pursuant to notice, That the Select Committee of this House, on the subject of the purification of the Yan Yean water, be permitted to adjourn from place to place, and take evidence.
Debate ensued.
Question—put and resolved in the affirmative.
7. UNIVERSITY OF MELBOURNE.—Mr. Gavan Duffy moved, pursuant to *amended* notice, That an Address be presented to His Excellency the Governor, requesting him to consider the propriety of holding a visitation of the University of Melbourne, for the purpose of enabling the question to be legally raised and determined, whether the Council of the University, in adopting a statute prohibiting its Professors from sitting in Parliament, have exceeded the powers conferred upon them by law.
Debate ensued.
Question—put and resolved in the affirmative.
8. MR. JOHN JOHNSTONE.—Mr. L. L. Smith moved, pursuant to *amended* notice, That the prayer of the Petition from Mr. John Johnstone, presented to this House on the 12th January last, be granted, and that a Select Committee be formed, with power to summon witnesses; such Committee to consist of Messrs. Carr, Embling, Caldwell, Henderson, McMillan, Bennett, and the Mover; three to form a quorum.
Debate ensued.
Motion by leave withdrawn.
9. REEDY CREEK—WARDEN.—Mr. Snodgrass moved, pursuant to *amended* notice, That this House will, on Thursday next, resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that His Excellency will place upon the Estimates a sufficient sum to defray the salary and allowances of a Warden for the Reedy Creek and adjacent gold fields.
Debate ensued.
Motion by leave withdrawn.
10. QUARANTINE.—Mr. Embling moved, pursuant to *amended* notice, That, in the opinion of this House, the Quarantine System do cease and determine on 30th June, 1860, and that Sanitary Regulations be substituted in lieu thereof.
Debate ensued.
Motion by leave withdrawn.

11. PUBLIC PARKS, MELBOURNE.—Mr. Heales moved, pursuant to notice, for a Return of all Public Lands within five miles of Melbourne Post Office, reserved as parks or places of public recreation, showing the area of each, the revenue (if any) derived therefrom, and the total expenditure upon each reserve, since 1st January, 1854.

Question—put and resolved in the affirmative.

12. DISCOVERERS OF GOLD.—Mr. Serjeant moved, pursuant to *amended* notice, That, in the opinion of this House, Messrs. James Esmonds, Rev. W. B. Clarke, Thomas Hiscock, and Louis John Michel and party, are each of them entitled to the sum of £523 16s., and Dr. George H. Bruhn to £262, as rewards for their services as discoverers of Victorian gold fields.

Debate ensued.

Question—put.

Assembly divided.

	Ayes, 8.	
Mr. Donald,		Mr. Serjeant.
Mr. Greeves,		
Mr. Harrison,		Tellers.
Mr. Heales,		Mr. Carpenter,
Mr. Humffray,		Mr. Howard.

	Noes, 14.
Mr. Amsinck,	Mr. Mollison,
Mr. Barton,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. Pyke,
Mr. Frazer,	Mr. Woods.
Mr. Gray,	
Mr. Henderson,	Tellers.
Mr. McCulloch,	Mr. Don,
Mr. McLellan,	Mr. L. L. Smith.

And so it passed in the negative.

13. FEDERAL UNION.—Mr. Gavan Duffy moved, pursuant to *amended* notice, That Queensland be invited to send delegates to the proposed Federal Conference; and that the Government be requested to communicate with them on the same terms as with the other Colonies.

Question—put and resolved in the affirmative.

14. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales moved, pursuant to notice, That the resumption of the debate on the Railway Contracts Committee, Report No. 1, take precedence of all business on Friday next.

Debate ensued.

Question—put and resolved in the affirmative.

15. BEER LICENSES.—Mr. Howard moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, for the purpose of considering the following resolutions:—

- (1.) That a license fee of £ be imposed upon Eating-House keepers and others, for the purpose of selling beer manufactured in the Colony.
- (2.) That a Bill be brought in for this purpose.

Debate ensued.

Question—put and resolved in the affirmative.

16. BENDIGO GAS BILL.—Mr. Howard moved, pursuant to notice, That Standing Orders Nos. 4, 6, 7, and 13, be suspended, and that leave be given to bring in a Bill to incorporate the Shareholders of the Bendigo Gas Company, and for other purposes.

Question—put and resolved in the affirmative.

Ordered—That Mr. Howard and Mr. Henderson do prepare and bring in the Bill.

Mr. Howard then brought up a Bill, intitled "*A Bill to incorporate a Company to be called 'The Bendigo Gas 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.

Mr. Howard then moved, pursuant to *amended* notice, That the Petition of the Shareholders in the Bendigo Gas Company be taken into consideration, and the prayer thereof granted, and that Standing Order No. 43 be suspended.

Question—put and resolved in the affirmative.

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

"*Divorce Bill—To be further considered in Committee,*" until Wednesday, 9th May instant;

"*Lien (Contractors and Workmen) Bill—Second reading,*" until Thursday, 10th May instant;

"*Public Education Bill—Second reading,*"

"*Publicans Act Amendment Bill—Consideration of Report,*" and

"*Liquors Sale Laws Amendment Bill—Second reading,*" until Tuesday, 8th May instant; and

"*Real Property Bill—Resolutions in Committee to be reported,*" until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 79.

FRIDAY, 4TH MAY, 1860.

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

HENRY BARKLY,

*Governor.**Message No. 9.*

The Governor recommends to the Legislative Assembly that the amount voted by the Assembly in aid of Education, be appropriated in accordance with the accompanying Schedule, marked A.

Government Offices,
Melbourne, 2nd May, 1860.

Ordered to be printed, together with the accompanying Schedule, and taken into consideration in Committee of Supply.

HENRY BARKLY,

*Governor.**Message No. 10.*

The Governor recommends to the Legislative Assembly that the mode appointed by the Assembly for effecting the distribution of the amount voted in aid of Municipalities, be modified as regards the Municipality of Brunswick; that Municipality to be allowed to share in the grant in proportion to the amount of rates collected in it to the 30th June, 1860.

Government Offices,
Melbourne, 2nd May, 1860.

Ordered to be printed, and taken into consideration in Committee of Supply.

3. PETITION.—Mr. Gray presented a Petition from certain Inhabitants of Heathcote, praying the House to maintain the integrity of the Lord's Day as a National Institution; to pass such laws as are necessary for securing to every man his right to it as a day of rest; and to take such means as to this House might seem most fit for enforcing existing laws regarding it.

Petition read, and ordered to lie on the Table.

4. RAILWAY CONTRACTS COMMITTEE.—The debate on the question,—That this House is of opinion that the conduct of the railway works cannot satisfactorily be left dependent on the good faith of the contractors; and that there ought to be a thorough inspection of all the railway works, whether now completed or in progress, by professional and practical men; and that, for the future, measures should be taken to provide a supervision of the works of such a nature as to prevent any departure from the specifications unauthorised by the inspectors, who ought to be men of unquestionable character and fitness for their duties—resumed.

Mr. Snodgrass moved the previous question.

Debate continued.

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

Question—That this House is of opinion that the conduct of the railway works cannot satisfactorily be left dependent on the good faith of the contractors; and that there ought to be a thorough inspection of all the railway works, whether now completed or in progress, by professional and practical men; and that, for the future, measures should be taken to provide a supervision of the works of such a nature as to prevent any departure from the specifications unauthorised by the inspectors, who ought to be men of unquestionable character and fitness for their duties—put and resolved in the affirmative.

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

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

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

“*Estates of Deceased Persons Administration Bill—Consideration of Report,*”

and

“*Law of Property Amendment Bill—Second reading,*” until Tuesday, 8th May instant;

“*Payment of Members of the Assembly—Resolutions in Committee to be reported,*”

and

“*Chinese Immigration Law Amendment Bill—Second reading,*” until Thursday, 17th May instant;

“*Imprisonment for Debt Abolition Bill—Consideration of Report,*” until Wednesday, 9th May instant;

“*Municipal Institutions Act Amendment Bill—Second reading,*” until Tuesday, 15th May instant;

“*Aborigines—Consideration of Report from Select Committee,*” until Tuesday, 8th instant;

“*Beer Licenses—Resolutions to be considered in Committee,*” until Friday, 11th May instant; and

“*Real Property Bill—Resolutions in Committee to be reported,*” until Tuesday, 8th May instant.

Assembly adjourned at nineteen minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 80.

TUESDAY, 8TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Loader presented a Petition from certain Colonists of Victoria, praying the House to remove the duties from articles of sustenance that do not compete with colonial industry, and to affix import duties on such foreign productions that lessen the demand for labor in those occupations where the workmen need it.
Petition read, and ordered to lie on the Table.
Mr. McCulloch presented a Petition from the Rev. Adam Cairns, D.D., styling himself Moderator of the General Assembly of the Presbyterian Church of Victoria, met in General Assembly, praying the House to take the statements set forth in the Petition into serious consideration, and devise such amendments on the Divorce Bill as might bring it into accordance with the principles set forth in the Petition.
Ordered to lie on the Table.
Mr. Michie presented a Petition from certain freeholders and residents at Heathcote, on the McIvor Gold Field, praying the House to abolish the restriction of the sale of fermented liquors in less quantities than two gallons and to permit licensed storekeepers to retail one or more bottles of fermented liquor, provided the same be not consumed on the premises; so that, in the opinion of the Petitioners, the evil complained of might be thereby legally counteracted.
Ordered to lie on the Table.
3. POSTPONEMENT OF BUSINESS.—On the motion of Mr. Lalor, the Assembly ordered that the consideration of the several Orders of the Day, Government Business, and Notices of Motion to No. 4 General Business inclusive, be postponed until after the consideration of the 5th Notice of Motion General Business, on the paper for to-day.
4. MR. A. MCLACHLAN.—Mr. Lalor moved, pursuant to notice, That the evidence taken before the Select Committee appointed on the 17th November, 1858, to report on Mr. A. McLachlan's case be referred to the Select Committee now sitting on that case.
Question—put and resolved in the affirmative.
5. EVIDENCE LAW AMENDMENT BILL.—Mr. Wood, Chairman, brought up the report from the Committee appointed to draw up reasons for insisting in disagreeing with the amendment made by the Legislative Council, to leave out Clause XI. of the "*Law of Evidence Act Amendment Bill*," which were read and are as follow:—
The Legislative Assembly dissent from the amendments made by the Legislative Council in the eleventh clause of the Bill further to amend and consolidate the Law of Evidence, and state the following reasons why the Legislative Council should not insist on their amendment:—
 - I. If the eleventh clause compelled a wife to give evidence *against* her husband, it might justly be styled harsh and oppressive; but it does not do so, it merely enables the husband to examine his wife as a witness *for* him.
 - II. If the evidence of a wife is admitted in civil trials, *a fortiori* it ought to be admitted in criminal trials, where she alone may be able to give evidence which may save not his property, but his liberty or life.
 - III. If the evidence of a wife be excluded in courts of law, it may nevertheless be subsequently received in those cases where a wife can speak to facts tending to prove her husband's innocence, as no Executive would refuse to receive the petition of a wife, praying for pardon for her husband, on the ground that he had been unjustly convicted, owing to the exclusion of her evidence. Her statement of facts on such an occasion would be taken into consideration, although not given on oath, nor subjected to the test of cross-examination. If her evidence is to be received at all, it is surely better that it be given in open

court, where a jury can from her demeanor judge whether she is entitled to credence, and where, if she utters falsehoods, they are likely to be detected on cross-examination. It may be pointed out that the twelfth clause prevents a wife, even in cross-examination, from being called on to give evidence as to any statement made to her by her husband, and therefore no admission of his having made a confession of guilt could be extracted from her.

- IV. According to the present law, if a man lives in a state of concubinage with a woman, she may be examined as a witness on his behalf; it therefore virtually declares that a concubine is a trustworthy witness, while a wife is not.
- V. It may be urged that if the eleventh clause should become law, perjury will be of very frequent occurrence, as a husband accused of the commission of a crime will invariably call his wife as a witness on his behalf, although she may be totally ignorant of all matters connected with the case; but in practice it will be found that in criminal, as in civil trials, wives will comparatively seldom be called as witnesses. A husband must know that his wife's evidence will naturally be received with suspicion, and he will therefore not call her as a witness, except in those cases where he knows that she is acquainted with facts demonstrating his innocence. Again, the accused person, desirous of calling witnesses to give evidence contrary to the truth, would call a man rather than a woman, as a man would be better able than a woman to retain self-possession while under cross-examination.
- VI. The whole course of modern legislation has been to throw down the barriers which excluded certain classes of evidence. The testimony of interested witnesses was first admitted; then that of the parties themselves and their wives; and the Bill only proposes to extend the principle already sanctioned, by rendering the evidence of husbands and wives admissible in criminal as it already is in civil cases.

On the motion of Mr. Wood, the Assembly agreed to the above reasons, and ordered the same to be transmitted with a message to the Legislative Council.

6. SUPPLY.—The House, according to Order, resolved itself into the Committee of Supply. Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to certain resolutions.
Ordered—That the said report be received to-morrow.
7. TELEGRAPHIC COMMUNICATION WITH INDIA AND EUROPE.—Mr. Bailey moved, That this House will, on Friday, 11th May instant, resolve itself into a Committee of the whole to consider the propriety of adopting the following Resolutions:—
 - I. That in the opinion of this House it is desirable that Telegraphic communication should be established with India and Europe.
 - II. That the Government of this Colony be authorized to grant, in conjunction with all or any other of the Australian Colonies, an annual subsidy, not exceeding in the whole £35,000 for a term not exceeding twenty-one years, to any company of whose stability satisfactory assurance shall be given, to induce such company to construct and maintain a Line of Telegraph which shall connect this Colony with any portion of the Indian and European Telegraph Lines at present in working or that may hereafter be constructed, upon the following conditions:—
 - (1.) That such company shall, within two years after a contract has been entered into, construct such Line of Telegraph, unless prevented by war or the dangers or accidents of the seas, and afterwards maintain it in working order at its own expense.
 - (2.) That the proposed subsidy shall be proportionably payable on the capital of the company actually paid up and expended, and shall not exceed five per cent. on such capital.
 - (3.) That no payment of such subsidy shall be made until the Line of Telegraph has been in working order for three consecutive months; and such payments shall be made rateably only for the period during which the line is open for the transmission of messages.
 - (4.) If such line shall be closed, unless by reason of war, or shall not be in a state of efficiency for the transmission of messages for any eighteen consecutive months, then the contract with such company shall be void.
 - (5.) That a tariff of charges for the transmission of messages over such line shall be agreed to by the Governments of the contracting Colonies and the company before any contract is entered into, and such tariff shall not afterwards be altered without the concurrence of such Governments.
 - (6.) That in the event of the net profits of the company exceeding in any year the rate of ten per cent. per annum, such excess shall be rateably applied to reduce the respective contributions of the contracting Colonies.
 - III. That the proportion of the entire annual subsidy to be granted as the contribution of this Colony shall not exceed the sum of £26,000 in any one year.
 - IV. That in any agreement which may be entered into with any other Colony, for the purpose of making up the amount of subsidy required, it shall be an express stipulation

that the actual annual payments of such Colony and of this Colony shall be in proportion to the value of the messages transmitted by each along the line in every year.

V. That upon the completion of the preliminary arrangements for a contract, in terms of the foregoing Resolutions, a Bill be brought in for the purpose of authorizing the annual expenditure required.

VI. That these Resolutions shall be in force only for eighteen months, and shall be forthwith published in the United Kingdom.

And that an Address be presented to His Excellency the Governor, embodying the above Resolutions.

Question—put and resolved in the affirmative.

8. MARINE SURVEY OF THE COAST.—His Excellency the Governor's Message, No. 8, having been read, Mr. Service moved, pursuant to *amended* notice, That this House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the following resolutions :—

(1.) That, in the opinion of this House, it is desirable that a marine survey of the Victorian coast and harbors should be made under the direction of the Lords Commissioners of the Admiralty.

(2.) That the Government be authorised to enter into arrangements with the Imperial Government for the completion of such survey, undertaking on behalf of this Colony to bear one-half the expense thereof.

Debate ensued.

Question—put and resolved in the affirmative.

9. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged—

“Estates of Deceased Persons Administration Bill—Consideration of Report.”

10. ESTATES OF DECEASED PERSONS ADMINISTRATION BILL.—Mr. Wood moved, That this Bill be now recommitted to a Committee of the whole Assembly for the consideration of adding one new clause thereto.

Question—put and resolved in the affirmative.

And on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole accordingly.

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

11. LAW OF PROPERTY AMENDMENT BILL.—Mr. Wood moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

12. MAIN MURRAY ROAD, SANDHURST.—Dr. Macadam moved, pursuant to notice, That in the opinion of this House McCrae-street, Sandhurst, should be opened and made without delay, so as to connect Sandhurst with the White Hills, *viâ* McCrae-street, as originally intended by the Government.

Debate ensued.

Question—put and negatived.

13. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged :—

“Public Education Bill—Second Reading.”

“Publicans Act Amendment Bill—Consideration of Report.”

14. 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 considered in Committee,” until to-morrow.

“Mining Partnerships Limited Liability Bill—To be further considered in Committee,” and

“Gold Fields Act Amendment Bill—Consideration of Report,” until Friday, 11th May instant.

“Real Property Bill—To be committed,” until Tuesday, 15th May instant.

“Liquors Sale Laws Amendment Bill—Second Reading,” and

“Aborigines—Consideration of Report from Select Committee,” until to-morrow.

“Real Property Bill—Resolutions in Committee to be reported,” until Tuesday, 15th May instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 81.

WEDNESDAY, 9TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
 - Bank Liabilities and Assets.—General Abstracts of sworn Returns of average liabilities and assets of the several Banks of Victoria, for the quarter ended 31st March, 1860.
 - Ordered to be printed.
 - Mr. Nicholson presented, by command of His Excellency the Governor—
Gold Fields Act.—Order in Council.
 - Ordered to lie on the Table.
 - Mr. Nicholson presented—
Fijian Islands.—Copy Despatch from the Secretary of State, stating that Colonel Smythe, R.A., has been sent out to enquire into and to report on the state of the Fiji Islands.
 - Ordered to lie on the Table.
 - Mr. Wood presented—
Dandenong County Court.—Order in Council.
Court of Mines, Mount Egerton (*discontinued*)—Order in Council.
 - Severally ordered to be printed.
3. MR. A. McLACHLAN.—Mr. Lalor, Chairman, brought up the Report from the Committee to which the consideration of this case was referred.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
4. PETITIONS.—Mr. Humffray, on behalf of Mr. Serjeant, presented a Petition from the President and Members of the Ballarat Chamber of Commerce, praying the introduction of a clause in "The Mining Partnerships limited liability Bill."
Petition read, and ordered to lie on the Table.
Dr. Macadam presented a Petition from the Municipal Council and Inhabitants of Castle-maine, under the Seal of the Municipality, praying the House to give the Bill for the transfer of Real Property a most favorable consideration.
Ordered to lie on the Table.
Mr. Caldwell presented a Petition from certain Inhabitants of Melbourne and Suburbs, praying the House to give a favorable consideration to the statements set forth in the Petition.
Ordered to lie on the Table.
5. STAGE COACHES BILL.—Mr. Martley moved, pursuant to notice, That he have leave to bring in "A Bill to amend 'An Act for Regulating Stage Coaches in New South Wales.'"
 - Debate ensued.
 - Motion by leave withdrawn.

6. SUPPLY—ESTIMATES FOR 1860.—Mr. Lalor reported from the Committee of Supply certain resolutions, which were read, and are as follow :—

8th May, 1860.

(1.) Resolved—That the following be the distribution of the amount voted in aid of Education for the year 1860 :—

I.—CHIEF SECRETARY.

DIVISION 14. EDUCATION.

(1.) NATIONAL BOARD.

	£	s.	d.	£	s.	d.
Grant in Aid of Schools	32,500	0	0	32,500	0	0

(2.) DENOMINATIONAL BOARD.

SALARIES.

Normal Inspector and Secretary	1,000	0	0
Six Inspectors—four at £600 and two at £300...	3,000	0	0
Six Clerks—one at £650, one at £400, two at £350, and two at £250	2,250	0	0
Messenger and Housekeeper	130	0	0
	6,380	0	0

CONTINGENCIES.

Inspector's travelling expenses, and Allowances in lieu of Forage	874	0	0
Rent	156	0	0
Printing	150	0	0
Stores	110	0	0
Fuel and Water	48	2	6
Furniture	40	0	0
Incidental Expenses	35	0	0
	1,413	2	6

GRANTS IN AID OF SCHOOLS.

Church of England	35,461	9	8
Roman Catholic	16,258	13	1
Presbyterian	14,622	14	6
Wesleyan	11,068	0	0
Other Protestants	6,831	18	2
Jewish	464	2	1
	84,706	17	6

With power reserved to the Board to re-distribute equitably after the 1st of October, 1860, with the sanction of the Governor in Council, any sums for the expenditure of which provision may not then have been made.

92,500 0 0

125,000 0 0

MUNICIPALITY OF BRUNSWICK.

(2.) Resolved—That the Municipality of Brunswick be allowed to share in the Grant voted in aid for Municipalities, in proportion to the amount of rates collected in that Municipality to the 30th June, 1860.

(3.) Resolved—That the sum hereinafter mentioned be appropriated to Her Majesty to defray the charge for the year 1860 for the service hereunder specified, being—

III.—TREASURER.

DIVISION No. 35. MISCELLANEOUS.

No. 20.—Compensation to Mr. E. Windsor, for injury sustained through an erroneous conviction at the Circuit Court, Castlemaine ...	£	s.	d.	£	s.	d.
	1,500	0	0			

And the said resolutions having been read a second time, were agreed to by the Assembly.

7. WAYS AND MEANS.—The Order of the Day for the Committee of Ways and Means having been read—On the motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into the Committee of Ways and Means accordingly.

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

Ordered—That the report be received to-morrow.

8. MARINE SURVEY OF THE COAST.—The Order of the Day for the consideration in Committee of the whole of the following resolutions:—

- (1.) That, in the opinion of this House, it is desirable that a marine survey of the Victorian coast and harbors should be made under the direction of the Lords Commissioners of the Admiralty.
- (2.) That the Government be authorised to enter into arrangements with the Imperial Government for the completion of such survey, undertaking on behalf of this Colony to bear one-half the expense thereof—having been read, on the motion of Mr. Service, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received to-morrow.

9. ESTATES OF DECEASED PERSONS ADMINISTRATION BILL.—On the motion of Mr. Wood, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

“An Act for the Administration of the Estates of Deceased Persons in certain cases.”

Question—put and resolved in the affirmative.

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

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

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

Resolved—That this House will, on Friday, 11th May instant, again resolve itself into the said Committee.

11. FITZ ROY WARD IMPROVEMENT ACT AMENDMENT BILL.—Mr. Embling moved, pursuant to notice, That the Report from the Select Committee on Fitz Roy Ward Improvement Act Amendment Bill be “now” taken into consideration.

Mr. Greeves moved, as an amendment, That the word “now” be omitted, and the words “this day week” be added after the word “consideration.”

Debate ensued.

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

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

Question—That the Report from the Select Committee on Fitz Roy Ward Improvement Act Amendment Bill be taken into consideration this day week—put and resolved in the affirmative.

12. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Amsinck moved, pursuant to notice, That the Report from the Select Committee on the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill, and the amendments made by the Committee in such Bill, be now taken into consideration.

Mr. Greeves moved, as an amendment, That the word “now” be omitted, and the words “this day week” be added after the word “consideration.”

Debate ensued.

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

Assembly divided.

Ayes, 24.

Mr. Anderson,	Mr. Loader,
Mr. Bennett,	Dr. Macadam,
Mr. Brodie,	Mr. Martley,
Mr. Caldwell,	Mr. McCulloch,
Mr. Donald,	Mr. McLellan,
Mr. Embling,	Mr. Myles,
Mr. Hadley,	Mr. Serjeant,
Mr. Harrison,	Mr. Service,
Mr. Houston,	Mr. Woods.
Mr. Howard,	
Dr. Hunter,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Amsinck,
Mr. Lalor,	Mr. Don.

And so it was resolved in the affirmative.

Noes, 17.

Mr. Bailey,	Mr. Reid,
Mr. Barton,	Mr. Sinclair,
Mr. Carpenter,	Mr. J. T. Smith,
Mr. Cathie,	Mr. Snodgrass,
Mr. Ebden,	Mr. Wilkie.
Mr. Gray,	
Mr. Greeves,	<i>Tellers.</i>
Mr. Heales,	Mr. Humffray,
Mr. Michie,	Mr. Hood.
Mr. Pyke,	

Question—That the Report from the Select Committee on the Collingwood, Fitz Roy, and District Gas and Coke Company's Bill, and the amendments made by the Committee in such Bill, be now taken into consideration—put and resolved in the affirmative.

The several amendments made by the Select Committee in this Bill were then read and agreed to by the Assembly.

Mr. Greeves moved, That the following words be inserted in the fourth line of clause XXXI., after the word "good," viz., "to the satisfaction of the persons having the control or management thereof or of their officer."

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

13. BENDIGO GAS AND COKE COMPANY'S BILL.—Mr. Howard 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.

14. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales moved, pursuant to notice :—

(1.) That, for the effectual prosecution of the enquiry deputed to this Committee, it is essential that the plans, specifications, tenders, contracts, correspondence, and accounts should be examined, and the works inspected and measured where necessary.

(2.) That Mr. Amsinck, Mr. Verdon, Mr. Heales, and Mr. Brooke, "members of this Committee," be directed to carry out this resolution, and that they be empowered to call to their aid the best professional assistance they can obtain.

Mr. Lalor moved, as an amendment, That the words "members of this Committee," in the first and second lines of the second of the above proposed Resolutions, be omitted, with a view to insert instead thereof the words "Mr. Francis."

Debate ensued.

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

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

Question—

(1.) That, for the effectual prosecution of the enquiry deputed to this Committee, it is essential that the plans, specifications, tenders, contracts, correspondence, and accounts should be examined, and the works inspected and measured where necessary.

(2.) That Mr. Amsinck, Mr. Verdon, Mr. Heales, and Mr. Brooke, be directed to carry out this resolution, and that they be empowered to call to their aid the best professional assistance they can obtain—put.

Assembly divided.

Ayes, 10.		Noes, 28.	
Mr. Amsinck,	Mr. McLellan,	Mr. Carpenter,	Mr. McCulloch,
Mr. Bennett,	Mr. Reid.	Mr. Donald,	Mr. Mollison,
Mr. Don,		Mr. Embling,	Mr. Myles,
Mr. Ebden,	<i>Tellers.</i>	Mr. Firebrace,	Mr. Nicholson,
Mr. Gray,	Mr. Brooke,	Mr. Francis,	Mr. Pyke,
Mr. Heales,	Mr. Verdon.	Mr. Hadley,	Mr. Service,
		Mr. Henderson,	Mr. Sinclair,
		Mr. Houston,	Mr. L. L. Smith,
		Mr. Howard,	Mr. Snodgrass,
		Mr. Humffray,	Mr. Wilkie,
		Mr. J. Johnson,	Mr. Wood.
		Mr. J. S. Johnston,	
		Mr. Loader,	<i>Tellers.</i>
		Dr. Macadam,	Mr. Bailey,
		Mr. Martley,	Mr. Brodie.

And so it passed in the negative.

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

"Pensions Bill—Amendments of Legislative Council—To be taken into consideration," until Friday, 18th May instant ;

"Divorce Bill—To be further considered in Committee," until Friday, 11th May instant ;

"Imprisonment for Debt Abolition Bill—Consideration of Report," until Wednesday, 16th May instant ;

"Liquors Sale Laws Amendment Bill—Second reading," until Friday, 11th May instant ; and

"Aborigines—Consideration of Report from Select Committee," until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 82.

THURSDAY, 10TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Service presented—
Public Parks, Melbourne—Return to an Order of the Legislative Assembly, dated 3rd May, 1860, for a Return of all Public Lands within five miles of Melbourne Post Office, reserved as Parks or places of public recreation, showing the area of each, the revenue, if any, derived therefrom, and the total expenditure on each reserve since 1st January, 1854.
Ordered to lie on the Table.
Mr. Francis presented—
Sewerage and Water Commission.—Return of the audited accounts of the Sewerage and Water Commission for years 1853 to 1858 inclusive.
Ordered to lie on the Table.
3. PETITION.—Mr. Humfray presented a Petition from certain ratepayers and inhabitants of Ballarat East, praying that the statements set forth in the Petition would meet with the early and favorable consideration of this House.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Eighteenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. IMPORTATION OF RAILWAY PLANT.—Mr. Verdon, Chairman, brought up the Report from this Committee.
Ordered to be printed, together with the Proceedings of the Committee and Minutes of Evidence ; and to be taken into consideration Thursday, 17th May instant.
6. LIEN LAW EXTENSION BILL.—The debate on the question, That this Bill be “now” read a second time—resumed.
Mr. Snodgrass moved, as an amendment, That the word “now” be omitted, and the words “this day six months” added after the word “time.”
Debate continued.
Question—That the word proposed to be omitted stand part of the question—put and negatived.
Question—That the words proposed to be added be so added—put and resolved in the affirmative.
Question—That this Bill be read a second time this day six months—put and resolved in the affirmative.
7. POSTPONEMENT OF ORDER OF THE DAY.—On the motion of Mr. Anderson, the Assembly ordered that the consideration of the second Order be postponed until after the consideration of the third Order for to-day.
8. FRAUDS ON CREDITORS PREVENTION BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

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

- “*Insolvent Laws Amendment Bill (2)—Second reading,*” until to-morrow ;
- “*Supreme Court Sittings Bill—To be committed,*” and
- “*Partnership Law Amendment Bill—Second reading,*” until Friday, 18th May instant ;
- “*Medical Practitioners Registration Bill—Second reading,*” and
- “*Salaries Bill—Second reading,*” until Thursday, 31st May instant ;
- “*Belfast Boundaries Bill—Third reading,*” and
- “*Lien (Contractors and Workmen) Bill—Second reading,*” until Thursday, 17th May instant ; and
- “*Ways and Means—Resolutions in Committee to be reported,*”
- “*Marine Survey of the Coast—Resolutions in Committee to be reported,*” and
- “*Aborigines—Consideration of Report from Select Committee,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 83.

FRIDAY, 11TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales, Chairman, brought up the Report from this Committee.
Report read, and, together with the Proceedings of the Committee, ordered to be printed.
3. PETITIONS.—Mr. Brodie presented a Petition from certain Members and Adherents of the Presbyterian Church, Sandhurst, praying the House to maintain the integrity of the Lord's Day as a national institution, to pass such laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem fit for enforcing existing laws regarding it.
Ordered to lie on the Table.
Mr. Wood presented a Petition from certain Traders, Miners, and Others, resident at Beechworth and in the surrounding neighborhood of the Ovens District, in favor of the Beechworth Water Works Bill.
Ordered to lie on the Table.
Mr. Howard presented a Petition from certain Directors of the Bendigo Gas Company, praying the House would, under the circumstances set forth in the Petition, dispense with the 114th Standing Order of this House, with regard to private Bills.
Ordered to lie on the Table.
4. WAYS AND MEANS.—Mr. Lalor reported from the Committee of Ways and Means certain resolutions, which were read, and are as follow :—
Resolved—
(1.) That towards making good the supply granted to Her Majesty, the sum of £3,139,883 13s. be appropriated out of the Consolidated Revenue of the Colony ; and
(2.) That a Bill be brought in for that purpose.
And the said resolutions having been read a second time, Mr. McCulloch moved, That the House do now agree with the Committee in these resolutions.
Debate ensued.
Question—put and resolved in the affirmative.
Ordered—That Mr. McCulloch and Mr. Service do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill, intituled, "*A Bill to appropriate the Consolidated Revenue to the service of the year One thousand eight hundred and sixty and for other purposes,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Tuesday, 15th May instant.
5. MARINE SURVEY OF THE COAST.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—
Resolved—
(1.) That in the opinion of this House it is desirable that a marine survey of the Victorian coast and harbors should be made, under the direction of the Lords Commissioners of the Admiralty.
(2.) That the Government be authorised to enter into arrangements with the Imperial Government for the completion of such survey, undertaking on behalf of this Colony to bear one-half the expense thereof.
And the said resolutions having been read a second time, were agreed to by the Assembly.

6. TELEGRAPHIC COMMUNICATION WITH INDIA AND EUROPE.—The Order of the Day having been read for the consideration in Committee of the whole Assembly of the propriety of adopting the following Resolutions, viz. :—

I. That in the opinion of this House it is desirable that Telegraphic communication should be established with India and Europe.

II. That the Government of this Colony be authorized to grant, in conjunction with all or any other of the Australian Colonies, an annual subsidy, not exceeding in the whole £35,000 for a term not exceeding twenty-one years, to any company of whose stability satisfactory assurance shall be given, to induce such company to construct and maintain a Line of Telegraph which shall connect this Colony with any portion of the Indian and European Telegraph Lines at present in working or that may hereafter be constructed, upon the following conditions :—

(1.) That such company shall, within two years after a contract has been entered into, construct such Line of Telegraph, unless prevented by war or the dangers or accidents of the seas, and afterwards maintain it in working order at its own expense.

(2.) That the proposed subsidy shall be proportionably payable on the capital of the company actually paid up and expended, and shall not exceed five per cent. on such capital.

(3.) That no payment of such subsidy shall be made until the Line of Telegraph has been in working order for three consecutive months ; and such payments shall be made rateably only for the period during which the line is open for the transmission of messages.

(4.) If such line shall be closed, unless by reason of war, or shall not be in a state of efficiency for the transmission of messages for any eighteen consecutive months, then the contract with such company shall be void.

(5.) That a tariff of charges for the transmission of messages over such line shall be agreed to by the Governments of the contracting Colonies and the company before any contract is entered into, and such tariff shall not afterwards be altered without the concurrence of such Governments.

(6.) That in the event of the net profits of the company exceeding in any year the rate of ten per cent. per annum, such excess shall be rateably applied to reduce the respective contributions of the contracting Colonies.

III. That the proportion of the entire annual subsidy to be granted as the contribution of this Colony shall not exceed the sum of £26,000 in any one year.

IV. That in any agreement which may be entered into with any other Colony, for the purpose of making up the amount of subsidy required, it shall be an express stipulation that the actual annual payments of such Colony and of this Colony shall be in proportion to the value of the messages transmitted by each along the line in every year.

V. That upon the completion of the preliminary arrangements for a contract, in terms of the foregoing Resolutions, a Bill be brought in for the purpose of authorizing the annual expenditure required.

VI. That these Resolutions shall be in force only for eighteen months, and shall be forthwith published in the United Kingdom.

And that an Address be presented to His Excellency the Governor, embodying the above Resolutions—

Mr. Bailey moved, That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole for the consideration thereof.

Question—put and resolved in the affirmative.

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

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

Ordered—That the Report be received Tuesday, 15th May instant.

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

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

7. ADJOURNMENT OF THE HOUSE.—Mr. Mollison moved, pursuant to *amended* notice, That this House, at its rising this day, do adjourn until Tuesday, the 22nd instant.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 19.

Mr. Anderson,	Mr. Martley,
Mr. Carr,	Mr. McLellan,
Mr. Gavan Duffy,	Mr. Mollison,
Dr. Evans,	Mr. Reid,
Mr. Firebrace,	Mr. Sinclair,
Mr. Hadley,	Mr. Woolley.
Mr. Heales,	
Mr. Humffray,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Riddell,
Mr. Lalor,	Mr. L. L. Smith.
Dr. Macadam,	

Noes, 19.

Mr. Amsinck,	Mr. Houston,
Mr. Bailey,	Mr. J. Johnson,
Mr. Barton,	Mr. Michie,
Mr. Bennett,	Mr. Nicholson,
Mr. Brodie,	Mr. Snodgrass,
Mr. Carpenter,	Mr. Wood.
Mr. Don,	
Mr. Donald,	<i>Tellers.</i>
Mr. Frazer,	Mr. Howard,
Mr. Gray,	Mr. Pyke.
Mr. Greeves,	

The Tellers having declared that the numbers for the Ayes and for the Noes were respectively 19, or equal, Mr. Speaker gave his voice with the Noes, and declared the question to have passed in the negative.

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

- “ *Mining Partnerships Limited Liability Bill*—To be further considered in Committee,” and
- “ *Law of Property Amendment Bill*—To be further considered in Committee,” until Tuesday, 15th May instant ;
- “ *Beer Licenses—Resolutions to be considered in Committee*,” until Friday, 18th May instant ;
- “ *Gold Fields Act Amendment Bill—Consideration of Report*,” until Tuesday, 15th May instant ;
- “ *Divorce Bill*—To be further considered in Committee,” until Wednesday, 16th May instant ;
- “ *Liquors Sale Laws Amendment Bill—Second reading*,” until Tuesday, 22nd May instant ;
- “ *Frauds on Creditors Prevention Bill—Consideration of Report*,” until Tuesday, 15th May instant ;
- “ *Insolvent Laws Amendment Bill (2)—Second reading*,” until Wednesday, 16th May instant, and
- “ *Aborigines—Consideration of Report of Select Committee*,” until Tuesday, 15th May instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 84.

TUESDAY, 15TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PETITIONS.—Mr. Grant presented a Petition from certain Merchants and others of the City of Melbourne, recommending the Petition of George Hennelle, of Brunswick-street, Collingwood, merchant, to the merciful consideration of this House.
Ordered to lie on the Table.
Mr. Woolley presented a Petition from the Bishop and certain Clerks in Holy Orders of the United Church of England and Ireland in the Diocese of Melbourne, in the Colony of Victoria, praying that so much of the 13th Clause of the Divorce Bill as allows the dissolution of marriage, on the ground merely of desertion of either husband or wife for four years, might be expunged from the above Bill, before the said Bill is allowed to pass.
Petition read and ordered to lie on the Table.
 3. OVENS GOLD FIELDS WATER COMPANY'S BILL.—Mr. Wood, Chairman of the Select Committee to which this Bill was referred, brought up the Report from the Committee, together with the Proceedings of the Committee and Minutes of Evidence.
Ordered to lie on the Table.
 4. PAPERS.—Mr. Wood presented—
Official Assignees.—Reports of Messrs. Jacomb, Shaw, and Webster, Official Assignees.
Ordered to lie on the Table.
 5. APPROPRIATION BILL.—Mr. McCulloch moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
- Notice being taken that a quorum of members were not present, Mr. Speaker counted the House, and it appearing that a quorum of members were not present, Mr. Speaker, at nineteen minutes past six o'clock, adjourned the House, without question put, until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 85.

WEDNESDAY, 16TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Pyke presented, by command of His Excellency the Governor—
Immigration.—Report of the Immigration Agent upon Colonial Emigration and Immigration for the year 1859.
Ordered to lie on the Table.
Mr. Bailey presented—
Postal Service with Great Britain.—Further Correspondence relating to Mail Steamers calling at Kangaroo Island on the outward voyage.
Ordered to lie on the Table.
3. IMPOUNDING ACT COMMITTEE.—Mr. Wilkie, Chairman, brought up the Report from the Select Committee appointed to enquire into the working of the Impounding Act.
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
4. Mr. Don presented a Memorial from certain owners of property and residents in Gore-street, FitzRoy, praying the House to pass the Bill to amend the "*FitzRoy Ward Improvement Act.*" as submitted by the Select Committee appointed to report thereon.
Ordered to lie on the Table.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to Incorporate the Board of Land and Works and to vest in the said Board the undertaking of the Geelong and Melbourne Railway Company and other property,*" and inform the Legislative Assembly that they have agreed to the same with amendments, and with an amendment of Title, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
9th May, 1860.
On the motion of Mr. Francis, the amendments were ordered to be printed and taken into consideration Tuesday, 22nd May instant.
6. RAILWAY DEPARTMENT COMMITTEE.—Mr. Hood, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
7. APPROPRIATION BILL.—On the motion of Mr. McCulloch the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Mr. McCulloch moved, That this Bill be "now" read a third "time."
Mr. Snodgrass moved as an amendment, That the word "now" be omitted, and the words "Thursday, 31st May instant," be added after the word "time."
Debate ensued.
Amendment, by leave, withdrawn.

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Mr. McCulloch moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

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

*“An Act to appropriate the Consolidated Revenue to the Service of the Year 1860
and for other purposes.”*

Question—put and resolved in the affirmative.

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

8. TELEGRAPHIC COMMUNICATION WITH INDIA AND EUROPE.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows:—

Resolved—That in the opinion of this House it is desirable that Telegraphic communication should be established with India and Europe.

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

9. TELEGRAPHIC COMMUNICATION WITH INDIA AND EUROPE.—The Order of the day having been read for the further consideration in Committee of the whole Assembly of the propriety of adopting the following Resolutions, viz.:—

II. That the Government of this colony be authorized to grant, in conjunction with all or any other of the Australian Colonies, an annual subsidy, not exceeding in the whole £35,000, for a term not exceeding twenty-one years, to any company of whose stability satisfactory assurance shall be given, to induce such company to construct and maintain a Line of Telegraph which shall connect this Colony with any portion of the Indian and European Telegraph Lines at present in working or that may hereafter be constructed, upon the following conditions:—

- (1.) That such company shall, within two years after a contract has been entered into, construct such Line of Telegraph, unless prevented by war or the dangers or accidents of the seas, and afterwards maintain it in working order at its own expense.
- (2.) That the proposed subsidy shall be proportionably payable on the capital of the company actually paid up and expended, and shall not exceed five per cent. on such capital.
- (3.) That no payment of such subsidy shall be made until the Line of Telegraph has been in working order for three consecutive months; and such payments shall be made rateably only for the period during which the line is open for the transmission of messages.
- (4.) If such line shall be closed, unless by reason of war, or shall not be in a state of efficiency for the transmission of messages for any eighteen consecutive months, then the contract with such company shall be void.
- (5.) That a tariff of charges for the transmission of messages over such line shall be agreed to by the Governments of the contracting Colonies and the company before any contract is entered into, and such tariff shall not afterwards be altered without the concurrence of such Governments.
- (6.) That in the event of the net profits of the company exceeding in any year the rate of ten per cent. per annum, such excess shall be rateably applied to reduce the respective contributions of the contracting Colonies.

III. That the proportion of the entire annual subsidy to be granted as the contribution of this Colony shall not exceed the sum of £26,000 in any one year.

IV. That in any agreement which may be entered into with any other Colony, for the purpose of making up the amount of subsidy required, it shall be an express stipulation that the actual annual payments of such Colony and of this Colony shall be in proportion to the value of the messages transmitted by each along the line in every year.

V. That upon the completion of the preliminary arrangements for a contract, in terms of the foregoing Resolutions, a Bill be brought in for the purpose of authorizing the annual expenditure required.

VI. That these Resolutions shall be in force only for eighteen months, and shall be forthwith published in the United Kingdom.

And that an Address be presented to His Excellency the Governor, embodying the above Resolutions—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair. Mr. Lalor having reported that the Committee had come to several resolutions, the Assembly ordered the Report to be received Tuesday, 22nd May instant.

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

The Speaker resumed the Chair; and Mr. Lalor having reported that the Committee considered that the matter might better proceed by new Bill, Mr. Pyke moved, That the Assembly do agree with the Committee in such resolution.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Pyke then brought up a Bill, intituled, "*A Bill to limit the liability of Mining Partnerships,*" and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Wednesday, 23rd May instant.

11. REAL PROPERTY BILL.—Mr. Greeves moved, pursuant to *amended* notice, That the Orders of the Day—Real Property Bill Resolutions to be reported, and Real Property Bill to be committed—have precedence of all other business on Friday next.

Question—put and resolved in the affirmative.

12. SANDRIDGE ROAD.—Mr. J. T. Smith moved, pursuant to notice, That in the opinion of this House the road commonly called the Sandridge road, and which extends from Beach street in Macarthur Ward in the city of Melbourne to the Brighton road near to the southern extremity of Princes Bridge in the said city, should be declared a main road of the Colony within the sense and meaning of the Act of the Lieutenant-Governor and Legislative Council of Victoria, 16 Victoria No. 40., and be maintained out of the public revenue.

Question—put and resolved in the affirmative.

13. RAILWAY CONTRACTS COMMITTEE.—Mr. Heales moved, pursuant to notice, That in consequence of the evidence taken before the Committee on Railway Contracts being incomplete, it be referred to the Commissioner of Public Works for consideration of Her Majesty's Government.

Question—put and resolved in the affirmative.

14. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Mr. Amsinck moved, That this Bill be "now" read a third "time."

Mr. Bennett moved as an amendment, That the word "now" be omitted, and the words "this day week" be added after the word "time."

Debate ensued.

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

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Mr. Bailey moved, pursuant to notice given by Mr. Service, That Clause XXII. be struck out from the Bill.

Debate ensued.

Question—That this Clause XXII. stand part of the Bill—put and negatived.

Question—That this Bill do now pass—put and resolved in the affirmative.

Mr. Amsinck moved that the following be the title of the Bill :—

"An Act to incorporate a Company to be called 'The Collingwood Fitz Roy and District Gas and Coke Company' and for other purposes."

Question—put and resolved in the affirmative.

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

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

"Law of Property Amendment Bill—To be further considered in Committee," until Tuesday, 22nd May instant;

"Municipal Institutions Act Amendment Bill—Second reading," until Friday 18th May instant;

"Gold Fields Act Amendment Bill—Consideration of Report," until Tuesday, 22nd May instant;

"Frauds on Creditors Prevention Bill—Consideration of Report," until Wednesday, 23rd May instant;

"Aborigines—Consideration of Report of Select Committee," until to-morrow;

"Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,"

"Imprisonment for Debt Abolition Bill—Consideration of Report," until Thursday 24th May instant;

"Divorce Bill—To be further considered in Committee," until Wednesday, 23rd May instant; and

"Insolvent Laws Amendment Bill (2)—Second reading," until Friday, 18th May instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 86.

THURSDAY, 17TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Brodie presented a Petition from certain inhabitants of Eaglehawk and neighborhood, Bendigo, praying the House to maintain the integrity of the Lord's Day as a national institution, to pass such laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem fit for enforcing existing laws regarding it.
Ordered to lie on the Table.
Mr. Serjeant presented a Petition from the Chairman and Members of the Municipal Council of the district of Ballaarat West, the wholesale Merchants, Ironfounders, and Traders, praying that in consideration of the great advantages to the agricultural, mining, and mercantile community, the House would, in justice to the inhabitants of that district, support the intention of this and the previous Government, and provide both goods and passenger station accommodation on Soldiers' Hill as would be sufficient for the present and rapidly increasing traffic to that important inland town.
Ordered to lie on the Table.
3. SHERIFF'S DEPARTMENT COMMITTEE.—Mr. Heales, Chairman, brought up the Report from this Committee.
Report read, and ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
4. FRONTAGE SYSTEM BILL.—Mr. Serjeant moved, pursuant to notice, That he have leave to bring in a Bill to authorize the occupation of Mining Claims under a system known as the "Frontage System," and to repeal so much of the III. and CXI. sections of the Gold Fields Act, 21st Victoria No. 32, as may be repugnant thereto.
Ordered—That Mr. Serjeant and Mr. Greeves do prepare and bring in the Bill.
Mr. Serjeant then brought up a Bill, intituled, "*A Bill to authorize the occupation of Mining Claims under a system known as the 'Frontage System,'*" 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, 22nd May instant.
5. INTESTATE ESTATES.—Mr. Barton moved, pursuant to *amended* notice, For a return of the amount of property of intestate persons collected by the Curator of Intestate Estates, distinguishing in each case the several amounts still in his hands, and the amounts disposed of, and the manner of disposal in each case, during the years 1858 and 1859; also the amount of costs incurred in each year by or on his behalf in each case.
Question—put and resolved in the affirmative.
6. MINING INTEREST.—Mr. Lalor moved, pursuant to *amended* notice, That the evidence taken before the Committee, appointed 5th November, 1858, to enquire into the state of the Mining Interest in the Colony, be referred to the Government for its consideration.
Question—put and resolved in the affirmative.
7. REPORTS OF DECISIONS OF SUPREME COURT.—Mr. Barton moved, pursuant to *amended* notice, That, in the opinion of this House the decisions of the Supreme Court ought to be reported by professional reporters; and that, if necessary, assistance ought to be given for the purpose.
Question—put and resolved in the affirmative.
8. GOVERNMENT BUSINESS.—On the motion of Mr. Barton, the Sessional Order, made on the 1st December, 1859, fixing the days of Government Business, was read and rescinded.
Mr. Barton then moved, pursuant to *contingent* notice, That during the remainder of the Session the transaction of Government Business shall take precedence of all other business on Tuesday and Wednesday in each week.
Question—put and resolved in the affirmative.

9. **INSPECTION OF MINES BILL.**—Mr. Carpenter moved, pursuant to notice, That he have leave to bring in a Bill for the Inspection of Mines in the Colony of Victoria.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Carpenter and Mr. Serjeant do prepare and bring in the Bill.
 Mr. Carpenter then brought up a Bill, intituled, "*A Bill for the Inspection of Mines in the Colony of Victoria,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time, and ordered to be printed.
10. **MR. A. McMILLAN.**—Dr. Macadam moved, pursuant to notice given by Mr. Humffray, That leave of absence be granted to Angus McMillan, Esq., for the remainder of the session, on the ground of ill health and urgent private business.
 Question—put and resolved in the affirmative.
11. **POST OFFICE, KILMORE.**—Mr. Snodgrass moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the following resolution :—
 That, in the opinion of this House, the Executive Government should be authorised to purchase the site now offered for sale for the purpose of erecting a Post Office at Kilmore, and that this House will make good the necessary expenditure if incurred.
 Debate ensued.
 Question—put and negatived.
12. **PAYMENT OF MEMBERS.**—Mr. Barton moved, That the consideration of the following Order of the Day be postponed until "next Thursday :"—
"Payment of Members of the Assembly—Resolutions in Committee to be reported."
 Mr. Mollison moved, That the words "next Thursday" be omitted, with a view to insert, instead thereof, the words "this day six months."
 Debate ensued.
 Question—That the words proposed to be omitted stand part of the question—put and negatived.
 Question—That the words proposed to be inserted in the place of the words omitted, be so inserted—put and resolved in the affirmative.
 Question—That the consideration of the following Order of the Day be postponed until this day six months :—
 Payment of Members of the Assembly—Resolutions in Committee to be reported—put and resolved in the affirmative.
13. **CHINESE IMMIGRATION LAW AMENDMENT BILL.**—Mr. King moved, That this Bill be now read a second time.
 Debate ensued.
 Motion by leave withdrawn.
14. **BELFAST BOUNDARIES BILL.**—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Hood, read a third time and *passed*.
 Mr. Hood moved, That the following be the title of the Bill :—
"An Act to alter the Boundaries of the Electoral District of Belfast."
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 25th May instant.
"Importation of Railway Plant.—Report of Select Committee—To be taken into consideration."
"Lien (Contractors and Workmen) Bill—Second reading."
16. **ABORIGINES.**—The Order of the Day for the consideration of the Report from the Select Committee having been read—Mr. Snodgrass moved, That, in the opinion of this House, in order to make permanent provision for the maintenance and management of the Aboriginal population, a sufficient quantity of land be set aside in different districts, to be held in trust by a Board of Trustees resident in the particular district, in connection with a Central Board to be appointed from residents in Melbourne, under whose control any expenditure incurred on account of the Aboriginal inhabitants shall be defrayed.
 Question—put and resolved in the affirmative.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 87.

FRIDAY, 18TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Gold Fields Act.—Order in Council.
Ordered to lie on the Table.
3. PETITIONS.—Dr. Macadam presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, under the seal of the said Corporation, praying this House would take the subject referred to in the Petition into consideration, with a view to the adoption of such measures in reference thereto as to this House might seem fit.
Ordered to lie on the Table.
Mr. Houston presented a Petition from the Minister, Office Bearers, Members, and Adherents of the Presbyterian Church, South Yarra, praying the House to maintain the integrity of the Lord's Day as a national institution, to pass such laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem most fit for enforcing existing laws regarding it.
Ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Serjeant, on behalf of Mr. Speaker, Chairman, brought up the Nineteenth Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until after the consideration of the Notices of Motion for this day:—
“*Real Property Bill—Resolutions in Committee to be reported,*”
“*Real Property Bill—To be committed.*”
6. PRECEDENCE OF BUSINESS.—Mr. Embling moved, pursuant to notice, That the Notice of Motion, No. 2, standing in his name for Tuesday next, do take precedence of all other business for that day.
Debate ensued.
Question—put and negatived.
7. BEECHWORTH WATER WORKS BILL.—Mr. Wood 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.
8. BENDIGO GAS COMPANY'S BILL.—Mr. Howard moved, pursuant to *amended* notice, That the Bendigo Gas Company's Bill be referred to a Select Committee, to consist of Mr. Henderson, Mr. Humffray, Mr. J. Johnson, Mr. Houston, Mr. Lock, Mr. Loader, Mr. Serjeant, Mr. Donald, and the Mover; three to form a quorum: and that the promoters have leave to print the evidence from day to day, if they so desire.
Question—put and resolved in the affirmative.
9. BENDIGO GAS COMPANY'S BILL.—Mr. Howard moved, pursuant to *amended* notice, That the prayer of the Petition of the Directors of the Bendigo Gas Company be granted; and that Standing Order No. 114 be suspended.
Question—put and resolved in the affirmative.
10. OVENS GOLD FIELDS WATER COMPANY'S BILL.—Mr. Wood moved, pursuant to *amended* notice, That the promoters of the Ovens Gold Fields Water Company's Bill have leave to print, at their own expense, the evidence given before the Committee to which that Bill stood referred.
Question—put and resolved in the affirmative.

11. REAL PROPERTY BILL.—The following resolutions from a Committee of the whole were reported and read, and are as follow :—

Resolved—

- (1.) That in order to provide an Assurance Fund for paying such amount as may be awarded to any rightful heir or proprietor of land, whose property may have been by fraud, misrepresentation, or error, registered by some other person, under the provisions of the Real Property Bill, a rate may be levied upon the value of all lands brought under the operation of such Bill.
- (2.) That in case such rate be insufficient for the purposes of the Assurance Fund, the amount of such deficiency shall be made good out of the General Revenues of the Colony; and that an Address be presented to His Excellency the Governor, praying that he will take such steps as may be necessary for the purpose of carrying this resolution into effect.
- (3.) That fees be payable for the several acts, matters or things specified in the said Bill, and that the Committee on the Bill have instructions accordingly.

And the said resolutions having been read a second time, were agreed to by the Assembly.

12. LUNATIC ASYLUM COMMITTEE.—Mr. J. S. Johnston moved, by leave of the Assembly, That he have leave to present a Progress Report from this Committee.

Question—put and resolved in the affirmative.

Mr. Johnston then brought up a Progress Report from this Committee.

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

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

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

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

14. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present session of Parliament, upon the Bill intituled "*An Act to incorporate a Company to be called 'The Collingwood, 'Fitz Roy, and District Gas and Coke Company,' and for other purposes.*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
Melbourne, 18th May, 1860.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the following Bills to which they have agreed with amendments, with which they desire the concurrence of the Legislative Assembly, viz., "*A Bill intituled 'An Act for the better regulation and discipline of Armed Vessels in the service of Her Majesty's Local Government in 'Victoria'*" and "*A Bill intituled 'An Act to amend the Customs Act, 1857.'*"

(Signed)

J. F. PALMER,

President.

Legislative Council Chamber,
18th May, 1860.

On the motion of Mr. Nicholson, the Assembly ordered that the amendments made in the Armed Vessels Regulation Bill be taken into consideration on Tuesday, 22nd May instant, and that the amendments made in the Customs Act Amendment Bill be printed and taken into consideration Wednesday, 23rd May instant.

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

"*Pensions Bill—Amendments of Legislative Council—To be taken into consideration,*" until Friday, 25th May instant;

"*Supreme Court Sittings Bill—To be committed,*" and

"*Partnership Law Amendment Bill—Second reading,*" until Tuesday, 29th May instant;

"*Beer Licenses—Resolutions to be considered in Committee,*" and

"*Municipal Institutions Act Amendment Bill—Second reading,*" until Tuesday, 22nd May instant; and

"*Insolvent Laws Amendment Bill (2)—Second reading,*" until Friday, 25th May instant.

Assembly adjourned at six minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 88.

TUESDAY, 22ND MAY, 1860.

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

HENRY BARKLY,

Message No. 11.

Governor.

The Governor has received the Address of the Legislative Assembly, requesting him to consider the propriety of holding a visitation of the University of Melbourne, for the purpose of enabling the question to be legally raised and determined, whether the Council of the University in adopting a statute prohibiting its Professors from sitting in Parliament have exceeded the powers conferred upon them by law.

The Governor reminds the Legislative Assembly that, though, by 16 Vic., No. 34, he is declared Visitor of the said University, with authority to do all things appertaining to that office, his position with regard to the statutes made by the Council is peculiar, inasmuch as under that Act they do not take effect until he has allowed and countersigned them.

Such allowance and countersignature was not accorded in the case of the statute in question, except after much deliberation, and a long correspondence, the most important portion of which is herewith transmitted for the information of the Legislative Assembly.

If, after perusal, it be still deemed desirable that the Governor should review his former judgment instead of leaving the legality of the statute to be tested before the ordinary tribunals, he is willing to accede to the wish of the House and to hold a visitation, so as to enable the Professors to be heard by counsel on this point.

Government Offices,

Melbourne, May, 1860.

Ordered to be printed together with the accompanying correspondence.

3. PAPERS.—Mr. Francis presented—
Mr. G. C. Darbyshire.—Correspondence relating to resignation of—as Engineer-in-Chief of Victorian Railways.
Ordered to lie on the Table.
4. MESSRS. J. AND N. CAMPBELL'S COMMITTEE.—Mr. J. S. Johnston brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
5. ADJOURNMENT OF THE ASSEMBLY.—Mr. Nicholson moved, pursuant to notice, That this House, do at its rising to-morrow, adjourn until Friday, 25th May instant.
Mr. J. T. Smith moved, as an amendment, That the words "Friday, 25th," be omitted with a view to insert instead thereof the words "Thursday, 31st."
Debate ensued.
Question—That the words proposed to be omitted stand part of the question—put.
Assembly divided.

Ayes, 16

Mr. Brodie,	Mr. Greeves,
Mr. Brooke,	Mr. Lock,
Mr. Don,	Mr. McLellan,
Mr. Donald,	Mr. Nicholson,
Mr. Embling,	Mr. Serjeant,
Mr. Francis,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Grant,	Mr. Hood,
Mr. Gray,	Mr. Howard.

Noes, 23.

Mr. Amsinck,	Mr. Mollison,
Mr. Bailey,	Mr. Prendergast,
Mr. Bennett,	Mr. Service,
Mr. Ebden,	Mr. Sinclair,
Mr. Heales,	Mr. J. T. Smith,
Mr. Henderson,	Mr. Stephen,
Mr. Humffray,	Dr. Thomson,
Mr. J. S. Johnston,	Mr. Wilkie.
Mr. Lalor,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Mackintosh,	Mr. Pyke,
Mr. Martley,	Mr. King.
Mr. McCulloch.	

And so it passed in the negative.

Mr. Hood moved, as a further amendment, That the words "Thursday, 31st" be omitted from the first proposed amendment and the words "Tuesday, 5th June next," be inserted instead thereof.

Debate ensued.

Question—That the words "Thursday, 31st" stand part of the proposed amendment—put and negatived.

Mr. Grant moved, That the words "5th June next" be omitted from the last proposed amendment, and the word "29th" inserted instead thereof.

Question—That the words "5th June next" stand part of the proposed amendment—put and negatived.

Question—That the word "29th" be inserted in the place of the words omitted from the original question—put and resolved in the affirmative.

Question—That this House at its rising to-morrow do adjourn until 29th May instant—put and resolved in the affirmative.

6. GOLD FIELDS MANAGEMENT BILL.—Mr. Pyke moved, pursuant to notice, That he have leave to bring in a Bill for the better management of the Gold Fields.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That Mr. Pyke and Mr. Bailey do prepare and bring in the Bill.

Mr. Pyke then brought up a Bill, intituled, "*A Bill for the better management of the Gold Fields,*" and moved that it be now read a first time.

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

7. MINING DISPUTES BILL.—Mr. Pyke moved, pursuant to notice, That he have leave to bring in a Bill for the better Administration of Justice in mining disputes on the Gold Fields.

Question—put and resolved in the affirmative.

Ordered—That Mr. Pyke and Mr. Wood do prepare and bring in the Bill.

Mr. Pyke then brought in a Bill, intituled, "*A Bill for the better administration of Justice in Mining disputes on the Gold Fields,*" and moved that it be now read a first time.

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

8. GOLD MINING ON PRIVATE PROPERTY BILL.—Mr. Bailey moved, pursuant to notice, That he have leave to bring in a Bill for legalizing and regulating Gold Mining on Private Property.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That Mr. Bailey and Mr. Wood do prepare and bring in the Bill.

Mr. Bailey then brought up a Bill, intituled, "*A Bill for legalizing and regulating Gold Mining on Private Property,*" and moved that it be now read a first time.

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

9. GEELONG AND MELBOURNE RAILWAY PURCHASE BILL.—The Order of the day for the consideration of the amendments made by the Legislative Council in this Bill having been read—On the motion of Mr. Francis, the amendments were read and are as follow :—

Leave out the title and insert new title, as follows :—

"An Act for the Purchase of the undertaking of the Geelong and Melbourne Railway Company."

Preamble, line 23, after "to" leave out all the words to "Parliament" in line 18, page 2.

Leave out Clause I.

Leave out Clause IV.

Clause VII., line 35.—Leave out "by the said Board and the said Board shall and may sue in respect thereof."

Clause VII., line 40.—Leave out "against the said Board and the said Board shall be sued in respect thereof."

Clause X., line 11.—Leave out "said Board," and insert "Crown."

Clause X., line 18.—Leave out "said Board," and insert "Crown."

Clause X., line 20.—Leave out "setting forth the substitution of the said Board in the stead of the said Company by virtue of this Act."

Clause XI., line 28, leave out "for or against the said Board."

Clause XI., line 29, leave out "for or against the said Company" and insert "if this Act had not been passed."

Leave out Clause XII.

Leave out Clause XIII.

Leave out Clause XIV.

Mr. Francis, moved, That the Assembly agree with the first amendment made by the Legislative Council.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 18.
 Mr. Bailey, Mr. Nicholson,
 Mr. Ebden, Mr. Pyke,
 Mr. Embling, Mr. Riddell,
 Mr. Firebrace, Mr. Serjeant,
 Mr. Francis, Dr. Thomson,
 Mr. Greeves, Mr. Wood.
 Mr. Heales,
 Mr. J. Johnson, *Tellers.*
 Mr. Martley, Mr. McCulloch,
 Mr. Mollison, Mr. Howard.

Noes, 27.
 Mr. Barton, Mr. Mackintosh,
 Mr. Bennett, Mr. McLellan,
 Mr. Brodie, Mr. Myles,
 Mr. Brooke, Mr. O'Hea,
 Mr. Carpenter, Mr. Prendergast,
 Mr. Gavan Duffy, Mr. Sinclair,
 Mr. Frazer, Mr. L. L. Smith,
 Mr. Grant, Mr. Stephen,
 Mr. Gray, Mr. Verdon,
 Mr. Hadley, Mr. Wilkie.
 Mr. Harrison,
 Mr. Henderson, *Tellers.*
 Mr. Hood, Mr. Anderson,
 Mr. Loader, Mr. Don.
 Dr. Macadam,

And so it passed in the negative.

Mr. Wood moved, That the Assembly disagree with the other amendments made by the Legislative Council in this Bill.

Question—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a Message, acquainting them that the Assembly have disagreed to the amendments made therein by the Council.

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

“*Telegraphic Communication with India and Europe—Resolutions in Committee to be reported;*”

“*Law of Property Amendment Bill—To be further considered in Committee,*” and

“*Armed Vessels Regulation Bill—Amendments of Legislative Council to be taken into consideration,*” until to-morrow ;

“*Liquors Sale Laws Amendment Bill—Second reading,*” until Tuesday, 29th May instant ;

“*Gold Fields Act Amendment Bill—Consideration of Report,*” until to-morrow ;

“*Frontage System Bill—Second reading*” until Tuesday, 29th May instant ; and

“*Beer Licenses—Resolutions to be considered in Committee,*” and

“*Municipal Institutions Act Amendment Bill—Second reading,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 89.

 WEDNESDAY, 23RD MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Carr presented a Petition from certain inhabitants of Queenscliff and Marcus Hill, praying the House to maintain the integrity of the Lord's Day as a national institution, to pass such laws as are necessary for securing to every man his right to it as a day of rest, and to take such means as to this House might seem fit for enforcing existing laws regarding it.
Ordered to lie on the Table.
3. THE BENDIGO GAS COMPANY'S BILL.—Mr. Howard, Chairman, brought up the Report from the Select Committee to which this Bill was referred.
Ordered to lie on the Table.
4. PAPERS.—Mr. Francis presented, by command of His Excellency the Governor,—
Railways—Report, in compliance with the 4th and 5th sec. of the Railway Construction Act.
Ordered to lie on the Table.
5. JOINT LIBRARY COMMITTEE.—Mr. Lock, by leave of the Assembly, moved, That he have leave to present a Progress Report from this Committee.
Question—put and resolved in the affirmative.
Mr. Lock then brought up a Progress Report from the Committee.
Ordered to be printed and taken into consideration, Tuesday, 29th May instant.
6. TELEGRAPHIC COMMUNICATION WITH INDIA AND EUROPE.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read, and are as follow :—

Resolved—

II. That the Government of this Colony be authorised to grant, in conjunction with the Imperial Government, and with all or any of the Australian Colonies, an annual subsidy, not exceeding in the whole £35,000 for a term not exceeding twenty-one years, to any company of whose stability satisfactory assurance shall be given, to induce such company to construct and maintain a Line of Telegraph which shall connect this Colony with any portion of the Indian and European Telegraph Lines at present in working or that may hereafter be constructed, upon the following conditions :—

- (1.) That such company shall within two years after a contract has been entered into, construct such Line of Telegraph, unless prevented by war or the dangers or accidents of the seas, and afterwards maintain it in working order at its own expense.
- (2.) That the proposed subsidy shall be proportionably payable on the capital of the company actually paid up and expended, and shall not exceed five per cent. on such capital. And the contract for the manufacture and laying of the cable shall be open to public tender, and the lowest tender accepted, the satisfactory nature of which competent electricians in England shall determine.
- (3.) That no payment of such subsidy shall be made until the Line of Telegraph to be constructed has been in working order for three consecutive months ; and such payments shall be made rateably only for the period during which the line so constructed is open for the transmission of messages.
- (4.) If such line shall be closed, unless by reason of war, or shall not be in a state of efficiency for the transmission of messages for any eighteen consecutive months, then the contract with such company shall be void.
- (5.) That a tariff of charges for the transmission of messages over such line shall be agreed to by the several contracting Governments and the company before any contract is entered into, and such tariff shall not afterwards be altered without the concurrence of such Governments.
- (6.) That in the event of the net profits of the company exceeding in any year the rate of ten per cent. per annum, inclusive of the subsidy, such excess shall be rateably applied to reduce the respective contributions of the contracting Governments.

III. That the proportion of the entire annual subsidy to be granted as the contribution of this Colony shall not exceed the sum of £13,000 in any one year.

IV. That in any agreement which may be entered into with any other Colony, for the purpose of making up the amount of subsidy required, it shall be an express stipulation that the actual annual payments of such Colony and of this Colony shall be in proportion to the value of the messages transmitted by each along the line in every year.

V. That upon the completion of the preliminary arrangements for a contract, in terms of the foregoing Resolutions, a Bill be brought in for the purpose of authorising the annual expenditure required.

VI. That these Resolutions shall be in force only for two years, and shall be forthwith published in the United Kingdom.

Mr. Bailey moved, That the above resolutions be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Bailey moved, That the Assembly do now agree in the above resolutions.

Debate ensued.

Question—put and resolved in the affirmative.

Ordered—That an Address be presented to His Excellency the Governor forwarding to His Excellency the several resolutions agreed to by this House in relation to Telegraphic communication with India and Europe.

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

- “ *Mining Partnerships Limited Liability Bill (2)*—*Second reading*,” and
 “ *Customs Act Amendment Bill—Amendments of Legislative Council to be taken into consideration*,” until Tuesday, 29th May instant; and
 “ *Law of Property Amendment Bill—To be further considered in Committee*,” until after consideration of the fifth Order for to-day.

8. ARMED VESSELS REGULATION BILL.—On the motion of Mr. Nicholson, the amendments made by the Legislative Council in this Bill were read, and are as follow :—

Clause V., line 20, before “be” insert “shall.”

Clause X., line 7, before “clause” leave out “seventh” and insert “eighth.”

On the motion of Mr. Nicholson the Assembly agreed in such amendments.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to the amendments.

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

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

Resolved—That this House will, on Wednesday next, 30th instant, again resolve itself into the said Committee.

10. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that the Legislative Council do not insist on the amendments made by them on the Bill intituled “ *An Act to incorporate the Board of Land and Works, and to vest in the said Board the undertaking of the Geelong and Melbourne Railway Company, and other property.*”

(Signed)

J. F. PALMER,

Legislative Council Chamber,
Melbourne, 23rd May, 1860.

President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to repeal the fourth and sixteenth sections of ‘The Australasian Fire and Life Insurance Company’s Act, 1857,’ and to substitute ‘other provisions in lieu thereof,’*” without amendment.

(Signed)

J. F. PALMER,

Legislative Council Chamber,
Melbourne, 23rd May, 1860.

President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled “ *An Act to appropriate the Consolidated Revenue to the Service of the Year One thousand eight hundred and sixty, and for other purposes,*” without amendment.

(Signed)

J. F. PALMER,

Legislative Council Chamber,
Melbourne, 23rd May, 1860.

President.

11. **OVENS GOLD FIELDS WATER COMPANY'S BILL.**—On the motion of Mr. Wood, on notice, the several amendments made by the Select Committee in this Bill were read and agreed to.
12. **YAN YEAN FILTRATION.**—Dr. Macadam moved, pursuant to notice, That the Petition of the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, on the subject of the filtration of the Yan Yean water, be referred for consideration to the Select Committee appointed to enquire into the means for purifying the water from the Yan Yean Reservoir.
Question—put and resolved in the affirmative.
13. **FRAUDS ON CREDITORS PREVENTION BILL.**—On the motion of Mr. Anderson, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Lalor moved, pursuant to notice, That the following clause be now read a first time.
Question—put and resolved in the affirmative; and the same was read, and is as follows:—
The lienor may make application to the lienee for permission to sell on account of the said lienee any produce on which a lien has been granted; and if such permission be refused, then it shall be lawful for such lienor to tender to such lienee, or to his agent appointed in that behalf, such portion of the said produce as may be sufficient, at the market price to discharge such lien with interest as aforesaid; and such tender shall be deemed a full compliance with the requirements of this Act: Provided always that such lienor shall forthwith sell such produce so tendered, and place the amount received for the same, or such portion thereof as may be sufficient to discharge such lien, with interest, as aforesaid, in a bank to the credit of the lienee.
Mr. Lalor moved, That this clause be now read a second time.
Debate ensued.
Question—put and negatived.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Anderson, read a third time and *passed*.
Mr. Anderson moved, That the following be the title of the Bill:—
“*An Act to prevent Frauds upon Creditors by secret Bills of Sale and to give a preferable Lien upon growing Crops without delivery.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
14. **DIVORCE BILL.**—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 5th June next, again resolve itself into the said Committee.
15. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
“*Gold Fields Act Amendment Bill—Consideration of Report,*” until Tuesday, 29th May instant;
“*Beer Licenses—Resolutions to be considered in Committee,*” until Wednesday, 30th May instant; and
“*Municipal Institutions Act Amendment Bill—Second reading,*” until Tuesday, 29th May instant.

Assembly adjourned at fifteen minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 90.

TUESDAY, 29TH MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twentieth Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. ADJOURNMENT OF THE ASSEMBLY.—Mr. Nicholson moved, by leave of the Assembly, That the House at its rising this day do adjourn until four o'clock on Thursday next.
Question—put and resolved in the affirmative.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day, standing on the Paper for to-morrow, be postponed until Thursday next :—
“*Law of Property Amendment Bill—To be further considered in Committee.*”
“*Beer Licenses—Resolutions in Committee to be reported.*”
5. POSTPONEMENT OF BUSINESS.—Mr. Bennett moved, by leave of the Assembly, That the several Orders of the Day, Government Business, and Notices of Motion 1 to 5 inclusive, be postponed until after the consideration of the sixth Notice of Motion for to-day.
Question—put and resolved in the affirmative.
6. LEASE OF CROWN LANDS, LINTON.—Mr. Bennett moved, pursuant to notice—
(1.) That the leasing of certain pastoral lands on the Upper Plenty, Yan Yean, parish of Linton, was conducted in a manner for which there is no precedent, and which prevented the land from realizing its full value, and was in violation of good faith with Mr. Johnston, the previous occupant for fourteen years.
(2.) That in the opinion of this House the lease for pastoral land in the parish of Linton, Yan Yean, to Mr. McNabb, should be cancelled, and fresh tenders invited.
Debate ensued.
Mr. Greeves moved, That the resolutions be put *seriatim*.
Question—put and resolved in the affirmative.
Mr. Snodgrass moved the previous question.
Question—That this question be now put—put.
Assembly divided.

Ayes, 22.

Mr. Anderson,	Mr. Houston,
Mr. Barton,	Mr. Howard,
Mr. Bennett,	Mr. J. S. Johnston,
Mr. Brooke,	Mr. Jones,
Mr. Carr,	Mr. Mackintosh,
Mr. Gavan Duffy,	Mr. J. T. Smith,
Mr. Embling,	Mr. Verdon,
Mr. Frazer,	Mr. Woods
Mr. Gray,	
Mr. Greeves,	<i>Tellers.</i>
Mr. Harrison,	Mr. McLellan,
Mr. Hood,	Mr. Don.

Noes, 20.

Mr. Aspinall,	Mr. Pyke,
Mr. Bailey,	Mr. Riddell,
Mr. Donald,	Mr. Service,
Mr. Ebden,	Mr. Snodgrass,
Mr. Lock,	Dr. Thomson,
Mr. Martley,	Mr. Wood,
Mr. McCulloch,	Mr. Woolley.
Mr. Michie,	
Mr. Mollison,	<i>Tellers.</i>
Mr. Nicholson,	Mr. Francis,
Mr. Prendergast,	Mr. Brodie.

And so it was resolved in the affirmative.

Question—That the leasing of certain pastoral lands on the Upper Plenty, Yan Yean, parish of Linton, was conducted in a manner for which there is no precedent, and which prevented the land from realizing its full value, and was in violation of good faith with Mr. Johnston, the previous occupant for fourteen years—put and resolved in the affirmative.

Question—That in the opinion of this House the lease for pastoral land in the parish of Linton, Yan Yean, to Mr. McNabb, should be cancelled, and fresh tenders invited—put and negatived.

7. MINING PARTNERSHIPS LIMITED LIABILITY BILL (2).—Mr. Pyke moved, That this Bill be now read a second time.

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

Mr. Pyke 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. Pyke—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

Resolved—That this House will, on Tuesday, 5th June next, again resolve itself into the said Committee.

8. MR. A. MCLACHLAN'S COMMITTEE.—Dr. Thomson moved, pursuant to notice, That the Committee on McLachlan's case be revived, to enable a report to be brought up on the Petition of John Brown.

Question—put and resolved in the affirmative.

9. BEECHWORTH WATER WORKS BILL.—Mr. Wood moved, pursuant to *amended* notice, That the Beechworth Water Works Bill be referred to a Select Committee, consisting of Mr. Howard, Mr. Lalor, Mr. Brooke, Mr. Carpenter, Mr. Donald, Mr. Embling, Mr. Hood, Dr. Evans, Mr. Brodie, and the Mover, three to form a quorum ; and that the promoters have leave to print, from day to day, at their own expense, the Evidence taken before the Committee ; and further, that the Committee have power to sit to-morrow.

Question—put and resolved in the affirmative.

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

“ *Customs Act Amendment Bill—Amendments of Legislative Council to be taken into consideration,*”

“ *Supreme Court Sittings Bill—To be committed,*” and

“ *Partnership Law Amendment Bill—Second reading,*” until Tuesday, 5th June next ;

“ *Liquors Sale Laws Amendment Bill—Second reading,*” until Wednesday, 6th June next ;

“ *Frontage System Bill—Second reading,*”

“ *Library Committee—Progress Report to be taken into consideration,*” and

“ *Importation of Railway Plant—Report of Select Committee—To be taken into consideration,*” until Tuesday, 5th June next ;

“ *Gold Fields Act Amendment Bill—Consideration of Report,*” until Friday, 1st June next ; and

“ *Municipal Institutions Act Amendment Bill—Second reading,*” until Tuesday, 5th June next.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 91.

THURSDAY, 31ST MAY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT OF THE ASSEMBLY.—Mr. Gavan Duffy moved, That the House at its rising this day do adjourn until Thursday, 7th June next.

Debate ensued.

Question—put and resolved in the affirmative.

Assembly adjourned at half-past nine o'clock until four o'clock on Thursday, 7th June next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 92.

THURSDAY, 7TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Civil Service Commission.—Supplemental Report of the Commissioners appointed to enquire into and report upon the Civil Service of the Colony.
National Education.—Board of National Education Rule.
Severally ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Gavan Duffy moved, That the House at its rising this day do adjourn until to-morrow.
Debate ensued.
Question—That this House do now adjourn until to-morrow—put and negatived.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act for the Administration of the Estates of Deceased Persons in certain cases*," and inform the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.
(Signed) J. F. PALMER,
Legislative Council Chamber, President.
Melbourne, 29th May, 1860.
On the motion of Mr. Nicholson, the Assembly ordered the amendments to be printed and taken into consideration to-morrow.
5. INSOLVENT LAWS AMENDMENT BILL (2).—Mr. Stephen moved, That this Bill be now read a second time.
Question—put and resolved in the affirmative.—Bill read a second time.
Mr. Stephen 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. Stephen, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair, and Mr Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, on Tuesday, 12th June instant, again resolve itself into the said Committee.
6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under—
"Pensions Bill—Amendments of Legislative Council—To be further taken into consideration," until Thursday, 14th June instant.
"Medical Practitioners Registration Bill—Second reading," until Thursday, 21st June instant.
"Salaries Bill—Second reading," until Thursday, 14th June instant.
"Lien (Contractors and Workmen) Bill—Second reading," until Thursday, 21st June instant.
"Law of Property Amendment Bill—To be further considered in Committee," until Tuesday, 12th June instant.
"Beer Licenses—Resolutions to be considered in Committee," until Wednesday, 13th June instant.

7. OVENS GOLD FIELDS WATER COMPANY'S BILL.—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time.

Mr. Brodie moved, pursuant to contingent notice given by Mr. Frazer, That the following words be inserted after the word "Majesty," in the 46th line of the 28th Clause, viz.: "subject to such conditions, restrictions, and limitations as may be deemed necessary by the Governor in Council."

Question—put and resolved in the affirmative.

Mr. Wood moved, That this Bill do now pass.

Question—put and resolved in the affirmative.

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

"An Act for supplying the District of the Ovens with Water."

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 one minute past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 93.

FRIDAY, 8TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ASSENT TO BILLS.—A Message from His Excellency the Governor, by the Usher of the Legislative Council :—
 MR. SPEAKER,
 His Excellency the Governor desires the immediate attendance of this Honorable House in the Legislative Council.
 Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several public and private Bills following, viz. :—
*“ An Act to amend an Act intituled ‘ An Act to authorise the construction of a
 “ Main Trunk Line of Railway from Melbourne to the River Murray and
 “ of a Main Trunk Line of Railway from Geelong to Ballarat.’ ”*
*“ An Act to amend the provisions of an Act incorporating the Shareholders in the
 “ National Bank of Australasia.”*
“ An Act to amend the Law relating to Registration.”
*“ An Act to incorporate the Board of Land and Works and to vest in the said
 “ Board the undertaking of the Geelong and Melbourne Railway Company
 “ and other property.”*
*“ An Act to provide for the better regulation and discipline of Armed Vessels in
 “ the Service of Her Majesty’s Local Government in Victoria.”*
*“ An Act to repeal the fourth and sixteenth sections of ‘ The Australasian Fire and
 “ Life Insurance Company’s Act 1857’ and to substitute other provisions in
 “ lieu thereof.”*
3. PARLIAMENT BUILDINGS COMMITTEE.—Mr. Francis brought up a Report from the Joint Committee on this subject.
 Ordered to lie on the Table and to be printed.
4. PETITION.—Mr. Don presented a Petition from certain inhabitants of Fitz Roy, praying the House would, in passing the Fitz Roy Ward Improvement Bill, strike out all the taxing powers therein contained.
 Ordered to lie on the Table.
5. BEECHWORTH WATER WORKS BILL.—Mr. Donald moved, by leave of the Assembly, That the Committee on this Bill have leave to sit on Monday next.
 Question—put and resolved in the affirmative.
6. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
 MR. SPEAKER,
 The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled *“ An Act to alter the Boundaries of the Electoral District of Belfast,”* without amendment.
 Legislative Council Chamber,
 8th June, 1860.
 (Signed) J. F. PALMER,
 President.
7. GOLD FIELDS ACT AMENDMENT BILL.—Mr. Brodie moved, pursuant to notice, That the following Order of the Day—Gold Fields Act Amendment Bill, consideration of Report—take precedence of all other business on Tuesday next.
 Question—put and resolved in the affirmative.

8. **RAILWAY DEPARTMENT.**—Mr. Hood moved, pursuant to *amended* notice, That in the opinion of this House the evidence taken before the Select Committee of this House appointed to enquire into the management of the Department of the Engineer-in-Chief of Railways, indicates such an amount of mismanagement and extravagant expenditure of public funds “on the part of the officers” of the Railway Department, this House recommends the further prosecution of the investigation to the attention of the Government.

Debate ensued.

Mr. Bailey moved, as an amendment, That the words “on the part of the officers” be omitted, with a view to insert instead thereof the words “in the Engineers’ Branch.”

Debate continued.

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

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

Question—That in the opinion of this House the evidence taken before the Select Committee of this House appointed to enquire into the management of the Department of the Engineer-in-Chief of Railways, indicates such an amount of mismanagement and extravagant expenditure of public funds in the Engineers’ Branch of the Railway Department, this House recommends the further prosecution of the investigation to the attention of the Government—put and resolved in the affirmative.

9. **BENDIGO GAS COMPANY’S BILL.**—On the motion of Mr. Howard, on notice, the several amendments made by the Select Committee in this Bill were read and agreed to by the Assembly.

10. **HANSARD’S COMMITTEE.**—Mr. Heales, Chairman, brought up the Report from this Committee.

Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed, and taken into consideration Thursday, 14th June instant.

11. **EMBANKMENT OF THE YARRA.**—Mr. Hood moved, pursuant to notice, That in the opinion of this House the erection of the embankment now being proceeded with on the south side of the Yarra should be suspended until a satisfactory survey is made by competent surveyors and engineers, and a report of such survey laid on the Table of this House.

Debate ensued.

Motion, by leave, withdrawn.

12. **POSTPONEMENT OF ORDER OF THE DAY.**—Mr. Humffray moved, That the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day:—

“*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee.*”

Debate ensued.

Motion, by leave, withdrawn.

13. **FITZ ROY WARD IMPROVEMENT ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Report from the Select Committee to which this Bill was referred having been read, Mr. Greeves moved, That this Order of the Day be discharged.

Debate ensued.

Question—put and negatived.

Notice being taken that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at ten minutes past nine o’clock, adjourned the House, without question being first put, until four o’clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 94.

TUESDAY, 12TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Gold Fields Act.—Order in Council.
Ordered to lie on the Table.
Mr. Francis presented—
Embankment on the South side of the River Yarra.—Report and Memorandum of
Capt. Pasley on, with tracing of the work.
Ordered to lie on the Table.
Mr. Service presented, by command of His Excellency the Governor—
Crown Lands Alienated.—Return of all Lands offered for sale and alienated from
the Crown within the Colony of Victoria from the 1st July to 31st December,
1858, specifying that offered for sale, that withdrawn from sale, that for which
no offer was made, that forfeited, that sold at auction, and that alienated by
selection, and under pre-emptive right.
Ordered to lie on the Table.
3. BEECHWORTH WATER WORKS BILL.—Mr. Donald, Chairman, brought up the Report from
the Select Committee to which this Bill was referred, together with the Proceedings of
the Committee and Minutes of Evidence.
Ordered to lie on the Table.
4. PETITIONS.—Mr. Don presented from certain Owners of Property, Ratepayers, and Residents,
in Gore-street, Fitz Roy, a Memorial, praying the House to empower the Fitz Roy
Council to impose a rate, sufficient for the purpose of purchasing those properties which
at present impede the opening up of Gore-street, and thereby carry out the intentions of
the Legislature, which granted the vote of £50,000 in their integrity.
Ordered to lie on the Table.
Mr. Don presented a Memorial from certain Members of the Municipal Council and
Ratepayers resident in the Municipality of Fitz Roy, praying the House to pass the Bill
to amend the Fitz Roy Ward Improvement Act, as reported from the Select Committee.
Ordered to lie on the Table.
5. GOLD FIELDS ACT AMENDMENT BILL.—The Order of the Day for the consideration of the
Report from the Committee of the whole on this Bill having been read—
On the motion of Mr. Brodie, the Assembly agreed to the amendment made in Clause I.
of the Bill, and the new Clauses II., III., and IV.
New Clause V. having been read, Mr. McLellan moved, That the word “sluices” be inserted
after the word “mills” in the second line of this clause.
Question—That the word proposed to be inserted be so inserted—put and resolved in the
affirmative.
Question—That this House agree with the Committee in this clause as so amended—put
and resolved in the affirmative.
New Clause VI. having been read—
On the motion of Mr. Pyke, the Assembly ordered that the word “sluice” be inserted after
the word “mill,” in the seventh line of this clause.
And on the further motion of Mr. Pyke, the Assembly ordered that the word “sluice” be
inserted after the word “mill,” in the ninth line of this clause.
Question—That the Assembly agree with the Committee in this clause as so amended—put
and resolved in the affirmative.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair
print of this Bill was in accordance with the Bill as reported, and that the Clerk of the
Assembly had attested the alterations made by the Assembly on consideration of such
Report—Bill, on the motion of Mr. Brodie, read a third time.

Mr. Frazer moved, That the following words be added to Clause I. of this Bill, viz. :—

To make bye-laws prescribing the duties of officers to be appointed under this Act for imposing and collecting fees for the payment of such officers but no bye-law made as aforesaid shall be in force until it shall have received the assent of the Governor in Council and have been published in the *Government Gazette* as provided in the CXI. section of 21 Vic. No. 32.

Mr. Pyke moved, That the following words, viz. :—“the purposes aforesaid and for” be inserted after the second word “for” in line 2 of the above clause.

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

Question—That the following words, viz. :—“To make bye-laws prescribing the duties of officers to be appointed under this Act for imposing and collecting fees for the purposes aforesaid and for the payment of such officers but no bye-law made as aforesaid shall be in force until it shall have received the assent of the Governor in Council and have been published in the *Government Gazette* as provided in the CXI. section of 21 Vic. No. 32” be added to Clause I. of the Bill—put and resolved in the affirmative.

The following clause to stand as Clause II. of this Bill, viz. :—

“It shall be lawful for the Governor in Council to appoint in and for any district or portion of the Colony certain officers (to be called registrars) who shall within the limits of the district for which they shall have been appointed perform such duties as may be prescribed for them in the bye-laws of the Mining Board of their district and cause such bye-laws to be carried into effect and in case any person shall refuse to comply with any order given by any officer in pursuance of any bye-law or if any officer shall neglect to perform any duty prescribed in such bye-law each shall forfeit and pay for every such offence any sum not exceeding ten pounds”—having been read a first time—

Mr. Frazer moved, That the proposed clause be now read a second time.

Question—put and resolved in the affirmative.

Mr. Frazer moved, That the word “lawful” be inserted after the word “any” in the seventh line of such clause.

Question—put and resolved in the affirmative.

Mr. Frazer moved, That the following words, viz., “or if any officer shall neglect to perform any duty prescribed in such bye-law each,” be omitted from lines 8 and 9 of the proposed new clause.

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

Question—That the proposed new clause as amended, stand part of the Bill—put and resolved in the affirmative.

Question—That this Bill do now pass—put and resolved in the affirmative.

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

“*An Act to amend an Act intituled ‘An Act for amending the Laws relating to “the Gold Fields.”*”

Question—put and resolved in the affirmative.

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

6. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

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

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that the Legislative Council have referred back the Report of the Library Committee to that Committee for re-consideration, and for re-arrangement of the names in the Schedule, and for the expunging of the eighth Clause of the Report.

Legislative Council Chamber,
12th June, 1860.

J. F. PALMER,
President.

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly in the present session of Parliament, upon the Bill intituled “*An Act for supplying the District of the Ovens with Water,*” together with the Minutes of Evidence taken before the said Committee.

Legislative Council Chambers,
12th June, 1860.

J. F. PALMER,
President.

On the motion of Mr. Greeves, the Assembly ordered that copies of such Report and evidence be transmitted to the Legislative Council as requested by such Message.

8. CUSTOMS ACT AMENDMENT BILL, 1857.—The Order of the Day having been read for the consideration of the following amendments made by Legislative Council in this Bill, viz, :—

Clause I., line 7, leave out “ extend to authorise the appointment of any town or place in Victoria, for a purpose corresponding as near as may be with a warehousing port and the power given by the same section to the Commissioner from time to time to approve and appoint warehouses or places of security in the ports therein referred to shall.”

„ line 12, after “warehouse” leave out “in any town or place in Victoria as well as.”

„ line 14, after “port” leave out “town or place respectively.”

„ line 16, after “Act” leave out “and the word warehouse wheresoever used in the said Act in connection with a bonded warehouse or place of security for goods shall be deemed to include a warehouse at any town or place in Victoria as well as at any port.”

Clause III., line 24, after “port” leave out “of or town or place in Victoria.”

Clause IV., line 29, leave out “word fourteen wheresoever it is used in the.”

„ line 30, leave out “read as and be deemed to mean four” and insert in lieu thereof “and the same are hereby repealed.”

Take in new clauses as follow to follow clause IV. :—

V. If the importer proprietor or consignee of any goods shall not within four days (exclusive of Sundays and holidays) after the arrival of the ship importing the same make perfect entry or entry by bill of sight of such goods or if having made such entry he shall not land such goods within such four days or within such further period as the Commissioner shall direct the officers of the Customs may convey such goods to the Queen’s warehouse and whenever the cargo of any ship shall have been discharged within such four days with the exception only of a small quantity of goods the officers of the Customs may forthwith convey such remaining goods to the Queen’s warehouse and also at any time after the arrival of such ship may convey any small packages or parcels of goods therein to the Queen’s warehouse there to remain for due entry during the remainder of such four days and if the duties due upon any goods so conveyed to the Queen’s warehouse shall not be paid within one month afterwards or within such further period as the Commissioner may direct together with all charges of removal and warehouse rent and freight such goods may be sold either for home use or for exportation and the produce thereof applied first to the payment of charges and duties next of freight and the overplus if any shall be paid to the importer proprietor or consignee of the goods on his application for the same but if he does not make such application the said overplus shall be paid into the Treasury to abide his claim on his appearing and making good his claim thereto and if such goods or any of them shall be of a perishable nature the Commissioner may forthwith direct sale thereof and apply the proceeds in like manner provided always that for this purpose if the importing ship and goods be liable to the performance of quarantine the time for entry and landing of such goods shall be computed from the time at which such ship and goods shall have been released from quarantine.

Goods to be entered and landed within four days.

VI. If the importer proprietor or consignee of any goods or his agent shall not within four days (exclusive of Sundays and holidays) after the arrival of the ship importing the same enter and land such goods the master or owner of such ship may immediately upon the expiration of such period (unless a longer period is specified in the bills of lading or charter party of affreightment for the discharge of her cargo or any part thereof) enter and land such goods notwithstanding the same may have been previously entered by the importer proprietor or consignee thereof.

Master may enter goods after four days.

VII. If any period after the arrival or report of any ship is specified in the bills of lading or charter party of affreightment for the discharge of her cargo or any part thereof and the importer proprietor or consignee of such goods or his agent shall neglect to enter and land the same within such period the master or owner of such ship may immediately on the expiration of such period enter and land such goods notwithstanding the same may have been previously entered by the importer proprietor or consignee thereof.

Or after time named in bill of lading.

VIII. Whenever any goods shall remain on board any importing ship beyond the period of four days after the arrival of such ship or beyond such further period as the Commissioner may allow such ship shall be detained by the proper officer of Customs until all expenses of watching or guarding such goods beyond such four days or such further time if any allowed as aforesaid not exceeding ten shillings per diem and of removing the goods or any of them to the Queen’s warehouse (in case the officers shall so remove them) be paid.

Expenses of guarding unentered goods to be paid.

Clause VII., line 12, after “from” leave out “or to.”

„ line 13, leave out “or from.”

„ line 14, after “ships” at end of line insert “within the meaning of the said Act and every other Act relating to the Customs.”

Clause IX., line 19, leave out “importer or exporter” and insert “person.”

Take in new clauses as follow :—

Dutiable goods may be sold for freight.

X. Whenever any goods liable to the duty of Customs shall be entered and landed by the master or owner of the importing ship under the provisions hereinbefore contained and the freight and charges of removal and warehouse rent (if any) shall be in arrear for one month after such entry shall have been made such goods on the written application of such master or owner or his agent shall after one month's notice in the *Government Gazette* be sold either for home use or for exportation and the produce thereof shall be applied in the same manner as the produce of goods conveyed to the Queen's warehouse and sold as hereinbefore directed.

Free goods may be sold for freight.

XI. Whenever any goods not subject to duties of Customs shall be entered and landed by the master or owner of the importing ship under the provisions hereinbefore contained and the freight and charges of removal and warehouse rent (if any) shall be in arrear for one month after such landing such goods may after one month's notice in the *Government Gazette* be sold by the master or owner of the said ship or his agent and the produce thereof shall be applied as nearly as may be in the same manner as the produce of goods conveyed to the Queen's warehouse and sold as hereinbefore directed.

Two Acts to be read together.

XII. This Act shall come into operation on the first day of the month next after the passing hereof and shall be deemed to be incorporated with and form part of the said Act and be read together therewith as one Act except in cases of repugnancy.

Mr. Pyke moved, That the House disagree with the Legislative Council in the amendments made in Clauses I. and III. of this Bill, such amendments infringing on the privileges of this House.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Pyke moved, That this House do agree with the Legislative Council in the amendments made in Clause IV. of this Bill.

Debate ensued.

Mr. Amsinck moved, That this debate be now adjourned until Thursday, 14th June instant.

Question—That this debate be now adjourned until Thursday, 14th June instant—put and resolved in the affirmative.

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

“*Law of Property Amendment Bill—To be further considered in Committee,*” and “*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,*” until Friday, 15th June instant.

“*Imprisonment for Debt Abolition Bill—Consideration of Report,*” until to-morrow.

“*Real Property Bill—To be further considered in Committee,*” until Tuesday, 19th June instant.

“*Estates of Deceased Persons Administration Bill—Amendments of Legislative Council—To be taken into consideration,*” until Friday, 15th June instant.

“*Divorce Bill—To be further considered in Committee,*” until to-morrow.

“*Supreme Court Sittings Bill—To be committed,*” and

“*Partnership Law Amendment Bill—Second reading,*” until Friday, 22nd June instant.

“*Frontage System Bill—Second reading,*” and

“*Library Committee—Progress Report to be taken into consideration,*” until Tuesday, 19th June instant.

“*Importation of Railway Plant—Report of Select Committee—To be taken into consideration,*” until to-morrow.

“*Insolvent Laws Amendment Bill (2)—To be further considered in Committee,*” until Thursday, 21st June instant.

10. MUNICIPAL INSTITUTIONS ACT AMENDMENT BILL.—Mr. Service moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And on the further motion of Mr. Service, 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. Greeves reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

Resolved—That this House will, on Friday, 15th June instant, again resolve itself into the said Committee.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 95.

WEDNESDAY, 13TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Pyke, the following Order of the Day was discharged from the Paper :—

“ Mining Partnerships Limited Liability Bill (2)—Consideration of Report.”

Mr. Pyke then moved, That this Bill be now recommitted to a Committee of the whole Assembly, for the reconsideration of clauses II., XIII., the transposition of clause XVI., and the reconsideration of the first schedule, and the consideration of certain new clauses.

Mr. Loader moved, as an amendment, That the figure “IX.” be inserted after the figure “II.”
Question—That the figure proposed to be inserted be so inserted—put and negatived.

Question—That this Bill be now recommitted to a Committee of the whole Assembly, for the reconsideration of clauses II., XIII., the transposition of clause XVI., the reconsideration of the first schedule, and the consideration of certain new clauses—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration Tuesday, 19th June instant.—Bill as further amended to be printed.

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

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled, “*An Act for the remission of Penalties and the discharge of persons from imprisonment in certain cases,*” with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
13th June, 1860.

J. F. PALMER,
President.

Mr. Nicholson moved, That the above Bill be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 15th June instant.

4. BENDIGO GAS COMPANY'S BILL.—Mr. Speaker having reported that the Clerk of Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Lalor, on notice given by Mr. Howard, read a third time and passed.

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

*“ An Act to incorporate a Company to be called the ‘ Bendigo Gas Company,’ and
“ for other purposes.”*

Question—put and resolved in the affirmative.

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

5. LIQUORS SALE LAWS AMENDMENT BILL.—Mr. Michie moved, That this Bill be now read a second time.

Debate ensued.

Mr. Serjeant moved, That the word “now” be omitted, and the words “this day six months” added after the word “time.”

Amendment by leave withdrawn.

Mr. Mollison moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 22.		Noes, 14.	
Mr. Aspinall,	Dr. Macadam,	Mr. Bennett,	Mr. Mackintosh,
Mr. Brooke,	Mr. Michie,	Mr. Carr,	Mr. Mollison,
Mr. Don,	Mr. Myles,	Mr. Cathie,	Mr. Serjeant,
Mr. Donald,	Mr. Nicholson,	Mr. Greeves,	Mr. J. T. Smith.
Dr. Evans,	Mr. O’Hea,	Mr. Heales,	
Mr. Francis,	Mr. Prendergast,	Mr. Henderson,	<i>Tellers.</i>
Mr. Gray,	Mr. Snodgrass,	Mr. J. S. Johnston,	Mr. Howard,
Mr. Harrison,	Mr. Stephen.	Mr. M. L. King,	Mr. Carpenter.
Mr. Jones,			
Mr. Lalor,	<i>Tellers.</i>		
Mr. Lock,	Mr. Pyke,		
Mr. Lyall,	Mr. Woods.		

And so it was resolved in the affirmative.

Question—That this Bill be now read a second time—put and resolved in the affirmative.—
Bill read a second time.

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

Question—put and resolved in the affirmative.

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

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

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

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

THURSDAY, 14TH JUNE, 1860.

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

“*Beer Licenses—Resolutions to be considered in Committee,*” until Tuesday, 19th June instant.

“*Imprisonment for Debt Abolition Bill—Consideration of Report,*” until this day.

“*Divorce Bill—To be further considered in Committee,*” until Wednesday, 20th June instant; and

“*Importation of Railway Plant—Report of Select Committee—To be taken into consideration,*” until this day.

Assembly adjourned at five minutes past twelve o’clock until four o’clock p.m. this day.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 96.

THURSDAY, 14TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, appointed in the present session of Parliament, on the Bill intituled "*An Act to incorporate a Company to be called 'The Bendigo Gas Company,' and for other purposes,*" together with the Minutes of Evidence taken before the said Committee.

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 13th June, 1860.

On the motion of Mr. Howard, the Assembly ordered that copies of the above Report, Evidence, and Proceedings of the Committee, be forwarded to the Legislative Council in accordance with the above request.

MR. SPEAKER,

The Legislative Council inform the Legislative Assembly, that the Legislative Council insist in the amendment made by them in the Bill intituled "*An Act further to amend and to consolidate the Law of Evidence,*" by striking out the eleventh clause, for the following reasons :—

- (1.) That it does compel a wife, when cross-examined, to give evidence against her husband.
- (2.) That if, as stated in the fifth reason of the Legislative Assembly, "it will be found that, in criminal trials, wives will comparatively seldom be called as witnesses," there seems but little necessity for introducing an alteration of which but few, if any, will avail themselves.
- (3.) That the circumstance that wives are not called as witnesses in civil trials, is no guarantee that they will not be called in criminal trials, in which the interest at stake affords much greater inducement to subornation of perjury.
- (4.) That, if it should be found that wives are called as witnesses in criminal trials, the temptation to commit perjury would be too great to be resisted; and if it were not resisted, the crime when committed in defence of a husband would be regarded as a trivial if not a venial offence.
- (5.) That, if perjury in such cases were regarded as a trivial offence, it would eventually be so regarded by many persons in other cases, and would have a very demoralizing influence on the whole community.

J. F. PALMER,
President.

Legislative Council Chamber,
13th June, 1860.

On the motion of Mr. Nicholson, the Assembly ordered that the above Message be taken into consideration on Tuesday next.

3. POSTPONEMENT OF BUSINESS.—Mr. Brooke moved, by leave of the Assembly, that the consideration of all the Notices of Motion, and Orders of the Day 1 to 5 inclusive, be postponed until after the consideration of the sixth Order for to-day.
Question—put and resolved in the affirmative.

4. IMPORTATION OF RAILWAY PLANT.—The Order of the Day for the consideration of the Report from the Select Committee to examine into the terms and working of the contracts for the importation of railway plant having been read—Mr. Verdon moved, That such Report and Evidence be referred to Her Majesty's Government for consideration.

Debate ensued.

Question—put and resolved in the affirmative.

5. TARIFFS.—Dr. Embling moved, pursuant to notice,—

(1.) That the revision of the Tariff is necessary.

(2.) That in order to the advantageous readjustment of the Tariff, and in connection therewith, the condition and interests of the industrial classes of the Colony should receive primary consideration.

Mr. Nicholson moved the previous question.

Mr. Heales moved, That this debate be now adjourned until Thursday next.

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

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

“Pensions Bill—Amendments of Legislative Council—To be further taken into consideration,” until Wednesday, 20th June instant ;

“Salaries Bill—Second reading,” until Thursday, 21st June instant ;

“Customs Act Amendment Bill—Amendments of Legislative Council to be taken into consideration—Adjourned debate,” until Tuesday, 19th June instant ; and

“Imprisonment for Debt Abolition Bill—Consideration of Report,” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 97.

FRIDAY, 15TH JUNE, 1860.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 98.

TUESDAY, 19TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
Golds Fields Act.—Orders in Council.
Ordered to lie on the Table.
Mr. Nicholson also presented—
Steam Sloop *Victoria*.—Correspondence relative to the detention of the S.S. *Victoria* on service in New Zealand.
Read and ordered to lie on the Table.
3. PETITION.—Mr. Ebdon presented a Petition from certain merchants and others of the City of Melbourne, praying the House to take the statements set forth in the Petition into serious consideration, with a view to prevent the objectionable work referred to from being proceeded with.
Ordered to lie on the Table.
4. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—On the motion of Mr. Pyke, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Pyke, read a third time.
Mr. Pyke moved, That the word “first” be omitted from the fourth line of Clause VI. of this Bill.
Question—That the word proposed to be omitted stand part of the clause—put and negatived.
Mr. Pyke moved, That the word “hereinafter” be omitted from the first line of Clause XXIV. of this Bill, and the word “hereinbefore” inserted instead thereof.
Question—That the word proposed to be omitted stand part of the clause—put and negatived.
Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.
Mr. McLellan moved, pursuant to notice given by Mr. Frazer, That the following words be added to Clause XXVI. of this Bill—“Provided always that no preference shares shall be issued without the consent in writing of a majority “in number and value of the shareholders” and all such preference shares shall be subject to all debts and liabilities of the company at the date of the issuing of such preference shares as aforesaid.”
Mr. Humfray moved, That the words “in number and value of the shareholders” be omitted from the second line of the proposed amendment, with a view to insert instead thereof the words “of the shareholders being the holders of the greater number of shares in the said company.”
Question—That the words proposed to be omitted stand part of the proposed amendment—put and resolved in the affirmative.
Question—That the words proposed to be added to Clause XXVI. be so added—put and resolved in the affirmative.
Question—That this Bill do now pass—put and resolved in the affirmative.
Mr. Pyke moved, That the following be the title of the Bill :—
“ *An Act to limit the Liability of Mining Partnerships.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

5. CUSTOMS ACT AMENDMENT BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—

Question—That the Assembly agree with the Legislative Council in the amendments made in Clause IV. of this Bill—and on the amendment, That the word “agree” be omitted, and the word “disagree” be inserted in the place thereof—debated.

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

Question—That the Assembly agree with the Legislative Council in the amendments made in Clause IV. of this Bill—put.

Assembly divided.

Ayes, 19.

Mr. Amsinck,	Mr. Mollison,
Mr. Carr,	Mr. Nicholson,
Mr. Carpenter,	Mr. Pyke,
Mr. Ebden,	Mr. Service,
Mr. Embling,	Mr. Wood,
Mr. Francis,	Mr. Woolley.
Mr. Heales,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. King,	Mr. Martley,
Mr. Lock,	Mr. Bailey.
Mr. McCulloch,	

Noes, 15.

Mr. Anderson,	Mr. Jones,
Mr. Brooke,	Mr. Loader,
Mr. Cathie,	Mr. O'Shanassy,
Mr. Don,	Mr. Prendergast.
Dr. Evans,	
Mr. Gray,	<i>Tellers.</i>
Mr. Greeves,	Mr. Humffray,
Mr. Horne,	Mr. McLellan.
Mr. Howard,	

And so it was resolved in the affirmative.

On the motion of Mr. Pyke, the Assembly agreed to all the other amendments made by the Legislative Council in this Bill.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had disagreed to some and agreed to others of the amendments made in this Bill.

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

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

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

7.—ESTATES OF DECEASED PERSONS ADMINISTRATION BILL.—On the motion of Mr. Martley, the amendments made by the Legislative Council in this Bill were read and agreed to, and are as follow:—

Clause IX., line 53, leave out “which,” and insert “such additional commission” in lieu thereof.

Clause XI., lines 5 and 6, leave out “the months of January April July and October in.”

” line 6, after “every” insert “month in the.”

” line 10, leave out “three months ending on the last day of the.”

Clause XVIII., line 18, after “charges” insert “and.”

The last Schedule, line 2, leave out “three months ending on the thirty-first day of March.”

” line 3, after “last” insert “month.”

” insert “dated this day of ,” at end of the schedule.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the amendments made in this Bill.

8. REMISSION OF PENALTIES BILL.—Mr. Martley moved, That this Bill be now read a second time.

Debate ensued.

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

Mr. Martley 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. Martley, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

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

9. PAPERS.—Mr. Martley presented—

Gisborne County Court.—Order in Council.

Ordered to be printed.

10. HANSARD.—Mr. Heales moved, pursuant to notice, That this House will, to-morrow, resolve itself into a Committee of the whole to consider the propriety of entering into an arrangement with Mr. Fairfax upon the following terms, viz. :—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution.

Debate ensued.

Question—put and resolved in the affirmative.

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

- " *Law of Evidence Bill—Message from Legislative Council to be taken into consideration,*" until to-morrow ;
- " *Real Property Bill—To be further considered in Committee,*" until Wednesday, 27th June instant ;
- " *Frontage System Bill—Second reading,*" until Friday, 22nd June instant ;
- " *Library Committee—Progress Report to be taken into consideration,*" until Tuesday, 26th June instant ;
- " *Liquors Sale Laws Amendment Bill—To be further considered in Committee,*" until Thursday, 21st June instant ;
- " *Beer Licenses—Resolutions to be considered in Committee,*" until to-morrow ;
- " *Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,*" until Friday, 22nd June instant ;
- " *Municipal Institutions Act Amendment Bill—To be further considered in Committee,*" until Tuesday, 26th June instant ;
- " *Imprisonment for Debt Abolition Bill—Consideration of Report,*" until Thursday, 21st June instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 99.

WEDNESDAY, 20TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
University of Melbourne.—Report of the Proceedings of the Council of the University of Melbourne during the year commencing on the 1st day of June, 1859, and terminating on the 31st May, 1860.
Ordered to lie on the Table.
3. BROWN'S DIGGINGS.—Mr. Locke, Chairman, brought up the Report from the Committee to which this subject was referred.
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
4. LICENSED PUBLICANS ACTS COMMITTEE.—Mr. Heales, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Minutes of Evidence and Proceedings of the Committee, to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—On the motion of Mr. Greeves the Assembly ordered that the consideration of the several Orders of the Day, Government Business, be postponed until after the consideration of the first Order of the Day, General Business.
6. BEER LICENSES.—Mr. Howard moved, pursuant to *amended* notice, That the following Order of the Day :—Beer Licenses—Resolutions to be considered in Committee—do take precedence of all other business to-morrow.
Question—put and resolved in the affirmative.
7. DIVORCE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair, and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will, after the consideration of the next Order for to-day, again resolve itself into the said Committee.
8. ADJOURNMENT.—Mr. Horne moved, That this House do now adjourn.
Debate ensued.
Motion, by leave. withdrawn.
9. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
"Law of Evidence Bill—Message from Legislative Council to be taken into consideration,"
"Law of Property Amendment Bill—To be further considered in Committee,"
"Remission of Penalties Bill—To be further considered in Committee,"
"Pensions Bill—Amendments of Legislative Council—To be further taken into consideration," and
"Hansard—Resolution to be considered in Committee," until Tuesday, 26th June instant ;
"Beer Licenses—Resolutions to be considered in Committee," until to-morrow ; and
"Divorce Bill—To be further considered in Committee," until Wednesday, 27th June instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 100.

THURSDAY, 21ST JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Chief Medical Officer.—Return of Diseases in the various Establishments under the charge of the Medical Officer, for the year 1859.
Ordered to lie on the Table.
Mr. Wood presented—
Intestate Estates.—Return of all Monies collected by the Curator of Intestate Estates from 1st January, 1858, to 31st December, 1859, both inclusive; also the manner of disposal of same, together with Law Costs incurred.
Ordered to lie on the Table.
3. BEER LICENSES.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolutions :—
(1.) That a license fee of £ be imposed upon Eating-house keepers and others, for the purpose of selling beer manufactured in the Colony :
(2.) That a Bill be brought in for this purpose—having been read—
On the motion of Mr. Howard, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had come to several resolutions.
Ordered—That the Report be received to-morrow.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
MR. SPEAKER,
The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to incorporate a Company to be called 'The Collingwood Fitz Roy and 'District Gas and Coke Company' and for other purposes,*" and acquaint them that the Legislative Council have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.
J. F. PALMER,
President.
Legislative Council Chamber,
Melbourne, 21st June, 1860.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Stephen moved, That the consideration of the several Orders of the Day, 2 to 7 inclusive, be postponed until after the consideration of the 8th Order for to-day.
Question—put and negatived.
6. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Thursday, 5th July next :—
"*Medical Practitioners Registration Bill—Second reading.*"

7. LIEN (CONTRACTORS AND WORKMEN) BILL.—Mr. Barton moved, That this Bill be now read a second time.

Debate ensued.

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

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

Question—put and resolved in the affirmative.

And on the further motion of Mr. Barton—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. Greeves reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.

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

8. INSOLVENT LAWS AMENDMENT BILL (2).—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at twenty-four minutes past eleven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 101.

FRIDAY, 22ND JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Twenty-first Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. GEELONG AND BALLAARAT RAILWAY COMMITTEE.—Mr. Brooke, Chairman, brought up the Report from this Committee.
Ordered to lie on the Table, and, together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
4. PETITION.—Mr. Donald presented a Petition from William Wilson, Miner, of Spring Creek, Beechworth, styling himself Chairman of a Meeting at Beechworth, praying the House, in case a clause referred to in the Petition should not be in "The Beechworth Waterworks Bill," would cause it to be inserted, and thereby render the Bill acceptable to the mining interests of that division of the District.
Ordered to lie on the Table.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Heales, by leave of the Assembly, moved, That the consideration of the Orders of the Day, 1 to 5 inclusive, be postponed until after the consideration of the 10th Order for to-day.
Debate ensued.
Assembly divided.

Ayes, 27.

Mr. Amsinck,	Mr. Martley,
Mr. Bailey,	Mr. Mollison,
Mr. Barton,	Mr. Nicholson,
Mr. Brooke,	Mr. O'Hea,
Mr. Cathie,	Mr. Prendergast,
Mr. Donald,	Dr. Russell,
Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Ebdon,	Mr. L. L. Smith,
Mr. Francis,	Dr. Thomson,
Mr. Heales,	Mr. Verdon.
Mr. Hood,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Jones,	Mr. Pyke,
Mr. Lalor,	Mr. McLellan.
Mr. Loader,	

Noes, 17.

Mr. Carr,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Serjeant,
Mr. Gray,	Mr. J. T. Smith,
Mr. Greeves,	Mr. Wilkie,
Mr. Howard,	Mr. Wood.
Mr. King,	
Mr. Lock,	<i>Tellers.</i>
Dr. Macadam,	Mr. Stephen,
Mr. Mackintosh,	Mr. Brodie.
Mr. McCulloch,	

And so it was resolved in the affirmative.

6. MINING ACCIDENTS.—Mr. Carpenter moved, pursuant to *amended* notice, for a return showing all the fatal mining accidents that have happened on the various gold fields since the 1st July, 1851, the probable causes of such accidents, together with the names of the persons killed.
Question—put and resolved in the affirmative.
7. INSPECTION OF MINES BILL.—Mr. Carpenter moved, That this Bill be now read a second time.
Debate ensued.

Mr. Serjeant moved the previous question.

Debate continued.

Question—That this question be now put—put.

Assembly divided.

Ayes, 18.		Noes, 30.	
Mr. Aspinall,	Mr. McCulloch,	Mr. Amsinck,	Mr. Mackintosh,
Mr. Bailey,	Mr. Nicholson,	Mr. Barton,	Mr. Mollison,
Mr. Carr,	Mr. Prendergast,	Mr. Brodie,	Mr. O'Hea,
Mr. Ebden,	Mr. Service,	Mr. Brooke,	Mr. O'Shanassy,
Mr. Francis,	Mr. J. T. Smith,	Mr. Cathie,	Mr. Pyke,
Mr. Greeves,	Mr. Wood.	Mr. Gavan Duffy,	Dr. Russell,
Mr. Heales,		Dr. Evans,	Mr. Serjeant,
Mr. J. S. Johnston,	<i>Tellers.</i>	Mr. Gray,	Mr. L. L. Smith,
Mr. Lalor,	Mr. Carpenter,	Mr. Harrison,	Mr. Stephen,
Mr. Martley,	Mr. Woolley.	Mr. Hood,	Mr. Verdon,
		Mr. Howard,	Mr. Wilkie,
		Mr. Jones,	Mr. Woods.
		Mr. King,	
		Mr. Loader,	<i>Tellers.</i>
		Mr. Lock,	Mr. Ireland,
		Dr. Macadam,	Mr. McLellan.

And so it passed in the negative.

8. LIBRARY.—Mr. Greeves moved, pursuant to notice—

- (1.) That in the opinion of this House the Librarian should keep one copy of each weekly, monthly, and quarterly periodical, for one month after the arrival of the English mail, on the Library table.
- (2.) That no member of Parliament should be allowed to take out more than one copy of any such serials at a time, until the expiry of one month from its arrival.
- (3.) That during such period, three days for monthly, and four days for quarterly serials, should be allowed for reading the same.
- (4.) That a Message be transmitted to the Legislative Council, requesting them to concur in the above resolutions.

Debate ensued.

Mr. O'Shanassy moved the previous question.

Question—That this question be now put—put and negatived.

9. RAILWAY DEBENTURES.—Mr. Loader moved, pursuant to notice—

- (1.) That in the opinion of this House the 6 per cent. Railway Debentures, authorised under the Railway Loan Act, have not realised their full value in the British money market.
- (2.) That this House will, upon Thursday next, resolve itself into a Committee of the whole, for the purpose of preparing an Address to Her Majesty the Queen, praying that Her Majesty's Government, in consideration of the soundness of the revenue and the ability of the Colony to meet all its engagements, will guarantee the sum of millions of debentures, at the rate of 4 per cent. per annum interest, for the purposes expressed in the Railway Loan Act, conditionally that the 6 per cent. debentures to the same amount are not issued; and that a sum equal to 2 per cent. per annum interest on the amount of the guaranteed 4 per cent. debentures shall be set apart yearly, and shall be invested in the same as a sinking fund for the gradual redemption of the railway loan.
- (3.) That the Legislative Council be requested to concur in the Address to Her Majesty the Queen.

Contingent upon the above resolutions being carried, That leave be given to introduce a Bill to amend the Railway Loan Act, 1857.

Debate ensued.

Motion, by leave, withdrawn.

10. PUBLIC DRINKING FOUNTAINS.—Mr. Heales moved, pursuant to *amended* notice, That in the opinion of this House the water supplied by the Sewerage and Water Department to all public Drinking Fountains and Troughs should be granted free of charge, subject to regulations to be made by the Commissioner of Public Works.

Debate ensued.

Question—put and resolved in the affirmative.

11. UNIVERSITY PROFESSORS.—Mr. Gavan Duffy moved, pursuant to notice, That an Address be presented to His Excellency the Governor, thanking him for the papers in relation to the University of Melbourne, which he has caused to be laid before the "House," and assuring His Excellency, that having taken them into consideration, they still deem it desirable that His Excellency should hold a visitation, so as to enable the Professors to be heard by counsel on the legality of the statute complained of.

Debate ensued.

Mr. Mollison moved, That all the words after the word "House," in the third line of the above question, be omitted.

Debate continued.

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

SATURDAY, 23RD JUNE, 1860.

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

Assembly divided.

Ayes, 12.		Noes, 19.	
Mr. Barton,	Mr. Russell,	Mr. Brodie,	Mr. Martley,
Mr. Brooke,	Mr. J. T. Smith.	Mr. Carr,	Mr. McCulloch,
Mr. Don,		Mr. Cathie,	Mr. Mollison,
Mr. Gavan Duffy,		Mr. Ebden,	Mr. Nicholson,
Dr. Evans,	<i>Tellers.</i>	Mr. Francis,	Mr. Service,
Mr. Gray,		Mr. Greeves,	Mr. Wood.
Mr. Hood,	Mr. Ireland,	Mr. Hadley,	
Mr. O'Shanassy,	Mr. Verdon.	Mr. J. S. Johnston,	<i>Tellers.†</i>
		Mr. King,	
		Mr. Loader,	Mr. Bailey,
		Dr. Macadam,	Mr. Heales.

And so it passed in the negative.

Question—That an Address be presented to His Excellency the Governor, thanking him for the papers in relation to the University of Melbourne, which he has caused to be laid before the House—put and resolved in the affirmative.

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

- "*Supreme Court Sittings Bill—To be committed,*" and
- "*Partnership Law Amendment Bill—Second reading,*" until Wednesday, 27th June instant ;
- "*Frontage System Bill—Second reading,*" until Tuesday, 26th June instant ;
- "*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,*" until Friday, 29th June instant ;
- "*Beer Licenses—Resolutions in Committee to be reported,*" until Tuesday, 26th June instant ;
- "*Insolvent Laws Amendment Bill (2)—To be further considered in Committee,*" until Thursday, 28th June instant ;
- "*Tariff—Resolutions respecting—Adjourned debate,*" until Friday, 29th June instant ;
- "*Salaries Bill—Second reading,*" until Thursday, 28th June instant ;
- "*Liquors Sale Laws Amendment Bill—To be further considered in Committee,*" until Tuesday, 26th June instant ; and
- "*Imprisonment for Debt Abolition Bill—Consideration of Report,*" until Thursday, 28th June instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 102.

TUESDAY, 26TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
 Customs Duties.—Murray River.—Correspondence relative to the Notice, dated
 23rd May, 1860, and issued by the Government of New South Wales,
 intimating that the various customs laws in that Colony would be enforced
 upon the River Murray.
 Ordered to lie on the Table.
3. YARRA BEND LUNATIC ASYLUM COMMITTEE.—Mr. J. S. Johnston moved, by leave of the
 Assembly, that he have permission to present a Progress Report from this Committee.
 Question—put and resolved in the affirmative.
 Mr. Johnston then brought up a Progress Report from the Committee.
 Ordered to lie on the Table, and to be printed.
4. LAW OF EVIDENCE BILL.—The Order of the Day for the consideration of the Message from
 the Legislative Council, insisting on their amendment, by striking out the 11th Clause
 of this Bill having been read—
 On the motion of Mr. Wood, the Message was read by the clerk.
 Mr. Wood then moved, That this House do not insist in disagreeing with the amendment
 made by the Legislative Council by striking out Clause XI. of this Bill.
 Question—put and resolved in the affirmative.
 Ordered—That a Message be transmitted to the Legislative Council acquainting them
 thereof.
5. LAW OF PROPERTY AMENDMENT BILL.—The Order of the Day for the further consideration
 of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left
 the Chair, and the Assembly resolved itself into a Committee of the whole for the further
 consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had
 gone through the Bill, and agreed to the same with amendments, the Assembly ordered
 the same to be taken into consideration to-morrow.—Bill as amended to be printed.
6. REMISSION OF PENALTIES BILL.—The Order of the Day for the further consideration of
 this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the
 Chair, and the Assembly resolved itself into a Committee of the whole for the further
 consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had
 gone through the Bill, and agreed to the same without amendment, the Assembly ordered
 the same to be read a third time this day.
7. BEECHWORTH WATER WORKS BILL.—On the motion of Mr. Donald, on notice, the several
 amendments made by the Select Committee to which this Bill was referred, as far as
 clause 72, were read and agreed to by the Assembly.
 The amendments made in clause 72 having been read, Mr. Donald moved, That the House
 do agree with the amendments made by the Select Committee in clause 72 of this Bill.
 Debate ensued.
 Question—put.

Assembly divided.

Ayes, 22.		Noes, 17.	
Mr. Bailey,	Mr. McCulloch.	Mr. Amsinck,	Mr. Loader,
Mr. Brodie,	Mr. Nicholson,	Mr. Aspinall,	Dr. Macadam,
Mr. Brooke,	Mr. Service,	Mr. Barton,	Mr. O'Shanassy,
Mr. Francis,	Mr. Sinclair,	Mr. Cathie,	Mr. Stephen,
Mr. Gillespie,	Mr. J. T. Smith,	Mr. Don,	Mr. Woods.
Mr. Greeves,	Mr. Verdon,	Mr. Gavan Duffy,	
Mr. Hadley,	Mr. Wilkie,	Dr. Evans,	
Mr. Heales,	Mr. Wood.	Mr. Frazer,	<i>Tellers.</i>
Mr. Hood,		Mr. Gray,	Mr. McLellan,
Mr. Howard,	<i>Tellers.</i>	Mr. Henderson,	Mr. Carpenter.
Mr. J. S. Johnston,	Mr. Pyke,		
Mr. Lalor,	Mr. Donald.		

And so it was resolved in the affirmative.

Amendments made in Clause LXXIII. having been read, Mr. Donald moved, That the House do now agree in the amendments made in Clause LXXIII. of this Bill.

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

Debate continued.

Question—That this debate be now adjourned—put.

Assembly divided.

Ayes, 11.		Noes, 17.	
Mr. Barton,	Mr. O'Hea,	Mr. Bailey,	Mr. Pyke,
Mr. Brooke,	Mr. L. L. Smith.	Mr. Carpenter,	Dr. Russell,
Mr. Don,		Mr. Donald,	Mr. Stephen,
Mr. Gavan Duffy,	<i>Tellers.</i>	Mr. Gillespie,	Mr. Verdon,
Mr. Frazer,	Dr. Macadam,	Mr. Greeves,	Mr. Wood.
Mr. Gray,	Mr. Wilkie.	Mr. Hadley,	
Mr. Hood,		Mr. Lock,	<i>Tellers.</i>
		Mr. Martley,	Mr. Howard,
		Mr. McCulloch,	Mr. Francis.
		Mr. Nicholson,	

And so it passed in the negative.

Question—That the House do agree in the amendments made in Clause LXXIII. of this Bill—put and resolved in the affirmative.

The several amendments made in this Bill subsequently to Clause LXXIII., down to, and inclusive of, those made in Clause LXXXVIII., were then read and agreed to by the Assembly.

The amendments in Clause XCIII. having been read, notice was taken that a quorum of members were not present; whereupon the House was counted by Mr. Speaker, and a quorum of members not being present, Mr. Speaker, at twenty-four minutes past eleven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 103.

WEDNESDAY, 27TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Twenty-second Report from this Committee.
Ordered to lie on the Table and to be printed.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow :—

“Remission of Penalties Bill—Third reading.”
“Law of Property Amendment Bill—Consideration of Report.”
4. BEECHWORTH WATER WORKS BILL.—On the motion of Mr. Donald, the Assembly agreed to the amendment made by the Select Committee, to which this Bill was referred, in Clause XCIII. of this Bill.
5. CONTRACTS FOR IMPORTATION OF RAILWAY PLANT.—Mr. Amsinck moved, pursuant to *amended* notice, That the Contracts for the Importation of Railway Plant, laid on the Table of the House 20th January, 1859, and 18th January, 1860, be printed.
Question—put and resolved in the affirmative.
6. IMPORTATION OF RAILWAY PLANT.—Mr. Amsinck moved, pursuant to *amended* notice—
 - (1.) That there be laid on the Table of the House copies of the Advertisements calling for Tenders for the Importation of Railway Plant.
 - (2.) The names of the Tenderers, and the respective sums tendered.
 - (3.) Accounts in detail of the sums paid on account of Contracts and by whom passed for payment.
 - (4.) Copies of Certificates granted in London by Inspector and Merchants.
 - (5.) Copies of all Correspondence between the late Mr. Brunel and the Railway Department relative to the Contracts for Railway Plant.
 Question—put and resolved in the affirmative.
7. COLLINGWOOD, FITZ ROY, AND DISTRICT GAS AND COKE COMPANY.—On the motion of Mr. Amsinck, on notice, the several amendments made by the Legislative Council in this Bill were read and agreed to, and are as follow :—
 Clause XXXVI., line 13, leave out “twenty” and insert “seventeen.”
 ” same line, after “shillings” insert “and sixpence.”
 Insert new Clause at the end of the Bill as follows :—
 LXVII. “It shall be lawful for Her Majesty to grant to the company and for the company to hold by grant from Her Majesty any lands for the purposes of the undertaking not exceeding three acres.”
 Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the several amendments made therein
8. LAW OF EVIDENCE BILL.—Mr. Speaker laid upon the Table a Communication from the Clerk of the Parliaments respecting a clerical error he had discovered in this Bill, which was read, and is as follows :—

Parliament Houses,
27th June, 1860.

SIR,

I do myself the honor to report to the Legislative Assembly, in obedience to the twenty-first Joint Standing Order of both Houses of Parliament, the discovery of the following clerical error in the Bill intituled “*An Act further to amend and to consolidate the Law of Evidence.*”

In the transcription of the following words added by the Legislative Council as an amendment to Clause XXVI., line 13, viz., insert, “the Judge’s Order being made a

rule of Court before or at the time of the application for an attachment," the word "an" was written by a clerical error instead of the word "the" before the word "application."

The Joint Standing Order, cited above, requires me to report the clerical error so discovered.

I have the honor to be,

Sir,

Your most obedient servant,

G. W. RUSDEN,

Clerk of the Parliaments.

The Honorable the Speaker.

Mr. Wood moved, That the word "the" be substituted for the word "an" as notified by the Clerk of the Parliaments.

Question—put and resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council, notifying to them the correction of the above error.

9. LIBRARY COMMITTEE.—On the motion of Mr. Greeves, the Assembly ordered that the following Order of the Day be read and discharged, viz. :—

"Library Committee—Progress Report to be taken into consideration."

And that the Report be referred back to the Committee for re-consideration.

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

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

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

11. PENSIONS BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—

Question—That the Assembly agree with the amendments made by the Legislative Council in this Bill—put and resolved in the affirmative.

Motion made—That this Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly have agreed to the above amendments.

Debate ensued.

Question put.

Assembly divided.

	Ayes, 21.		Noes, 10.
Mr. Carpenter,	Mr. Nicholson,	Mr. Barton,	Mr. Hood,
Mr. Donald,	Mr. Pyke,	Mr. Brooke,	Mr. O'Shanassy.
Mr. Francis,	Mr. Service,	Mr. Cathie,	
Mr. Harrison,	Mr. J. T. Smith,	Dr. Evans,	<i>Tellers.</i>
Mr. Heales,	Mr. Snodgrass,	Mr. Gray,	Dr. Macadam,
Mr. Henderson,	Mr. Verdon,	Mr. Greeves,	Mr. Brodie.
Mr. Howard,	Mr. Wood.		
Mr. J. S. Johnston,			
Mr. King,	<i>Tellers.</i>		
Mr. McCulloch,	Mr. Martley,		
Mr. McLellan,	Mr. Don.		
Mr. Newton,			

And so it was resolved in the affirmative.

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

"Hansard—Resolution to be considered in Committee," until Thursday, 5th July next.

"Frontage System Bill—Second reading," until after the next Order of the Day.

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

(1.) That a License Fee of £5 be imposed upon Eating-House keepers and others, for the purpose of selling beer manufactured in the Colony.

(2.) That a Bill be brought in for this purpose.

And the said resolutions having been read a second time, were agreed to by the Assembly.

14. BEER BILL.—Mr. Howard then brought up a Bill, intituled, *"A Bill to permit the Sale of Colonial Beer by Retail,"* and moved that it be now read a first time.

Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 29th June instant.

15. FRONTAGE SYSTEM BILL.—Mr. Wood moved, That this Bill be now read a second time.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Wood moved, That this Bill be now committed to a Committee of the whole Assembly.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 29th June instant.—Bill as amended to be printed.
17. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“Liquors Sale Laws Amendment Bill—To be further considered in Committee.”
18. DIVORCE BILL.—Mr. Greeves moved, pursuant to *amended* notice, That the following Order of the Day :—Divorce Bill—To be further considered in Committee—have precedence of all the remaining business for to-day.
 Question—put and resolved in the affirmative.
19. DIVORCE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at ten minutes after eleven o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 104.

THURSDAY, 28TH JUNE, 1860.

1. Assembly met pursuant to adjournment.—The Speaker took the Chair.
2. DIVORCE BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Wednesday, 4th July next—Bill, as amended, to be printed.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they concur with the Legislative Assembly in desiring that the clerical error reported to have been discovered in the Bill, intituled, "*An Act further to amend and to consolidate the Law of Evidence,*" should be corrected by inserting the word "the" instead of the word "an" before the word "application" in the amendment to Clause XXVI. of the Bill, viz., "the judge's order being made a rule of court before or at the time of the application for an attachment."

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 28th June, 1860.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill, intituled, "*An Act for regulating the Sale of Crown Lands and for other purposes,*" and acquaint them that the Legislative Council have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 28th June, 1860.

Mr. Nicholson moved, That the amendments made in this Bill be printed, and taken into consideration "Tuesday, 3rd" July next.

Mr. McLellan moved, That the words "Tuesday, 3rd" be omitted, and the words "Wednesday, 4th" be inserted instead thereof.

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

<p style="text-align: center;">Ayes, 17.</p> <p>Mr. Barton, Mr. Brodie, Mr. Carpenter, Mr. Francis, Mr. Greeves, Mr. Harrison, Mr. Howard, Mr. King, Mr. McCulloch, Mr. Nicholson,</p>	<p style="text-align: center;">Noes, 10.</p> <p>Mr. Frazer, Mr. Gray, Mr. Lalor, Mr. McLellan, Mr. O'Shanassy, Mr. L. L. Smith,</p>
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<p style="text-align: center;">Tellers.</p> <p>Mr. Pyke, Mr. Service, Mr. J. T. Smith, Mr. Stephen, Mr. Wood, Mr. Martley, Mr. Bailey.</p>	<p style="text-align: center;">Tellers.</p> <p>Mr. Snodgrass, Mr. Verdon, Mr. Anderson, Mr. Hadley.</p>
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And so it was resolved in the affirmative.

Question—That the amendments made in this Bill be printed, and taken into consideration Tuesday, 3rd July next—put and resolved in the affirmative.

4. MR. A. McLACHLAN.—Mr. Lalor moved, pursuant to notice, That this House will, on Thursday next, resolve itself into a Committee of the whole, to consider the following resolutions :—

That in the opinion of this House Mr. McLachlan is entitled to the sum of £2,511 9s., viz.

	£	s.	d.
Repayment of license fees and assessment	306	9	0
Valuation	1,205	0	0
Estimated amount of depreciation of property from 1852 to 1856, when the above valuation was made	1,000	0	0
	<hr/>		
	£2,511	9	0

Debate ensued.

Question—put and resolved in the affirmative.

5. PRECEDENCY OF BUSINESS.—Mr. Barton moved, pursuant to notice, That the following Order of the Day,—Lien (Contractors and Workmen) Bill—to be further considered in Committee—do take precedence of all other business to-morrow.

Debate ensued.

Question—put and resolved in the affirmative.

6. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 6th July next :—

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

“*Supreme Court Sittings Bill—To be committed,*” and

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

7. YARRA BEND LUNATIC ASYLUM.—Mr. J. S. Johnston moved, pursuant to amended notice—

(1.) That in the opinion of this House, the Dietary Scale at present in force at the Yarra Bend Lunatic Asylum, is not suitable to the condition of the patients.

(2.) That the quantity of Animal Food, as served out to the patients, is insufficient, and ought to be increased without delay.

Question—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair ; and Mr. Lalor reported that notice had been taken that a quorum of Members was not present in the Committee, whereupon Mr. Speaker counted the House, and a quorum of Members being present, Mr. Speaker left the Chair, and the Assembly again resolved itself into a Committee of the whole for the further consideration of this Bill.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that it appeared by the report of the Tellers, on a division in the Committee, that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at twenty-five minutes past ten o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,

Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 105.

FRIDAY, 29TH JUNE, 1860.

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

2. PAPERS.—Mr. Nicholson presented—

Revenue—McIvor District.—Amended Return to an Order of the Legislative Assembly, dated 16th December last, for a return of all monies received from the sale of Crown Lands, Gold, and all other Licenses whatsoever in the McIvor District, within twenty miles of Heathcote, and the amount expended on Roads and Bridges in the said District, specifying the places at which such moneys have been expended.

Ordered to lie on the Table.

3. PETITION.—Mr. Don presented a Petition from certain Inhabitants of Fitz Roy, agreed to at a Public Meeting, praying the House would, in passing the Fitz Roy Ward Improvement Bill, strike out all the taxing powers therein contained.

Ordered to lie on the Table.

4. LIEN (CONTRACTORS AND WORKMEN) BILL.—The Order of the day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that notice having been taken in the Committee that a quorum of members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at twenty-nine minutes past six o'clock, adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 106.

TUESDAY, 3RD JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Wood presented—
Constitution Act.—Opinion of the Attorney General on the proper construction of Clause LVI. of the Constitution Act.
Ordered to be printed.
3. PETITION.—Mr. Myles presented a Memorial from the Farmers, Householders, and other Inhabitants at the Little River, praying the House to exercise the privileges inherent in the Assembly as representatives of the great bulk of the people, and to use every means at command to prevent the alterations referred to in the Memorial passing into law.
Ordered to lie on the Table.
4. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged :—
“*Remission of Penalties Bill—Third reading.*”
5. REMISSION OF PENALTIES BILL.—Mr. Wood moved, That this Bill be now re-committed to a Committee of the whole Assembly.
Question—put and resolved in the affirmative.
And on the further motion of Mr. Wood, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as further amended to be printed.
6. CONSTITUTION ACT.—On the motion of Mr. Verdon, the opinion of the Attorney General, laid on the Table this day, was read by the Clerk.
7. CROWN LANDS BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read, Mr. Service moved, “That” these amendments be now taken into consideration.
Debate ensued.
Mr. Gavan Duffy moved, That all the words after the word “That” be omitted, with a view to insert instead thereof the words “this House disagrees with the amendments made by the Legislative Council in this Bill.”
Debate continued.
Mr. Embling moved, That this debate be now adjourned until to-morrow.
Question—That this debate be now adjourned until to-morrow—put and resolved in the affirmative.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Law of Property Amendment Bill—Consideration of Report,*” until to-morrow ;
“*Lien (Contractors and Workmen) Bill—To be further considered in Committee,*”
“*Insolvent Laws Amendment Bill (2)—To be further considered in Committee,*” and
“*Salaries Bill—Second reading,*” until Thursday, 5th July instant ;
“*Imprisonment for Debt Abolition Bill—Consideration of Report,*” and
“*Municipal Institutions Act Amendment Bill—To be further considered in Committee,*” until Friday, 6th July instant ;
“*Liquors Sale Laws Amendment Bill—To be further considered in Committee,*” until Thursday, 5th July instant ;
“*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,*” and
“*Tariff—Resolutions respecting—Adjourned debate,*” until Friday, 6th July instant ;
“*Beer Bill—Second Reading,*” until Tuesday, 10th July instant ; and
“*Frontage System Bill—Consideration of Report,*” until Friday, 6th July instant,
Assembly adjourned at nineteen minutes past eleven o'clock until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 107.

WEDNESDAY, 4TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Francis presented—
 - Importation of Railway Plant.—Return to an Order of the Legislative Assembly, dated 27th June, 1860, for Copies of the Advertisements calling for Tenders, the Names of the Tenderers, and the Accounts and Correspondence with Mr. Brunel relating thereto.
 - Ordered to lie on the Table.
 - Mr. McCulloch presented—
 - Railway Debentures.—Accounts and Correspondence connected with the recent disposal of Railway Debentures in London.
 - Ordered to be printed.
 - Mr. Martley presented—
 - Constitution Act.—Opinion of the Solicitor General on the proper construction of the 56th Clause of the Constitution Act.
 - Ordered to be printed.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Twenty-third Report from the Committee.
- Ordered to lie on the Table and to be printed.
4. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bills intituled, severally, "*An Act for Supplying the District of the Ovens with Water;*" and "*An Act to incorporate a Company to be called the Bendigo Gas Company and for other purposes,*" without amendment.

(Signed) J. F. PALMER,

Legislative Council Chamber,
Melbourne, 28th June, 1860. President.
5. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until after the consideration of the second Order for to-day :—

"Crown Lands Bill—Amendments of Legislative Council to be taken into consideration—Resumption of Debate."
6. REMISSION OF PENALTIES BILL.—On the motion of Mr. Wood the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time and *passed*.
- Mr. Wood moved, That the following be the title of the Bill :—

"An Act for the Remission of Penalties and the Discharge of Persons from Imprisonment in certain cases."
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to this Bill, with amendments, in which they desire the concurrence of the Legislative Council.

7. CROWN LANDS BILL.—The debate on the question, That the amendments made by the Legislative Council in this Bill, be now taken into consideration, and upon the amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this House disagrees with the amendments made by the Legislative Council in this Bill"—resumed.

Mr. Snodgrass then moved, That the amendment of the Honorable Member for Villiers and Heytesbury is opposed to the usual proceeding of Parliament in the consideration of amendments from the Legislative Council and therefore cannot be put.

Debate continued.

Mr. Snodgrass, by leave of the Assembly, withdrew the above motion.

Debate further continued.

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

Assembly divided.

Ayes, 37.

Mr. Brodie,	Mr. Riddell,
Mr. Carr,	Mr. McMillan,
Mr. Carpenter,	Mr. Mollison,
Mr. Cathie,	Mr. Newton,
Mr. Donald,	Mr. Nicholson,
Mr. Ebdon,	Mr. Pyke,
Mr. Embling,	Dr. Russell,
Mr. Firebrace,	Mr. Serjeant,
Mr. Francis,	Mr. Service,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Hadley,	Mr. Snodgrass,
Mr. Harrison,	Mr. Stephen,
Mr. Heales,	Dr. Thomson,
Mr. J. S. Johnston,	Mr. Verdon,
Mr. Jones,	Mr. Wood.
Mr. King,	
Mr. Lalor,	
Mr. Lock,	
Mr. Lyall,	Mr. Martley,
Mr. McCulloch,	Mr. Bailey.

Tellers.

Noes, 23.

Mr. Amsinck,	Mr. Loader,
Mr. Barton,	Mr. McLellan,
Mr. Bennett,	Mr. Myles,
Mr. Brooke,	Mr. O'Hea,
Mr. Don,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. L. L. Smith,
Dr. Evans,	Mr. Wilkie,
Mr. Frazer,	Mr. Woods.
Mr. Gray,	
Mr. Henderson,	
Mr. Hood,	
Mr. Houston,	Mr. Horne,
Mr. Howard,	Dr. Macadam.

Tellers.

And so it was resolved in the affirmative.

Question—That the amendments made by the Legislative Council in this Bill, be now taken into consideration—put and resolved in the affirmative.

Question—That these amendments be now read a first time—put and resolved in the affirmative.

Mr. Loader moved, That the further debate on this subject be now adjourned.

Question—put and negatived.

And the said Resolutions were then read a first time, and are as follow :—

Clause II., line 23, conclude the clause with the word "people."

" line 23, leave out "and."

" In same line commence new clause with the word "after."

" line 27, leave out "some or one of."

" line 27, leave out "purposes hereinbefore mentioned" and insert "purpose for which such reservation shall have been made."

" line 28, after "void" insert "as well against Her Majesty as all other persons whomsoever Provided always that if an Address shall be presented to the Governor by the Legislative Council and Legislative Assembly and published in the *Government Gazette* praying that any land permanently reserved as aforesaid may be sold or reserved for any other of the purposes hereinbefore mentioned such land may at any time afterwards be sold or reserved for such other purpose in like manner as if no such reservation thereof had been originally made."

Clause III., line 1, before "reserved" insert "permanently."

" line 3 (page 2), after first word "reserved" insert "and."

" line 3, leave out "and whether permanently or temporarily."

" line 4, after "stated" leave out all words to end of clause, viz. :—"and during such period such notice shall have the same force and effect as if the land had been so reserved by the Governor in Council and had been applied to one of the purposes hereinbefore mentioned."

Clause IV., line 8, leave out "passing," insert "commencement."

" line 9, leave out "set apart and promised," and insert "or as after the commencement of this Act shall be lawfully reserved."

" line 10, leave out "and of which possession shall have been given or in respect of which trustees shall have been appointed or of which a written promise shall have been given by the Government."

" line 14, leave out "Provided that such promises shall be established to the satisfaction of the Board of Land and Works and the fulfilment thereof shall be claimed within twelve months from the passing of this Act."

- Clause V., line 20, after "actually," insert "or by residence in this Colony are now becoming presumptively."
- Clause VI., line 25, leave out "passing," insert "commencement."
- Clause VII., line 29, leave out "and required."
- Clause X., line 44, leave out "put up to public auction and which at the time of the passing," and insert "surveyed before the commencement."
- " line 45, leave out "shall be open for sale by private contract."
- " line 46, after "sold," insert "under this Act."
- " line 47, leave out "are hereinafter directed to be sold."
- " line 49, leave out "shall," insert "may."
- " line 50, leave out "by private contract at the upset price at which the same were last put up for sale by auction or if any bidding above that price was made for the same at such auction then for the amount of such bidding."
- Clause XI., line 1, leave out "passing," insert "commencement."
- " line 3, leave out "permanently."
- Clause XII., line 13, leave out "half."
- " line 14, leave out "already."
- " line 14, after "alienated," insert "before the passing of this Act."
- " line 16, after "lands," insert "(whether such lands shall or shall not have been previously proclaimed under this Act)."
- Clause XIII., line 18, leave out "which may be sold by private contract as hereinbefore mentioned," and insert "surveyed before the commencement of this Act."
- " line 19, leave out "all country lands."
- " line 19, leave out "by selection at the uniform price of one pound an acre save in the cases," and insert "as."
- Clause XIV., line 26, leave out "four," insert "two."
- Clause XV., line 33, after "month," insert "nor more than three months."
- " line 36, after "when," insert "and the place where."
- " line 37, leave out "persons making such applications," and insert "applicants."
- " line 38, leave out "terms," and insert "term not exceeding three years."
- " line 39, leave out "may," and insert "will."
- Clause XVII., line 46, leave out "four millions of," and insert "one million."
- Clause XVIII., line 47, after "purchasing," insert "the fee simple of either subdivision of."
- " line 52, leave out "allotment," and insert "subdivision."
- Clause XIX., line 53, leave out "person making application for any allotment" and insert "applicant."
- " line 1, page 4, leave out "at the rate."
- " line 1, page 4, leave out "four acres" and insert "acre."
- " line 2, page 4, leave out "such allotment" and insert "the subdivision for which he applies."
- " line 5, leave out "allotment or."
- " line 6, leave out "of any allotment."
- " line 6, before "subdivision" insert "fee simple of such."
- " line 7, after "subdivision" leave out "which such person shall elect to purchase or if he shall elect to purchase more than one subdivision then for the first of such subdivisions which he shall so elect to purchase."
- Clause XXI., line 19, leave out "in duplicate."
- " line 19, after "receipt" insert "in duplicate."
- Clause XXII., line 25, after "day" insert "and at the place."
- " line 28, leave out "allotments" and insert "subdivisions."
- Clause XXIII., line 30, leave out "application" and insert "applicant."
- " line 31, leave out "allotment" and insert "subdivision."
- " line 31, leave out "person making such application" and insert "applicant."
- " line 32, leave out "of such allotment."
- " line 33, leave out "applications for the same allotment" and insert "applicants."
- " line 34, after "then" insert "such subdivision shall be forthwith and before determining on any other applications sold by open auction at which."
- " line 34, leave out "persons who shall have made application," and insert "applicants."
- " line 35, leave out "allotment" and insert "subdivision."
- " line 35, after "writing" insert "and no others."
- " line 36, leave out "draw lots," and insert "bid and such auction shall be conducted."
- " line 38, leave out "person," and insert "applicant."
- " line 38, leave out "successful in the drawing of such lots," and insert "the highest bidder."
- " line 39, after "selector" insert "if he shall forthwith pay the balance of the purchase money."

Insert new clause as follows, to follow clause XXIII :—"Notwithstanding the section lastly hereinbefore contained if there shall be one or more than one applicant for either subdivision of any allotment and one or more than one applicant for the other subdivision thereof then if any applicant for either subdivision shall be desirous of renting the other Provision for applicants for each subdivision.

- subdivision the several applicants for the two subdivisions shall compete together in the manner hereinbefore provided and the highest bidder shall be the selector of whichever subdivision he shall think fit."
- Clause XXIV., line 40, after "selector" insert "of any subdivision."
- " line 41, leave out "name the subdivision which he elects to purchase and shall then be deemed the purchaser of such subdivision and shall."
- " line 43, leave out "and," insert "or."
- " line 43, leave out "all or any of."
- " line 44, leave out "subdivisions of such allotment," and insert "subdivision."
- " line 45, leave out "any one or more of."
- " line 45, leave out "subdivisions," insert "subdivision."
- " line 46, leave out "name the same and."
- " line 46, leave out "every."
- " line 46, leave out "or subdivisions."
- " line 47, before "subdivision" insert "other."
- " line 48, leave out "which he shall have previously elected to purchase as aforesaid and," and insert "or."
- " line 49, leave out "all or any of."
- " line 49, leave out "subdivisions," and insert "subdivision."
- " line 50, leave out "name the same and."
- " line 50, leave out "every."
- " line 50, leave out "or subdivisions."
- " line 51, leave out "shilling and sixpence for every acre in such subdivision or subdivisions," and insert "farthing for such subdivision."
- Clause XXV., line 53, after "selector," insert "of any subdivision."
- " line 54, leave out "declare," and insert "elect."
- " line 54, leave out "his election."
- " line 55, leave out "whole of the subdivisions of such allotment the subdivisions or," and insert "remaining."
- " line 56, leave out "which such person shall not have elected either to purchase or to rent," and insert "it."
- " line 1, page 5, leave out "lot," and insert "auction."
- " line 2, page 5, after "directed," insert "at the upset price of one pound per acre."
- " line 2, leave out "other persons who shall have made application," and insert "applicants."
- " line 3, leave out "the allotment containing."
- " line 5, leave out "draw lots," and insert "bid."
- " line 5, leave out "person," and insert "applicant."
- " line 5, leave out "successful in the drawing of such lots or if he shall be an agent his principal," and insert "the highest bidder."
- " line 8, after "selector," insert "if he shall forthwith pay the balance of the purchase money."
- " line 8, leave out "lot," and insert "auction."
- " line 9, leave out "those who shall have made application," and insert "applicants."
- " line 10, leave out "allotment," and insert "subdivision."
- " line 11, leave out "take part in the drawing of lots," and insert "bid,"
- Clause XXVI., line 13, leave out "lot," and insert "auction."
- " line 14, leave out "draw lots," and insert "bid at the same auction."
- " line 14, leave out "allotment," and insert "subdivision."
- " line 15, leave out "or for any subdivision thereof."
- Clause XXVII., line 19, leave out "selectors," and insert "selector."
- " line 19, leave out "allotment," and insert "subdivision."
- " line 19, leave out "they," and insert "he."
- " line 20, leave out "their," and insert "his."
- " line 20, leave out "applications or of any subdivision thereof," and insert "application."
- " line 22, leave out "allotment or some."
- " line 23, leave out "thereof."
- Clause XXVIII., line 27, leave out "allotment or."
- " line 28, leave out "of any allotment of which any person shall have been previously declared the selector," and insert "(not under lease)."
- " line 30, leave out "allotment or."
- " line 30, leave out "for not less than one subdivision."
- " line 32, leave out "either."
- " line 33, after "personally" insert "either."
- Clause XXX., line 48, leave out "number of the allotment," and insert "subdivision applied for."
- Clause XXXI., line 50, leave out "Any person."
- " line 51, leave out "making application," and insert "every applicant."
- " line 51, leave out "allotment," and insert "subdivision."

- Clause XXXI., line 52, leave out "more than one of the subdivisions in such allotment."
 " line 53, leave out "all or any of the same," and insert "the remaining sub-
 division."
 " line 54, leave out "fifth," and insert "second."
 " line 56, leave out "such of the other subdivisions as," and insert "the
 remaining subdivision if."
 " line 1, page 6, leave out "and," and insert "the same or."
 " line 2, leave out "of such of the subdivisions as," and insert "if."
 " line 2, after "rent" insert "it."
 Clause XXXII., line 5, leave out "person making application for," and insert "selector of
 any subdivision of."
 " line 5, leave out "or subdivisions thereof who shall be declared the selector
 shall be entitled at the time he shall name the subdivision or subdivisions
 which he shall have elected to purchase to," and insert "may."
 " line 8, leave out "or subdivisions."
 Clause XXXIII., line 10, leave out "any person who shall have elected to rent," and
 insert "the selector of."
 " line 11, leave out "or subdivisions."
 " line 13, leave out "not less than five nor more than ten,"
 " line 15, leave out "shall be one shilling and sixpence for every acre
 and."
 " line 16, after "advance," insert "during the term."
 Leave out clause XXXIV.
 Clause XXXVI., line 40, leave out "not within one year from the commencement of the
 term thereby created have effected on the purchased subdivision or
 subdivisions of the same allotment improvements of the value of one
 pound for every acre of such purchased subdivision or subdivisions or
 if he shall."
 " line 44, leave out "agricultural or."
 " line 44, leave out "or as a garden."
 " line 45, leave out "of" and insert "after."
 " line 47, leave out "or if he shall become insolvent or mortgage assign or
 sublet or attempt to mortgage assign or sublet or enter into any
 agreement to mortgage assign or sublet such rented land or any part
 thereof or if the same shall be sold under any execution," and insert
 "if demanded."
 " line 50, leave out "or his agent."
 " line 51, leave out "have resided," and insert "reside."
 " line 51, leave out "one of."
 " line 52, leave out "subdivisions" and insert "subdivision."
 " line 52, leave out "two hundred days in any year."
 Clause XXXVII., line 55, leave out "then the Governor in Council shall cause notice to
 be given and applications for."
 " line 1 (page 7), leave out "shall be received and the same."
 " line 1 (page 7), leave out "near as can be as is hereinbefore directed
 concerning country lands when first surveyed and open for sale
 unless the same shall be declared."
 Clause XXXVIII., line 6, after "rented," insert "except fencing along the boundary
 thereof."
 " line 6, leave out "such," and insert "the same and other."
 " line 8, leave out "become forfeited or have."
 Clause XXXIX., line 10, leave out "all or any of."
 " line 10, leave out "subdivisions," and insert "subdivision."
 Insert new clause, as follows—"If such lessee as last aforesaid shall not so purchase the Fences to be valued.
 subdivision comprised in his lease the fencing along the external boundary thereof shall
 be valued in case the lessee of such land his executors or administrators and the Board
 of Land and Works shall not agree upon the value."
 Leave out Clause XLI.
 Leave out Clause XLII.
 Leave out Clause XLIII.
 Leave out Clause XLIV.
 Leave out Clause XLV.
 Clause XLVI., line 16, after "sale" (at beginning of line) insert "and whether such lots
 are to be sold in fee simple or for any less estate and if for any less
 estate the duration and conditions thereof."
 " line 19, after "three" insert "months."
 Clause XLVII., line 20, leave out "none of the Crown," and insert "no special."
 " line 20, after "sold" insert "in fee simple."
 " line 23, after "price" insert "of the fee simple."
 " line 25, after "price" insert "of the fee simple."
 " line 26, after "sale" insert "and also to fix the upset price of all or any
 one or more lots at such sale which are to be sold for a less estate
 than fee simple."

- Conditions may be annexed in certain cases.
- Insert new clause as follows, to follow Clause XLVII. :—" When any special land shall be sold for a less estate than fee simple the same may be sold upon and subject to such conditions as to the mode of enjoyment and the purposes for which the same shall or shall not be used as the Governor in Council may in each particular case prescribe."
- Clause XLVIII., line 27, leave out "crown" and insert "special."
- " line 31, leave out "four weeks" and insert "one month."
- Improvements under Miner's Rights, &c. to be valued.
- Insert new clause as follows :—"When any permanent improvement shall have been lawfully erected or constructed on any Crown land occupied under any legal right license or authority whatsoever (other than a lease under this Act) and such Crown land shall be about to be sold such improvement shall be valued in case the occupier of such Crown land and the Board of Land and Works shall not agree upon the value."
- Appointment of valuers.
- Insert two new clauses to precede Clause XLIX. :—
- "For the purpose of any such valuation as hereinbefore mentioned one appraiser shall be appointed by the Board of Land and Works and another shall be appointed (where there is no lease) by the occupier of such Crown land or (in case of a lease) by the lessee his executors or administrators and such two appraisers shall before proceeding with their valuation appoint a third and such three appraisers or any two of them shall make their valuation in writing (so as the amount thereof shall not exceed the original cost of such fence or improvement) and shall deliver such valuation to the said Board."
- "The value of any such fence or improvement as hereinbefore mentioned shall be added to the sum which (after the commencement of this Act) would otherwise have been the price of the land without such fence or improvement and shall together therewith be and constitute the lowest price at which such land shall be sold and the occupier of such land or (in case of a lease) the lessee thereof his executors or administrators shall be entitled to receive out of the purchase money the amount of the said valuation."
- Value to be paid to miner, &c.
- Leave out Clause XLIX.
- Clause L., line 57, after "grant" insert "fee simple of the soil."
- Detached strips of land may be sold at a valuation.
- Insert new clause as follows :—"In the opinion of the Governor in Council where there may be no convenient access to any portion of Crown lands or where any such portion may be insufficient in area for sale under this Act or may lie between and adjoin any land (alienated before the commencement of this Act) and any highway which forms or should form the only convenient approach to such land or where buildings erected on lands alienated before the commencement of this Act may encroach upon any portion of Crown lands and in all other cases of a like nature such portion of Crown lands may be alienated and conveyed to the owner of such adjacent lands his heirs and assigns at a price to be determined by an appraiser to be appointed by the said Board of Land and Works."
- Clause LII., line 17, leave out "either party" and insert "any person."
- " line 19, leave out "the parties or their."
- Clause LIII., line 22, after "Board" insert "of Land and Works."
- Clause LVI., line 9, after "Governor," insert "to demise."
- " line 11, leave out "to demise."
- " line 14, after "gold," insert "but no such lease shall be granted in reversion."
- " line 20, leave out "any," and insert "the mineral or metal in."
- Clause LVII., line 23, after "Board," insert "to grant."
- " line 24, leave out "to grant."
- Clause LIX., line 47, leave out "part of a run," and insert "Crown Land."
- Clause LX., line 53., leave out "sea weed."
- Penalty for directing more than one person.
- Insert new clause as follows :—"If any person having any such license as last aforesaid shall during the continuance thereof at one and the same time direct more than one person to enter upon the Crown land comprised in such license he shall on conviction thereof forfeit and pay any sum not exceeding fifty pounds."
- Clause LXI., line 12, after "Board" insert "to grant."
- " line 13, leave out "to grant."
- Pastoral license not affected.
- Insert new clause as follows :—"Nothing hereinbefore contained shall be construed to control or prevent the issue of licenses to depasture on Crown lands in the manner heretofore used but such licenses shall (until it is otherwise provided by Parliament) continue to be issued in the same manner and form as if this Act had not been passed."
- Clause LXII., line 22, leave out "in Council."
- Clause LXIV., line 34, leave out "in Council."
- Clause LXVII., line 3, leave out "in Council."
- " line 4, after "occupiers of" leave out "any," and insert "not less than five hundred acres of contiguous."
- " line 4, leave out "in any agricultural district comprising not less than five hundred acres."
- " line 6, leave out "in the vicinity," and insert "within one mile."
- " line 7, leave out "or as near as practicable thereto."
- " line 8, leave out "three times."
- " line 8, leave out "in such agricultural district."
- " line 9, leave out "the" before "occupiers," insert "such."
- " line 10, after "of," insert "the said."
- " line 10, leave out "in such agricultural district," and insert "as shall cultivate at least one-half of his or their purchased land."

- Clause LXVII., line 12, leave out "person from becoming the selector of any country lands which shall have been proclaimed as a farmer's common in the same manner as if such country lands had not been so proclaimed," and insert "such lands from being sold under this Act upon the application of persons desirous of purchasing the same."
- Clause LXVIII., line 16, after "of," insert "such."
- " same line, leave out "within any such agricultural district."
- " line 21, insert "such" before "purchased."
- " same line, after "occupied," insert "and cultivated."
- " line 21, leave out "in such district."
- Clause LXIX., line 28, after "common," leave out "for such district," and insert "therein named."
- Leave out Clause LXX.
- Clause LXXI., line 39, leave out "increase."
- Leave out Clause LXXII.
- Clause LXXIV., line 18, leave out "five pounds for the second offence a sum not exceeding."
- " line 19, leave out "the third or."
- Clause LXXV., line 30, after "Act" insert "or a written direction from a person having such license."
- Clause LXXVII., line 55, leave out "by proclamation."
- " line 10 (page 14), leave out "proclamation."
- " line 11, page 14, leave out "issue other proclamations and to."
- " line 12, leave out "proclamations."
- Clause LXXVIII., line 23, leave out "such."
- " line 24, leave out "conviction for such."
- Insert new clause as follows:—Any person authorized by the Board of Land and Works to Auctioneer's license
sell any Crown lands by auction shall and may sell the same accordingly without having unnecessary.
any auctioneer's license and without being liable to any penalty for not having such
license.
- Clause LXXX., line 42, leave out "to," and insert "which may."
- " line 42, leave out "in pursuance," and insert "after the commencement."
- " line 44, leave out "demand."
- Leave out clause LXXXI.
- Insert new clause after Clause LXXXII. as follows:—This Act shall commence and take Commencement of
effect on the first day of the second month next after the passing hereof. this Act.

FIRST SCHEDULE.

Insert "Casterton" (within a radius of three miles) after "Benalla."

SECOND SCHEDULE.

- After the word "schedule" omit the word "not," and after the word "used" omit the words Introductory line
"if the applicant pays more than the purchase money of one subdivision." See fourth prescribing use of
schedule and insert the words "for every subdivision applied for." Schedule.
- Line 1, after the word "I" omit "(a)" and insert the word "undersigned" (omitting also the
marginal note), after the words "selector of" insert the word "subdivision" (with a
blank space after the said word), leave out "[signed]" insert "signature" under
"signature" insert "occupation" under "occupation" insert "address."

THIRD SCHEDULE.

- Omit the italic letters "a," "b," "c," "d," "e," and "f" with the marginal notes relating
thereto; after "I" insert "the undersigned"; after "being" leave out "the," insert
"a;" for "o'clock on this day of" insert "o'clock this day received from;" after
"advance for" insert the word "another;" leave out "[signed]" insert "signature;"
under "signature" insert "date."
- Insert as foot notes to the schedule:—"N.B.—There must be a separate receipt for every
subdivision to be purchased and the money paid must be written in words at full
length."
- "The words between the asterisks are to be omitted where the applicant does not pay
the rent.
- Leave out the fifth schedule.
- Leave out the sixth schedule.
- The last schedule leave out "in the agricultural district of" and insert "at ——."
- The several amendments made in line 23 of Clause II. of the Bill were then read a second
time, and agreed to.
- The other amendments made in Clause II. having been read a second time, Mr. Verdon
moved, That the further consideration of these amendments be now adjourned until
Tuesday, 10th July instant.
- Question—put and resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act for the Remission of Penalties and the Discharge of Persons from Imprisonment in certain cases.*"

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
4th July, 1860.

9. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be discharged :—

"Law of Property Amendment Bill—Consideration of Report."

10. LAW OF PROPERTY AMENDMENT BILL.—Mr. Martley moved, That this Bill be now recommitted to a Committee of the whole Assembly for the reconsideration "of" Clauses I., IX., XVI., XVII., XXVII., XXXIII., XLVI., XLIX., LI., LXII., LXIII., LXIV., LXVI., LXVII., LXVIII., LXIX., LXXI., LXXIV., and the Schedules to this Bill, and for the addition of certain new clauses.

Mr. Barton moved, That all the words after the word "of" be omitted, and the words "this Bill generally" be inserted instead thereof.

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

Question—That this Bill be now recommitted to a Committee of the whole Assembly for the reconsideration of Clauses I., IX., XVI., XVII., XXVII., XXXIII., XLVI., XLIX., LI., LXII., LXIII., LXIV., LXVI., LXVII., LXVIII., LXIX., LXXI., LXXIV., and the Schedules to this Bill, and for the addition of certain new clauses—put and resolved in the affirmative.

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

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

Resolved—That this House will, on Tuesday, 10th July instant, again resolve itself into the said Committee.

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

"Divorce Bill—Consideration of Report."

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 108.

THURSDAY, 5TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPER.—Mr. Nicholson presented, by command of His Excellency the Governor—
Magnetical, Nautical, and Meteorological Observations.—Results of the Magnetical,
Nautical, and Meteorological Observations made and collected at the Flagstaff
Observatory, Melbourne, and at various stations in the Colony of Victoria.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Serjeant presented a Petition from the Licensed Victuallers of the District
of Ballaarat, praying the House to take their case, as set forth in the Petition, into
favorable consideration, and not to pass any measure that would infringe the privileges
or injure the trade of the petitioners as licensed victuallers.
Ordered to lie on the Table.
Mr. Gray presented a Petition from certain Storekeepers, resident in Violet town, Faith-
ful's Creek, Baddagina, and Benalla, praying that the Liquors sale laws amendment
Bill might pass into law.
Ordered to lie on the Table.
Mr. Greeves presented a Petition from the Manufacturers, Mechanics, Artisans, and others,
resident in and about the City of Melbourne and its suburbs, praying that the matter of
the Petition might receive the most serious consideration of the Assembly, and that such
a fair and reasonable Protective Duty be immediately placed upon all articles of Manu-
facture and Merchandise which are now imported free of duty to the great injury of the
Petitioners.
Ordered to lie on the Table.
Mr. Speaker reported that the following Petitions had been deposited with the Clerk of
the Assembly, praying that the Beechworth Water Works Bill might pass into law
without delay, viz.:—
From Donald Fletcher, styling himself chairman of a public meeting of the miners
and others resident at and near the One, Two, and Three Miles, in the Ovens District.
From Wm. Dalgleish, styling himself chairman of a public meeting of miners and
others resident at and near Bowman's Forest, in the Ovens District.
From Frederick Brown, J.P., styling himself chairman of a public meeting of the
miners and others resident at and near Spring Creek and Beechworth, in the Ovens
District.
Severally ordered to lie on the Table.
4. DISCHARGE OF ORDER OF THE DAY.—Mr. Mollison moved, "That the following Order of
the Day be read and discharged from the Paper:—"—
"Medical Practitioners Registration Bill—Second reading."
Mr. Howard moved, as an amendment, That the following words, viz.: "the following
Order of the Day be read and discharged from the Paper" be omitted, with a view to
insert instead thereof the words "the consideration of the following Order of the Day
be postponed until Tuesday, 10th July instant."
Question—That the words proposed to be omitted stand part of the question—put and
resolved in the affirmative.
Question—"That the following Order of the Day be read and discharged from the Paper"—
"Medical Practitioners Registration Bill—Second reading"—put and resolved in the
affirmative.

5. HANSARD.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of entering into an arrangement with Mr. Fairfax upon the following terms, viz. :—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each ; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to his Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution—having been read—on the motion of Mr. Heales, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair ; Mr. Lalor having reported that notice had been taken that a quorum of Members were not present in the Committee, Mr. Speaker counted the House, and a quorum of Members being present, Mr. Speaker left the Chair, and the the Assembly again resolved itself into a Committee of the whole for the further consideration of the above question.

Mr. Speaker resumed the Chair ; and Mr. Lalor having reported that it appeared by the report of the Tellers on a division taken in the Committee that a quorum of Members were not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at twenty-eight minutes past ten o'clock, adjourned the House without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 109.

FRIDAY, 6TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Ebden presented a Petition from the Municipal Council of Brighton, under the Seal of the Municipality, praying the House to take the opportunity now occurring, and to include in the Bill for the Amendment of the Law relating to Municipal Institutions, some provision which would enable Chairmen of Municipalities to preside at Courts of Petty Sessions held within their respective districts.
Ordered to lie on the Table.
- Mr. Howard presented a Petition from the Municipal Council of Sandhurst, under the Seal of the Municipality, praying the House to pass a Clause in the Municipal Act Amendment Bill, as set forth in the Petition.
Ordered to lie on the Table.
- Mr. Jones presented a Petition from certain Quartz Mill Owners, Miners, Storekeepers, Professional Men, Merchants, and Agriculturists of the county of Evelyn, in Public Meeting assembled, praying the House to pass the Bill for the legalizing the Sale of Colonial Beer.
Ordered to lie on the Table.
- Mr. Greeves presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the City of Melbourne, under the Corporate Seal of the City, praying the House would be pleased to take the statements set forth in the Petition into consideration, and to embody in the Bill before the House for the amendment of the Act 18 Victoria No. 15, a clause repealing sections IV., V., and VI. of the said Act.
Ordered to lie on the Table.
3. HANSARD.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of entering into an arrangement with Mr. Fairfax upon the following terms, viz.:—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution, having been read—Mr. Woods moved, That this Order of the Day be discharged from the Paper.
Debate ensued.
Question—That this Order of the Day be discharged from the Paper—put.
Assembly divided.

Ayes, 17.

Mr. Barton,	Dr. Russell,
Mr. Embling,	Mr. J. T. Smith,
Mr. Frazer,	Mr. L. L. Smith,
Mr. Gray,	Mr. Snodgrass,
Mr. Greeves,	Mr. Woolley.
Mr. Houston,	
Mr. Lalor,	<i>Tellers.</i>
Mr. McLellan,	Mr. Woods,
Mr. Michie,	Mr. Anderson.
Mr. Mollison,	

Noes, 25.

Mr. Carpenter.	Mr. Martley,
Mr. Cathie,	Mr. McCulloch,
Mr. Donald,	Mr. Newton,
Mr. Firebrace,	Mr. Nicholson,
Mr. Francis,	Mr. Pyke,
Mr. Heales,	Mr. Serjeant,
Mr. Henderson,	Mr. Service,
Mr. Hood,	Mr. Wilkie,
Mr. Howard,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. Jones,	<i>Tellers.</i>
Mr. King,	Mr. Bailey,
Mr. Lock,	Mr. Brodie.
Dr. Macadam,	

And so it passed in the negative.

Question—That Mr. Speaker do now leave the Chair, and the Assembly resolve itself into a Committee of the whole to consider the propriety of entering into an arrangement with Mr. Fairfax upon the following terms, viz :—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution—put and resolved in the affirmative.

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

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

Ordered—That the report be received Tuesday, 10th July instant.

4. MR. McLACHLAN.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of considering the following resolution :—That in the opinion of this House Mr. McLachlan is entitled to the sum of £2,511 9s., viz.,

	£	s.	d.
Repayment of license fees and assessment	306	9	0
Valuation	1,205	0	0
Estimated amount of depreciation of property from 1852 to 1856, when the above valuation was made	1,000	0	0
	<u>£2,511</u>	<u>9</u>	<u>0</u>

having been read, Mr. Lalor moved, That this Order of the Day be read and discharged from the Paper.

Question—That this Order of the Day be read and discharged from the Paper—put and negatived.

On the motion of Mr. Service, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of the above resolution.

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

Ordered—That the report be received Tuesday, 10th July instant.

5. LIEN (CONTRACTORS AND WORKMEN) BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 13th July instant.—Bill, as amended, to be printed.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Thursday, 19th July instant.—Bill, as amended, to be printed.

7. DISCHARGE OF ORDER OF THE DAY.—Mr. Carpenter moved, That the following Order of the Day be "discharged from the Paper":—

"*Salaries Bill—Second reading.*"

Mr. Frazer moved, as an amendment, That the words "discharged from the Paper" be omitted from the above question, and the words "postponed until Friday, 20th July instant," be inserted instead thereof.

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

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

Question—That the following Order of the Day be postponed until Friday, 20th July instant, viz. :—"Salaries Bill—Second reading"—put and resolved in the affirmative.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Wednesday, 11th July instant.—Bill, as amended, to be printed.

9. DIVORCE BILL.—The several amendments made by the Committee of the whole in this Bill, prior to Clause XIII., were read and agreed to by the Assembly.

Amendment in Clause XIII. having been read, Mr. Wood moved, That the words "or has deserted" be omitted from 4th line of the Clause.

Debate ensued.

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

Debate continued.

By leave of the House Mr. Humffray withdrew his motion.

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

Assembly divided.

Ayes, 15.		Noes, 14.	
Mr. Bennett,	Mr. Service,	Mr. Brodie,	Dr. Russell,
Mr. Francis,	Mr. Snodgrass,	Mr. Donald,	Mr. J. T. Smith,
Mr. Frazer,	Mr. Stephen,	Mr. Greeves,	Mr. Wood.
Mr. Gray,	Mr. Woods.	Mr. Hadley,	
Mr. Harrison,		Mr. Heales,	<i>Tellers.</i>
Mr. Hood,	<i>Tellers.</i>	Mr. Lalor,	Mr. Bailey,
Dr. Macadam,	Mr. Humffray,	Mr. Lock,	Mr. McLellan.
Mr. Nicholson,	Mr. Howard.	Mr. Martley,	
Mr. Pyke,		Mr. Michie,	

And so it was resolved in the affirmative.

The several other amendments made by the Committee of the whole in this Bill were then read and agreed to by the Assembly.

Mr. Greeves moved, "That" the third reading of this Bill be made an Order of the Day for this day week.

Mr. Snodgrass moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this Bill be now read a third time."

Debate ensued.

Notice being taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker at two minutes past ten o'clock adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 110.

TUESDAY, 10TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Don presented a Petition from certain Licensed Victuallers of Melbourne, Collingwod, Richmond, &c., &c., praying the House to reject the Beer Bill now before the House, or to postpone its coming into operation until the Government has completed its present contract with the Licensed Victuallers of the Colony, or until the passing of a new Licensed Victuallers Act could relieve the Petitioners from the existing oppressive restrictions under which they now suffer.
Petition read and ordered to lie on the Table.
A similar Petition was presented by Mr. Embling from certain other Licensed Victuallers of Melbourne, Collingwood, Richmond, &c., &c.
Ordered to lie on the Table.
3. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,
The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to limit the liability of Mining Partnerships,*" and inform the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
July, 1860.

On the motion of Mr. Service, the Assembly ordered these amendments to be printed, and taken into consideration to-morrow.

MR. SPEAKER,
The Legislative Council transmit to the Legislative Assembly a Bill, intituled, "*An Act to give a preferable Lien on Wool from season to season and to give greater efficacy to Mortgages of Stock,*" with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
10th July, 1860.
4. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—
Mr. Amsinck moved, That the consideration of all amendments as far as those in Clause XIII. be postponed until after the consideration of those in Clause XIII.
Debate ensued.
Motion, by leave, withdrawn.
On the motion of Mr. Service, the amendments made in Clause II., lines 23 and 27, were read a second time and agreed to.
On the motion of Mr. Service, the following portion of amendment in line 28 of this clause was read a second time and agreed to, viz.:—"After 'void' insert 'as well against Her Majesty as all other persons whomsoever.'"
Mr. Service moved, That the remainder of this amendment be read a second time.
Question—put and negatived.
The several amendments made in Clause III. were read a second time and agreed to.
The amendments made in Clause IV. were read a second time.
The amendment made in line 8, Clause IV., was read and agreed to.

On the motion of Mr. O'Shanassy, the Assembly disagreed to the amendment to leave out from line 9, Clause IV., the words 'set apart and promised,' and agreed to the amendment to insert the words, 'or as after the commencement of this Act shall be lawfully reserved.'

Mr. O'Shanassy moved, That the other amendments made by the Legislative Council in Clause IV. be now read a second time.

Question—put and negatived.

The amendments made in Clauses V. and VI. were read a second time and agreed to.

Mr. Service moved, That the amendment made in Clause VII., line 29, be now read a second time.

Debate ensued.

Question—put and negatived.

Mr. Service moved, That the amendment in Clause X., line 44, be now read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 21.		Noes, 22.	
Mr. Brodie,	Mr. McMillan,	Mr. Amsinck,	Mr. Lalor,
Mr. Caldwell,	Mr. Nicholson,	Mr. Barton,	Mr. Myles,
Mr. Carpenter,	Mr. Riddell,	Mr. Bennett,	Mr. O'Hea,
Mr. Firebrace,	Mr. Service,	Mr. Don,	Mr. O'Shanassy,
Mr. Francis,	Mr. Snodgrass,	Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Greeves,	Mr. Stephen,	Mr. Frazer,	Dr. Thomson,
Mr. Harrison,	Mr. Wood.	Mr. Gray,	Mr. Wilkie,
Mr. Howard,		Mr. Hadley,	Mr. Woods.
Mr. King,		Mr. Heales,	
Mr. Lock,	<i>Tellers.</i>	Mr. Henderson,	<i>Tellers.</i>
Mr. Martley,	Mr. Bailey,	Mr. Hood,	Mr. L. L. Smith,
Mr. McCulloch,	Mr. Pyke.	Mr. Humffray,	Mr. McLellan.

And so it passed in the negative.

Mr. Service moved, That the other amendments in Clause X. be now read a second time.

Question—put and negatived.

On the motion of Mr. Service, the amendments made by the Council in Clause XI. were read a second time and agreed to.

Mr. Service moved, That the amendment made in Clause XII., line 13, of this Bill be now read a second time.

Question—put.

Assembly divided.

Ayes, 25.		Noes, 23.	
Mr. Amsinck,	Mr. McMillan,	Mr. Barton,	Mr. Humffray,
Mr. Aspinall,	Mr. Nicholson,	Mr. Bennett,	Mr. Lalor,
Mr. Bailey,	Mr. Riddell,	Mr. Caldwell,	Mr. Myles,
Mr. Brodie,	Mr. Service,	Mr. Cathie,	Mr. O'Hea,
Mr. Carr,	Mr. J. T. Smith,	Mr. Don,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Snodgrass,	Mr. Donald,	Mr. Russell,
Mr. Gavan Duffy,	Mr. Stephen,	Dr. Evans,	Mr. Sinclair,
Mr. Firebrace,	Dr. Thomson,	Mr. Frazer,	Mr. Wilkie.
Mr. Gray,	Mr. Wood.	Mr. Hadley,	
Mr. Greeves,		Mr. Heales,	
Mr. Harrison,		Mr. Henderson,	<i>Tellers.</i>
Mr. King,	<i>Tellers.</i>	Mr. Hood,	Mr. Woods,
Mr. Lock,	Mr. Martley,	Mr. Howard,	Mr. McLellan.
Mr. McCulloch,	Mr. Francis.		

And so it was resolved in the affirmative.

Question—That the Assembly do now agree to the amendment made in line 13, Clause XII., of this Bill—put.

Assembly divided.

Ayes, 26.		Noes, 23.	
Mr. Amsinck,	Mr. McCulloch,	Mr. Barton,	Mr. Lalor,
Mr. Aspinall,	Mr. McMillan,	Mr. Bennett,	Mr. Myles,
Mr. Bailey,	Mr. Nicholson,	Mr. Caldwell,	Mr. O'Hea,
Mr. Brodie,	Mr. Riddell,	Mr. Cathie,	Mr. O'Shanassy,
Mr. Carr,	Mr. Service,	Mr. Don,	Mr. Russell,
Mr. Carpenter,	Mr. J. T. Smith,	Mr. Donald,	Mr. Sinclair,
Mr. Gavan Duffy,	Mr. Snodgrass,	Dr. Evans,	Mr. Wilkie,
Mr. Firebrace,	Mr. Stephen,	Mr. Frazer,	Mr. Woods.
Mr. Gray,	Dr. Thomson,	Mr. Hadley,	
Mr. Greeves,	Mr. Wood.	Mr. Heales,	
Mr. Harrison,		Mr. Henderson,	<i>Tellers.</i>
Mr. Jones,	<i>Tellers.</i>	Mr. Hood,	Mr. Howard,
Mr. M. L. King,	Mr. Martley,	Mr. Humffray,	Mr. McLellan.
Mr. Lock,	Mr. Francis.		

And so it was resolved in the affirmative.

First amendment made in line 14, Clause XII., read a second time and agreed to.

Second amendment made in line 14, Clause XII., read a second time.

Mr. Service moved, That the word "passing" be omitted from this amendment and the word "commencement" inserted instead thereof.

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

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

Mr. Gavan Duffy moved, That this amendment be further amended by adding thereto the following words, viz., "except lands sold as pre-emptive rights to pastoral tenants of the Crown."

Debate ensued.

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

Assembly divided.

Ayes, 21.		Noes, 24.	
Mr. Barton,	Mr. Serjeant,	Mr. Bennett,	Mr. King,
Mr. Caldwell,	Mr. Service,	Mr. Brodie,	Mr. Lalor,
Mr. Don,	Mr. J. T. Smith,	Mr. Carr,	Mr. McMillan,
Mr. Gavan Duffy,	Mr. Stephen,	Mr. Cathie,	Mr. O'Shanassy,
Mr. Francis,	Dr. Thomson,	Mr. Donald,	Mr. Riddell,
Mr. Frazer,	Mr. Wilkie,	Dr. Evans,	Mr. Russell,
Mr. Gray,	Mr. Wood.	Mr. Firebrace,	Mr. Sinclair,
Mr. Harrison,		Mr. Greeves,	Mr. L. L. Smith,
Mr. Hood,		Mr. Hadley,	Mr. Snodgrass.
Mr. Myles,	Tellers.	Mr. Henderson,	
Mr. Nicholson,	Mr. Bailey,	Mr. Howard,	Tellers.
Mr. O'Hea,	Mr. McLellan.	Mr. Humffray,	Mr. Heales,
		Mr. Jones,	Mr. Carpenter.

And so it passed in the negative.

Question—That the Assembly agree to the amendment made by the Legislative Council in line 14, Clause XII., as amended—put and resolved in the affirmative.

Amendment in Clause XII., line 16, read a second time,

Mr. Gavan Duffy moved, That the following words be added to such amendment, viz., "Provided that the Governor in Council shall be authorized to declare any land within half a mile of land already alienated to be country land, on the memorial of any ten persons who declare their intention of becoming settlers on the same."

Debate ensued.

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

Assembly divided.

Ayes, 25.		Nyes, 22.	
Mr. Barton,	Mr. Lalor,	Mr. Amsinck,	Mr. McMillan,
Mr. Bennett,	Mr. McLellan,	Mr. Bailey,	Mr. Nicholson,
Mr. Caldwell,	Mr. Myles,	Mr. Carpenter,	Mr. Riddell,
Mr. Cathie,	Mr. O'Hea,	Mr. Firebrace,	Mr. Service,
Mr. Donald,	Mr. Russell,	Mr. Francis,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. Serjeant,	Mr. Greeves,	Mr. Snodgrass,
Mr. Frazer,	Mr. Sinclair,	Mr. Harrison,	Dr. Thomson,
Mr. Gray,	Mr. L. L. Smith,	Mr. Jones,	Mr. Wood.
Mr. Hadley,	Mr. Stephen,	Mr. King,	
Mr. Heales,	Mr. Wilkie.	Mr. Lock,	Tellers.
Mr. Henderson,	Tellers.	Mr. Martley,	Mr. Pyke,
Mr. Hood,	Mr. Humffray,	Mr. McCulloch,	Mr. Brodie.
Mr. Howard,	Mr. Don.		

And so it was resolved in the affirmative.

Question—That the Assembly agree to the amendment made by the Legislative Council in line 16, Clause XII., as so amended—put and resolved in the affirmative.

Question—That the amendments made in Clause XIII., be now read a second time—put and negatived.

Mr. Service moved, That the amendment made in Clause XIV., line 26, be now read a second time.

Debate ensued.

Question—put and negatived.

Amendments in Clause XV., lines 33, 36, and 37, read a second time and agreed to.

Amendments in Clause XV., line 38, read a second time.

Mr. Service moved, That the word "three" be omitted from such amendment and the word "seven" inserted instead thereof.

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

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

Question—That the Assembly agree in the amendment made in Clause XV., line 38, as so amended—put and resolved in the affirmative.

Amendment in Clause XV., line 39, read a second time and agreed to.

Amendment in Clause XVII., line 46, read a second time.

Mr. Service moved, That such amendment be amended by leaving out the word "one" and inserting the word "three" instead thereof.

Debate ensued.

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

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

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

Amendment in Clause XVIII., line 47, read a second time.

Mr. Service moved, That this amendment be amended by omitting the word "either," and inserting the word "any" instead thereof.

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

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

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

Mr. Service moved, That the amendment in Clause XVIII., line 52, be now read a second time.

Question—put and negatived.

Amendment in Clause XIX., line 53, read a second time.

Mr. Service moved, That the Assembly disagree to the amendment for leaving out the words "for any allotment."

Question—put and resolved in the affirmative.

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

Amendments in Clause XIX., line 1, page 4, read a second time and agreed to.

Amendment in Clause XIX., line 2, read a second time.

Mr. Service moved, That the word "the" be omitted from the amendment and the word "one" be inserted instead thereof, and the words "of the allotment" be inserted after the word "subdivision."

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

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

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

Question—That the amendment made in line 5 and first amendment in line 6 of this clause be read a second time—put and negatived.

Second amendment in line 6 read a second time.

Mr. Service moved as an amendment, That the word "such," be omitted from this amendment, and the word "the" inserted instead thereof.

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

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

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

Question—That the amendment made in line 7 be read a second time—put and negatived.

Amendments in Clause XXI. read a second time and agreed to.

Amendment in Clause XXII., line 25, read a second time and agreed to.

Question—That the amendment in clause XXII., line 28, be read a second time—put and negatived.

Amendment in Clause XXIII., line 30, read a second time and agreed to.

Question—That the first amendment made in line 31 of this clause be now read a second time—put and negatived.

Second amendment in line 31, and amendments in lines 32 and 33, read a second time and agreed to.

Mr. Service moved, That the further consideration of these amendments be postponed until to-morrow.

Question—put and resolved in the affirmative.

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

- “*Law of Property Amendment Bill—To be further considered in Committee,*” until to-morrow ;
- “*Divorce Bill—Third reading,*” until Thursday, 12th July instant ;
- “*Real Property Bill—To be further considered in Committee,*” until Friday, 20th July instant ;
- “*Supreme Court Sittings Bill—To be committed,*” and
- “*Partnership Law Amendment Bill—Second reading,*” until Thursday, 19th July instant ;
- “*Imprisonment for Debt Abolition Bill—Consideration of Report,*” until Thursday, 12th July instant ;
- “*Municipal Institutions Act Amendment Bill—To be further considered in Committee,*” until Tuesday, 17th July instant ;
- “*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee,*” and
- “*Tariff—Resolutions respecting—Adjourned debate,*” until Thursday, 12th July instant ;
- “*Frontage System Bill—Consideration of Report,*” until Friday, 13th July instant ;
- “*Beer Bill—Second Reading,*” and
- “*Hansard—Resolution in Committee to be reported,*” until Thursday, 19th July instant ;
- “*Mr. McLachlan—Resolution in Committee to be reported,*” until Tuesday, 17th July instant

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 111.

WEDNESDAY, 11TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Wood presented—
County Court, Pleasant Creek and Creswick.—Order in Council.
Courts of Mines, Creswick and Pleasant Creek.—Order in Council.
Severally ordered to be printed.
3. PETITION.—Mr. King presented a Petition from several Licensed Victuallers of Melbourne, Collingwood, Richmond, &c., &c., praying the House to reject the Beer Bill, or to postpone its coming into operation until the Government has completed its present contract with the Licensed Victuallers of the Colony, or until the passing of a new Licensed Victuallers Act can relieve the Petitioners from the existing oppressive restrictions under which they now suffer.
Ordered to lie on the Table.
4. PRECEDENCY OF BUSINESS.—Mr. Service moved, pursuant to *amended* notice, That the consideration of the amendments in the Land Bill take precedence of all other business till such amendments are disposed of.
Debate ensued.
Question—put and resolved in the affirmative.
5. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—
Mr. Service moved, That the amendments in Clause XXIII., line 34, be now read a second time.
Debate ensued.
Question put.
Assembly divided.

Ayes, 11.

Mr. Aspinall,	Mr. Snodgrass,
Mr. Francis,	Mr. Wood.
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. J. Johnson,	
Mr. J. S. Johnston,	Mr. McCulloch,
Mr. M. L. King,	Mr. Riddell.

Noes, 32.

Mr. Anderson,	Dr. Macadam,
Mr. Bailey,	Mr. Mackintosh,
Mr. Bennett,	Mr. McLellan,
Mr. Caldwell,	Mr. McMillan,
Mr. Cathie,	Mr. Myles,
Mr. Don,	Mr. Nicholson,
Mr. Donald,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Pyke,
Dr. Evans,	Mr. Serjeant,
Mr. Frazer,	Mr. Sinclair,
Mr. Gray,	Mr. Stephen,
Mr. Hadley,	Dr. Thomson,
Mr. Hood,	Mr. Verdon.
Mr. Houston,	
Mr. Humffray,	<i>Tellers.</i>
Mr. Jones,	Mr. Service,
Mr. Lock,	Mr. Howard.

And so it passed in the negative.

Amendment in Clause XXIII., line 34, read a second time and agreed to.

Question—That first amendment in line 35 be read a second time—put and negatived.

Second amendment in line 35 read a second time and agreed to.

Question—That the amendment in line 36 be read a second time—put and negatived.

First amendment in line 38 read a second time and agreed to.

Question—That second amendment in line 38 and amendment in line 39 be read a second time—put and negatived.

Mr. Service moved, That new Clause to follow Clause XXIII. be read a second time—put and resolved in the affirmative.

Mr. Service moved, That such amendment be amended by leaving out the word “either” from the second line of this clause, and inserting the word “any” instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by leaving out the word “the” from the third line of this clause, and inserting the word “any” instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by leaving out the word “thereof” in line 4, and inserting the words “of the same allotment” instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by leaving out the words “either subdivision” in line 4, and inserting the words “such subdivisions” instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by inserting the words “or subdivisions for which application shall have been made” after the word subdivision, in line 5.

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

Mr. Service moved, That such amendment be further amended by leaving out the words “the two” in line 5, and inserting the word “such” instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by leaving out the words “highest bidder shall be the selector of whichever subdivision he shall think fit,” from lines 6 and 7, and inserting the words “applicant who is successful in the drawing of such lots shall be declared the selector” instead thereof.

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

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

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

Question—That the amendments made in Clause XXIV., lines 40 and 41, be read a second time—put and negatived.

First amendment in line 43 of this Clause read a second time and agreed to.

Question—That amendments from second amendment in line 43, as far as and inclusive of last amendment in line 50, be read a second time—put and negatived.

Amendment in line 51 of this Clause read a second time.

Question—That the Assembly agree to the omission of the words “and sixpence”—put and resolved in the affirmative.

Question—That this House disagree to the other portions of this amendment—put and resolved in the affirmative.

Question—That the amendment in Clause XXV., line 53, be now read a second time—put and negatived.

Amendments in line 54 of this Clause read a second time and agreed to.

Question—That the several amendments in lines 55, 56, and line 1 and first amendment in line 2 of page 5 be read a second time—put and negatived.

Second amendment made in Clause XXV., line 2, read a second time.

Mr. Service moved, That this House disagree to the omission of the word “other.”

Question—put and resolved in the affirmative.

Question—That the Assembly do agree to the remainder of this amendment—put and resolved in the affirmative.

Question—That amendments in line 3 and first amendment in line 5 of page 5, be read a second time—put and negatived.

Second amendment in line 5 read a second time and agreed to.

Question—That third amendment in line 5, and amendments in line 8, be read a second time—put and negatived.

Amendment in line 9, read a second time and agreed to.

Question—That amendments in lines 10 and 11 be read a second time—put and negatived.

Question—That the several amendments in Clause XXVI. be read a second time—put and negatived.

First amendment in Clause XXVII., line 19, read a second time and agreed to.

Question—That second amendment in line 19 of this Clause be read a second time—put and negatived.

Third amendment in line 19 and first amendment in line 20 read a second time and agreed to.

Second amendment in line 20 read a second time.

Mr. Service moved, That this House disagree to the omission of the following words, viz., "of any subdivision thereof."

Question—put and resolved in the affirmative.

Question—That the Assembly agree to the remainder of this amendment—put and resolved in the affirmative.

Question—That amendments in lines 22 and 23 be read a second time—put and negatived.

Question—That amendment in Clause XXVIII., line 27, be read a second time—put and negatived.

Amendment in line 28 read a second time and agreed to.

Question—That amendments in line 30 be read a second time—put and negatived.

Amendment in line 32 read a second time and agreed to.

Question—That amendment in line 33 of this Clause, and amendment in Clause XXX., line 48, be read a second time—put and negatived.

Amendment in Clause XXXI., line 50, and first amendment in line 51, read a second time and agreed to.

Question—That the other amendments made in this Clause be read a second time—put and negatived.

Amendment in Clause XXXII., line 5, read a second time.

Mr. Service moved, That the Assembly disagree to the insertion of the words "any subdivision of."

Question—put and resolved in the affirmative.

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

Question—That the other amendments in the Clause be read a second time—put and negatived.

Amendment in Clause XXXIII., line 10, read a second time and agreed to.

Question—That the amendment in line 11 be read a second time—put and negatived.

Other amendments in this Clause read a second time and agreed to.

Question—That the amendment to leave out Clause XXXIV. be read a second time—put and negatived.

Mr. Service moved, That amendment in Clause XXXVI., line 40, be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 11.

Dr. Evans,	Mr. Stephen,
Mr. Firebrace,	Mr. Wilkie.
Mr. J. Johnson,	
Mr. McMillan,	
Mr. O'Shanassy,	<i>Tellers.</i>
Mr. Riddell,	Mr. Humffray,
Mr. Snodgrass,	Dr. Macadam.

Noes, 32.

Mr. Anderson,	Mr. J. S. Johnston,
Mr. Bailey,	Mr. King,
Mr. Bennett,	Mr. Loader,
Mr. Brodie,	Mr. Mackintosh,
Mr. Carr,	Mr. McCulloch,
Mr. Cathie,	Mr. McLellan,
Mr. Don,	Mr. Myles,
Mr. Donald,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. Serjeant,
Mr. Francis,	Mr. Service,
Mr. Gray,	Mr. Sinclair,
Mr. Hadley,	Mr. Verdon,
Mr. Harrison,	Mr. Wood.
Mr. Heales,	
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Pyke,
Mr. Howard,	Mr. Martley.

And so it passed in the negative.

Mr. Service moved, That the amendment in Clause XXXVI., line 44, be read a second time.
 Debate ensued.
 Question put.
 Assembly divided.

Ayes, 18.		Noes, 16.	
Mr. Firebrace,	Mr. Nicholson,	Mr. Amsinck,	Mr. Mackintosh,
Mr. Francis,	Mr. Riddell,	Mr. Anderson,	Mr. Myles,
Mr. Hadley,	Mr. Serjeant,	Mr. Bennett,	Mr. Stephen,
Mr. Harrison,	Mr. Service,	Mr. Cathie,	Mr. Verdon,
Mr. Heales,	Mr. Snodgrass,	Mr. Gavan Duffy,	Mr. Wilkie.
Mr. Howard,	Mr. Wood.	Dr. Evans,	
Mr. Humffray,		Mr. Frazer,	<i>Tellers.</i>
Mr. J. Johnson,	<i>Tellers.</i>	Mr. Gray,	Dr. Macadam,
Mr. Lalor,	Mr. Martley,	Mr. Houston,	Mr. Don.
Mr. McCulloch,	Mr. Pyke.		

And so it was resolved in the affirmative.

Question—That the Assembly agree with the amendment in Clause XXXVI., line 44—
 put and resolved in the affirmative.

Mr. Service moved, That the further consideration of these amendments be postponed until
 to-morrow.

Question—put and resolved in the affirmative.

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

“*Mining Partnerships Limited Liability Bill—Amendments of Legislative Council
 to be taken into consideration,*” and

“*Law of Property Amendment Bill—To be further considered in Committee,*”
 until Tuesday, 17th July instant; and

“*Liquors Sale Laws Amendment Bill—Consideration of Report,*” until Friday,
 13th July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 112.

THURSDAY, 12TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Yarra Bend Lunatic Asylum.—Report for the year 1859.
Ordered to lie on the Table.
Mr. Bailey presented, by command of His Excellency the Governor—
New Postal Arrangement.—Correspondence explaining particulars of New Postal
Arrangement between the United Kingdom and Victoria.
Ordered to lie on the Table.
3. PETITIONS.—Mr. Speaker announced that there had been deposited with the Clerk of the
Assembly a Petition from certain Miners and others resident in the neighborhood of
Beechworth and the surrounding portion of the Ovens district, praying the House to
pass the "Beechworth Waterworks Bill" without delay.
The following Petitions, praying the House to reject the Beer Bill now before the House,
or to postpone its coming into operation until the Government has completed its present
contract with the licensed victuallers of the colony, or until the passing of a new Licensed
Victuallers Act can relieve the petitioners from the existing oppressive restrictions under
which they suffer, were presented as under:—
By Mr. Anderson; from certain Licensed Victuallers of Emerald Hill.
By Mr. King; from certain Licensed Victuallers of Melbourne, Collingwood,
Richmond, &c.
Severally ordered to lie on the Table.
Mr. Humfray presented a Petition from William Smith, praying the House would, as
speedily as possible, pass into law the Frontage Bill, with such amendments as might be
deemed necessary.
Ordered to lie on the Table.
4. ADJOURNMENT OF THE HOUSE.—Mr. Barton moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.
5. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of the
amendments made in this Bill having been read—
Amendments in Clause XXXVI., lines 44 and 45, read a second time and agreed to.
Mr. Service moved, That the amendment in line 47 be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.
Amendment for omission of words agreed to.
Amendment for insertion of words disagreed to.
Amendment in line 50, and first amendment in line 51, read a second time and agreed to.
Question—That second amendment in line 51, and first amendment in line 52, be read a
second time—put and negatived.
Second amendment in line 52 read a second time and agreed to.
Mr. Service then moved, That the following amendments, being consequent on the amend-
ments made by the Legislative Council in Clause XXXVI., be made in this Clause,
as under, viz., that the words "or his assigns," be inserted in line 39, after the word
"lessee;" and that the words "or they" be severally inserted after the word "he" in lines
43, 45, and 50, respectively.
Question—put and resolved in the affirmative.
Amendment in Clause XXXVII., line 55, read a second time and agreed to.

First amendment in line 1, page 7, read a second time.

Mr. Service moved, That the Assembly disagree to the omission of the words "received" and "the same."

Question—put and resolved in the affirmative.

Mr. Service moved, That the Assembly agree to the remainder of this amendment.

Question—put and resolved in the affirmative.

Second amendment in line 1, page 7, read a second time and agreed to.

Amendments in Clause XXXVIII., line 6, read a second time and agreed to.

Question—That amendment in line 8 be read a second time—put and negatived.

Question—That amendments in Clause XXXIX., line 10, be read a second time—put and negatived.

New Clause, to follow Clause XXXIX., read a second time.

Mr. Service moved, That this amendment be amended by inserting in the second line the words "or subdivisions" after the word "subdivision."

Question—put and resolved in the affirmative.

Amendment as so amended agreed to.

Amendment to leave out Clause XLI. read a second time.

Mr. Service moved, That the Assembly agree to the omission of the words "or Court of Petty Sessions," in line 28.

Question—put and resolved in the affirmative.

Mr. Service moved, That the Assembly disagree to the remainder of the amendment of the Council in this Clause.

Question—put and resolved in the affirmative.

Question—That amendments to leave out Clauses XLII., XLIII., XLIV., and XLV. be read a second time—put and negatived.

Amendments in Clause XLVI. read a second time and agreed to.

Amendments in Clause XLVII. read a second time and agreed to.

Amendment to insert new Clause, to follow Clause XLVII., read a second time and agreed to.

Amendments in Clause XLVIII. read a second time and agreed to.

Question—That amendment to insert new Clause be read a second time.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 23.

Mr. Anderson,	Mr. McCulloch,
Mr. Bailey,	Mr. McMillan,
Mr. Brodie,	Mr. Nicholson,
Mr. Carr,	Mr. Pyke,
Mr. Donald,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Snodgrass,
Mr. J. Johnson,	Mr. Wood.
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lalor,	Mr. Martley,
Mr. Lock,	Mr. Carpenter.

Noes, 21.

Mr. Amsinck,	Dr. Hunter,
Mr. Bennett,	Mr. Loader,
Mr. Cathie,	Mr. Mackintosh,
Mr. Gavan Duffy,	Mr. McLellan,
Mr. Embling,	Mr. O'Shanassy,
Dr. Evans,	Mr. Serjeant,
Mr. Frazer,	Mr. Sinclair.
Mr. Gray,	
Mr. Hadley,	
Mr. Heales,	<i>Tellers.</i>
Mr. Hood,	Mr. Ireland,
Mr. Houston,	Mr. Don.

And so it was resolved in the affirmative.

Mr. Service moved, That such amendment be amended by leaving out the word "shall" in the first line of this amendment, and inserting the word "may" instead thereof.

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

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

Mr. Service moved, That such amendment be further amended by adding thereto the following words, viz., "Provided always that nothing herein contained shall authorize more than one valuation under any one right license or 'authority' and the area to be sold with such improvements shall not in any case exceed six hundred and forty acres Provided also that in any case where the right of pre-emption has been exercised previous to the commencement of this 'Act' by any licensee of Crown lands for depasturing purposes such licensee shall not be entitled to any such valuation."

Debate ensued.

Mr. Frazer moved, That the following words be inserted after the word "authority" in the second line of the proposed further amendment, viz., "nor apply to any improvements made after the 1st day of July, 1860."

Debate ensued.

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

Mr. Gavan Duffy moved, as a further amendment, That all the words after the word "Act," in the 5th line of the proposed addition, be omitted, with a view to insert instead thereof the words "no such valuation shall be granted for improvements effected for pastoral purposes on any part of the same run in respect to which such pre-emption has been exercised."

Debate ensued.

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

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

Question—That such amendment be further amended by adding thereto the following words, viz., "Provided always that nothing herein contained shall authorize more than one valuation under any one right license or authority and the area to be sold with such improvements shall not in any case exceed six hundred and forty acres Provided also that in any case where the right of pre-emption has been exercised previous to the commencement of this Act no such valuation shall be granted for pastoral purposes on any part of the same run in respect to which such pre-emption has been exercised"—put and resolved in the affirmative.

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

Another new clause read a second time.

Mr. Service moved, That the words "fence or" be omitted from the last line of this Clause.

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

Question—That the Assembly agree to this Clause as so amended—put and resolved in the affirmative.

New Clause to precede Clause XLIX. read a second time.

Mr. Service moved, That the words "fence or" and "as hereinbefore mentioned" be omitted from the first line of this amendment, and the words "fence or" be omitted from the third line of this amendment.

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

Question—That the Assembly agree to this Clause as so amended—put and resolved in the affirmative.

Amendment to leave out Clause XLIX., and amendment in Clause L., severally read a second time and agreed to.

Mr. Service moved, That new Clause to precede Clause LI. be read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Hood moved, That the word "Crown" be omitted from line 2 this Clause, and the word "town" inserted instead thereof.

Debate ensued.

Amendment by leave withdrawn.

Question—That the Assembly agree with this amendment, for the insertion of new Clause to precede Clause LI.—put and resolved in the affirmative.

Amendments in Clauses LII., LIII., LVI., LVII., and LIX., severally read a second time and agreed to.

Question—That the amendment made in Clause LX. be read a second time—put and negatived.

Amendment to insert new Clause, and amendments in Clause LXI., severally read a second time and agreed to.

On the motion of Mr. Service, the Assembly ordered that the further consideration of these amendments be adjourned until to-morrow.

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

"Divorce Bill—Third reading," until Tuesday, 17th July instant ;

"Imprisonment for Debt Abolition Bill—Consideration of Report," until to-morrow ;
and

"Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee," and

"Tariff—Resolutions respecting—Adjourned debate," until Wednesday, 18th July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 113.

FRIDAY, 13TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
University of Melbourne.—Copy of a Despatch from the Secretary of State expressing Her Majesty's satisfaction at the sentiments contained in the Address of both Houses of Parliament for the privileges conferred on the University of Melbourne.
Ordered to lie on the Table.
3. PRINTING COMMITTEE.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fourth Report from this Committee.
Ordered to lie on the Table and to be printed.
4. PETITIONS.—Mr. J. S. Johnston presented a Petition from the Chairman and Municipal Council of St. Kilda, under the seal of the Municipality, praying the House to pass a clause sufficient to give the Chairmen of Municipal Councils, during the term of their Chairmanship, the precedence in all Courts of Petty Sessions held within the Municipal Districts for which they might respectively be Chairman.
Ordered to lie on the Table.
Mr. J. S. Johnston presented a Petition from certain Licensed Victuallers of Melbourne, Collingwood, Richmond, &c., praying the House to reject the Beer Bill now before the House, or to postpone its coming into operation until the Government has completed its present contract with the Licensed Victuallers of the Colony, or until the passing of a new Licensed Victuallers Act can relieve the Petitioners from the existing oppressive restrictions under which they now suffer.
Ordered to lie on the Table.
5. CROWN LANDS SALES BILL.—The Order of the Day for the further consideration of the amendments made by the Legislative Council in this Bill having been read—
Mr. Service moved, That the new clause to follow Clause LXI. be read a second time.
Debate ensued.
Question—put and negatived.
Mr. Service moved, That the amendments in Clauses LXII. and LXIV. be read a second time.
Debate ensued.
Question—put and negatived.
Mr. Service moved, That the amendment in Clause LXVII., line 3, be read a second time.
Question—put and negatived.
First amendment in Clause LXVII., line 4, read a second time.
Mr. Service moved, That such amendment be amended by leaving out the word "contiguous" and inserting the word "adjacent" instead thereof.
Debate ensued.
Question—That the word proposed to be omitted stand part of the amendment—put and negatived.
Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.
Second amendment in line 4, read a second time and agreed to.
Amendment in Clause LXVII., line 6, read a second time.
Mr. Service moved, That such amendment be amended by leaving out the words "one mile" and inserting the words "five miles" instead thereof.
Debate ensued.
Question—That the words proposed to be omitted stand part of the amendment—put and negatived.
Question—That the words proposed to be inserted in the place of the words omitted be so inserted—put and resolved in the affirmative.
Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.

- Mr. Service moved, That amendment in line 7 be read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Question—That the Assembly agree in this amendment—put and resolved in the affirmative.
 Question—That first amendment in line 8 be read a second time—put and negatived.
 Second amendment in line 8, amendment in line 9, and first amendment in line 10, severally read a second time and agreed to.
 Second amendment in Clause LXVII., line 10, read a second time.
 Mr. Service moved, That such amendment be amended by leaving out the word “half” and inserting the word “fourth” instead thereof.
 Debate ensued.
 Question—That the word proposed to be omitted stand part of the amendment—put and negatived.
 Question—That the word proposed to be inserted in the place of the word omitted be so inserted—put and resolved in the affirmative.
 Question—That the Assembly do agree with this amendment as so amended—put and resolved in the affirmative.
 Amendment in line 12 read a second time and agreed to.
 Amendments in Clauses LXVIII. and LXIX., and to leave out Clause LXX., severally read a second time and agreed to.
 Mr. Service moved, That Clause LXXI., line 39, be read a second time.
 Question—put and negatived.
 Amendment to leave out Clause LXXII. read a second time and agreed to.
 Question—That amendment in Clause LXXIV., line 18, be read a second time—put and negatived.
 Amendments in Clause LXXIV., line 19, and in Clause LXXV., severally read a second time and agreed to.
 Mr. Service moved, That amendments in Clause LXXVII. be read a second time.
 Question—put and negatived.
 Amendments in Clause LXXVIII. read a second time and agreed to.
 Amendment to insert new clause read a second time and agreed to.
 Amendments in Clause LXXX. read a second time and agreed to.
 Amendment to leave out Clause LXXXI. read a second time.
 Question—That the Assembly agree in this amendment—put and negatived.
 Amendment to insert new clause after Clause LXXXII. read a second time and agreed to.
 Amendment in First Schedule read a second time and agreed to.
 Amendments in introductory line to Second Schedule read a second time.
 Mr. Service moved, That the Assembly agree to these amendments.
 Question—put and negatived.
 Mr. Service moved, That the other amendments in this Schedule be read a second time.
 Question—put and negatived.
 Mr. Service moved, That amendments in Third Schedule be read a second time.
 Question—put and negatived.
 Amendment in last Schedule read a second time and agreed to.
 Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to some of the amendments, disagreed to other of the amendments, and agreed to other of the amendments with amendments, and had made some amendments in the Bill consequent on the amendments made by the Council, in which they desire the concurrence of the Legislative Council.
6. **BEECHWORTH WATERWORKS BILL.**—Mr. Speaker having reported that the Clerk of the Assembly had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Wood, read a third time.
 Mr. Wood moved, That the further consideration of this Bill be postponed until Tuesday next.
 Question—put and resolved in the affirmative.
7. **DR. A. Y. CARR.**—Mr J. S. Johnston moved, pursuant to *amended* notice, That this House will, on Wednesday next, resolve itself into a Committee of the whole to consider the propriety of adopting the several resolutions contained in the Progress Report from the Select Committee on the Yarra Bend Lunatic Asylum in reference to the Petition of Dr. Carr.
 Question—put and resolved in the affirmative.
8. **LIEN CONTRACTORS AND WORKMEN BILL.**—On the motion of Mr. Barton the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
 Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Barton, read a third time and *passed*.
 Mr. Barton moved, That the following be the title of the Bill :—
“An Act for the better security of Mechanics and others performing work or furnishing materials therefor.”
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

9. FRONTAGE SYSTEM BILL.—On the motion of Mr. Serjeant, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

Mr. Barton having moved, pursuant to notice, That the following new clause, viz. :—

And whereas doubts have arisen as to the power of a Warden of the Gold Fields to authorize a person named in a writing under his hand to enter upon land adjoining a claim for the purpose mentioned in the 74th section of said Act, when such land has been alienated from the Crown, and it is expedient that such doubts should be removed: Be it enacted that the power given by the 74th section of said Act to a Warden to authorize an entry upon any claim or land shall be deemed and taken to extend to land already alienated by the Crown where any mining operations shall be carried on on said land—be added to the Bill; and the same having been read a first and second time—

Mr. Wood moved, That the words “or hereafter to be alienated” be inserted after the word “alienated” in the last line of the proposed clause.

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

Question—That this clause as so amended be added to the Bill—put and resolved in the affirmative.

Mr. Serjeant having moved, pursuant to notice, That the following clause, viz. :—

This Act shall take effect as well as to all suits and proceedings pending at the time of the passing thereof as in all future suits and proceedings in which the validity of any such rule, regulation, or bye-law, may be called in question—be added to the Bill; and the same having been read a first and second time—

Question—That this clause be added to the Bill—put and resolved in the affirmative.

Question—That this Bill do now pass—put and resolved in the affirmative.

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

“An Act to remove doubts as to the validity of certain Mining Regulations and Bye-Laws.”

Question—put and resolved in the affirmative.

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

10. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until Wednesday, 18th July instant :—

“Liquors Sale Laws Amendment Bill.”—Consideration of Report.

11. IMPRISONMENT FOR DEBT ABOLITION BILL.—On the motion of Mr. Humffray the Assembly agreed to the amendment made by the Committee of the whole in this Bill.

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

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

“An Act to abolish Imprisonment for Debt.”

Question—put and resolved in the affirmative.

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

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 114.

TUESDAY, 17TH JULY, 1860.

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

Temporary withdrawal of Head Quarter's Staff.

HENRY BARKLY,

Governor.

Message No. 12.

The Governor thinks it right to communicate to the Legislative Assembly copy of correspondence with the Major-General commanding Her Majesty's Forces in Australasia, respecting the temporary withdrawal of the Head Quarter's Staff, and of the Head Quarters of the 40th Regiment for service in New Zealand.

The Governor relies on the loyalty and prudence of the Legislature to make proper provision for guarding against any risk of aggression from without, as well as for the maintenance of tranquillity within, during such absence of the ordinary garrison.

Government Offices,
Melbourne, 16th July, 1860.

Ordered to be printed, together with its enclosures. •

3. LIBRARY COMMITTEE.—Mr. Lock, on behalf of the Chairman, brought up the revised Report from the Joint Library Committee.
Ordered to lie on the Table, and to be printed.

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

MR. SPEAKER,

The Legislative Council return the Bill intituled "*An Act to amend an Act intituled 'An Act for amending the Laws relating to the Gold Fields,'*" and acquaint the Legislative Assembly that the Legislative Council have agreed to the same, with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chambers,
Melbourne, 28th June, 1860.

On the motion of Mr. Brodie, the Assembly ordered the amendments to be printed and taken into consideration, Thursday, 19th July instant.

5. POSTPONEMENT OF BUSINESS.—On the motion of Mr. Nicholson, the Assembly ordered that the consideration of the Notices of Motion and Orders of the Day, Government Business, be postponed until after the consideration of the General Business on the paper for to-day.
6. DISTRICT COUNCILS BILL.—Mr. Newton moved, pursuant to *amended* notice, That he have leave to bring in a Bill for the establishment of District Councils and for the better management of local affairs, and to repeal the Acts 16 Vic., No. 40, and 17 Vic., No. 29, in as far as they relate to Local Road Boards.
Question—put and resolved in the affirmative.
Ordered that Mr. Newton and Mr. Service do prepare and bring in the Bill.
Mr. Newton then brought up a Bill intituled "*A Bill for the establishment of District Councils and for the better management of local affairs, and to repeal the Acts 16 Vic., No. 40, and 17 Vic., No. 29, in as far as they relate to local Road Boards,*" and moved, That it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time and ordered to be printed.

7. **GEELONG AND BALLAARAT RAILWAY COMPANY.**—Mr. Brooke moved, pursuant to notice, That the House will, on Thursday next, resolve itself into a Committee of the whole for the purpose of taking into consideration the expediency of presenting an Address to His Excellency the Governor, praying him to place on a Supplementary Estimate the sum of £3586 18s. 1d., being the amount of preliminary expenses incurred by the Geelong and Ballaarat Railway Company.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.

Mr. Bailey,	Mr. Myles,
Mr. Brodie,	Mr. Serjeant,
Mr. Caldwell,	Mr. Sinclair,
Mr. Gavan Duffy,	Mr. Woolley.
Mr. Frazer,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hood,	
Mr. Howard,	Mr. Brooke,
Mr. Lalor,	Mr. Carpenter.
Mr. Lock,	

Noes, 18.

Mr. Don,	Mr. Pyke,
Mr. Francis,	Mr. Service,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Heales,	Mr. Stephen,
Mr. Jones,	Mr. Wood,
Mr. Loader,	Mr. Woods.
Mr. Martley,	
Mr. McCulloch,	<i>Tellers.</i>
Mr. McLellan,	Mr. Anderson,
Mr. Nicholson,	Mr. L. L. Smith.

And so it passed in the negative.

8. **VOLUNTEER CORPS.**—Mr. Gray moved, pursuant to *amended* notice, That in the opinion of this House it is desirable to encourage a spirit of emulation among the Volunteer Corps of this Colony, and to stimulate the public appreciation of the services of the members of these corps. That with this view it is desirable to institute distinctions and prizes, to be competed for by the Volunteers, such distinctions and prizes to be given to the successful competitors in target shooting, rifle and artillery, and in such exercises as may be deemed fitting to make efficient soldiers; and that this House will to-morrow resolve itself into a Committee of the whole to consider the propriety of presenting an Address to His Excellency the Governor, praying that he will be pleased to cause the sum of £5000 to be placed upon a Supplementary Estimate for furthering these purposes, and such other purposes as may relieve the members of the Volunteer Force from personal contributions.

Debate ensued.

Question—put and resolved in the affirmative.

9. **BROWN'S DIGGINGS.**—Mr. Lock moved, pursuant to notice, That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the following resolution, viz.:—That, in the opinion of this House, the miners whose names are appended to the Report from the Select Committee upon Brown's Diggings, and who by such report are recommended to the favorable consideration of the House for compensation, should be paid the sum of £50 each; and that an Address be presented to His Excellency the Governor, requesting His Excellency to place the necessary amount upon the Estimates for 1861.

Debate ensued.

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

Debate continued.

Motion for adjournment by leave withdrawn.

Question—That this House will, on Tuesday next, resolve itself into a Committee of the whole, to consider the following resolution, viz.:—That, in the opinion of this House, the miners whose names are appended to the Report from the Select Committee upon Brown's Diggings, and who by such report are recommended to the favorable consideration of the House for compensation, should be paid the sum of £50 each; and that an Address be presented to His Excellency the Governor, requesting His Excellency to place the necessary amount upon the Estimates for 1861—put and resolved in the affirmative.

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

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

Notice having been taken that a quorum of Members were not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at nine minutes to twelve o'clock adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 115.

WEDNESDAY, 18TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Purchase of Arms for Victoria.—Copy Letter from Lieutenant-Colonel Anderson, respecting purchase by Captain Clarke of Arms for Victoria.
Read and ordered to lie on the Table.
3. PETITION.—Mr. Don presented a Petition from the workmen employed on the Malmsbury Section of the Melbourne and Mount Alexander Railway, praying the House to take the prayer of the Petitioners into serious consideration, and to intercede in their behalf in such a manner as to resume to them their fortnightly pay.
Read and ordered to lie on the Table.
4. VOLUNTEER ACT AMENDMENT BILL.—Mr. McCulloch moved, pursuant to notice, That he have leave to bring in a Bill to amend the Act for Volunteer Corps in Victoria.
Question—put and resolved in the affirmative.
Ordered—That Mr. McCulloch and Mr. Nicholson do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill, intituled, "*A Bill to amend the Act for Volunteer Corps in Victoria,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 20th July instant.
5. INDEMNITY BILL.—Mr. McCulloch moved, pursuant to notice, That he have leave to bring in a Bill to indemnify all persons who may have advised, signed, or issued any Warrant varying the appropriation of the sums of £75,000 and £100,000, appropriated in aid of District Road Boards, in the years 1858 and 1859 respectively, and the sum of £15,000 appropriated in aid of Municipalities to be created during the year 1858, or who may have acted under the authority of the same.
Question—put and resolved in the affirmative.
Ordered—That Mr. McCulloch and Mr. Nicholson do prepare and bring in the Bill.
Mr. McCulloch then brought up a Bill, intituled, "*A Bill to indemnify all persons who may have advised, signed, or issued any Warrant varying the appropriation of the sums of Seventy-five thousand pounds and One hundred thousand pounds appropriated in aid of District Road Boards, in the years One thousand eight hundred and fifty-eight and One thousand eight hundred and fifty-nine respectively, and the sum of Fifteen thousand pounds appropriated in aid of Municipalities to be created during the year One thousand eight hundred and fifty-eight, or who may have acted under the authority of the same,*" and moved that it be now read a first time.
Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Friday, 20th July instant.
6. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council having been read—On the motion of Mr. Pyke, the several amendments were read and agreed to, and are as follow :—
Clause II., line 23, leave out "registered."
" line 23, after "transfer" insert "registered in the books of the company."
Clause X., line 54, leave out "words," and insert "word."
Clause XIII., line 11, after "book" insert "or books."
" line 15, leave out "and also an account of all liens on the property of such company the description and cost of so much of the machinery used by such company as is the property of such company the description of machinery hired for the use of such company and the terms of the agreement of the company for the use of such hired machinery and the receipts and expenditure of such company and the debts due to and owing by such company."
" line 22, after "book" insert "or books."
" line 24, after "book" insert "or books."
Clause XXII., line 31, leave out "or," and insert "and."
Clause XXVIII., line 32, after "given" insert "and."
Schedule No. 7, after "date" insert "are."
Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the amendments made therein by the Legislative Council.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had made progress in the Bill, and that a difficulty had arisen in the Committee as to the numbering of the Clauses, he was directed to report the difficulty to the House, and to move, That the Committee may have leave to sit again.

Mr. Speaker having stated that in his opinion the Bill, having been transmitted from the Council, the numbering of the Clauses in the original Bill ought to be adhered to,

Mr. Martley moved, That Mr. Speaker do now leave the Chair, and the Assembly again resolve itself into a Committee of the whole for the further re-consideration of this Bill.

Question—put and resolved in the affirmative.

Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further re-consideration thereof.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee recommended that this Bill be, to-morrow, re-committed generally.

Mr. Martley moved, That the Assembly do agree with this resolution.

Question—put and resolved in the affirmative.

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

Resolved—That in the opinion of this Committee Mr. McLachlan is entitled to the sum of £1,205, and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, in order to carry out this resolution.

Question—That this resolution be now read a second time—put and negatived.

9. **DIVORCE BILL.**—The Order of the Day for the third reading of this Bill having been read—Mr. Greeves moved, That this Bill be now read a third time.

Mr. Martley moved, as an amendment, That the words “read a third time” be omitted, and the words “re-committed to a Committee of the whole, for re-consideration of Clause XIII,” inserted instead thereof.

Debate ensued.

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

Ayes, 15.

Mr. Bennett,	Mr. Serjeant,
Mr. Cathie,	Mr. Service,
Mr. Don,	Mr. Sinclair,
Mr. Embling,	Mr. Snodgrass.
Mr. Frazer,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hood,	Mr. Pyke,
Mr. McMillan,	Mr. Humffray.
Mr. Nicholson,	

Noes, 13.

Mr. Bailey,	Mr. Lalor,
Mr. Francis,	Mr. Myles,
Mr. Greeves,	Mr. Woods.
Mr. Heales,	
Mr. Henderson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Dr. Macadam,
Mr. Jones,	Mr. Donald.
Mr. King,	

And so it was resolved in the affirmative.

Question—That this Bill be now read a third time—put and resolved in the affirmative.

Mr. Greeves moved, That this Bill do now pass.

Question—put.

Assembly divided.

Ayes, 23.

Mr. Bennett,	Mr. Jones,
Mr. Cathie,	Dr. Macadam,
Mr. Donald,	Mr. McMillan,
Mr. Embling,	Mr. Nicholson,
Dr. Evans,	Mr. Serjeant,
Mr. Francis,	Mr. Service,
Mr. Frazer,	Mr. Sinclair,
Mr. Gray,	Mr. Snodgrass.
Mr. Greeves,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Hood,	Mr. Pyke,
Mr. Humffray,	Mr. Don.
Mr. J. S. Johnston,	

Noes, 6.

Mr. Bailey,	<i>Tellers.</i>
Mr. King,	Mr. Woods,
Mr. Lalor,	Mr. Heales.
Mr. Myles,	

And so it was resolved in the affirmative.

Mr. Greeves moved that the following be the Title of the Bill:—

“*An Act to amend the Law relating to Divorce and Matrimonial Causes in Victoria.*”

Question—put and resolved in the affirmative.

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

10. BEECHWORTH WATERWORKS BILL.—The Order of the Day for the further consideration of this Bill on the third reading having been read—

Mr. Wood moved, pursuant to notice, That the following words be added to Clause IV. of this Bill, viz., “or any part or parts thereof.”

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

Mr. Wood moved, pursuant to notice, That the following words, viz., “such land,” be omitted from line 2 of Clause V. of this Bill, and the following words, viz., “the land which shall be comprised in such grant,” inserted instead thereof.

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

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

Mr. Donald moved, pursuant to notice, That all the words from the word “Reservoir,” in line 39, so far as and inclusive of the word “sludge,” in line 46, be omitted, with a view to insert instead thereof the following words, viz. :—“A channel of sufficient width and depth to carry off the tailings and sludge from the whole of the eastern watershed of the reservoir for the purpose of enabling miners to sluice all the ground comprised in such watershed the distance between the centre of such channel and the nearest point of the reservoir not to exceed seven chains at any part of such channel and such channel shall have sufficient fall to carry tailings and sludge.”

Debate ensued.

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

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

Mr. Donald moved, pursuant to notice, That the following words proposed to be added to Clause LXIX., viz.—“Provided always that no such lease shall be made or granted unless the Governor in Council shall consent to the terms thereof nor until after an advertisement shall have been inserted twenty-eight days previously in the *Government Gazette* and in one of the newspapers published in the town of Beechworth or circulating in the neighborhood thereof of the intention of the Council to apply for such consent so that the ratepayers of the said municipal district may have an opportunity of objecting to such consent being given but after such consent as aforesaid shall have been given it shall be presumed that proper advertisements were duly inserted and that the lease the terms whereof shall have been so consented to was duly made or granted”—be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Question—That such proviso be added to Clause LXIX.—put and resolved in the affirmative.

Mr. Wood moved, pursuant to notice, That the following words proposed to be added to Clause LXIX., viz.—“Provided also that the consent of the Governor in Council shall not be given to any such lease until after repayment to the Colonial Treasurer of all and every sum or sums of money which may have been previously contributed out of the revenue of the Colony as a subsidy or loan or otherwise in aid of the undertaking”—be now read a second time.

Debate ensued.

Question—put and resolved in the affirmative.

Question—That this proviso be added to Clause LXIX.—put and resolved in the affirmative.

Mr. Frazer having moved, That Clause LXIX., as amended, be struck out of this Bill—

Debate ensued.

Question—That the clause proposed to be struck out stand part of the Bill—put and negatived.

Mr. Frazer moved, pursuant to notice, That the following proposed new clause be now read a second time, viz. :—

It shall be lawful for the Governor in Council at any time after the expiration of fifteen years from the passing of this Act to reduce the rates herein allowed to be charged or any or either of them and if the council shall at any time after any reduction in the amount of such rates or any of them shall have been so made continue to make charges for water in excess of the rates so reduced it shall be lawful for Her Majesty to re-enter upon and take possession of all or any part of the land granted for the purpose of the undertaking and to hold the same as fully and effectually to all intents and purposes as if no grant of the land so re-entered upon had been made to the council.

Debate ensued.

Question—put and negatived.

Mr. Frazer moved, pursuant to notice given by Mr. Barton, That the following proposed new clause be now read a second time, viz. :—

If the Council do not complete the Reservoirs or Dams marked on the said Plan deposited as aforesaid within two years after the passing of this Act the Council shall be liable to a penalty not exceeding £5,000 such penalty to be recovered with costs in the Supreme Court of the Colony of Victoria in the name of Her Majesty's Attorney General for the said Colony and when recovered to be applied for the public uses of the Colony.

Debate ensued.

Question—put and negatived.

Mr. Loader moved, pursuant to notice given by Mr. Barton, That the following proposed new clause be now read a second time, viz. :—

It shall be lawful for the Commissioner of Public Works to authorize any proper person or persons to inspect the Water Works hereby authorized to be constructed and it shall be lawful for every person so authorized on producing his authority if required at all reasonable times to enter upon and examine the Water Works of the Council and the said Water Works shall not be opened until seven days after notice in writing of the intention to open the same shall have been given by the Secretary or Clerk of the Council to the said Commissioner of Public Works.

Question—put and resolved in the affirmative.

Question—That this clause be added to the Bill—put and resolved in the affirmative.

Mr. Loader moved, pursuant to notice given by Mr. Barton, That the following proposed new clause be now read a second time, viz. :—

If the said Commissioner of Public Works shall after such inspection as aforesaid be of opinion that the opening of the Works would be attended with danger to the public by reason of the incompleteness of the works and shall communicate to the Council the grounds of such opinion it shall be lawful for the said Commissioner of Public Works to direct the Council to postpone such opening for any period not exceeding one calendar month at any one time until it shall appear to the said Commissioner that such opening may take place without danger to the public. And if such Water Works shall be opened contrary to such direction the Council shall forfeit to Her Majesty the sum of twenty pounds for every day during which the same shall continue open contrary to such direction and any such penalty may be recovered with costs in the name of the Attorney General in the Supreme Court or in any County Court of the Colony and when recovered shall be applied one moiety thereof for the public uses of the Colony and for the support of the Government thereof and the other moiety thereof shall be paid to the informer at whose relation the suit is brought.

Question—put and resolved in the affirmative.

Question—That this clause be added to the Bill—put and resolved in the affirmative.

Mr. Loader moved, pursuant to notice given by Mr. Barton, That the following proposed new clause be now read a second time, viz. :—

Nothing herein contained shall be deemed or construed to exempt the Water Works by this Act authorized to be constructed from the provisions of any general Act relating to this Act or to Water Works in this Colony which may hereafter pass during the present or any future session of the Legislature.

Question—put and resolved in the affirmative.

Question—That this clause be added to the Bill—put and resolved in the affirmative.

Mr. Wood moved, pursuant to notice, That the word "manufactures" be omitted from Clause I, page 2, line 8, and the word "factories" inserted instead thereof.

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

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

Mr. Wood moved, pursuant to notice, That the word "yard" be omitted from Clause I, page 2, line 8, and the word "yards" inserted instead thereof.

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

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

Mr. Wood moved, pursuant to notice, That the word "Company" be omitted from Clause XVI, line 28, and the word "Council" inserted instead thereof.

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

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

Mr. Wood moved, That this Bill do now pass.

Debate ensued.

Question—put and resolved in the affirmative.

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

“An Act for enabling the Municipal Council of Beechworth to construct Works and supply their District with Water and for other purposes.”

Question—put and resolved in the affirmative.

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

11. DISCHARGE OF ORDER OF THE DAY.—Mr. Embling moved, That the following Order of the Day be read and discharged :—

“Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report from Select Committee.”

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.

Mr. Brodie,	Mr. Pyke,
Dr. Evans,	Mr. Serjeant,
Mr. Frazer,	Mr. Snodgrass,
Mr. Gray,	Mr. Stephen.
Mr. Greeves,	
Mr. Heales,	
Mr. Hood,	<i>Tellers.</i>
Dr. Macadam,	Mr. Embling,
Mr. McCulloch,	Mr. Don.
Mr. Myles,	

Noes, 4.

Mr. Lalor,	<i>Tellers.</i>
Mr. Woods.	Mr. Martley,
	Mr. Humffray.

And so it was resolved in the affirmative.

12. FITZ ROY WARD IMPROVEMENT ACT AMENDMENT BILL.—Mr. Embling 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. Embling—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 20th July instant.—Bill, as amended, to be printed.

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

“Tariff—Resolutions respecting—Adjourned debate,” until Wednesday, 25th July instant; and

“Dr. A. Y. Carr—Resolution to be considered in Committee,”

“Liquors Sale Laws Amendment Bill—Consideration of Report,”

“Volunteer Corps—Resolution to be considered in Committee,” and

“Municipal Institutions Act Amendment Bill—Consideration of Report,” until Friday, 20th July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 116.

THURSDAY, 19TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. DISCHARGE OF ORDER OF THE DAY.—On the motion of Mr. Stephen, the Assembly ordered that the following Order of the Day be discharged from the Paper—
“Insolvent Laws Amendment Bill (2)—Consideration of Report.”
3. INSOLVENT LAWS AMENDMENT BILL (2).—Mr. Stephen moved, That this Bill be now re-committed to a Committee of the whole Assembly.
 Question—put and resolved in the affirmative.
 And, on the further motion of Mr. Stephen, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the re-consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had agreed to further amendments in this Bill, the Assembly ordered the same to be taken into consideration to-morrow.—Bill, as amended, to be printed.
 Notice being taken that a quorum of members were not present, Mr. Speaker counted the House, and a quorum not being present, Mr. Speaker, at three minutes to five o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.
—
VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 117.

FRIDAY, 20TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk-Assistant of the Council :—
 MR. SPEAKER,
 The Legislative Council return to the Legislative Assembly the Bill, intituled "*An Act for regulating the Sale of Crown Lands and for other purposes,*" and acquaint them that the Legislative Council do not insist on some amendments, but do insist on others, that they have agreed to some amendments of the Legislative Assembly without amendments, and have agreed to others with amendments, with which they desire the concurrence of the Legislative Assembly.
 (Signed) J. F. PALMER,
 President.
 Legislative Council Chamber,
 Melbourne, 20th July, 1860.
 Amendments ordered to be printed and taken into consideration, Tuesday, 24th July instant.
 3. PRINTING COMMITTEE.—Mr. Serjeant, on behalf of Mr. Speaker, Chairman, brought up the Twenty-fifth Report from this Committee.
 Ordered to lie on the Table, and to be printed.
 4. ADJOURNMENT.—Mr. Heales moved, That this House do now adjourn.
 Debate ensued.
 Motion, by leave, withdrawn.
 5. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until Friday, 27th July instant :—
 "*Supreme Court Sittings Bill—To be committed.*"
 "*Partnership Law Amendment Bill—Second reading.*"
 6. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Stephen moved, That the several Orders of the Day, 3 to 6 inclusive, be postponed until after the consideration of the 15th Order for to-day.
 Question—put and negatived.
 7. BEER BILL.—Mr. Howard moved, That this Bill be now read a second time.
 Debate ensued.
 Mr. Greeves moved, as an amendment, that the word "now," be omitted, and that the words "this day six months," be added after the word "time."
 Debate continued.
 Question—That the word proposed to be omitted stand part of the question—put.
 Assembly divided.

Ayes, 17.	Tellers.	Noes, 19.	Tellers.
Mr. Bailey,	Mr. Nicholson,	Mr. Amsinck,	Mr. Houston,
Mr. Brodie,	Mr. Service,	Mr. Anderson,	Mr. McLellan,
Mr. Caldwell,	Mr. J. T. Smith,	Mr. Bennett,	Mr. O'Shanassy,
Mr. Francis,	Mr. Stephen,	Mr. Cathie,	Mr. Serjeant,
Mr. Howard,	Mr. Wood.	Mr. Don,	Mr. L. L. Smith,
Mr. Humffray,		Mr. Gavan Duffy,	Mr. Woods.
Mr. J. S. Johnston,		Dr. Evans,	
Mr. Jones,	Mr. Martley,	Mr. Greeves,	
Mr. Lalor,	Mr. Pyke.	Mr. Heales,	Mr. Verdon,
Mr. McCulloch,		Mr. Henderson,	Mr. Carpenter.
		Mr. Horne,	
- And so it passed in the negative.
 Question—That the words proposed to be added be so added—put and resolved in the affirmative.
 Question—That this Bill be read a second time this day six months—put and resolved in the affirmative.

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

Resolved—That in the opinion of this Committee it is desirable to enter into an arrangement with Mr. Fairfax upon the following terms, viz.:—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution.

Question—That this resolution be now read a second time—put and resolved in the affirmative.

Question—That the Assembly agree in the above resolution—put.
Assembly divided.

Ayes, 14.			Noes, 13.	
Mr. Brodie,	Mr. McCulloch,		Mr. Carr,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Nicholson,		Mr. Embling,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. Service,		Dr. Evans,	Mr. Woods.
Mr. Heales,	Mr. Wood.		Mr. Frazer,	
Mr. Hood,			Mr. Greeves,	<i>Tellers.</i>
Mr. J. S. Johnston,	<i>Tellers.</i>		Mr. Horne,	Mr. Amsinck,
Mr. Jones,	Mr. Bailey,		Mr. Houston,	Mr. McLellan.
Mr. Lock,	Mr. Donald.		Dr. Hunter,	

And so it was resolved in the affirmative.

9. GOLD FIELDS ACT AMENDMENT BILL.—The Order of the Day for the consideration of the amendments made by the Legislative Council in this Bill having been read—on the motion of Mr. Brodie the same were read, and are as follow:—

Clause I., line 16, after "aforesaid," insert "to make bye-laws for the appointment of committees who shall for the purpose of clearing and keeping clear all sludge and water channels exercise and enjoy the powers vested in the said boards for the aforesaid purposes."

" line 20, leave out "received the assent of the Governor in Council and have been."

Clause II., line 24, after "any," insert "mining."

" line 24, leave out "or portion of the colony certain."

" line 24, leave out "(to be called registrars)."

" line 27, leave out "of their district."

" line 28, leave out "in case."

" line 28, after "person," insert "who."

" line 29, leave out "lawful."

" line 30, before "bye-law," insert "lawful."

" line 30, after "bye-law," leave out "or if any officer shall neglect to perform any duty prescribed in such bye-law each."

Clause III., line 6 (page 2), leave out "to carry out and exercise the several powers and privileges by this Act conferred upon the said mining boards."

Clause V., line 18, after "district," insert "and in the event of such committee not being established as hereinbefore directed."

" line 23, after "requisition," insert "or if such committee shall not be established."

Clause VI., line 30, after "such," insert "committee or."

" line 30, after "commissioners," insert "as the case may be."

" line 31, leave out "during the continuance of their commission."

" line 34, before "commissioners," insert "committee or."

" line 42, before "commissioners," insert "committee or."

Clause VII., line 44, after "this," insert "or the said."

" line 45, leave out "or committee."

" line 46, after "commissioners," insert "or committee."

" line 47, leave out all words after "same" to the end of the clause, and insert "such fees charges and rates respectively may be recovered before any justice."

Insert new clause as Clause VIII.—"So much of the ninetieth section of the Act of the Parliament of Victoria numbered thirty-two as enacts that no person shall be entitled to institute proceedings in any court of mines or in any other court to obtain any relief as copartner or coadventurer against his copartner or coadventurer unless such person shall have been the holder of a miner's right at the time when his title to obtain such relief first arose or accrued shall be and the same is hereby repealed as from the time of the said Act taking effect."

On the motion of Mr. Brodie, the several amendments made in Clauses I. and II. were read a second time and agreed to.

The amendment in Clause III. having been read a second time—

Mr. Brodie moved, That the Assembly agree to the omission of the word "several."

Question—put and resolved in the affirmative.

Repeal of part of the
ninetieth section of
the Gold Fields
Act.

Mr. Brodie moved, That the Assembly disagree with the other amendment made in this clause.

Question—put and resolved in the affirmative.

Mr. Brodie moved, That the following words be added after the word “boards” in this proposed amendment, viz.:—“for the purposes of drainage as aforesaid.”

Question—put and resolved in the affirmative.

On the motion of Mr. Brodie, the several amendments made in Clauses V., VI., and VII. were severally read a second time and agreed to.

Question—That the new clause as Clause VIII. be now read a second time—put and negatived.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to some of the amendments, amended one of the amendments, and disagreed to another of the amendments, in which they desire the concurrence of the Legislative Council.

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

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

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

10. ADJOURNMENT OF THE HOUSE.—Mr. Bailey moved that this House do now adjourn.
Debate ensued.

Notice being taken that a quorum of members were not present, Mr. Speaker counted the House, and a quorum of members not being present, Mr. Speaker, at twenty-five minutes past eleven o'clock, adjourned the House, without question being first put, until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 118.

TUESDAY, 24TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Mollison presented a Petition from the Committee of the Port Phillip Farmers' Society, praying the House to take prompt measures to arrest the ravages of the disease referred to in the Petition.
Ordered to lie on the Table.
3. PAPERS.—Mr. Francis presented—
Melbourne and Sandhurst and Geelong and Ballaarat Railways.—Copy Report of the Engineer-in-Chief upon the Melbourne and Sandhurst Railway and the Geelong and Ballaarat Railway.
Ordered to lie on the Table.
4. CROWN LANDS SALES BILL.—The Order of the Day for the consideration of the Message from the Legislative Council on the amendments in this Bill having been read—
Mr. Service moved, That this Message and the accompanying amendments be now taken into consideration.
Mr. Snodgrass moved, That this House do now adjourn.
Debate ensued.
Question—That this House do now adjourn—put and negatived.
Question—That this Message and the accompanying amendments of the Legislative Council be now taken into consideration—put and resolved in the affirmative.
Mr. Service then moved, That the Assembly do insist on their disagreement to the amendments proposed by the Legislative Council—that they insist on their amendments on the amendments proposed by the Legislative Council—and that they disagree to the amendment proposed by the Legislative Council on an amendment proposed by the Assembly on a proposed amendment of the Legislative Council.
Debate ensued.
Mr. Stephen moved, as an amendment, That all the words after the word "Assembly" be omitted, with a view to insert instead thereof the words "desires to hold a conference with the Honorable the Legislative Council, for the purpose of offering the reasons of the Legislative Assembly for disagreeing with certain of the amendments made by the Legislative Council in the Crown Lands Sales Bill, and for insisting upon certain amendments made by the Legislative Assembly therein; and that a Committee, to consist of seven members, be elected by ballot; and further, that a Message be transmitted to the Legislative Council, requesting them to appoint a Committee to confer with the Committee of the Assembly."
Debate continued.
Amendment, by leave, withdrawn.
Mr. Greeves moved, as a further amendment, That all the words after the word "Assembly" be omitted, with a view to insert instead thereof the words "do not insist on the proviso added to the proposed amendment of the Legislative Council in Clause XII., line 16."
Debate ensued.
Mr. Ebdon moved, That the debate be now adjourned.
Question—That the debate be now adjourned—put.

Assembly divided.

Ayes, 30.

Mr. Amsinck,	Mr. Lock,
Mr. Brodie,	Dr. Macadam,
Mr. Carr,	Mr. Mackintosh,
Mr. Ebden,	Mr. McLeod,
Mr. Embling,	Mr. McMillan,
Dr. Evans,	Mr. Mollison,
Mr. Firebrace,	Mr. O'Shanassy,
Mr. Greeves,	Mr. Riddell,
Mr. Harrison,	Mr. Serjeant,
Mr. Henderson,	Mr. Sinclair,
Mr. Henty,	Mr. L. L. Smith,
Mr. Howard,	Mr. Snodgrass.
Mr. Humfray,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. Jones,	Mr. Stephen,
Mr. King,	Mr. Carpenter.

Noes, 29.

Mr. Bailey,	Mr. McCulloch,
Mr. Bennett,	Mr. McLellan,
Mr. Brooke,	Mr. Myles,
Mr. Caldwell,	Mr. Nicholson,
Mr. Cathie,	Mr. Pyke,
Mr. Don,	Mr. Service,
Mr. Donald,	Mr. J. T. Smith,
Mr. Gavan Duffy,	Mr. Verdon,
Mr. Francis,	Mr. Wilkie,
Mr. Frazer,	Mr. Wood,
Mr. Grant,	Mr. Woods.
Mr. Gray,	
Mr. Heales,	
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Martley,
Mr. J. S. Johnston,	Mr. Anderson.

And so it was resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council request that the Legislative Assembly will be pleased to communicate to the Legislative Council copies of the Report and Proceedings from the Select Committee of the Legislative Assembly, in the present Session of Parliament, upon the Bill intituled "*An Act for enabling the Municipal Council of Beechworth to construct Works and supply their district with Water, and for other purposes.*"

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 23rd July, 1860.

On the motion of Mr. Wood, the Assembly ordered that copies of the above proceedings be transmitted to the Legislative Council as requested by the above Message.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have adopted the Revised Report of the Joint Select Committee appointed to manage the Library.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
23rd July, 1860.

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

- "*Volunteer Act Amendment Bill—Second reading,*" and
- "*Indemnity Bill—Second reading,*" until Friday, 27th July instant;
- "*Law of Property Amendment Bill—To be further considered in Committee,*" until to-morrow;
- "*Salaries Bill—Second reading,*" until Tuesday, 31st July instant;
- "*Real Property Bill—To be further considered in Committee,*" until Friday, 27th July instant;
- "*Fitz Roy Ward Improvement Act Amendment Bill—Consideration of Report,*"
- "*Dr. A. Y. Carr—Resolution to be considered in Committee,*" and
- "*Liquors Sale Laws Amendment Bill—Consideration of Report,*" until to-morrow;
- "*Volunteer Corps—Resolution to be considered in Committee,*" until Friday, 27th July instant;
- "*Municipal Institutions Act Amendment Bill—Consideration of Report,*" and
- "*Insolvent Laws Amendment Bill (2)—Consideration of Report,*" until to-morrow; and
- "*Brown's Diggings.—Resolution to be considered in Committee,*" until Thursday, 26th July instant.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 119.

WEDNESDAY, 25TH JULY, 1860.

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

2. PAPERS.—Mr. Wood presented—

County Court, Yackandandah.—Order in Council.

Ordered to be printed.

Geelong and Melbourne Railway—Copy correspondence between the Government and the Geelong and Melbourne Railway Company relating to the purchase of the line.

Ordered to lie on the Table.

3. MCLACHLAN'S COMMITTEE.—Mr. Lalor, Chairman, brought up a Second Report from this Committee.

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

4. CROWN LANDS SALES BILL.—The Order of the Day for the resumption of the debate on the question, That the Assembly do insist on their disagreement to the amendments proposed by the Legislative Council—that they insist on their amendments on the amendments proposed by the Legislative Council—and that they disagree to the amendment proposed by the Legislative Council on an amendment proposed by the Assembly on a proposed amendment of the Legislative Council; and upon the amendment, That all the words after the word "Assembly" be omitted, with a view to insert instead thereof the words "do not insist on the proviso added to the proposed amendment of the Legislative Council in Clause XII, line 16," having been read—

Debate resumed.

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

Ayes, 37.

Mr. Anderson,	Mr. Loader,
Mr. Bennett,	Mr. Lock,
Mr. Brooke,	Mr. McCulloch,
Mr. Caldwell,	Mr. McLellan,
Mr. Cathie,	Mr. McLeod,
Mr. Don,	Mr. Myles,
Mr. Donald,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. O'Hea,
Mr. Embling,	Mr. Pyke,
Mr. Francis,	Mr. Service,
Mr. Frazer,	Mr. Sinclair,
Mr. Grant,	Mr. L. L. Smith,
Mr. Gray,	Mr. Verdon,
Mr. Hadley,	Mr. Wilkie,
Mr. Heales,	Mr. Wood,
Mr. Hood,	Mr. Woods.
Mr. Houston,	<i>Tellers.</i>
Dr. Hunter,	Mr. Martley,
Mr. King,	Mr. Bailey.

Noes, 24.

Mr. Amsinck,	Mr. J. S. Johnston,
Mr. Aspinall,	Mr. Jones,
Mr. Brodie,	Mr. Mackintosh,
Mr. Carr,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Riddell,
Mr. Ebden,	Mr. J. T. Smith,
Dr. Evans,	Mr. Snodgrass,
Mr. Firebrace,	Mr. Stephen,
Mr. Greeves,	Mr. Woolley.
Mr. Harrison,	<i>Tellers.</i>
Mr. Henderson,	Mr. Howard,
Mr. Humffray,	Dr. Macadam.
Mr. J. Johnson,	

And so it was resolved in the affirmative.

Question—That the Assembly do insist on their disagreement to the amendments proposed by the Legislative Council—that they insist on their amendments on the amendments proposed by the Legislative Council—and that they disagree to the amendment proposed by the Legislative Council on an amendment proposed by the Assembly on a proposed amendment of the Legislative Council—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message, acquainting them that the Assembly do insist on their disagreement to the amendments proposed by the Legislative Council—that they insist on their amendments on the amendments proposed by the Legislative Council—and that they disagree to the amendment proposed by the Legislative Council on an amendment proposed by the Assembly on a proposed amendment of the Legislative Council.

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled, "*An Act to Amend the Law relating to Divorce and Matrimonial Causes in Victoria*," and inform the Legislative Assembly that they have agreed to the amendments made therein by the Legislative Assembly, with the following amendment in Clause B, inserted by the Legislative Assembly, line 3, insert "such" after "of."

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
25th July, 1860.

On the motion of Mr. Greeves, the Assembly agreed to the above amendment of the Legislative Council in the proposed amendment of the Legislative Assembly, and ordered the Bill to be returned to the Legislative Council, with a Message acquainting them thereof.

6. LAW OF PROPERTY AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
- Mr. Speaker resumed the Chair; and Mr. Greeves having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 31st July instant—Bill, as amended, to be printed.
7. FITZ ROY WARD IMPROVEMENT ACT AMENDMENT BILL.—On the motion of Mr. Embling, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Embling, read a third time and *passed*.
- Mr. Embling moved, That the following be the title of the Bill:—
"*An Act to amend an Act intituled 'An Act for Improvements in Fitz Roy Ward 'in the City of Melbourne.'*"
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
8. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under:—
"*Tariff—Resolutions respecting—Adjourned debate,*" until Wednesday, 1st August next;
"*Dr. A. Y. Carr—Resolution to be considered in Committee,*" until Friday, 27th July instant; and
"*Liquors Sale Laws Amendment Bill—Consideration of Report,*" until Tuesday, 31st July instant.
9. MUNICIPAL INSTITUTIONS ACT AMENDMENT BILL.—On the motion of Mr. Service, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Service, read a third time and *passed*.
- Mr. Service moved, That the following be the title of the Bill:—
"*An Act to amend an Act intituled 'An Act for the establishment of Municipal 'Institutions in Victoria.'*"
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be returned to the Legislative Council, with a Message desiring the concurrence of the Legislative Council in the amendments made therein by the Legislative Assembly.
10. INSOLVENT LAWS AMENDMENT BILL (2).—On the motion of Mr. Stephen, the Assembly agreed to the amendments made by the Committee of the whole in this Bill. Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Stephen, read a third time and *passed*.
- Mr. Stephen moved, That the following be the title of the Bill:—
"*An Act further to amend the Laws relating to Insolvent Debtors and to extend 'the powers of the Chief and the other Commissioners of Insolvent Estates.'*"
- 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 five minutes past eleven o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 120.

THURSDAY, 26TH JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twenty-sixth Report from this Committee.
Ordered to lie on the Table, and to be printed.
 3. PETITIONS.—Mr. Don presented a Petition from certain carpenters, blacksmiths, and laborers employed on the Sunbury Railway section, praying the House to take into serious consideration the oppression under which they suffer by the contractors withholding, against all precedent, the just claims of the numerous class of mechanics and laborers employed upon the extensive Government contract referred to in the Petition, with a view of a speedy settlement.
Ordered to lie on the Table.
Mr. Don presented a Petition from the workmen employed on the Elphinstone section of the Melbourne and Sandhurst Railway, praying the House to take their Petition into serious consideration, and intercede in their behalf in such a manner that the works might again soon be started, so that the workmen and the Colony at large would no longer suffer by the suspension of work that has taken place on the greater part of the line; and that their fortnightly pay might be resumed as formerly.
Ordered to lie on the Table.
 4. MARRIAGE OF HIS EXCELLENCY THE GOVERNOR.—Mr. Nicholson, by leave of the Assembly, moved, That a Select Committee be appointed for the purpose of preparing an Address of congratulation to His Excellency the Governor on his marriage with the daughter of the Commander of the Forces; such Committee to consist of Mr. O'Shanassy, Mr. Ebdon, Mr. Heales, Mr. Anderson, Mr. Greeves, Mr. Martley, and the Mover; three to form a quorum.
Question—put and resolved in the affirmative.
 5. MELBOURNE AND MOUNT ALEXANDER RAILWAY—WORKMEN.—Mr. Don moved, pursuant to notice, That the prayer of the Petition of the workmen employed on the Malmsbury section of the Melbourne and Mount Alexander Railway be now taken into consideration, and that this House do resolve that the Government should assent to the prayer of the Petitioners, and require the Contractors for that Railway to pay the workmen at periods not more distant than fortnightly.
Mr. Francis moved the previous question.
Debate ensued.
Amendment and motion, by leave, withdrawn.
 6. LICENSED PUBLICANS ACTS.—Mr. Heales moved, pursuant to *amended* notice, That in the opinion of this House the Report from this Committee should be taken into consideration early in the next Session of Parliament.
Question—put and resolved in the affirmative.
- Notice having been taken that a quorum of Members was not present, Mr. Speaker counted the House, and a quorum of Members not being present, Mr. Speaker, at twenty minutes past nine o'clock, adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 121.

FRIDAY, 27TH JULY, 1860.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 122.

TUESDAY, 31ST JULY, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MARRIAGE OF HIS EXCELLENCY THE GOVERNOR.—Mr. Nicholson, Chairman of the Select Committee appointed to prepare an Address of Congratulation to His Excellency the Governor on his marriage with the daughter of the Commander of the Forces, brought up the Report from the Committee.

Ordered to be printed.

The Draft Address was, on the motion of Mr. Nicholson, read, and is as follows:—

To His Excellency SIR HENRY BARKLY, Knight Commander of the Most Honorable Order of the Bath, Captain-General and Governor-in-Chief of the Colony of Victoria, and Vice-Admiral of the same, &c., &c., &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, the Members of the Legislative Assembly of Victoria, in Parliament assembled, desire to convey to Your Excellency the expression of the sincere gratification with which we have heard of the marriage of Your Excellency with the daughter of the Major-General commanding Her Majesty's Forces in Victoria.

We offer to Your Excellency our sincere congratulations upon this auspicious event, and we beg, through Your Excellency, to convey to Lady Barkly our earnest wishes for your joint future happiness.

And on the further motion of Mr. Nicholson, the Assembly adopted the above Address, and ordered the same to be presented to His Excellency the Governor by Mr. Speaker, and Members of the Committee, and such other Members of the Assembly as choose to attend.

3. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
Central Board of Health.—Fifth Annual Report.

Ordered to lie on the Table.

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

HENRY BARKLY,

Message No. 13.

Governor.

The Governor submits for the consideration of the Legislative Assembly, by way of amendment to the Bill for the alteration of the boundaries of the Electoral District of Belfast, an additional clause, which has been suggested as advisable with a view of making it clear that the seats of the present members for the Electoral Districts of Belfast and Villiers and Heytesbury are not avoided by the passing of that measure.

The adoption of the proposed additional clause will necessitate an alteration of the second section of the Bill by the substitution of the words "this Act coming into operation" for the words "the passing of this Act."

Government Offices, July, 1860.

On the motion of Mr. Hood, the above Message was, with its enclosure, ordered to be printed, and taken into consideration to-morrow.

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend an Act intituled 'An Act for amending the Laws relating to the 'Gold Fields,'*" and acquaint the Legislative Assembly that they have agreed with the amendments of the Legislative Assembly on the amendment of the Legislative Council in Clause III., line 6 (page 2), and that they insist on the insertion of New Clause VIII. for the following reasons:—

The 90th section of the Act of Parliament of Victoria, No. 32, precludes the instituting of proceedings in any Court by a co-partner or co-adventurer to obtain relief against his co-partner or co-adventurer unless the person seeking relief shall have been the holder of a miner's right *at the time when his title to obtain relief first arose or accrued.*

At the time of the passing of this Act (1857) the numerous companies now existing for working the various gold fields were not formed, and apparently the establishment of such companies was not contemplated. Many of these companies have been formed, and a large extent of capital invested in working claims held under miners' rights alone, and for which claims leases cannot in some districts be procured, owing to the policy adopted by the Mining Boards.

At the time of the formation of these companies, and indeed up to the publication in the *Government Gazette* by the Honorable the Treasurer of a recent notice, the public generally were ignorant of the clause above alluded to, and would not, it is believed, have so invested their capital if aware that they would be subjected to an annual tax, or to the risk of being defrauded by their agents; the impression generally prevailing was, that if the company purchased as many miners' rights in respect of the claim as would be required by the local regulations to enable private miners to hold the ground, everything was done that could be required for the purposes of revenue or otherwise.

In case of any of the shareholders in such companies being unjustly dealt with by their co-partners in reference to the partnership property, the former are, at present, without legal remedy, should they, from ignorance of the 90th section of the Gold Fields Act, have omitted to procure miners' rights previous to the perpetration of the wrong relief against which is desired. It will be seen that such a state of things will have a strong tendency to encourage gross fraud; the guilty parties sheltering themselves under the plea of no miners' rights having been taken out by the party injured; and a serious feeling of apprehension is even now springing up in the minds of many persons who have invested money in companies which are working under miners' rights alone.

The clause inserted does not purpose to protect companies in the possession of their claims if they have not obtained, in the name of some of the partners, a number of miners' rights proportionate to the extent of the ground under the local regulations, but merely to prevent frauds being perpetrated by one set of co-partners against another.

It is considered that, as a matter of justice, there is no good reason why a large number of persons obtaining from the Government the right to mine on a certain area should be compelled to pay for miners' rights (in consequence of mere numbers) an amount greater than would be collected from private miners in respect of an area of similar extent.

A company obtains no greater privilege than private miners, but is compelled, under the present law, to pay a price calculated according to the number of persons interested, and not to the area of land enjoyed.

The policy of the Legislature should be to induce the employment of labor, more especially on the gold fields, by attracting and encouraging the investment of capital in mining pursuits with safety to the monied interest of the Colony, without tempting partners (by shielding them from accountability) to commit frauds on their co-partners. A miner may die, and his executor may, in legal construction, become a co-partner, and by omitting to obtain a miner's right, the miner's widow and children may be deprived of their whole means of subsistence, unless the executor should first be held responsible in equity for his omission, and secondly be able to make good the loss arising from it.

The Council would not object to a clause compelling persons seeking redress to take out miners' rights before commencing proceedings, and (if thought judicious) to pay a reasonable penalty for their omission, but the Council are prevented from inserting such an amendment in the present position of the Bill.

(Signed) J. F. PALMER,
President.

Ordered to be printed, and taken into consideration to-morrow.

6. ADJOURNMENT.—Mr. Snodgrass moved, That this House do now adjourn until half-past seven o'clock.

Mr. Nicholson moved, That the words "half-past seven o'clock" be omitted, with a view to insert instead thereof the words "to-morrow."

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

Ayes, 19.	
Mr. Brodie,	Mr. McLellan,
Mr. Caldwell,	Mr. McLeod,
Mr. Don,	Mr. Newton,
Mr. Embling,	Mr. Sinclair,
Mr. Grant,	Mr. Snodgrass,
Mr. Gray,	Dr. Thomson.
Mr. Heales,	
Mr. Hood,	
Mr. Houston,	<i>Tellers.</i>
Mr. Howard,	Mr. Woods,
Mr. Lyall,	Mr. Donald.

Noes, 21.	
Mr. Francis,	Mr. Pyke,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Humffray,	Mr. L. L. Smith,
Dr. Hunter,	Mr. Stephen,
Mr. J. S. Johnston,	Mr. Verdon,
Dr. Macadam,	Mr. Wilkie,
Mr. Mackintosh,	Mr. Wood,
Mr. McCulloch,	Mr. Woolley.
Mr. Mollison,	<i>Tellers.</i>
Mr. Nicholson,	Mr. Martley,
Mr. Prendergast,	Mr. Anderson.

And so it passed in the negative.

Dr. Thomson moved, as a further amendment, That the word "to-morrow" be omitted with a view to insert instead thereof the words "seven o'clock."

Question—That the word "to-morrow," proposed to be omitted, stand part of the proposed amendment—put and resolved in the affirmative.

Question—That this House do now adjourn until to-morrow—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 123.

WEDNESDAY, 1ST AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented—
Amherst and Back Creek Electoral Rolls.—Copy correspondence between the Government and Mr. Lempriere, electoral registrar, and Mr. Templeton, warden, and other persons, relative to the names that were placed on the Electoral Roll of the Amherst and Back Creek Divisions of the Creswick Electoral District by Mr. Edwards.
Ordered to lie on the Table.
3. PETITION.—Mr. Caldwell presented a Petition from J. B. Crews, praying the House would stand firm by the people in the present crisis, and would resist, by every means in its power, any attempt to introduce further alterations into the Land Bill; and that this House would take such steps as might prevent the renewal of any existing Licenses to the Pastoral Tenants of the Crown, and stop all further sale of Public Lands under the existing system.
Ordered to lie on the Table.
4. ADJOURNMENT.—Mr. Embling moved, That this House do now adjourn.
Debate ensued.
Motion, by leave, withdrawn.
5. PETITION.—Mr. Don presented a Petition from certain laborers or navvies on the works of the Black Forest Section of the Melbourne and Murray Line of Railway, praying the House might take their case, as set forth in the Petition, into humane and favorable consideration, in order to the continuance of the system of fortnightly payment of their wages instead of monthly.
Ordered to lie on the Table.
6. POSTPONEMENT OF BUSINESS.—Mr. Mollison moved, That the several Orders of the Day, Government Business, be postponed until after the consideration of the 6th Notice of Motion for to-day.
Question—put and resolved in the affirmative.
7. PLEURO-PNEUMONIA IN CATTLE.—Mr. Mollison moved, pursuant to notice, That the prayer of a Petition presented on the 24th instant, from the President and Committee of the Port Phillip Farmers' Society, be now taken into consideration; and that the House do resolve that, as the approaching close of the session prevents the application of a suitable remedy by legislative enactment, the Executive Government should take prompt measures to arrest the spread of the disease therein referred to.
Debate ensued.
Question—put and resolved in the affirmative.
8. RAILWAYS.—Dr. Thomson moved, pursuant to notice, for a Return showing the working expenses of the Victorian Railways for the last twelve months, including maintenance, locomotive repairs and expenses, fuel, stores, station expenses, and any other incidental expense attending the working of the line.
Question—put and resolved in the affirmative.
9. PAPERS.—Mr. Francis presented—
Railways.—Return to the above order.
Ordered to lie on the Table.

10. **LAW OF PROPERTY AMENDMENT BILL.**—On the motion of Mr. Martley, the Assembly agreed to the several amendments made by the Committee of the whole in this Bill to and inclusive of Clause XLI.
- Mr. Martley moved, That the following amendments be made in Clause XLII, viz. :—
 Line 4, insert after “given” the words “to an agent or agents.”
 Line 6, omit the words “to an agent or agents.”
 Last line but one, omit the words “number twenty,” and insert instead thereof the words “passed in the sixteenth year of the reign of Her present Majesty, numbered twenty, shall.”
- Question—put and resolved in the affirmative.
 And on the further motion of Mr. Martley, the Assembly agreed to the said clause as so amended.
- And on the further motion of Mr. Martley, the Assembly agreed to the several other amendments as far as Clause LVII.
- Mr. Martley moved, That the following word, viz. :—“perpetual” be inserted in line 9, before the word “Commissioner.”
- Question—put and resolved in the affirmative.
 And on the further motion of Mr. Martley, the Assembly agreed to the other amendments in this clause.
- On the motion of Mr. Martley, the Assembly agreed to the several amendments made in this Bill to and inclusive of Clause LXXVII.
- Mr. Martley moved, That the following words be inserted in line 7, in the First Schedule, viz. :—“*[here insert number of this Act].*”
- Question—put and resolved in the affirmative.
 And on the further motion of Mr. Martley, the Assembly agreed to the other amendments made in the First Schedule, and also in the Second Schedule, to this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Martley, read a third time and *passed*.
- Mr. Martley moved, That the following be the title of the Bill :—
“An Act to amend the Law of Property and for other purposes.”
- Question—put and resolved in the affirmative.
 Ordered—That the Bill be returned to the Legislative Council with a Message requesting their concurrence in the amendments made therein by the Legislative Assembly.
11. **VOLUNTEER ACT AMENDMENT BILL.**—Mr. McCulloch moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.—Bill read a second time.
- Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.
- Question—put and resolved in the affirmative.
 And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
- Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
- Resolved—That this House will, to-morrow, again resolve itself into the said Committee.
12. **INDEMNITY BILL.**—Mr. McCulloch moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.—Bill read a second time.
- Mr. McCulloch moved, That this Bill be now committed to a Committee of the whole Assembly.
- Question—put and resolved in the affirmative.
 And on the further motion of Mr. McCulloch, Mr. Speaker left the Chair, and the Assembly resolved into a Committee of the whole for the consideration of this Bill.
- Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.
- Notice being taken that a quorum of members were not present, Mr. Speaker counted the House and, a quorum of members not being present, Mr. Speaker at twenty minutes to eleven o'clock adjourned the House, without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 124.

THURSDAY, 2ND AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. McCulloch presented—
Gold Fields.—Return to an Order of the Legislative Assembly dated 13th December, 1859, for Returns showing—
 - (1.) The total amount of Gold deposited in each year at the Government Receiving Offices on the Gold Fields since their first establishment up to the present date.
 - (2.) The total amount of Gold brought to Melbourne by the Government Escort during each year for the same period.
 - (3.) The total amount of Revenue derived from the Gold Fields, showing in each case the returns for each Gold Field separately.
 - (4.) The total amount of export duty on Gold up to the present time.
 - (5.) The total expenditure incurred in the management of the Gold Fields, and showing the cost of managing each Gold Field from its commencement up to the present date.
 - (6.) Total expenditure on Public Works for each Mining District.
 - (7.) The number of Government Officials employed on each Gold Field at the present time, designating the duties of each.

Ordered to lie on the Table.

3. YAN YEAN PURIFICATION COMMITTEE.—Dr. Macadam, Chairman, brought up the Report from the Committee.
Ordered to lie on the Table, and together with the Proceedings of the Committee and Minutes of Evidence, to be printed.
4. LIBRARY COMMITTEE.—Mr. Lock, on behalf of the Chairman, brought up a Report from this Committee.
Ordered to lie on the Table, and to be printed.
5. POSTPONEMENT OF ORDERS OF THE DAY.—Mr. Embling moved, That the consideration of the several Orders of the Day be postponed until after the consideration of the eleventh Notice of Motion on the paper for to-day.
Question—put and negatived.
6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act for enabling the Municipal Council of Beechworth to construct Works and supply their District with Water and for other purposes*," and acquaint the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.Legislative Council Chamber,
2nd August, 1860.

And the said amendment is as follows :—

Clause IX., line 41, after "Reservoir" insert "a sludge channel of a proper width and depth between the said Reservoir and that part of the natural water shed which lies to the south-eastward of such reservoir such sludge channel to be within five chains from the dam of the said Reservoir and as near to the Reservoir as conveniently can be so as to allow an inclination or fall sufficient to carry the sludge."

Ordered to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend an Act intituled 'An Act for improvements in Fitz Roy Ward in 'the City of Melbourne,'*" and acquaint the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.

Legislative Council Chamber,
2nd August, 1860.

(Signed) J. F. PALMER,
President.

And the said amendment is as follows :—

Clause V., line 44, after "principal" leave out "and interest" and insert "sums."

Ordered to be printed and taken into consideration to-morrow.

7. **TARIFF.**—The Order of the Day for the consideration of the question—
- (1.) That the revision of the Tariff is necessary.
 - (2.) That in order to the advantageous readjustment of the Tariff, and in connection therewith, the condition and interests of the industrial classes of the Colony should receive primary consideration—and of the question, That this question be now put—having been read—
- Debate resumed.
- Mr. Mollison moved, That this debate be now further adjourned until Thursday next.
- Debate continued.
- Question—That this debate be now further adjourned until Thursday next—put and resolved in the affirmative.
8. **BELFAST BOUNDARIES BILL.**—The Order of the Day for the consideration of the Message from His Excellency the Governor having been read, on the motion of Mr. Wood, the proposed amendment was read, and is as follows :—
- "IV. This Act shall commence and take effect from and after the expiration or dissolution of the present Parliament and immediately upon such expiration or dissolution the registrar of the Electoral District of Villiers and Heytesbury shall make out from the general and special electoral rolls for the said district a list of all persons whose qualifications are set forth in the said rolls as being within the 'area' comprised within the Electoral District of Belfast as set forth in the Schedule to this Act annexed and shall submit said list and rolls to the justices in petty sessions in the said last mentioned district who shall compare the said list and rolls and certify the said list and the said registrar shall then strike the names on the said certified list out of the roll for the Electoral District of Villiers and Heytesbury and shall forward the said certified lists to the registrar of the Electoral District of Belfast who is hereby authorised and directed to add the names on the said certified list to the roll for the said last mentioned district and such rolls so amended shall be the rolls for the district to which they respectively relate or belong until they are further amended according to law."
- On the motion of Mr. Wood, this amendment was read a second time and agreed to.
- Mr. Wood then moved, That the amendment proposed for substituting, in the second section of this Bill, the words "this Act coming into operation" instead of the words "the passing of this Act," be read.
- Question—put and resolved in the affirmative.
- And the said amendment was, on the motion of Mr. Wood, read a second time and agreed to.
- Ordered—That the Bill, together with His Excellency's Message, be transmitted to the Legislative Council, and their concurrence desired in the above amendments.
9. **GOLD FIELDS ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council, and their reasons for insisting on an amendment in this Bill, having been read—Mr. Brodie moved, That the following words be added to the new clause proposed to be added to the Bill by the Legislative Council, and disagreed to by the Legislative Assembly, viz. :—
- "Provided always that when any co-partner or co-adventurer shall institute proceedings in any Court of Mines or other Court to obtain relief as against his co-partner or co-adventurer he shall prove that at the time when the title to obtain such relief first arose or accrued there was taken out by or on behalf of the co-partnership or co-adventure the number of Miners' Rights required to entitle them under the Bye-laws of the Mining Board of the district to hold and enjoy the area of ground occupied or possessed by such co-partnership or co-adventure and also that at the time the proceedings were instituted they were in possession of the number of Miners' Rights required as aforesaid."
- Question—That the above proviso be now read a second time—put and negatived.
- Mr. Wood moved, That the proposed amendment of the Legislative Council be amended in the following form, viz. :—
- "Notwithstanding anything contained in the ninetieth section of the Act of the Parliament of Victoria numbered thirty-two any person who shall within one month from the passing of this Act become the holder of a Miner's Right shall be entitled to institute proceedings to obtain relief as co-partner or co-adventurer against his co-partner or co-adventurer notwithstanding that such person shall not have been the holder of a Miner's Right at the time when his title to obtain such relief first arose or accrued."
- Mr. Wood moved, That this amendment be now read a second time.
- Debate ensued.

Mr. Mollison moved, That the further debate on this subject be now adjourned until to-morrow.

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

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

“*Salaries Bill—Second reading,*” until Thursday, 9th August instant, and

“*Liquors Sale Laws Amendment Bill—Consideration of Report,*” until Tuesday, 7th August instant.

11. BROWN'S DIGGINGS.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolution, viz. :—That, in the opinion of this House, the miners whose names are appended to the Report from the Select Committee upon Brown's Diggings, and who by such report are recommended to the favorable consideration of the House for compensation, should be paid the sum of £50 each ; and that an Address be presented to His Excellency the Governor, requesting His Excellency to place the necessary amount upon the Estimates for 1861,—having been read, on the motion of Mr. Lock, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

Mr. Speaker resumed the Chair, and Mr. Lalor having reported that notice had been taken in the Committee that a quorum of Members was not present, the House was counted by Mr. Speaker, and a quorum not being present, Mr. Speaker, at thirteen minutes past eleven o'clock, adjourned the House without question being first put, until four o'clock to-morrow.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 125.

FRIDAY, 3RD AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADDRESS TO HIS EXCELLENCY THE GOVERNOR.—Mr. Speaker announced to the Assembly that he, accompanied by several Members of the Assembly, had waited upon His Excellency the Governor, and presented to him the Address of the Assembly on the occasion of His Excellency's marriage, and that His Excellency had been pleased to make the following reply:—

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY,—

I am deeply sensible of this fresh proof of the kindly feelings which you entertain towards me, and cordially accept your congratulations upon my marriage, an event which, I venture to hope, may not be without importance to the welfare of society in this province.

On behalf of Lady Barkly, I beg to thank you most sincerely for your good wishes for our future happiness.

(Signed) HENRY BARKLY.

3. ADJOURNMENT.—Mr. Ebdon moved, That this House do now adjourn.
Question—put and resolved in the affirmative.
Whereupon the Assembly adjourned at half-past four o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 126.

TUESDAY, 7TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Twenty-seventh Report from this Committee.
Ordered to lie on the Table, and to be printed.
3. PAPERS.—Mr. Francis presented—
Victorian Railways—Agreements entered into and Report made by the late Engineer-in-Chief respecting.—Replies to the following questions put by Mr. Humffray, viz. :—
 - (1.) Whether the late Engineer-in-Chief did not, on the 21st of April last, enter into an agreement with the contractors for the Melbourne and Sandhurst Railway, by which, in consideration of their being allowed to substitute mortar for cement, in brickwork, the contractors not only were to do the work at a reduction of ten shillings per cube yard, but they further undertook to rake out all the exposed joints, and point them with cement, without charge to the Government; and if he will lay a copy of that agreement upon the Table of this House.
 - (2.) Whether the late Engineer-in-Chief did not, in a circular letter, dated the 23rd of April last, addressed to each of the engineers in charge of works, direct them to discontinue the use of cement in all culverts and other works (exclusive of tunnels), except where subjected to the permanent influence of water, and to charge the same in their fortnightly returns of work performed at a reduction of ten shillings per cube yard on the price for the same work if executed in cement; and if so, will the Honorable the Commissioner of Public Works lay the circular referred to on the Table of this House.
 - (3.) Whether the late Engineer-in-Chief did not make an agreement with the contractors, by which, in consideration of their being permitted to use brick in cement instead of stone in the side walls of the Elphinstone and Big Hill tunnels, they, the contractors, consented to a reduction of ten shillings per cube yard in the price for that work below what they were entitled to by their contract; and, if so, what is the probable amount so given up by the contractors at the instance of the late Engineer-in-Chief.
 - (4.) If the Honorable the Commissioner of Public Works will lay upon the Table of this House a Supplementary Report on the Barker's Creek Culverts, addressed to him by the late Engineer-in-Chief, on the 30th of April last, which report had reference to enquiries made by the Honorable the Commissioner of Public Works as to the probability of the Government obtaining any equivalent from the contractors for their having, as it was alleged, departed from the conditions of the specification in constructing those culverts.
Ordered to lie on the Table.
4. VOLUNTEER ACT AMENDMENT BILL.—The Order of the Day for the further consideration of this Bill in Committee of the whole Assembly having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had again gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration to-morrow.—Bill as amended to be printed.

5. **INDEMNITY BILL.**—On the motion of Mr. McCulloch, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

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

“ An Act to indemnify all persons who may have advised signed or issued any Warrant varying the appropriation of certain portions of the sums of £75,000 and £100,000 appropriated in aid of District Road Boards in the Years 1858 and 1859 respectively and of the sum of £15,000 appropriated in aid of Municipalities to be created during the year 1858 or who may have acted under the authority of the same.”

Question—put and resolved in the affirmative.

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

6. **BEECHWORTH WATER WORKS BILL.**—Mr. Wood moved, pursuant to notice, That the amendments made by the Legislative Council in the Beechworth Water Works Bill be now taken into consideration.

Question—put and resolved in the affirmative.

And the said amendments having been read a second time,

Mr. Frazer moved, as an amendment, That all the words after the word “channel,” in the first line of the proposed amendment, be omitted, with a view to insert instead thereof the words: “the construction of which shall commence at such time as any officer appointed for such purpose by the Board of Land and Works shall direct which shall be executed in such a manner as shall be considered satisfactory by such officer appointed by the Board of Land and Works of sufficient width and depth to carry off the tailings and sludge from the whole of the eastern watershed of the reservoir for the purpose of enabling miners to sluice all the ground comprised in such watershed the distance between the centre of such channel and the nearest point of the reservoir not to exceed seven chains at any part of such channel and such channel shall have sufficient fall to carry tailings and sludge.”

Debate ensued.

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

Question—That the Assembly agree with the Legislative Council in their proposed amendment in this Bill—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to their proposed amendment therein.

7. **SHERIFF'S DEPARTMENT.**—Mr. Heales moved, pursuant to notice, That in the opinion of this House the law relating to the office and duties of the Sheriff of Victoria should be altered to include the recommendations contained in the Report of the Select Committee on the administration and working of the civil branch of the Sheriff's department, and that the Government be requested to bring in a Bill to effect such alteration.

Debate ensued.

Question—put and resolved in the affirmative.

8. **SHERIFF'S OFFICERS' REMUNERATION.**—Mr. Heales moved, pursuant to notice, That in the opinion of this House the system of the State employing salaried Sheriff's Officers should be abolished, for the purpose of instituting a system like that now in force in London, by which the officers shall be paid by fees fixed by the Court.

Debate ensued.

Motion by leave withdrawn.

9. **PAPERS.**—Mr. Francis presented—

Resignation of Mr. Ward.—Copy of the Letter transmitted to the Secretary of the Railway Department, containing categorical questions having reference to the importation of Railway Plant, and the replies thereto.

Ordered to lie on the Table.

10. **IMPOUNDING OF CATTLE.**—Mr. McLellan moved, pursuant to notice, That the House will, to-morrow, resolve itself into a Committee of the whole for the purpose of considering the best means of relieving the miners, dairymen, and others, resident on the Ararat Gold Field, from the harsh and arbitrary conduct of the squatters of that district in impounding their horses and cattle, and otherwise subjecting them to all manner of annoyances; and also for devising the best and most immediate plan of giving commonage to the gold fields.

Mr. Hadley moved, That the further debate on this question be adjourned until to-morrow.

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

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

MR. SPEAKER,

The Legislative Council request the Legislative Assembly to appoint a Committee of six Members to confer with a Committee of the Legislative Council, consisting of six Members, on the amendments of the Legislative Council which are disagreed to in the Land Bill.

Legislative Council Chamber,
Melbourne, 7th August, 1860.

(Signed) J. F. PALMER,
President.

On the motion of Mr. Nicholson, the Assembly ordered this Message to be printed, and taken into consideration to-morrow.

12. SUPPLY OF WATER TO THE GOLD FIELDS.—Mr. Frazer moved, pursuant to notice given by Mr. Loader, That no portion of the £50,000 grant voted by this House for the supply of water to the Gold Fields shall be applied for the purposes of subsidising any Municipal or Public or Private Water Works Company.

Mr. Humffray moved, That the following words be added to the above proposed question, viz., "except under a general scheme of municipal endowment, to be first approved of by this House."

Debate ensued.

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

Mr. Francis moved, That the following words be added to the above proposed question, viz., "unless such application thereof shall have been previously recommended by three persons (who shall be appointed—one by the Governor in Council, one by the Mining Board, and one by the Municipal Council), or any two of them, of which two the person appointed by the Mining Board shall be one."

Debate ensued.

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

Mr. Brodie moved, That the word "Municipal" be omitted from the last line, and the word "Municipality" inserted instead thereof.

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

Question—That no portion of the £50,000 grant voted by this House for the supply of water to the Gold Fields shall be applied for the purposes of subsidising any Municipal or Public or Private Water Works Company—put.

Assembly divided.

Ayes, 17.		Noes, 16.	
Mr. Bennett,	Mr. McLellan,	Mr. Bailey,	Mr. McCulloch,
Mr. Brooke,	Mr. O'Hea,	Mr. Brodie,	Mr. Mollison,
Mr. Carpenter,	Mr. O'Shanassy,	Mr. Donald,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. J. T. Smith,	Mr. Francis,	Mr. Pyke,
Mr. Embling,	Mr. L. L. Smith.	Mr. Gillespie,	Mr. Wood.
Dr. Evans,		Mr. Greeves,	
Mr. Frazer,		Mr. Hadley,	<i>Tellers.</i>
Mr. Gray,	<i>Tellers.</i>	Mr. Heales,	Mr. Humffray,
Mr. Ireland,	Mr. Amsinck,	Mr. J. Johnson,	Mr. Howard.
Mr. Lyall,	Dr. Macadam.		

And so it was resolved in the affirmative.

13. INSOLVENT ESTATES.—Mr. Howard moved, pursuant to notice, That copies of the Returns from the Official Assignees, showing the amount of money retained in their hands from Insolvent Estates, and laid upon the Table of the House on the 11th January, 1860, be printed, for the purpose of satisfying public enquiry upon this matter.

Question—put and resolved in the affirmative.

14. MR. J. B. SLACK.—Mr. Humffray moved, pursuant to notice, That there be laid on the Table of this House copies of the following Documents:—

(1.) Copy of the Judgment in equity suit of Joseph Bragg Slack *v.* William Clarke and others (Members of the "Melbourne Benefit Building Society and Savings Fund"), heard on the 1st May, 1857.

(2.) Copies of all Rules *nisi* or absolute affidavits, attachments, writs of execution, and all other orders of the Court subsequent to the 1st May, 1857, in the said cause.

Question—put and resolved in the affirmative.

15. INGLEWOOD GOLD FIELDS.—Dr. Evans moved, pursuant to notice, That the Petition from Joseph Thomson, Thomas Thomson, Alexander Thomson, and Joseph Honey, claiming to be the discoverers of the Inglewood Gold Fields, presented to this House on the 3rd of May last, be printed.

Question—put and resolved in the affirmative.

16. **PLEURO-PNEUMONIA.**—Mr. Mollison moved, pursuant to *amended* notice; That this House will to-morrow resolve itself into a Committee of the whole, to consider the propriety of presenting an Address to His Excellency the Governor, requesting that he will be pleased to place on the Supplementary Estimates a sum of £1000, to be disbursed under the authority of the Chief Secretary, in compensating owners of cattle which may be voluntarily destroyed in giving effect to an attempt to check the spread of *Pleuro-pneumonia*, as agreed to by a resolution of this House; such compensation not to exceed of the appraised value of the sound cattle destroyed.
- Question—put and resolved in the affirmative.
17. **EMERALD HILL BYE-LAW REPEAL BILL.**—Mr. J. T. Smith moved, pursuant to notice, That he have leave to bring in a Bill to repeal a Bye-law of the municipality of Emerald Hill for the establishment of a toll on the Sandridge road.
- Question—put and resolved in the affirmative.
- Ordered—That Mr. J. T. Smith and Mr. Brodie do prepare and bring in the Bill.
- Mr. J. T. Smith then brought up a Bill, intituled "*A Bill to repeal a Bye-law of the Municipality of Emerald Hill for the establishment of a toll on the Sandridge road,*" and moved that it be now read a first time.
- Question—put and resolved in the affirmative.—Bill read a first time, ordered to be printed, and read a second time Thursday, 9th August instant.
18. **MR. M. B. WOOLLAND.**—Mr. Howard moved, pursuant to *amended* notice, That copies of the accounts in the estate of Moses Bellamy Woolland, of Sandhurst, innkeeper, who surrendered his effects to the Official Assignee on the 2nd May, 1856, be laid upon the Table of this House.
- Debate ensued.
- Question—put and resolved in the affirmative.
19. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
- "*Liquors Sale Laws Amendment Bill—Consideration of Report,*" until Friday, 10th August instant ;
 - "*Brown's Diggings—Resolution to be further considered in Committee,*" until Thursday, 9th August instant ;
 - "*Supreme Court Sittings Bill—To be committed,*" and
 - "*Partnership Law Amendment Bill—Second reading,*" until Tuesday, 14th August instant ;
 - "*Real Property Bill—To be further considered in Committee,*" and
 - "*Volunteer Corps—Resolution to be considered in Committee,*" until Thursday, 9th August instant ; and
 - "*Dr. A. Y. Carr—Resolution to be considered in Committee,*"
 - "*Fitz Roy Ward Improvement Act Amendment Bill—Amendment of Legislative Council to be taken into consideration,*" and
 - "*Gold Fields Act Amendment Bill—Amendment upon amendment of Legislative Council to be further taken into consideration,*" until Friday, 10th August instant.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 127.

WEDNESDAY, 8TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Gold Fields Act.—Orders in Council.
Ordered to lie on the Table.
3. ADJOURNMENT.—Mr. Nicholson moved, That this House do now adjourn.
Question—put and resolved in the affirmative.
Whereupon the House, at twenty-four minutes past four o'clock, adjourned until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 128.

THURSDAY, 9TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. Nicholson moved, That this House do now adjourn until this day week.
Debate ensued.
Question—put and resolved in the affirmative.
Whereupon the Assembly adjourned until Thursday, 16th August instant, at four o'clock.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 129.

THURSDAY, 16TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. ADJOURNMENT.—Mr. Nicholson moved, That this House do now adjourn until Wednesday next.

Debate ensued.

Question put.

Assembly divided.

Ayes, 29.

Mr. Amsinck,	Mr. Lyall,
Mr. Brodie,	Mr. McCulloch,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Donald,	Mr. O'Shanassy,
Mr. Ebden,	Mr. Pyke,
Dr. Evans,	Mr. Reid,
Mr. Firebrace,	Mr. Service,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Wood,
Mr. Henderson,	Mr. Woolley.
Mr. Humffray,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Martley,
Mr. Jones,	Mr. Howard.
Mr. King,	

Noes, 26.

Mr. Bennett,	Mr. Loader,
Mr. Brooke,	Mr. Mackintosh,
Mr. Caldwell,	Mr. McLellan,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Embling,	Mr. L. L. Smith,
Mr. Frazer,	Mr. Snodgrass,
Mr. Gray,	Mr. Stephen,
Mr. Hadley,	Mr. Woods.
Mr. Heales,	
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Anderson,
Dr. Hunter,	Mr. Verdon.

And so it was resolved in the affirmative.

Whereupon the House, at four minutes past six o'clock, adjourned until four o'clock on Wednesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 130.

WEDNESDAY, 22ND AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to remove doubts as to the validity of certain Mining Regulations and Bye-Laws,*" and acquaint the Legislative Assembly that they have agreed to the same with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
President.Legislative Council Chamber,
8th August, 1860.

Amendment ordered to be printed, and taken into consideration to-morrow.

3. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
New Zealand War.—Copy Despatch from the Secretary of State conveying the thanks of the Imperial Government for assistance rendered by this Colony to New Zealand.
Portrait of the Queen.—Copy Despatch from the Secretary of State acknowledging the receipt of the Address of Parliament thanking Her Majesty for Her Royal Portrait
Severally ordered to lie on the Table.

4. ASSENT TO BILLS.—A Message from His Excellency the Governor by the Usher of the Legislative Council :—

MR. SPEAKER,

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

Accordingly Mr. Speaker, with the House, went to the Legislative Council, when His Excellency was pleased to give the Royal Assent to the several public and private Bills following, viz. :—

" *An Act to appropriate the Consolidated Revenue to the Service of the year One thousand eight hundred and sixty and for other purposes.*"

" *An Act for the Administration of the Estates of Deceased Persons in certain cases.*"

" *An Act further to amend and to consolidate the Law of Evidence.*"

" *An Act for supplying the district of the Ovens with Water.*"

" *An Act to incorporate a Company to be called ' The Bendigo Gas Company ' and for other purposes.*"

" *An Act to incorporate a Company to be called ' The Collingwood Fitz Roy and ' District Gas and Coke Company ' and for other purposes.*"

" *An Act for the remission of Penalties and the discharge of persons from Imprisonment in certain cases.*"

And that His Excellency the Governor had been pleased to reserve the following Bill for the signification of Her Majesty's pleasure thereon—

" *An Act to amend the Law relating to Divorce and Matrimonial causes in Victoria.*"

5. ADJOURNMENT.—Mr. Nicholson moved, That this House do now adjourn until Tuesday, 28th August instant.

Debate ensued.

Question—put and resolved in the affirmative.

Whereupon the Assembly adjourned at twenty-four minutes to twelve o'clock until four o'clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 131.

TUESDAY, 28TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITIONS.—Mr. Martley presented a Petition from the Municipal Council of Maldon, under the seal of the Municipality, praying the House to reconcile, as far as possible, the differences which at present exist between the two Houses upon the Land Bill, and to pass the same Bill before the close of the present Session of Parliament.
Ordered to lie on the Table.

Mr. Gavan Duffy presented a Petition from George Henry Batten, styling himself Chairman of the Inhabitants of Richmond, in public meeting assembled, praying that in accordance with the sacred obligations of the responsible character of this House, as faithful representatives of the people, and executors of their will and trustees of their rights, the House would, in the event of the Land Bill which lately left this House being thrown out by the Legislative Council, sanction and support the Government in their proposal to grant, within two months, under the existing law and the Orders in Council, commonages to the towns, and to settle the people on the lands on a system that will combine deferred payments with uniform price to actual settlers.

Ordered to lie on the Table.

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

HENRY BARKLY,
Governor.

Message, No. 14.

As it is suggested that a doubt may arise whether the proviso at the end of the 7th section of the Bill to limit the liability of mining partnerships would be held to extend to any proceedings except those commenced at the time of the registration referred to in that section, the Governor transmits, for the consideration of the Legislative Assembly, a proviso, which, it is thought, is free from doubt as to its meaning, to be substituted for the one above mentioned.

Government Offices,
August, 1860.

Ordered to be printed, together with the accompanying amendment, and taken into consideration to-morrow.

4. ADJOURNMENT.—Mr. Loader moved, That this House do now adjourn.
Debate ensued.
Question—put and negatived.

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

- “ *Crown Lands Sales Bill—Message of Legislative Council to be taken into consideration,*” and
- “ *Volunteer Act Amendment Bill—Consideration of Report,*” until to-morrow ;
- “ *Tariff—Resolutions respecting—Resumption of Debate,*” and
- “ *Salaries Bill—Second reading,*” until Tuesday, 4th September next ;
- “ *Emerald Hill Bye-law Repeal Bill—Second reading,*” and
- “ *Brown’s Diggings—Resolution to be further considered in Committee,*” until to-morrow ;
- “ *Real Property Bill—To be further considered in Committee,*” until Wednesday, 5th September next ;
- “ *Volunteer Corps—Resolution to be considered in Committee,*” until Tuesday, 4th September next ;
- “ *Impounding of Cattle—Resumption of debate,*” until to-morrow ;
- “ *Pleuro-pneumonia—Resolution to be considered in Committee,*” until Thursday, 30th August inst. ;
- “ *Liquors Sale Laws Amendment Bill—Consideration of Report,*” until Tuesday, 4th September next ;
- “ *Dr. A. Y. Carr—Resolution to be considered in Committee,*” and
- “ *Fitz Roy Ward Improvement Act Amendment Bill—Amendment of Legislative Council to be taken into consideration,*” until to-morrow ;
- “ *Gold Fields Act Amendment Bill—Amendment upon amendment of Legislative Council to be further taken into consideration,*” until Friday, 31st August inst. ;
- “ *Supreme Court Sittings Bill—To be committed,*” and
- “ *Partnership Law Amendment Bill—Second reading,*” until Tuesday, 4th September next ;
- “ *Frontage System Bill—Amendment of Legislative Council to be taken into consideration,*” until to-morrow.

6. DISCHARGE OF ORDER OF THE DAY.—The following Order of the Day was read, and discharged from the paper :—

“ *Barristers and Attorneys Bill—Second reading.*”

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 132.

WEDNESDAY, 29TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PRINTING REPORT.—Mr. Brooke, on behalf of Mr. Speaker, Chairman, brought up the 28th Report from this Committee.
Ordered to lie on the Table and to be printed.
3. PAPERS.—Mr. McCulloch presented—
Bank Liabilities and Assets.—Summary of sworn Returns of Average Liabilities and Assets of the several Banks of Victoria, for the quarter ending 30th June, 1860.

Ordered to be printed.

Mr. Wood presented—

Mr. J. B. Slack.—Return to an Order of the Legislative Assembly, dated 7th August instant, for—

- (1.) Copy of the Judgment in equity suit of Joseph Bragg Slack *v.* William Clarke and others (Members of the "Melbourne Benefit Building Society and Savings Fund"), heard on the 1st May, 1857.
- (2.) Copies of all Rules *nisi* or absolute affidavits, attachments, writs of execution, and all other orders of the Court subsequent to the 1st May, 1857, in the said cause.

Ordered to lie on the Table.

4. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to indemnify all persons who may have advised signed or issued any Warrant varying the appropriation of certain portions of the sums of £75,000 and £100,000 appropriated in aid of the District Road Boards in the Years 1858 and 1859 respectively and of the sum of £15,000 appropriated in aid of Municipalities to be created during the year 1858 or who may have acted under the authority of the same,*" without amendment.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
29th August, 1860.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments proposed by His Excellency the Governor in the Bill intituled "*An Act to alter the Boundaries of the Electoral District of Belfast,*" and agreed to by the Legislative Assembly.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
29th August, 1860.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act to amend the Customs Act 1857,*" and acquaint the Legislative Assembly that the Legislative Council insist on their amendments in Clauses I. and III. of the Bill.

(Signed)

J. F. PALMER,
President.Legislative Council Chamber,
29th August, 1860.

Ordered to be taken into consideration to-morrow.

5. **DISORDERLY MEETINGS BILL.**—Mr. Nicholson moved, That he have leave to bring in a Bill of an urgent nature against disorderly meetings.
 Debate ensued.
 Question—put and resolved in the affirmative.
 Ordered—That Mr. Nicholson and Mr. Wood do prepare and bring in the Bill.
 Mr. Nicholson then brought up a Bill, intituled, "*A Bill against disorderly Meetings,*" and moved that it be now read a first time.
 Question—put and resolved in the affirmative.—Bill read a first time.
 Mr. Nicholson moved, That this Bill be now read a second time.
 Debate ensued.
 Question—put and resolved in the affirmative.—Bill read a second time.
 Mr. Nicholson moved, That this Bill be now committed to a Committee of the whole Assembly.
 Question—put and resolved in the affirmative.
 Mr. Nicholson moved, That Mr. Speaker do now leave the Chair.
 Debate ensued.
 Question—put and resolved in the affirmative—Whereupon Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
 Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had gone through the Bill, and agreed to the same with Amendments.
 On the motion of Mr. Nicholson the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
 Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Nicholson, read a third time and *passed*.
 Mr. Nicholson moved, That the following be the title of the Bill:—
"An Act for securing the freedom of the deliberations of Parliament and for preventing disorderly Meetings."
 Question—put and resolved in the affirmative.
 Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
6. **POSTPONEMENT OF ORDERS OF THE DAY.**—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow:—
"Mining Partnerships Limited Liability Bill—Message from His Excellency the Governor to be taken into consideration,"
"Crown Lands Sales Bill—Message of Legislative Council to be taken into consideration,"
"Volunteer Act Amendment Bill—Consideration of Report,"
"Emerald Hill Bye-law Repeal Bill—Second reading,"
"Brown's Diggings—Resolution to be further considered in Committee,"
"Impounding of Cattle—Resumption of debate,"
"Dr. A. Y. Carr—Resolution to be considered in Committee,"
"Fitz Roy Ward Improvement Act Amendment Bill—Amendment of Legislative Council to be taken into consideration," and
"Frontage System Bill—Amendment of Legislative Council to be taken into consideration."
- Assembly adjourned at twenty-six minutes past eleven o'clock until four o'clock to-morrow.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 133.

THURSDAY, 30TH AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented—
Gold Fields.—Further part Return to an Order of the Legislative Assembly, dated 13th December last, for returns shewing—
 - (1.) The total amount of Gold deposited in each year at the Government Receiving Offices on the Gold Fields since their first establishment up to the present date.
 - (2.) The total amount of Gold brought to Melbourne by the Government escort during each year for the same period.
 - (3.) The total amount of Revenue derived from the Gold Fields, showing in each case the returns for each Gold Field separately.
 - (4.) The total amount of export duty on Gold up to the present time.
 - (5.) The total expenditure incurred in the management of the Gold Fields, and showing the cost of managing each Gold Field from its commencement up to the present date.
 - (6.) The total expenditure on Public Works for each Mining District.
 - (7.) The number of Government Officials employed on each Gold Field at the present time, designating the duties of each.

Ordered to lie on the Table.
3. PRINTING REPORT.—Mr. Serjeant, on behalf of Mr. Speaker, Chairman, brought up the Twenty-ninth Report from this Committee.
Ordered to lie on the Table, and to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed, as under:—
“*Pleuro-pneumonia—Resolution to be considered in Committee,*” until after the consideration of the 4th Order of the Day; and
“*Customs Act Amendment Bill—Message of Legislative Council to be taken into consideration,*” until Tuesday, 4th September next.
5. MINING PARTNERSHIPS LIMITED LIABILITY BILL.—The Order of the Day for the consideration of the Message from His Excellency the Governor, recommending an amendment in this Bill, having been read; on the motion of Mr. Pyke, the proposed amendment was read, and is as follows:—
“*Provided always that notwithstanding such registration any person having any claim or demand in respect of any contract matter or thing which shall have been made or happened before such registration shall have the same remedy as if such registration had not taken place.*”
And the said amendment having been read a second time, Mr. Pyke moved, That the proviso at the end of Clause VII. be struck out of the Bill.
Question—put and resolved in the affirmative.
Mr. Pyke then moved, That the proviso proposed to be inserted in the place of the proviso struck out, be so inserted.
Question—put and resolved in the affirmative.
Ordered—That the Message from His Excellency the Governor be transmitted to the Legislative Council, with a Message requesting their concurrence in the above proposed amendment.

6. CROWN LANDS SALES BILL.—The Order of the Day for the consideration of the Message from the Legislative Council requesting the appointment of a Committee of six Members to confer with a Committee of six Members of the Legislative Council on the amendments of the Legislative Council disagreed to in this Bill having been read—Mr. Nicholson moved, That a Committee of six Members (three to form a quorum) be appointed to confer with a Committee of the Council on the amendments disagreed to in the Land Bill, and that they meet in the Library on Tuesday next, at twelve o'clock.

Debate ensued.

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

Question—That this debate be now adjourned until to-morrow, to take precedence of all other business—put and resolved in the affirmative.

7. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk Assistant of the Council:—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a Bill, intituled "*An Act to amend an Act intituled 'An Act to enable certain Public Hospitals to sue and be sued in the name of their Treasurer and to provide for the taking and holding of real property belonging to such Hospitals respectively,'*" with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
30th August, 1860.

Ordered to be taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to amend an Act intituled 'An Act for the establishment of Municipal Institutions in Victoria,'*" and acquaint the Legislative Assembly that the Legislative Council do agree with the amendments made by the Legislative Assembly in Clauses I., II., and III. of the Bill, and do agree to insert the new clauses marked A., B., and C.; but that the Council do insist on Clause IV. for the following reasons:—

The 18 Vict. No. 13. Sects. 14 and 15 empower the Local Board of Health to *abate or cause to be abated* certain nuisances, including swine, pigstyes, stagnant water, &c., and recover the expenses incurred in effecting such abatement from the occupier of the premises, and the 4th Section makes municipalities, where they exist, the Local Boards. Under this provision a municipality desirous of causing the removal from a crowded neighborhood of 200 or 300 pigs (and which will create a nuisance from their presence alone, no matter how carefully they are kept,) cannot take proceedings against the owner to compel him to do so, but must abate the nuisance themselves, in other words they must remove and take care of the pigs; this it will be seen would be impracticable, and thus the clauses are really inoperative.

It is true the *Municipal Institutions Act*, 18 Vict. No. 15, empowers the Council to make bye-laws, but it may happen that some of its members may be unwilling to pass one for the suppression of this particular class of nuisance, and the inhabitants have to wait till next elections to remedy this.

The *Towns Police Act* 1854, 18 Vict. No. 14, section 5, imposes a fine on persons neglecting to clean private yards, ways, passages, &c., by which a nuisance is caused. This would not empower a municipality to secure the removal of large herds of swine from crowded localities, which are great nuisances, even though the yards, &c., are carefully kept and every step taken so as to avoid fines and penalties.

The principal object of the clause proposed to be inserted is to enable the inhabitants in municipalities to insist on the removal of pigs, *when they become a nuisance*, without the *necessity of waiting for a bye-law by the Council*, which may, from interested motives, decline to legislate on the subject.

(Signed)

J. F. PALMER,
President.

Ordered to be printed, and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill, intituled "*An Act for securing the freedom of the deliberations of Parliament and for preventing disorderly Meetings,*" with an amendment, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
30th August, 1860.

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

Clause I., line 18, after "streets" insert "for any unlawful purpose or."

And the said amendment having been read a second time, was, on the motion of Mr. Nicholson, agreed to by the Assembly.

Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to the amendment proposed to be made therein by the Legislative Council.

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

- “ *Pleuro-pneumonia—Resolution to be considered in Committee,*”
- “ *Volunteer Act Amendment Bill—Consideration of Report,*” and
- “ *Emerald Hill Bye-law Repeal Bill—Second reading,*” until to-morrow ;
- “ *Brown’s Diggings—Resolution to be further considered in Committee,*”
- “ *Impounding of Cattle—Resumption of debate,*” and
- “ *Dr. A. Y. Carr—Resolution to be considered in Committee*” until Wednesday, 5th September next ; and
- “ *Fitz Roy Ward Improvement Act Amendment Bill—Amendment of Legislative Council to be taken into consideration,*” and
- “ *Frontage System Bill—Amendment of Legislative Council to be taken into consideration,*” until to-morrow.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 134.

FRIDAY, 31ST AUGUST, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council, by the Clerk-Assistant of the Council:—

MR. SPEAKER,
 The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to amend the Law of Property and for other purposes*," and acquaint the Legislative Assembly that the Legislative Council have agreed to some amendments, have disagreed to one amendment; have agreed to other amendments with amendments; and have made consequential amendments as to the transposition of certain clauses; with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,
 President.

Legislative Council Chamber,
 31st August, 1860.

Ordered to be printed and taken into consideration Tuesday, 4th September next.
3. PETITION.—Mr. Michie presented a petition from certain Inhabitants of Kilmore and its vicinity, praying that the Bill for the sale of liquor by the bottle might become law, with such provisions as this House might deem meet.

Ordered to lie on the Table.
4. BREACH OF PRIVILEGE.—Mr. Martley having complained of a portion of an article appearing in a newspaper published in Melbourne, called the *Age*, of this day, and the same paper having been handed in, and the article complained of having been read at the Table by the Clerk.

Mr. Martley moved that such article was a breach of the privileges of this House.
 Debate ensued.
 Motion, by leave, withdrawn.
5. CROWN LANDS SALES BILL.—The Order of the Day for the resumption of the debate on the question—That a Committee of six members (three to form a quorum) be appointed to confer with a Committee of the Council on the amendments disagreed to in the Land Bill, and that they meet in the Library on Wednesday next, at twelve o'clock—having been read,

Debate continued.
 Question—put and resolved in the affirmative.
 Six Members of the Assembly having required that such Committee be appointed by ballot, the Assembly then proceeded to the ballot, and Mr. Speaker appointed Mr. Bailey and Humfray to be scrutineers.
 The scrutineers, with the Clerk, having reported that the following Members, viz.:—Mr. Nicholson, Mr. Wood, Mr. J. S. Johnston, Mr. McCulloch, Mr. Bailey, Mr. Ebden, and Mr. Martley, had the greatest number of votes, but that the two last-named gentlemen had an equal number of votes—Mr. Speaker declared Mr. Nicholson, Mr. Wood, Mr. J. S. Johnston, Mr. McCulloch, Mr. Bailey, and Mr. Ebden to be Members of the Committee.
 Ordered—That a Message be transmitted to the Legislative Council acquainting them that the Assembly had appointed the above Committee, and that they proposed the Committee should meet in the Library on Wednesday next, at twelve o'clock.
6. MINISTERIAL ARRANGEMENTS.—Mr. Loader moved, pursuant to notice, That in the opinion of this House the important Ministerial positions of Commissioner of Lands and Survey and Commissioner of Public Works, should not be left to the care of those Ministers who have other duties to perform in the Post Office and Customs Departments, and therefore that the Chief Secretary should lose no time in stating to the House the manner and the longest period within which he proposes to fill up the vacancies.

Debate ensued.
 Motion, by leave, withdrawn.

7. **HABITUAL DRUNKENNESS PREVENTION BILL.**—Mr. Embling moved, pursuant to notice, That he have leave to bring in a Bill for the more effectual prevention of the crime of habitual drunkenness.

Question—put and resolved in the affirmative.

Ordered—That Mr. Embling and Mr. Sinclair do prepare and bring in the Bill.

Mr. Embling then brought up a Bill intituled "*A Bill for the more effectual prevention of the Crime of habitual Drunkenness,*" and moved that it be now read a first time.

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

8. **GOLD FIELDS ACT AMENDMENT BILL.**—The Order of the Day for the resumption of the debate on the amendments proposed by Mr. Wood to be made in the new clause proposed to be added by the Legislative Council to this Bill, and which proposed new clause was disagreed to by this House, but insisted on by the Legislative Council—having been read,

Question—That the proposed new clause be amended so as to stand as follows, viz., "Notwithstanding anything contained in the ninetieth section of the Act of the Parliament of Victoria numbered thirty-two any person who shall within one month from the passing of this Act become the holder of a Miner's Right shall be entitled to institute proceedings to obtain relief as co-partner or co-adventurer against his co-partner or co-adventurer notwithstanding that such person shall not have been the holder of a Miner's Right at the time when his title to obtain such relief first arose or accrued"—put and resolved in the affirmative.

Mr. Brodie moved, That the following words be added to the above proposed new clause, viz. :

Provided further that when any holder of a miner's right shall die become insolvent or execute any assignment for the benefit of his creditors the executor administrator or assignee of such holder or the trustees under such assignment as the case may be shall be entitled to institute proceedings to recover possession of any land which shall at the time of such death insolvency or assignment have been occupied by such holder by virtue of his miner's right and of any share in such land and to recover damages for the occupation of or encroachment upon such land or any part thereof and to obtain relief against any tenant in common joint tenant co-partner or co-adventurer of such holder notwithstanding that such executor administrator assignee or trustee may not be or may not have been the holder of a miner's right at the time of his instituting such proceedings or at the time when his title to recover such possession or damages or to obtain such relief first arose or accrued.

And the same, having been read a second time, was, on the motion of Mr. Brodie, added to the said proposed new clause.

Question—That the Assembly agree in the clause as so amended—put and resolved in the affirmative.

Ordered—That the Bill be returned to the Legislative Council with a message acquainting them that the Assembly had agreed to the new clause proposed by the Legislative Council, with amendments, in which they desire the concurrence of the Legislative Council.

9. **PUBLIC HOSPITALS ACTS AMENDMENT BILL.**—Mr. Service moved, That this Bill be now read a first time.

Question—put and resolved in the affirmative.

Bill read a first time, ordered to be printed, and read a second time Tuesday, 4th September next.

10. **MUNICIPALITIES ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the Message from the Legislative Council, transmitting reasons for insisting on Clause IV. of this Bill having been read, Mr. Service moved, That the Assembly do not insist on their proposed amendment to leave out Clause IV.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 7.		Noes, 25.	
Mr. Embling,	Mr. Riddell.	Mr. Bennett,	Mr. McCulloch,
Mr. Greeves,	<i>Tellers.</i>	Mr. Caldwell,	Mr. Nicholson,
Mr. King,	Mr. Brodie,	Mr. Donald,	Mr. Prendergast,
Mr. Mollison,	Mr. Service.	Mr. Francis,	Mr. Sinclair,
		Mr. Gray,	Mr. J. T. Smith,
		Mr. Heales,	Mr. L. L. Smith,
		Mr. Hood,	Mr. Stephen,
		Mr. Houston,	Mr. Verdon,
		Mr. Humffray,	Mr. Wood.
		Mr. J. Johnson,	
		Mr. J. S. Johnston,	<i>Tellers.</i>
		Mr. Lalor,	Mr. Bailey,
		Mr. Lyall,	Mr. Pyke.
		Dr. Macadam,	

And so it passed in the negative.

On the motion of Mr. Wood, the following Members, viz.:—Mr. Service, Mr. McCulloch, and Mr. Wood, were appointed a Committee to draw up reasons for the Legislative Assembly insisting on their proposed amendment to leave out Clause IV. in this Bill.

11. **PLEURO-PNEUMONIA.**—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of presenting an Address to His Excellency the Governor, requesting that he will be pleased to place on the Supplementary Estimates a sum of £1000, to be disbursed under the authority of the Chief Secretary, in compensating owners of cattle which may be voluntarily destroyed in giving effect to an attempt to check the spread of *Pleuro-pneumonia*, as agreed to by a resolution of this House; such compensation not to exceed of the appraised value of the sound cattle destroyed—having been read—On the motion of Mr. Mollison Mr, Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
- Mr. Speaker resumed the Chair; Mr. Lalor reported that the Committee had come to a certain resolution.
- Ordered—That the report be received Tuesday, 4th September next.
12. **VOLUNTEER ACT AMENDMENT BILL.**—On the motion of Mr. McCulloch, the Assembly agreed to the amendments made by the Committee of the whole in this Bill.
- Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. McCulloch, read a third time and *passed*.
- Mr. McCulloch moved, That the following be the title of the Bill :—
“ An Act to amend the Law relating to Volunteer Corps.”
- Question—put and resolved in the affirmative.
- Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.
13. **EMERALD HILL BYE-LAW REPEAL BILL.**—Mr. J. T. Smith moved, That this Bill be now read a second time.
- Question—put and resolved in the affirmative.
- Bill read a second time.
- Mr. Smith moved, That this Bill be now committed to a Committee of the whole House.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Smith, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
- Mr. Speaker resumed the Chair, and Mr. Lalor having reported that the Committee had gone through the Bill and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Tuesday, 4th September next.
- Bill as amended to be printed.
14. **FITZ ROY WARD ACT AMENDMENT BILL.**—The Order of the Day for the consideration of the amendment proposed to be made by the Legislative Council in this Bill having been read—On the motion of Mr. Embling, the Assembly agreed to such amendment.
- Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly had agreed to such amendment.
15. **FRONTAGE SYSTEM BILL.**—The Order of the Day for the consideration of the amendment made by the Legislative Council in this Bill having been read—On the motion of Mr. Wood the same was read, and is as follows :—
- Clause II., line 38, after “land” insert “Provided always that the person to be authorised by such Warden to enter upon any lands by virtue hereof shall be a mining surveyor or experienced miner not the applicant and shall be only authorized for the purpose of ascertaining whether the owners or occupiers of such private lands are encroaching on the lands or claim of the applicant and every such surveyor and miner shall before entering on such land make a declaration before the Warden (who is hereby authorized to take the same) that he the said surveyor or miner will not without the consent in writing of the occupiers of such private lands divulge or cause to be divulged to any person whomsoever (except as a witness) any information obtained upon or by such entry and descent or either save only as to whether such owners or occupiers are encroaching on or approaching the land or claim of such applicant and every person who shall act contrary to such declaration shall on conviction thereof forfeit and pay any sum not exceeding fifty pounds.
- On the motion of Mr. Wood, the Assembly ordered that the word “lands” in lines 2, 4, 5, and 8 be omitted, and the word “land” inserted instead thereof.
- On the motion of Mr. Wood, the Assembly ordered that the word “only” before “authorised” in the third line be omitted and inserted after such word “authorised.”
- On the further motion of Mr. Wood, the Assembly ordered that the word “the” be omitted from the 6th line, and the word “such” inserted instead thereof.
- And on the further motion of Mr. Wood, the Assembly ordered that the words “and descent or either” be omitted from the 10th line of the proposed amendment.
- Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly had agreed to the proposed amendment with amendments, in which they desired the concurrence of the Legislative Council.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS
OF THE
LEGISLATIVE ASSEMBLY.

No. 135.

TUESDAY, 4TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
 2. PAPERS.—Mr. Nicholson presented, by command of His Excellency the Governor—
Board of National Education.—Order.
Ordered to lie on the Table.
 3. MUNICIPAL INSTITUTIONS ACT AMENDMENT BILL.—Mr. Wood, Chairman of the Select Committee appointed to prepare reasons for the Assembly insisting on their proposed amendment to leave out Clause IV. of this Bill, brought up the following reasons, viz. :—
That Municipal Councils have full power to make Bye-laws for the suppression of Nuisances, and
That it is inexpedient to legislate on the supposition that these bodies will not properly discharge their duties.
And moved that the same be agreed to by the Assembly.
Question—put and resolved in the affirmative.
Ordered—That the Bill be returned to the Legislative Council, with a Message, acquainting them that the Assembly insisted on their amendment in Clause IV. of this Bill, and transmitting the above reasons for so insisting thereon.
 4. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
“ *Customs Act Amendment Bill—Message of Legislative Council to be taken into consideration.*”
 5. LAW OF PROPERTY AMENDMENT BILL.—The Order of the Day for the consideration of the Message from the Legislative Council on this Bill having been read—On the motion of Mr. Martley, the same were read, and are as follow :—
Line 16, leave out “as” insert “or.” New Clause, A.
Last line, after “real” insert “or personal.”
Same line, after “estate” insert “according to the nature of the land for which such purchase money shall have been paid.” } New Clause, G.
Disagreed to } Clause LXVI.—Line 26, leave out “rule decree or order.”
Insert “together with” before “the ;” }
leave out “issuing” insert “date ;” }
leave out “such” insert “the delivery to the sheriff or other officer for ;” after “execution” insert “of the writ of *feri facias* upon such judgment, rule, decree, or order.” }
” Line 26, insert “the” “issuing” of “such” “execution.”
- Consequential Amendments.*--Transpose Clauses LXV. to LXXV., both inclusive, and place them following Clause XLV.
- And the said amendments in New Clauses A and G having been read a second time, were, on the motion of Mr. Martley, agreed to by the Assembly.
- And the amendment in Clause LXVI., line 26, to leave out the words “rule decree or order,” having been read a second time—
- Mr. Martley moved, That this House do not insist on this amendment.
- Question—put and resolved in the affirmative.
- And on the further motion of Mr. Martley, the other amendments were read a second time and agreed to by the Assembly.
- Ordered—That the Bill be returned to the Legislative Council, with a Message acquainting them that the Assembly do not insist on their amendment in Clause LXVI. to leave out “rule decree or order,” and that they have agreed to the other amendments of the Legislative Council on the proposed amendments of the Legislative Assembly in this Bill.

6. LEXTON ROAD.—Dr. Evans moved, pursuant to notice, That there be laid on the Table of the House all papers relating to the proclamation of a public road at Lexton, and the revocation of the same.

Question—put and resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that the Legislative Council have appointed a Committee of six members (three to form a quorum) to confer with a Committee of the Legislative Assembly upon the amendments disagreed to in the Bill intituled "*An Act for regulating the Sale of Crown Lands, and for other purposes,*" and that the Committee so appointed have been empowered to meet in the Library on Wednesday, the 5th instant, at twelve o'clock.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 4th September, 1860.

8. YAN YEAN PURIFICATION COMMITTEE.—Dr. Macadam moved, pursuant to notice, That the Report of the Select Committee appointed to consider and report on the means for the purification of the Yan Yeau water be now taken into consideration.

Debate ensued.

Question—put and resolved in the affirmative.

Dr. Macadam then moved, That this House will, to-morrow, resolve itself into a Committee of the whole, to consider the propriety of adopting the following resolutions, viz. :—

- (1.) That the channels of supply be further freed from vegetable matter, and kept clear from the intrusion of animals.
- (2.) That Bruce's creek be diverted.
- (3.) That the waters now in the reservoir be run off as speedily as possible.
- (4.) That the water be not allowed to remain so long in the mains.
- (5.) That filter beds and a delivery reservoir be established at or near Preston.
- (6.) That the tinned service pipes, as introduced by the Commissioners, be taken up, and replaced by pure lead or iron pipes.
- (7.) That for the security of the public health, all the tinned service piping known in the Colony as Commissioners' piping be melted down.
- (8.) That the directions issued by the Commissioners as to the running off the water from the service pipes previous to using it for domestic purposes be printed in French, German, Italian, and Chinese, as well as in the English language.

Question—put and resolved in the affirmative.

9. POSTPONEMENT OF ORDER OF THE DAY.—The Assembly ordered that the consideration of the following Order of the Day be postponed until to-morrow :—
"*Tariff—Resolutions respecting—Resumption of debate.*"

10. VOLUNTEER CORPS.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolution, viz. :—That in the opinion of this House it is desirable to encourage a spirit of emulation among the Volunteer Corps of this Colony, and to stimulate the public appreciation of the services of the members of these corps. That with this view it is desirable to institute distinctions and prizes, to be competed for by the Volunteers, such distinctions and prizes to be given to the successful competitors in target shooting, rifle and artillery, and in such exercises as may be deemed fitting to make efficient soldiers; and that an Address be presented to His Excellency the Governor, praying that he will be pleased to cause the sum of £5000 to be placed upon a Supplementary Estimate for furthering these purposes and such other purposes as may relieve the members of the Volunteer Force from personal contributions—having been read—On the motion of Mr. Gray, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Ordered—That the report be received to-morrow.

11. LIQUORS SALE LAWS AMENDMENT BILL.—On the motion of Mr. Martley, the Assembly agreed to the amendment made in the Committee of the whole in Clause I. of this Bill.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

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VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 136.

WEDNESDAY, 5TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. CROWN LANDS SALES BILL.—Mr. Nicholson, Chairman, brought up a Report from the Committee appointed to confer with a Committee of the Legislative Council on the amendments disagreed to in this Bill.
Report read, ordered to lie on the Table, and to be printed.
3. PETITION.—Dr. Hunter presented a Petition from Henry Bolton Clarke, Member, Royal College of Surgeons, England, Member, Board of Victoria, and late Staff Surgeon during the Crimean campaign, praying the House would appoint a Committee to enquire into the circumstances of the case as set forth in the Petition, and to report thereon, feeling confident that the facts would clearly exonerate him from all blame, and be the means of restoring him in a great measure to the confidence of the public.
Ordered to lie on the Table.
4. DISCHARGE OF ORDER OF THE DAY.—The Assembly ordered that the following Order of the Day be read and discharged from the Paper :—
“*Customs Act Amendment Bill—Message of Legislative Council to be taken into consideration.*”
5. PUBLIC HOSPITALS ACT AMENDMENT BILL.—Mr. Service moved, That this Bill be now read a second time.
Debate ensued.
Question—put and resolved in the affirmative.
Bill read a second time.
Mr. Service 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. Service, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.
Mr. Speaker resumed the Chair; and Mr. Lalor reported that the Committee had made progress in the Bill, and that he was directed to move, That the Committee may have leave to sit again.
Resolved—That this House will this day again resolve itself into the said Committee.
6. PLEURO-PNEUMONIA.—Mr. Lalor reported from a Committee of the whole a certain resolution, which was read, and is as follows :—
Resolved—That an Address be presented to His Excellency the Governor, requesting that he will be pleased to place on the Supplementary Estimates a sum of £2,000, to be disbursed under the authority of the Chief Secretary, in compensating owners of cattle which may be voluntarily destroyed in giving effect to an attempt to check the spread of *pleuro-pneumonia*, as agreed to by the resolution of this House.
And the same resolution having been read a second time was agreed to by the Assembly.
7. EMERALD HILL BYE-LAW BILL.—On the motion of Mr. J. T. Smith, the Assembly agreed to the amendment made by the Committee of the whole in this Bill.
Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. J. T. Smith, read a third time and *passed*.
Mr. J. T. Smith moved, That the following be the title of the Bill :—
“*An Act to Repeal Bye-law No. III of the Municipal Council of Emerald Hill and for other purposes.*”
Question—put and resolved in the affirmative.
Ordered—That the Bill be transmitted to the Legislative Council, and their concurrence desired therein.

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

Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had gone through the Bill, and agreed to the same with amendments, the Assembly ordered the same to be taken into consideration Friday, 7th September instant.

Bill as amended to be printed.

9. ADJOURNMENT.—Mr. Nicholson moved, by leave of the Assembly, That the House at its rising this day do adjourn until Friday next.

Question—put and resolved in the affirmative.

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

“*Liquors Sale Laws Amendment Bill—Consideration of Report,*”

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

“*Brown's Diggings—Resolution to be further considered in Committee,*”

“*Impounding of Cattle—Resumption of debate,*”

“*Dr. A. Y. Carr—Resolution to be considered in Committee,*”

“*Yau Yean Purification—Resolutions to be considered in Committee.*”

“*Tariff—Resolutions respecting—Resumption of debate,*”

“*Volunteer Corps—Resolution to be reported.*”

Assembly adjourned at five minutes to seven o'clock until four o'clock on Friday, 7th September instant.

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 137.

FRIDAY, 7TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. RESIGNATION OF SEAT.—Mr. Speaker announced that he had received a letter from J. N. McLeod, Esq., which he read, and is as follows:—

Portland, September 4th, 1860.

SIR,
I have the honor to tender you my resignation as Member of the Legislative Assembly for the town of Portland.

I have the honor to be,
Your most obedient servant,
(Signed) J. N. McLEOD.

To the Honorable Francis Murphy.

And that in consequence of such resignation he had this day issued a writ for the election of a Member to serve for the Electoral District of Portland.

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

MR. SPEAKER,
The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend the Law relating to Volunteer Corps,*" without amendment.

Legislative Council Chamber,
7th September, 1860.

(Signed) J. F. PALMER,
President.

4. PETITION.—Mr. Francis presented a Petition from Alexander Fletcher Lewis, styling himself Chairman of the Inhabitants of Richmond, in public meeting assembled, praying the House would, as the executor of the people's will, and the trustee of their rights, make no farther concessions to the Legislative Council in the matter of the Land Bill; and in the event of its not being passed by the Legislative Council intact, this House would press the Government to have immediate recourse to the Orders in Council for the purpose of enabling the people to settle on the public lands.

Ordered to lie on the Table.

5. PAPERS.—Mr. Pyke presented—

Lexton Road.—Return to an Order of the Legislative Assembly, dated 4th September, 1860, for all Papers relating to the Proclamation of a Road at Lexton, and the revocation of the same.

Ordered to lie on the Table.

Mr. Bailey presented—

Railway Contractors—Melbourne and Sandhurst Railway.—Copy Correspondence between the Board of Land and Works and the Contractors for the Melbourne and Sandhurst Railway respecting fortnightly payments to their workmen.

Ordered to be printed.

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

Ordered to lie on the Table and to be printed.

7. PENAL REGULATIONS.—Mr. Mollison moved, pursuant to notice, That copies of any correspondence with their Honors the Judges, with the Inspector-General of Penal Establishments, and any other correspondence with the Government having reference to the regulations lately made with respect to the remission of sentences of prisoners undergoing the sentence of the law, be laid on the Table of this House.

Question—put and resolved in the affirmative.

8. CUSTOMS ACT AMENDMENT BILL (2.)—Mr. Pyke moved, pursuant to notice, That he have leave to bring in a Bill to repeal certain Clauses of the "*Customs Act, 1857,*" and to substitute others in lieu thereof.

Question—put and resolved in the affirmative.

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

Mr. Pyke then brought up a Bill intituled "*A Bill to repeal certain Clauses of 'The Customs Act, 1857,' and to substitute others in lieu thereof,*" and moved that it be now read a first time.

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

Mr. Pyke moved, That the Bill, being of an urgent nature, be now read a second time.

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

Mr. Pyke 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. Pyke, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration of this Bill.

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

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

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

"An Act to repeal certain Clauses of 'The Customs Act, 1857,' and to substitute others in lieu thereof."

Question—put and resolved in the affirmative.

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

9. PUBLIC HOSPITALS ACT AMENDMENT BILL.—On the motion of Mr. Service the Assembly agreed to the amendments made by the Committee of the whole in this Bill.

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

Mr. Mollison moved, That the word "now" be omitted and the words "Tuesday next" be added after the word "time."

Debate ensued.

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

Mr. Wood moved, as a further amendment, That the words "Tuesday next" be omitted, and the words "this day six months" inserted instead thereof.

Debate ensued.

Question—That the words "Tuesday next," proposed to be added to the above question, stand part of the proposed amendment—put and resolved in the affirmative.

Question—That this Bill be read a third time on Tuesday next—put and resolved in the affirmative.

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

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a copy of the Report of the Select Committee of the Legislative Council appointed to meet a Select Committee of the Legislative Assembly, to take into consideration the amendments in the Land Bill, and invite the Legislative Assembly to take into their consideration the recommendations contained in the latter portion thereof to the following effect :—

"Your Committee therefore beg to report to your Honorable House, that if the Legislative Assembly will agree to the amendments with regard to the number of subdivisions and mode of sale, they make the following recommendations :—

"1. That your Honorable House should amend the proviso added to Clause "XII. in the manner above set forth.

"2. That your Honorable House should insist on two subdivisions.

"3. That your Honorable House should agree to the amendment as to the "number of acres to be surveyed.

"4. That your Honorable House should insist on sale by limited auction.

"5. That your Honorable House should not insist on striking out the penal "clauses."

And in order to facilitate such consideration the Legislative Council remit the Crown Lands Sales Bill to the Legislative Assembly.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
7th September, 1860.

Mr. Nicholson moved, That the Bill be returned to the Legislative Council, with a Message acquainting them that it appears to the Legislative Assembly to be an unusual proceeding, and contrary to the practice of Parliament, to ask one House to consider the report of a Select Committee of the other, which that House itself does not appear to have taken into consideration.

Debate ensued.

Mr. Heales moved, That the further debate on this subject be adjourned until Tuesday next.

Debate continued.

Mr. Heales, by leave, withdrew his motion.

Question—That the Bill be returned to the Legislative Council, with a Message acquainting them that it appears to the Legislative Assembly to be an unusual proceeding, and contrary to the practice of Parliament, to ask one House to consider the report of a Select Committee of the other, which that House itself does not appear to have taken into consideration—put and resolved in the affirmative.

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

“Real Property Bill—To be further considered in Committee,” until Friday, 14th September instant.

“Brown’s Diggings—Resolution to be further considered in Committee,” until Tuesday, 11th September instant.

Notice being taken that a quorum of Members was not present, the House was counted by Mr. Speaker, when a quorum of Members not being present, Mr. Speaker, at twelve minutes to nine o’clock, adjourned the House, without question being first put, until four o’clock on Tuesday next.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 138.

TUESDAY, 11TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson, by command of His Excellency the Governor, presented—
Gold Fields Act.—Order in Council.
Registration of Parliamentary Electors.—An account of all payments made under the authority of 30th section of Act 22 Victoria No. 81.
Board of National Education Order.
Severally ordered to lie on the Table.
3. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed as under :—
“*Impounding of Cattle—Resumption of debate,*” until Thursday, the 13th September instant.
“*Dr. A. Y. Carr—Resolution to be considered in Committee,*” until after the consideration of the fifth Order of the Day.
4. YAN YEAN PURIFICATION.—The Order of the Day for the consideration in Committee of the whole Assembly of the propriety of adopting the following resolutions, viz. :—
(1.) That the channels of supply be further freed from vegetable matter, and kept clear from the intrusion of animals.
(2.) That Bruce’s creek be diverted.
(3.) That the waters now in the reservoir be run off as speedily as possible.
(4.) That the water be not allowed to remain so long in the mains.
(5.) That filter beds, and a delivery reservoir be established at or near Preston.
(6.) That the tinned service pipes, as introduced by the Commissioners, be taken up, and replaced by pure lead or iron pipes.
(7.) That for the security of the public health all the tinned service piping known in the Colony as Commissioners’ piping be melted down.
(8.) That the directions issued by the Commissioners as to the running off the water from the service pipes previous to using it for domestic purposes be printed in French, German, Italian, and Chinese, as well as in the English language—having been read, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.
Mr. Speaker resumed the Chair ; Mr. Lalor reported that the Committee had agreed to certain resolutions.
Ordered that the Report be received to-morrow.
5. TARIFF, RESOLUTIONS RESPECTING.—Mr. Jones moved, That the consideration of the Order of the Day for the resumption of the debate on this subject be postponed until Tuesday next.
Question—put and negatived.
Mr. L. L. Smith moved, That the following Order of the Day be postponed until Thursday, 18th September instant :—
“*Tariff—Resolutions respecting—Resumption of debate.*”
Debate ensued.
Question—put and resolved in the affirmative.

6. MESSAGES FROM THE LEGISLATIVE COUNCIL.—The following Messages from the Legislative Council by the Clerk-Assistant of the Council :—

MR. SPEAKER,

The Legislative Council transmit to the Legislative Assembly a copy of the Report of the Select Committee of the Legislative Council appointed to meet a Select Committee of the Legislative Assembly to take into consideration the amendments in the Land Bill, and acquaint them that they have adopted the Report, and invite the Legislative Assembly to take into their consideration the recommendations contained in the latter portion thereof, to the following effect :—

Your Committee therefore beg to report to your Honorable House, that if the Legislative Assembly will agree to the amendments with regard to the number of subdivisions and mode of sale, they make the following recommendations :—

1. That your Honorable House should amend the Proviso added to Clause XII. in the manner above set forth.
2. That your Honorable House should insist on two subdivisions.
3. That your Honorable House should agree to the amendment as to the number of acres to be surveyed.
4. That your Honorable House should insist on sale by limited auction.
5. That your Honorable House should not insist on striking out the penal clauses.

And in order to facilitate such consideration, the Legislative Council remit the Crown Lands Sales Bill to the Legislative Assembly.

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
11th September, 1860.

Ordered to be printed and taken into consideration to-morrow.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the amendments on amendments made by the Legislative Assembly in the Bill intituled "*An Act to remove doubts as to the validity of certain Regulations and Bye-laws.*"

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
Melbourne, 11th September, 1860.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they do not insist on Clause IV. of the Bill intituled "*An Act to amend an Act intituled 'An Act for the Establishment of Municipal Institutions in Victoria.'*"

And that they have agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act to amend an Act intituled 'An Act for amending the Laws relating to the Gold Fields.'*"

(Signed) J. F. PALMER,
President.

Legislative Council Chamber,
7th September, 1860.

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

Resolved—

That in the opinion of this Committee it is desirable to encourage a spirit of emulation among the Volunteer Corps of this Colony, and to stimulate the public appreciation of the services of the members of these corps.

That with this view it is desirable to institute distinctions and prizes, to be competed for by the Volunteers, such distinctions and prizes to be given to the successful competitors in target shooting, rifle and artillery, and in such exercises as may be deemed fitting to make efficient soldiers.

And that an Address be presented to His Excellency the Governor, praying that he will be pleased to cause the sum of £5000 to be placed upon a Supplementary Estimate for furthering these purposes, and such other purposes as may relieve the members of the Volunteer Force from personal contributions.

And the same having been read a second time, were agreed to by the Assembly.

8. DR. A. Y. CARR.—The Order of the Day for the consideration in Committee of the whole Assembly of the following resolution, viz., "That the sum of £850 be given to Dr. Carr, being in full for medical attendance, operations, medicines, &c., and in full satisfaction of all demands on the Government, exclusive also of £150 already voted and paid," having been read—On the motion of Mr. J. S. Johnston, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the consideration thereof.

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

Resolved—That this House will, on Friday next, again resolve itself into the said Committee.

9. LIQUORS SALE LAWS AMENDMENT BILL.—The Order of the Day for the further consideration of the Report from the Committee of the whole on this Bill having been read, Mr. Stephen moved, That this Report be now taken into consideration.

Question—put.

Assembly divided.

Ayes, 17.

Mr. Donald,	Mr. Nicholson,
Mr. Embling,	Mr. Service,
Mr. Frazer,	Mr. Stephen,
Mr. Gray,	Dr. Thomson,
Mr. Hood,	Mr. Wilkie.
Mr. Jones,	
Mr. Lalor,	
Dr. Macadam,	
Mr. McCulloch,	Mr. Bailey,
Mr. Myles,	Mr. Brodie.

Tellers.

And so it was resolved in the affirmative.

The amendment to insert new Clause III. was read a second time and agreed to.

New Clause IV. having been read a second time,

Mr. Stephen moved, That the word "October" be omitted, and the word "January" be inserted instead thereof, and that the word "one" be added after the last word "sixty."

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

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

Question—That the word proposed to be added be so added—put and resolved in the affirmative.

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

Mr. Howard moved, pursuant to notice, That the following clause, to stand part of the Bill, be now read a second time :—

That the term "spruce beer," in schedule D. to the Licensed Publicans Act, 16 Vic., cap. 55, shall include every description of beer manufactured in the Colony of Victoria.

Debate ensued.

Question—put.

Assembly divided.

Ayes, 16.

Mr. Aspinall,	Dr. Macadam,
Mr. Bailey,	Mr. Myles,
Mr. Donald,	Mr. Nicholson,
Mr. Embling,	Mr. Service,
Mr. Frazer,	Mr. Wilkie.
Mr. Hood,	
Mr. Howard,	
Mr. Jones,	Mr. Brodie,
Mr. Lalor,	Mr. Humffray.

Tellers.

And so it passed in the negative.

Mr. Stephen moved, That this Bill be read a third time Thursday, 13th September instant.

Question—put.

Assembly divided.

Ayes, 16.

Mr. Bailey,	Mr. McCulloch,
Mr. Brodie,	Mr. Myles,
Mr. Don,	Mr. Nicholson,
Mr. Donald,	Mr. Service,
Mr. Embling,	Mr. Wilkie.
Mr. Hood,	
Mr. Jones,	
Mr. Lalor,	Mr. Martley,
Dr. Macadam,	Mr. Stephen.

Tellers.

And so it was resolved in the affirmative.

Noes, 15.

Mr. Amsinck,	Mr. Mollison,
Mr. Carr,	Mr. O'Shanassy,
Mr. Ebden,	Mr. Serjeant,
Dr. Evans,	Mr. J. T. Smith.
Mr. Gillespie,	
Mr. Greeves,	
Mr. J. Johnson,	
Mr. King,	Mr. Humffray,
Mr. McLellan,	Mr. Howard.

Tellers.

Tellers.

Noes, 17.

Mr. Amsinck,	Mr. McCulloch,
Mr. Don,	Mr. Mollison,
Mr. Ebden,	Mr. O'Shanassy,
Dr. Evans,	Mr. Serjeant,
Mr. Gillespie,	Mr. J. T. Smith.
Mr. Greeves,	
Mr. Heales,	
Mr. J. Johnson,	
Mr. King,	Mr. Stephen,
Mr. Martley,	Mr. McLellan.

Tellers.

Tellers.

Noes, 15.

Mr. Amsinck,	Mr. Mollison,
Mr. Ebden,	Mr. O'Shanassy,
Dr. Evans,	Mr. Serjeant,
Mr. Gillespie,	Mr. J. T. Smith.
Mr. Greeves,	
Mr. Humffray,	
Mr. Ireland,	
Mr. J. Johnson,	Mr. Howard,
Mr. King,	Mr. McLellan.

Tellers.

Tellers.

10. MR. CHARLES COCK.—Mr. Heales moved, pursuant to notice, That there be laid on the Table of this House copies of all papers and any correspondence between the Government and Mr. Charles Cock and others, with respect to an application for a mining lease in the district of Sandhurst.

Question—put and resolved in the affirmative.

11. MEDICAL PRACTITIONERS ACT AMENDMENT BILL.—Mr. Service moved, pursuant to notice, That he have leave to bring in a Bill to amend an Act intituled "*An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners.*"

Question—put and resolved in the affirmative.

Ordered—That Mr. Service and Mr. Greeves do prepare and bring in the Bill.

Mr. Service then brought up a Bill, intituled "*A Bill to amend an Act intituled 'An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners,'*" and moved that it be now read a first time.

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

Mr. Service moved, That this Bill, being of an urgent nature, be now read a second time. Debate ensued.

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

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

Question—put and resolved in the affirmative.

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

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

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

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

"An Act to amend an Act intituled 'An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners.'"

Question—put and resolved in the affirmative.

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

12. LIBRARY REPORT.—Mr. Lock moved, pursuant to notice, That the House do now resolve itself into a Committee of the whole for the purpose of considering the revised Progress Report of the Joint Library Committee.

Question—put and resolved in the affirmative.

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

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

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

13. PUBLIC HOSPITALS ACTS AMENDMENT BILL.—Mr. Speaker having reported that the Chairman of Committees had certified that the fair print of this Bill was in accordance with the Bill as reported—Bill, on the motion of Mr. Service, read a third time.

Mr. Mollison moved, pursuant to *amended* notice, That the following proviso be added to Clause I, viz. :—Provided always that no person whose name is inscribed in the list of life governors or life subscribers to any public hospital to which the provisions of the said recited Acts shall be extended shall be deprived of his or her right to vote by proxy.—And the same having been read a second time was agreed to by the Assembly.

Mr. Amsinck moved, pursuant to notice, That the following clause be added to the Bill:—

That no Medical Officer attached to any "Hospital" shall be qualified to sit or vote as a member of the Committee of such Hospital anything on the rules of any such institution to the contrary notwithstanding.

Mr. L. L. Smith moved, as an amendment, That the following words be inserted after the word "Hospital," viz., "other than the two Senior Surgeons and two Senior Physicians thereof."

Debate ensued.

Proposed clause and amendment by leave withdrawn.

Question—That this Bill do now pass—put and resolved in the affirmative.

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

"An Act to amend an Act intituled 'An Act to amend an Act intituled An Act to enable certain Public Hospitals to sue and be sued in the name of their Treasurer and to provide for the taking and holding of real property belonging to such hospitals respectively.'"

Question—put and resolved in the affirmative.

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

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

"Brown's Diggings—Resolution to be further considered in Committee."

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 139.

WEDNESDAY, 12TH SEPTEMBER, 1860.

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

2. PAPERS.—Mr. McCulloch presented—

Purchase of Arms.—Letters from Capt. Clarke, R.E., respecting.
Ordered to lie on the Table, and to be printed.

Mr. Pyke presented—

Geodetic Survey.—Replies to questions of Mr. Carpenter put this day, for Returns of—

- (1.) The number of acres surveyed each year ending 31st December, 1856 to 1859 inclusive, the total cost of the field and office branch of the Survey Department during each of those years, including the trigonometrical and geodetic surveys.
- (2.) The number of acres surveyed between the 1st January and 1st July of the present year; the total expenditure of the Survey Department during that period.
- (3.) The number of miles of geodetic lines correctly marked and checked up to the 1st July last; the total number of miles of geodetic lines it will be necessary to mark in order to complete the geodetic survey; also, the cost of the geodetic survey up to the 1st of July last.
- (4.) Has the geodetic system been departed from, if so, for what reason; whether contract surveys are not being let independent of, and unconnected with, the geodetic survey, and if it was not originally intended that the geodetic survey was to precede and form the basis of the contract system.

Ordered to lie on the Table and to be printed.

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

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill, intituled "*An Act to prevent Frauds upon Creditors by secret bills of sale and to give a preferable lien upon growing crops without delivery,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, and with an amended title, with which they desire the concurrence of the Legislative Assembly.

(Signed)

J. F. PALMER.

Legislative Council Chambers,
11th September, 1860.

President.

Amendments ordered to be printed, and taken into consideration Friday, 14th September instant.

4. CROWN LANDS SALES BILL.—On the motion of Mr. Nicholson, the Message received from the Legislative Council yesterday was read by the Clerk.

Mr. Nicholson moved, That this Message be now taken into consideration.

Debate ensued.

Mr. Stephen moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this House is of opinion they would be establishing a dangerous and unconstitutional precedent in proceeding to take into consideration the Message of the Legislative Council on the Land Bill, as that Honorable House has not made the amendments recommended in the Report which they state they have adopted, and that a Message to that effect be transmitted to the Legislative Council."

Debate continued.

Motion and amendment, by leave, withdrawn.

Mr. Wood then moved, That a Message be sent to the Legislative Council, setting forth—

That in the opinion of the Legislative Assembly it is the invariable practice that the House of Parliament in whose possession a Bill may be shall make such alterations as it may deem advisable before returning the Bill to the other House.

It is manifestly impossible to consider, duly, alterations which have not been effected; and it would be contrary to Parliamentary law for either House to make amendments upon a measure as amended by itself.

It is also obvious that if one House declines to make amendments in a measure which it considers necessary until it has obtained the previous assent of the other House it compromises its own independence as a co-ordinate branch of the Legislature.

The Legislative Assembly, therefore, in order to maintain the usages of Parliament and the Constitutional privileges of both Houses, return this Bill to the Legislative Council.

Debate ensued.

Question—put and resolved in the affirmative.

Mr. Nicholson then, by leave of the House, moved, That, in order to facilitate the passing of the Land Bill, this House should not insist on its disagreement with the amendments made by the Legislative Council in substituting two for four subdivisions and limited auction for lot.

Mr. Heales moved, as an amendment, That all the words after the word "That" be omitted, with a view to insert instead thereof the words "this House having made all the concessions consistent with the passing of a Land Bill calculated to retain and increase our population, recommends the Government to administer (pending the passing of a Land Bill) the Orders in Council of June 19, 1850, in such a manner as will carry out the principles of the Bill which has already received the sanction of a large majority of this House."

Debate ensued.

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

THURSDAY, 13TH SEPTEMBER, 1860.

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

Ayes, 35.

Mr. Amsinck,	Mr. McCulloch,
Mr. Bailey,	Mr. McMillan,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Firebrace,	Mr. Pyke,
Mr. Francis,	Mr. Riddell,
Mr. Greeves,	Mr. Sinclair,
Mr. Hadley,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Snodgrass,
Mr. Henderson,	Mr. Stephen,
Mr. Howard,	Dr. Thomson,
Mr. Humffray,	Mr. Wilkie,
Mr. J. Johnson,	Mr. Wood,
Mr. J. S. Johnston,	Mr. Woolley.
Mr. King,	
Mr. Lalor,	
Mr. Lock,	<i>Tellers.</i>
Dr. Macadam,	Mr. Brodie,
Mr. Martley,	Mr. Donald.

And so it was resolved in the affirmative.

Question—That, in order to facilitate the passing of the Land Bill, this House should not insist on its disagreement with the amendments made by the Legislative Council in substituting two for four subdivisions and limited auction for lot—put.

Assembly divided.

Ayes, 41.

Mr. Brodie,	Mr. McMillan,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Cathie,	Mr. Pyke,
Mr. Don,	Mr. Riddell,
Mr. Donald,	Mr. Service,
Mr. Embling,	Mr. Sinclair,
Mr. Firebrace,	Mr. J. T. Smith,
Mr. Francis,	Mr. L. L. Smith,
Mr. Greeves,	Mr. Snodgrass,
Mr. Hadley,	Mr. Stephen,
Mr. Harrison,	Dr. Thomson,
Mr. Heales,	Mr. Verdon,
Mr. Henderson,	Mr. Wilkie,
Mr. J. Johnson,	Mr. Wood,
Mr. J. S. Johnston,	Mr. Woods,
Mr. King,	Mr. Woolley.
Mr. Lalor,	
Mr. Lock,	
Dr. Macadam,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Martley,
Mr. McLellan,	Mr. Bailey.

And so it was resolved in the affirmative.

Ordered—That a Message be transmitted to the Legislative Council acquainting them that the Assembly had agreed to the above resolution.

Noes, 13.

Mr. Cathie,	Mr. Myles,
Mr. Don,	Mr. Verdon,
Mr. Gavan Duffy,	Mr. Woods.
Mr. Gray,	
Mr. Heales,	
Mr. Hood,	<i>Tellers.</i>
Mr. Mackintosh,	Mr. Service,
Mr. McLellan,	Mr. L. L. Smith.

Noes, 7.

Mr. Gavan Duffy,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Gray,	Mr. Humffray,
Mr. Mackintosh,	Mr. Hood.
Mr. Myles,	

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

Yan Yean Purification—Resolutions to be reported.

Brown's Diggings—Resolution to be further considered in Committee.

Assembly adjourned at fourteen minutes to one o'clock until four o'clock, p.m., this day.

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 140.

THURSDAY, 13TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. YAN YEAN WATER SUPPLY.—Mr. Sinclair, Chairman, brought up the Report from this Select Committee.
Ordered to be printed, together with the proceedings of the Committee and minutes of evidence.
3. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the thirty-first Report from this Committee.
Ordered to lie on the Table and to be printed.
4. POSTPONEMENT OF ORDERS OF THE DAY.—The Assembly ordered that the consideration of the following Orders of the Day be postponed until to-morrow.
 - “*Impounding of Cattle—Resumption of debate,*”
 - “*Tariff—Resolutions respecting—resumption of debate,*”
 - “*Liquors Sale Laws Amendment Bill—Third reading.*”
5. LIBRARY COMMITTEE.—The Order of the Day for the further consideration in Committee of the whole Assembly of the revised Progress Report of the Joint Library Committee having been read—Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair.
6. YAN YEAN PURIFICATION.—Mr. Lalor reported from a Committee of the whole certain resolutions, which were read and are as follow:—
Resolved—
 1. That the channels of supply to the Yan Yeau be further freed from vegetable matter, and kept clear from the intrusion of animals.
 2. That Bruce's Creek be diverted.
 3. That the waters now contained in the reservoir be run off as speedily as possible, and that the attention of the Commissioner of Public Works be called to the expediency of reducing the charge for water for manufacturing purposes.
 4. That the water be not allowed to remain so long in the maiaes.
 5. That the earnest attention of the Honorable the Commissioner of Public Works be directed to ascertain from the most reliable sources whether it is necessary to take up the tinned piping, and replace it by iron, lead, paper, or other pipes.
 6. That the directions issued by the Commissioners as to the running off the water from the service pipes, previous to using it for domestic purposes, be printed in French, German, Italian, and Chinese, as well as in the English language.
 And the same having been read a second time, were agreed to by the Assembly.
7. BROWN'S DIGGINGS.—The Order of the Day for the further consideration in Committee of the whole Assembly of the following resolution, viz.:—That, in the opinion of this House, the miners whose names are appended to the Report from the Select Committee upon Brown's Diggings, and who by such report are recommended to the favorable consideration of the House for compensation, should be paid the sum of £50 each; and that an Address be presented to His Excellency the Governor, requesting His Excellency to place the necessary amount upon the Estimates for 1861,—having been read, on the motion of Mr. Lock, Mr. Speaker left the Chair, and the Assembly resolved itself into a Committee of the whole for the further consideration thereof.
Mr. Speaker resumed the Chair; and Mr. Lalor having reported that the Committee had come to several resolutions—Ordered that the report be received to-morrow.

8. **GEELONG AND BALLAARAT RAILWAY—TRANSFER OF CONTRACT.**—Mr. L. L. Smith moved, pursuant to notice given by Mr. Hood, That there be laid on the Table of this House copies of all correspondence that has passed between the Government and other parties relative to the transfer of the contract for the construction of the Geelong and Ballaarat Railway from Messrs. Evans, Merry and Co., to Messrs. Williams and Little.
Question—put and resolved in the affirmative.
9. **PAPERS.**—Mr. Bailey presented—
Geelong and Ballaarat Railway—Transfer of Contract.—Return to the above Order.
Ordered to lie on the Table.
10. **MR. G. C. DARBYSHIRE.**—Mr. Loader moved, pursuant to notice given by Mr. Humfray, That the papers laid on the Table of the House in reply to questions put relative to the agreements entered into, and report made, by the late Engineer-in-Chief, be printed.
Question—put and resolved in the affirmative.
11. **MR. H. B. CLARKE.**—Dr. Hunter moved, pursuant to notice, That a Select Committee be appointed to investigate the circumstances connected with the incarceration of Mr. H. B. Clarke, and to report to this House thereon, such Committee to consist of Mr. Humfray, Mr. Frazer, Mr. Heales, Mr. Anderson, Dr. Macadam, Mr. Embling, Mr. Woods, and the Mover, with power to call for persons and papers; three to form a quorum.
Debate ensued.
Motion, by leave, withdrawn.
12. **MESSAGES FROM THE LEGISLATIVE COUNCIL.**—The following Messages from the Legislative Council by the Clerk-Assistant of the Council—

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly a Bill intituled "*An Act to repeal certain clauses of the Customs Act 1857 and to substitute others in lieu thereof,*" and acquaint the Legislative Assembly that they have agreed to the same with amendments, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,

Legislative Council Chamber,
13th September, 1860.

President.

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that the Legislative Council have agreed to the amendments made by the Legislative Assembly in the Bill intituled "*An Act to amend an Act intituled 'An Act to amend an Act intituled An Act 'to enable certain Public Hospitals to sue and be sued in the name of their Treasurer and to provide for the taking and holding of real property belonging to such hospitals respectively.'*"

(Signed) J. F. PALMER,

Legislative Council Chamber,
13th September, 1860.

President.

MR. SPEAKER,

The Legislative Council return to the Legislative Assembly the Bill intituled "*An Act for regulating the Sale of Crown Lands and for other purposes,*" and acquaint the Legislative Assembly that they have agreed to some amendments with amendments, that they insist on some amendments, and that they insist on disagreeing with some amendments as set forth and attached to the Bill, with which they desire the concurrence of the Legislative Assembly.

(Signed) J. F. PALMER,

Legislative Council Chamber,
Melbourne, 13th September, 1860.

President.

On the motion of Mr. Nicholson, the amendments above referred to and attached to the Bill were read by the Clerk, and are as follow :—

1. Clause XII., Proviso inserted by the Legislative Assembly agreed to with the following amendments :—Insert "not" before "within;" leave out "already;" after "alienated" insert "before the commencement of this Act;" leave out "on the memorial of any ten persons who declare their intention of becoming settlers on the same."
2. Clause XIV., line 26, amendment still insisted on.
3. Clause XVII., amendment on amendment as made by the Legislative Assembly agreed to.
4. Clauses XVIII., XIX., XXII., XXIII., amendments still insisted on.
5. In new clause to follow Clause XXIII., disagreement with amendments insisted on.
6. Amendments in clauses XXIV., XXV., XXVI., XXVII., XXVIII., XXX., XXXI., XXXII., XXXIII., still insisted on.
7. Amendment to leave out Clause XXXIV. still insisted on.
8. In Clauses XXXVI., XXXVII., XXXVIII., XXXIX., amendments still insisted on.
9. In new clause to follow Clause XXXIX., disagreement with amendment of Legislative Assembly still insisted on.
10. Amendments to leave out clauses XLI., XLII., XLIII., XLIV., and XLV. not now insisted on; and amendment of Legislative Assembly to omit "or Court of Petty Sessions" in line 28 of Clause XLI. agreed to.

11. Disagreement with amendments in the two new clauses to precede XLIX. still insisted on.

12. Amendments in the second and third schedules, and amendment to leave out fifth and sixth schedules still insisted on.

On the motion of Mr. Wood, the amendment 1 was read a second time and agreed to by the Assembly.

On the motion of Mr. Wood, the several amendments 2, 4, 5, 6, 7, 8, 9, 11, and 12 were read a second time, and not now insisted on by the Assembly.

Ordered—That the Bill be returned to the Legislative Council with a Message acquainting them that the Assembly have agreed to the amendments made by the Legislative Council on the amendments made by the Legislative Assembly on the amendments made by the Legislative Council in Clause XII., and that the Legislative Assembly do not now insist on disagreeing to the amendments still insisted on by the Legislative Council.

13. BRIDGE OVER THE MOYNE.—Mr. Hood moved, pursuant to notice, for leave to bring in a Bill to enable the Government to build a bridge over the River Moyne, at Belfast.

Debate ensued.

Motion, by leave, withdrawn.

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

FRAN^s. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 141.

FRIDAY, 14TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PETITION.—Mr. Sinclair presented a Petition from the wives of the Unemployed in North Melbourne and Carlton, praying the House to use its best endeavours in the cause of the petitioners.
Petition read and ordered to lie on the Table.
3. CUSTOMS ACT AMENDMENT BILL (2).—On the motion of Mr. Pyke, by leave of the Assembly, the amendments made by the Legislative Council in this Bill were read by the Clerk, and are as follow :—
After the preamble insert new clause, as follows :—

A.

The sixty-fifth and sixty-sixth sections of the said Act shall be and the same are hereby repealed.

B.

If the importer proprietor or consignee of any goods shall not within four days (exclusive of Sundays and holidays) after the arrival of the ship importing the same make perfect entry or entry by bill of sight of such goods or if having made such entry he shall not land such goods within such four days or within such further period as the Commissioner shall direct the officers of the Customs may convey such goods to the Queen's warehouse and whenever the cargo of any ship shall have been discharged within such four days with the exception only of a small quantity of goods the officers of the Customs may forthwith convey such remaining goods to the Queen's warehouse and also at any time after the arrival of such ship may convey any small packages or parcels of goods therein to the Queen's warehouse there to remain for due entry during the remainder of such four days and if the duties due upon any goods so conveyed to the Queen's warehouse shall not be paid within one month afterwards or within such further period as the Commissioner may direct together with all charges of removal and warehouse rent and freight such goods may be sold either for home use or for exportation and the produce thereof applied first to the payment of charges and duties next of freight and the overplus if any shall be paid to the importer proprietor or consignee of the goods on his application for the same but if he does not make such application the said overplus shall be paid into the Treasury to abide his claim on his appearing and making good his claim thereto and if such goods or any of them shall be of a perishable nature the Commissioner may forthwith direct sale thereof and apply the proceeds in like manner Provided always that for this purpose if the importing ship and goods be liable to the performance of quarantine the time for entry and landing of such goods shall be computed from the time at which such ship and goods shall have been released from quarantine.

C.

If the importer proprietor or consignee of any goods or his agent shall not within four days (exclusive of Sundays and holidays) after the arrival of the ship importing the same enter and land such goods the master or owner of such ship may immediately upon the expiration of such period (unless a longer period is specified in the bills of lading or charter party of affreightment for the discharge of her cargo or any part thereof) enter and land such goods notwithstanding the same may have been previously entered by the importer proprietor or consignee thereof.

D.

If any period after the arrival or report of any ship is specified in the bills of lading or charter party of affreightment for the discharge of her cargo or any part thereof and the importer proprietor or consignee of such goods or his agent shall neglect to enter and land the same within such period the master or owner of such ship may immediately on the expiration of such period enter and land such goods notwithstanding the same may have been previously entered by the importer proprietor or consignee thereof.

E.

Whenever any goods shall remain on board any importing ship beyond the period of four days after the arrival of such ship or beyond such further period as the Commissioner may allow such ship shall be detained by the proper officer of Customs until all expenses of watching or guarding such goods beyond such four days or such further time if any allowed as aforesaid not exceeding ten shillings per diem and of removing the goods or any of them to the Queen's warehouse (in case the officers shall so remove them) be paid.

F.

So much of the one hundredth section of the said Act as provides that proof be made to the satisfaction of the Collector of Customs that such goods as are mentioned in such section had been duly landed at the port for which the same had been cleared shall be and the same is hereby repealed and proof shall be made to the satisfaction of the Collector of Customs that such goods had been duly exported subject to the conditions provided in the said recited Act concerning goods exported to Australasian Colonies.

After Clause III. insert new clauses as follows :—

G.

Where any person is required by the said Act to enter any goods as being of a certain value or to declare the value of any goods such value shall be estimated and taken to be according to the price of goods of the like kind at the port of entry at the time when such entry is passed.

H.

Whenever any goods liable to the duty of Customs shall be entered and landed by the master or owner of the importing ship under the provisions hereinbefore contained and the freight and charges of removal and warehouse rent (if any) shall be in arrear for one month after such entry shall have been made such goods on the written application of such master or owner or his agent shall after one month's notice in the *Government Gazette* be sold either for home use or for exportation and the produce thereof shall be applied in the same manner as the produce of goods conveyed to the Queen's warehouse and sold as hereinbefore directed.

I.

Whenever any goods not subject to duties of Customs shall be entered and landed by the master or owner of the importing ship under the provisions hereinbefore contained and the freight and charges of removal and warehouse rent (if any) shall be in arrear for one month after such landing such goods may after one month's notice in the *Government Gazette* be sold by the master or owner of the said ship or his agent and the produce thereof shall be applied as nearly as may be in the same manner as the produce of goods conveyed to the Queen's warehouse and sold as hereinbefore directed.

J.

This Act shall come into operation on the first day of the month next after the passing hereof and shall be deemed to be incorporated with and form part of the said Act and be read together therewith as one Act except in cases of repugnancy.

And on the further motion of Mr. Pyke, the Assembly disagreed to the whole of these amendments.

Ordered—That the Bill be returned to the Legislative Council, with a Message, acquainting them that the Legislative Assembly have disagreed to the amendments made therein by the Legislative Council.

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

MR. SPEAKER,

The Legislative Council acquaint the Legislative Assembly that they have agreed to the Bill intituled "*An Act to amend An Act intituled 'An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners,'*" without amendment.

(Signed)

J. F. PALMER,
President.

Legislative Council Chamber,
14th September, 1860.

5. CONFIDENCE IN GOVERNMENT.—Mr. Snodgrass moved, pursuant to notice, That this House, taking into consideration the conduct of the Government with reference to the Land Bill, and not believing in its ability to deal satisfactorily with other questions of public policy requiring an early settlement, is of opinion that the further retention of office by the present advisers of His Excellency will not conduce to the welfare of the Colony.

Debate ensued.

Question—put.
Assembly divided.

Ayes, 19.

Mr. Amsinck,	Dr. Hunter,
Mr. Brooke,	Mr. J. S. Johnston,
Mr. Cathie,	Mr. Loader,
Mr. Don,	Dr. Macadam,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Snodgrass.
Mr. Frazer,	
Mr. Heales,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Hood,	Mr. Ireland,
Mr. Humffray,	Mr. L. L. Smith.

Noes, 32.

Mr. Bailey,	Mr. McCulloch,
Mr. Bennett,	Mr. Mollison,
Mr. Caldwell,	Mr. Newton,
Mr. Carr,	Mr. Nicholson,
Mr. Donald,	Mr. O'Hea,
Mr. Embling,	Mr. Pyke,
Mr. Francis,	Mr. Riddell,
Mr. Gray,	Mr. Serjeant,
Mr. Greeves,	Mr. Service,
Mr. Hadley,	Mr. Sinclair,
Mr. Houston,	Mr. Stephen,
Mr. Howard,	Dr. Thomson,
Mr. J. Johnson,	Mr. Wood.
Mr. Jones,	
Mr. King,	<i>Tellers.</i>
Mr. Lalor,	Mr. Martley,
Mr. Lock,	Mr. McLellan.

And so it passed in the negative.

6. DISCHARGE OF ORDERS OF THE DAY.—The Assembly ordered that the following Orders of the Day be read and discharged from the Paper :—

“Real Property Bill—To be further considered in Committee,”

“Dr. A. Y. Carr—To be further considered in Committee,”

“Frauds upon Creditors prevention Bill—Amendments of Legislative Council to be taken into consideration.”

7. ADJOURNMENT.—Mr. Mollison moved, That the House do now adjourn.

Debate ensued.

Question—put and resolved in the affirmative.

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

FRAN^S. MURPHY,
Speaker.

VICTORIA.

VOTES AND PROCEEDINGS

OF THE

LEGISLATIVE ASSEMBLY.

No. 142.

TUESDAY, 18TH SEPTEMBER, 1860.

1. Assembly met pursuant to adjournment.—Mr. Speaker took the Chair.
2. PAPERS.—Mr. Nicholson presented—
 - New Zealand War.—Copy letter from the Honorable the Speaker of the House of Representatives, New Zealand, enclosing copy of a resolution of that House expressive of the gratitude felt towards this Government for the timely aid rendered to New Zealand, by placing at its disposal the armed steamer *Victoria*.
 - Read and ordered to lie on the Table.
 - Mr. Nicholson presented, by command of His Excellency the Governor—
 - Statistics.—Statistics of the Colony of Victoria for the year 1859.
 - Ordered to lie on the Table.
 - Mr. Pyke presented, by command of His Excellency the Governor—
 - Trade and Customs—Returns relating to Trade and Customs for the year 1859.
 - Ordered to lie on the Table.
 - Mr. Wood presented—
 - Reserved Judgments—Return to question put by Mr. Howard, 1st August last, for a Return showing the number of cases in which judgment has been reserved by the Supreme Court for a longer space than three months, specifying the length of time in each such case, and distinguishing whether tried at Common Law or in Equity.
 - Ordered to be printed.
 - Mr. Wood presented—
 - In re Nial*.—Minutes of Evidence taken before the Law Officers of the Crown relative to the case of George William Nial.
 - Ordered to lie on the Table.
3. PETITION.—Mr. Loader presented a Petition from the Mayor, Aldermen, Councillors, and Citizens of the city of Melbourne, under the seal of the said corporation, praying that the House would, at the earliest opportunity which might be possible, take the statements in the Petition into consideration, and adopt such course in respect thereto as to the Assembly might deem expedient.
- Petition read and ordered to lie on the Table.
4. PRINTING COMMITTEE.—Mr. Heales, on behalf of Mr. Speaker, Chairman, brought up the Thirty-second Report from this Committee.
- Ordered to lie on the Table and to be printed.
5. MESSAGE FROM THE LEGISLATIVE COUNCIL.—The following Message from the Legislative Council by the Clerk Assistant of the Council :—
 - MR. SPEAKER,
 - The Legislative Council informs the Legislative Assembly that they do not insist on their amendments in "*The Customs Act Amendment Bill*."
 - (Signed) J. F. PALMER,
 - President.
- Legislative Council Chamber,
18th September, 1860.

6. MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.—A Message from His Excellency the Governor, by the Usher of the Legislative Council :—

MR. SPEAKER,

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

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

“An Act for enabling the Municipal Council of Beechworth to construct Works and supply their District with Water and for other purposes.”

“An Act to alter the Boundaries of the Electoral District of Belfast.”

“An Act to indemnify all persons who may have advised signed or issued any Warrant varying the appropriation of certain portions of the sums of £75,000 and £110,000 appropriated in aid of District Road Boards in the years 1858 and 1859 respectively and of the sum of £15,000 appropriated in aid of Municipalities to be created during the year 1858 or who may have acted under the authority of the same.”

“An Act for securing the Freedom of the Deliberations of Parliament and for preventing Disorderly Meetings.”

“An Act to limit the Liability of Mining Partnerships.”

“An Act to amend an Act intituled ‘An Act for Improvements in Fitz Roy Ward in the City of Melbourne.’”

“An Act to remove doubts as to the validity of certain Mining Regulations and Bye-laws.”

“An Act to amend the Law of Property and for other purposes.”

“An Act to amend the Law relating to Volunteer Corps.”

“An Act to amend an Act intituled ‘An Act for the establishment of Municipal Institutions in Victoria.’”

“An Act to amend an Act intituled ‘An Act for amending the Laws relating to the Gold Fields.’”

“An Act to amend an Act intituled An Act to amend an Act intituled ‘An Act to enable certain Public Hospitals to sue and be sued in the name of their Treasurer and to provide for the taking and holding of Real Property belonging to such Hospitals respectively.’”

“An Act for regulating the Sale of Crown Lands and for other purposes.”

“An Act to amend an Act intituled ‘An Act to extend the provisions of the Acts relating to legally qualified Medical Practitioners.’”

“An Act to repeal certain Clauses of ‘The Customs Act 1857’ and to substitute others in lieu thereof.”

And His Excellency was pleased to reserve the following Bill for the signification of Her Majesty's pleasure thereon, viz. :—

“An Act to abolish Pensions to Retiring Responsible Officers.”

7. HIS EXCELLENCY'S SPEECH.—After which His Excellency was pleased to make a Speech to both Houses of Parliament, as followeth :—

MR. PRESIDENT AND HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL :

MR. SPEAKER AND GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

After a session of unusual length, I am happy to be able to release you from the discharge of your arduous and important duties.

The country will appreciate your devotion to its interests, and the zeal and assiduity which you have shown in the exercise of the functions delegated to you.

Although your deliberations have been occupied with comparatively few subjects, the results of the session are of no common importance.

The Bill for regulating the Sale of Crown Lands presents a settlement of a question which, since the introduction of Constitutional Government into the Colony, has been foremost in importance in the public mind, and upon which, from the difficulty of reconciling conflicting interests and opinions, practical legislation has hitherto been found impossible.

Mutual and liberal concessions, by both branches of the Legislature, have at length resulted in the production of a measure which will, I trust, under the blessing of Divine Providence, materially facilitate the settlement and develop the resources of the Colony.

It will be the duty of my advisers to take immediate steps to give effect to the details of the Bill, by the proclamation of commonages, and the survey of lands for sale and lease, in accordance with its provisions.

Three Bills intimately connected with the important question of law reform have been passed during the session: the Bill for amending the Law of Property; the Bill for the further amendment and consolidation of the Law of Evidence; and the Bill for the administration of the Estates of Deceased Persons in certain cases.

The Bill for amending the Law relating to Divorce and Matrimonial Causes in Victoria, is a measure highly important as regards the social condition of the Colony, but as it contains a material variation from the law of England on the same subject, it has been reserved for the signification of Her Majesty's pleasure.

The Bill vesting the undertaking of the Geelong and Melbourne Railway Company in the Board of Land Works has not only placed the whole of the trunk lines of the Colony in the hands of the State, but has evinced your desire to maintain inviolate the public faith, and must impart additional confidence to the holders of our securities.

I have given the Royal Assent to the Bill for securing the freedom of the deliberations of Parliament and for preventing disorderly meetings, believing that its object is not to check free political discussion without, but to protect it within, the walls of Parliament. Much as the events which have led to the passing of this Bill are to be deplored, they have called forth, not only from the citizens of Melbourne, but from the entire community, an expression of loyalty and determination to preserve order, which is in itself an assurance that no attempt to overawe or intimidate the Legislature will be tolerated by public opinion.

The Bill to limit the liability of mining partnerships, is an adaptation of the existing law of England to a class of associations in which a limitation of the amount of pecuniary responsibility of each member is urgently required, and will give increased encouragement and security to the investment of capital for mining purposes.

The Bills to remove doubts as to the validity of certain mining regulations, and to amend the laws relating to the Gold Fields, extend the powers of mining boards to make bye-laws, and affirm and ratify bye-laws to which they have already given their sanction.

The Bill for amending the law relating to Volunteer Corps, increasing the number of Volunteers, whose services I am enabled to accept, from 2000 to 10,000 men, and the rapid progress which the Volunteer movement has made, and continues to make, in the Colony, are gratifying proofs of the energy and spirit with which a force founded upon voluntary exertion has undertaken to provide for the internal defence of our common country.

The sympathy which has been shown for the sufferings of your fellow colonists in New Zealand, and the prompt measures which you have taken to assist them on the occasion of the recent outbreak among the native population, have elicited the thanks and approbation of the Imperial Government, contained in a despatch already laid before you.

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

In Her Majesty's name I thank you for the liberal manner in which you have provided for the exigencies of the public service of the year. The sums which have been for the first time appropriated for prospecting purposes and for the supply of water to the Gold Fields will, I trust, accomplish the objects for which they were intended.

HONORABLE GENTLEMEN OF THE LEGISLATIVE COUNCIL, AND

GENTLEMEN OF THE LEGISLATIVE ASSEMBLY :

After the labors of this protracted session, I regret that the necessity of passing the Estimates for the ensuing year will oblige me to require you again to assemble at a very early period.

I now, in Her Majesty's name, declare this Parliament to be prorogued to Monday, the twenty-second day of October next.

And it is prorogued accordingly.

(Signed)

HENRY BARKLY,
Governor.

FRAN^s. MURPHY,
Speaker.

Select Committees

APPOINTED DURING THE SESSION 1859-60.

1.—PRINTING.

Appointed 1st December, 1859.

The Hon. the Speaker, Mr. Brooke, Mr. Horne, Mr. Snodgrass, Mr. Heales,		Mr. Verdon, Mr. Loader, Mr. Serjeant, Mr. Nicholson (<i>Mover</i>).
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2.—STANDING ORDERS.

Appointed 1st December, 1859.

The Hon. the Speaker, Mr. Lalor, Mr. O'Shanassy, Mr. Gavan Duffy,		Mr. Ebden, Mr. Wood, Mr. Keefer,* Mr. Barton,
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* Resigned 9th March, 1860.

3.—REFRESHMENT ROOMS (JOINT COMMITTEE).

Appointed 1st December, 1859.

Mr. Everard,* Mr. Aspinall, Mr. Wilkie,		Mr. Horne, Mr. Carr, Mr. Anderson.†
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* Resigned 10th January, 1860.

† Appointed 24th January, 1860.

4.—LIBRARY (JOINT COMMITTEE).

Appointed 1st December, 1859.

The Hon. the Speaker, Mr. Caldwell, Dr. Evans,		Mr. Keefer,* Mr. Lock, Mr. Greeves.†
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* Resigned 9th March, 1860.

† Appointed 18th April, 1860.

5.—PARLIAMENT BUILDINGS (JOINT COMMITTEE).

Appointed 7th December, 1859.

The Hon. the Speaker, Mr. Brooke, Mr. Francis,		Mr. Ebden, Mr. Gavan Duffy.
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6.—RAILWAY CONTRACTS.

Appointed by Ballot, 7th December, 1859.

Mr. Woods,* Mr. Heales, Mr. Michie, Mr. Amsinck, Mr. Sinclair,* Mr. Ebden,		Mr. Verdon, Mr. O'Shanassy, Mr. Caldwell, Mr. Greeves,† Mr. Brooke.† Mr. Francis.†
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* Relieved from further attendance, 28th March, 1860.

† Appointed 29th March, 1860.

7.—ADDRESS FOR THE ESTABLISHMENT OF A ROYAL MINT.

Appointed 13th December, 1859.

Mr. O'Shanassy,
Mr. Keefer,*
Mr. Howard,
Mr. Ebden,

Mr. Loader,
Mr. Bailey,
Mr. Pyke (*Mover*).

* Resigned 9th March, 1860.

8.—LUNATIC ASYLUM.

Appointed 15th December, 1859.

Mr. O'Shanassy,
Mr. Ebden,
Mr. Horne,
Mr. Michie,
Mr. Verdon,
Mr. Hadley,

Dr. Thomson,
Mr. Gillespie,
Mr. Greeves,*
Mr. Heales,†
Mr. J. S. Johnston (*Mover*).

* Appointed 17th February, 1860.

† Appointed 22nd February, 1860.

9.—REGISTRATION, &c.

Appointed 15th December, 1859.

Mr. Nicholson,
Mr. O'Shanassy,
Mr. Lalor,
Mr. Loader,
Mr. J. S. Johnston,

Mr. Don,
Mr. Barton,
Mr. Snodgrass,
Mr. Verdon (*Mover*).

10.—KYNETON RAILWAY DEVIATION.

Appointed 16th December, 1859.

Mr. Horne,
Mr. Francis,
Mr. J. S. Johnston,
Mr. Amsinck,
Mr. Heales,

Mr. Anderson,
Mr. Prendergast,
Mr. Woods,
Mr. Sinclair,
Mr. Hadley (*Mover*).

11.—VALEDICTORY ADDRESS TO MAJOR-GENERAL MACARTHUR.

Appointed 12th January, 1860.

Mr. McCulloch,
Mr. O'Shanassy,
Mr. Stephen,

Mr. Harker,
Mr. Snodgrass,
Mr. Nicholson (*Mover*).

12.—IMPOUNDING ACT.

Appointed 17th January, 1860.

Mr. Reid,
Mr. Pyke,
Mr. Mackintosh,
Mr. Firebrace,
Mr. Carr,

Mr. Brooke,
Mr. Keefer,*
Mr. Prendergast,†
Mr. Wilkie (*Mover*).

* Resigned 9th March, 1860.

† Appointed 23rd March, 1860.

13.—GOLD FIELDS.

Appointed 18th January, 1860.

Mr. O'Shanassy,
Mr. Pyke,
Mr. Lalor,
Dr. Macadam,
Mr. Loader,
Mr. Frazer,

Mr. Humffray,
Mr. Verdon,
Mr. Brooke,
Mr. O'Hea,
Mr. McLellan,
Mr. Carpenter (*Mover*).

14.—MAIN MURRAY-ROAD, SANDHURST.

Appointed 19th January, 1860.

Mr. Brodie,
Dr. Evans,
Mr. Francis,
Mr. Harker,*
Mr. Henderson,
Mr. Lalor,

Mr. O'Shaughnessy,
Mr. Pyke,
Mr. Russell,
Mr. Snodgrass,
Mr. J. S. Johnston,
Dr. Macadam (*Mover*).

* Resigned 2nd March, 1860.

15.—SHERIFF'S DEPARTMENT.

Appointed 19th January, 1860.

Mr. Houston,
Mr. Brooke,
Mr. Nicholson,
Mr. McLellan,
Mr. Anderson,

Mr. Keefer,*
Mr. Wood,
Mr. Grant,
Mr. Heales (*Mover*).

* Resigned 9th March, 1860.

16.—MR. A. McLACHLAN'S CASE.

Appointed 19th January, 1860.

Mr. Service,
Mr. Horne,
Mr. Mollison,
Dr. Evans,
Mr. Heales,

Mr. Amsinck,
Mr. Carr,*
Mr. Carpenter,*
Mr. Lalor (*Mover*).

* Appointed 19th April, 1860.

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

Appointed 25th January, 1860.

Mr. Howard,
Mr. Humffray,
Mr. Houston,

Mr. Keefer,
Mr. Pyke,
Mr. Gillespie (*Mover*).

18.—NATIONAL BANK OF AUSTRALASIA ACT AMENDMENT BILL.

Appointed 25th January, 1860.

Dr. Thomson,
Mr. Caldwell,
Mr. Anderson,
Mr. Heales,

Mr. Howard,
Mr. Humffray,
Mr. Michie (*Mover*).

19.—YAN YEAN WATER SUPPLY.

Appointed 25th January, 1860.

Mr. Francis,
Mr. Horne,
Mr. Woods,
Mr. Caldwell,
Mr. J. T. Smith,
Mr. Hood,

Mr. Don,
Mr. J. S. Johnston,*
Mr. Verdon,
Mr. Heales,
Mr. Carr,*
Mr. Sinclair (*Mover*).

* Appointed 23rd March, 1860.

20.—LICENSED PUBLICANS ACTS.

Appointed 26th January, 1860.

Mr. Michie,
Mr. McLeod,
Mr. Gillespie,
Mr. McLellan,
Mr. Cathie,
Mr. Service,
Mr. Snodgrass,

Mr. Don,
Mr. Keefer,*
Mr. Lalor,
Mr. Serjeant,
Mr. King,
Mr. Heales (*Mover*).

* Resigned 9th March, 1860.

21.—TARIFF.

Appointed 26th January, 1860.

Mr. J. S. Johnston,
Mr. Bailey,
Mr. Brooke,
Mr. Bennett,
Mr. Mackintosh,
Mr. Gillespie,

Mr. Pyke,
Mr. Heales,
Mr. Serjeant,
Mr. Carr,
Dr. Embling (*Mover*).

22.—MR. WINDSOR'S CASE.

Appointed 26th January, 1860.

Mr. Aspinall,
Mr. Carr,
Mr. Francis,
Mr. Heales,

Mr. Ireland,
Mr. O'Shanassy,
Mr. Prendergast,
Mr. Hood (*Mover*).

23.—FEDERAL UNION.

Appointed 26th January, 1860.

Mr. Nicholson,
Mr. Michie,
Mr. O'Shanassy,
Mr. Brooke,
Dr. Evans,

Mr. Anderson,
Mr. Caldwell,
Mr. Mollison,
Mr. McCulloch,
Mr. Gavan Duffy (*Mover*).

24.—COLLINGWOOD, FITZROY, AND DISTRICT GAS AND COKE COMPANY'S BILL.

Appointed 26th January, 1860.

Mr. Keefer,
Mr. Heales,
Mr. Gillespie,
Mr. Don,

Mr. Bennett,
Mr. Verdon,
Mr. Amsinck (*Mover*).

25.—IMPORTATION OF RAILWAY PLANT.

Appointed 27th January, 1860.

Mr. Francis,
Mr. O'Shanassy,
Mr. Brooke,

Mr. Caldwell,
Dr. Thomson,
Mr. Verdon (*Mover*).

26.—RAILWAY DEPARTMENT.

Appointed 14th February, 1860.

Mr. Amsinck,
Mr. Brooke,
Mr. Caldwell,
Mr. Francis,
Mr. Heales,
Mr. Horne,

Mr. Greeves,
Mr. Verdon,
Dr. Macadam,
Mr. Reid,
Mr. Woods,
Mr. Hood (*Mover*).

27.—BROWN'S DIGGINGS.

Appointed 23rd February, 1860.

Mr. Brodie,
Mr. Frazer,
Mr. Grant,
Mr. Howard,
Mr. Humfray,

Mr. Lalor,
Mr. Loader,
Dr. Macadam,
Mr. McLellan,
Mr. Locke (*Mover*).

28.—J. AND N. CAMPBELL'S PETITION.

Appointed 23rd February, 1860.

Mr. Bennett,	Mr. McMillan,
Dr. Macadam,	Mr. Snodgrass,
Mr. Barton,	Mr. J. S. Johnston (<i>Mover</i>).

29.—GEE LONG AND BALLAARAT RAILWAY COMPANY.

Appointed 23rd February, 1860.

Mr. Verdon,	Mr. J. S. Johnston,*
Mr. Mackintosh,	Mr. Howard,*
Mr. King,	Mr. Sinclair,*
Mr. Francis,	Mr. Brooke (<i>Mover</i>).

* Appointed 18th April, 1860.

30.—PROTECTION TO ABORIGINES.

Appointed 2nd March, 1860.

Mr. McMillan,	Mr. Firebrace,
Mr. Snodgrass,	Dr. Embling,
Mr. Heales,	Mr. McLeod (<i>Mover</i>).

31.—FITZROY WARD ACT IMPROVEMENT BILL.

Appointed 15th March, 1860.

Mr. Sergeant,	Dr. Thomson,
Mr. Heales,	Mr. Carr,
Mr. J. T. Smith,	Dr. Embling (<i>Mover</i>).
Mr. King,	

32.—YAN YEAN PURIFICATION.

Appointed 18th April, 1860.

Mr. Francis,	Mr. Anderson,
Mr. J. S. Johnston,	Mr. Ebdon,
Dr. Embling,	Mr. Amsinck,
Mr. Heales,	Mr. Humffray,
Mr. Lalor,	Dr. Macadam (<i>Mover</i>).

33.—HANSARD.

Appointed 18th April, 1860.

Mr. Speaker,	Mr. McCulloch,
Mr. Gavan Duffy,	Mr. Service,
Mr. Gray,	Mr. Lalor,
Mr. Brooke,	Mr. Heales (<i>Mover</i>).
Dr. Evans,	

34.—IMMIGRATION.

Appointed by Ballot, 19th April, 1860.

Mr. Loader,	Mr. King,
Mr. O'Shanassy,	Mr. Francis,
Mr. Pyke,	Mr. McCulloch,
Mr. Bailey,	Mr. Nicholson,
Mr. Mollison,	Mr. Brodie.
Mr. Gray,	

35.—THE OVENS GOLD FIELDS WATER COMPANY'S BILL.

Appointed 1st May, 1860.

Dr. Embling,	Mr. Brodie,
Mr. Brooke,	Dr. Evans,
Mr. Loader,	Mr. Donald,
Mr. Carpenter,	Mr. Wood (<i>Mover</i>).

36.—THE BENDIGO GAS COMPANY'S BILL.

Appointed 18th May, 1860.

Mr. Henderson,
Mr. Humffray,
Mr. J. Johnston,
Mr. Houston,
Mr. Lock,

Mr. Loader,
Mr. Sergeant,
Mr. Donald,
Mr. Howard (*Mover*).

37.—THE MUNICIPAL COUNCIL OF BEECHWORTH WATER WORKS BILL.

Appointed 29th May, 1860.

Mr. Howard,
Mr. Lalor,
Mr. Brooke,
Mr. Carpenter,
Mr. Donald,

Dr. Embling,
Mr. Hood,
Dr. Evans,
Mr. Brodie,
Mr. Wood (*Mover*).

38.—CONGRATULATORY ADDRESS TO THE GOVERNOR.

Appointed 26th July, 1860.

Mr. C'Shanassy,
Mr. Ebden,
Mr. Heales,
Mr. Anderson,

Mr. Greeves,
Mr. Martley,
Mr. Nicholson (*Mover*).

39.—CROWN LANDS SALES BILL.

JOINT COMMITTEE.

Appointed by Ballot, 31st August, 1860.

Mr. Nicholson,
Mr. Wood,
Mr. J. S. Johnston,

Mr. McCulloch,
Mr. Bailey,
Mr. Ebden.

COMMITTEE OF ELECTIONS AND QUALIFICATIONS.

Appointed 20th October, 1859.

Mr. Horne,
Mr. Humffray,
Mr. J. S. Johnston,
Mr. McLellan,

Mr. Prendergast,
Mr. Verdon,
Mr. Wood.*

* Reappointed 30th November, 1859.

VICTORIA.
—
LEGISLATIVE ASSEMBLY.

No. 1.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859.

FRIDAY, 9TH DECEMBER.

No. 1.—*Supply*—Estimates for 1860.

Question proposed—That a sum “of” £1200 be granted to Her Majesty to defray the Salary of the President of the Legislative Council for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That all the words after the word “of” be omitted, with a view to insert instead thereof the words “£300 be granted to Her Majesty to defray the salary for three months of the President of the Legislative Council, with a view to express the intention of the Committee to grant salaries, and the expense of establishments, for three months only, in order that the Government may recast the Estimates, making a reduction in those heads of public expenditure, and increasing the amount voted for Public Works and Roads and Bridges.”—(*Mr. Gavan Duffy.*)

The Committee having continued to sit until after 12 o'clock,

SATURDAY, 10TH DECEMBER, 1859,

Motion made and question put—That the Chairman do report progress, and ask leave to sit again.—(*Mr. Everard.*)

Committee divided.

Ayes 20.

Mr. Bennett,	Dr. Hunter,
Mr. Brooke,	Mr. Keefer,
Mr. Carpenter,	Mr. Loader,
Mr. Cathie	Mr. McLellan,
Mr. Don,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. Stephen,
Mr. Frazer,	Mr. Verdon.
Mr. Hadley,	
Mr. Harker,	<i>Tellers.</i>
Mr. Heales,	Mr. Woods,
Mr. Houston,	Mr. Everard.

Noes 36.

Mr. Amsinck,	Dr. Macadam,
Mr. Aspinall,	Mr. MacIntosh,
Mr. Bailey,	Mr. McCulloch,
Mr. Brodie,	Mr. McLeod,
Mr. Caldwell,	Mr. Michie,
Mr. Carr,	Mr. Mollison,
Mr. Ebdon,	Mr. Nicholson,
Mr. Firebrace,	Mr. O'Shanassy,
Mr. Francis,	Mr. Pyke,
Mr. Gillespie,	Mr. Serjeant,
Mr. Henderson,	Mr. Service,
Mr. Henty,	Mr. Sinclair,
Mr. Hood,	Mr. J. T. Smith,
Mr. Horne,	Mr. L. L. Smith,
Mr. Ireland,	Mr. Wood.
Mr. J. S. Johnston,	
Mr. King,	<i>Tellers.</i>
Mr. Lock,	Mr. Anderson,
Mr. Lyall,	Mr. Howard.

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

Ayes 40

Mr. Amsinck,	Mr. Lyall,
Mr. Aspinall,	Dr. Macadam,
Mr. Bailey,	Mr. MacIntosh,
Mr. Brodie,	Mr. McCulloch,
Mr. Caldwell,	Mr. McLeod,
Mr. Carr,	Mr. Michie,
Mr. Ebden,	Mr. Mollison,
Mr. Firebrace,	Mr. Nicholson,
Mr. Francis,	Mr. O'Shanassy,
Mr. Gillespie,	Mr. Serjeant,
Mr. Hadley,	Mr. Service,
Mr. Heales,	Mr. Sinclair,
Mr. Henderson,	Mr. J. T. Smith,
Mr. Henty,	Mr. L. L. Smith,
Mr. Horne,	Mr. Stephen,
Mr. Howard,	Mr. Verdon,
Mr. Ireland,	Mr. Wood,
Mr. J. S. Johnston,	
Mr. Keefer,	<i>Tellers.</i>
Mr. M. L. King,	Mr. Pyke,
Mr. Lock,	Mr. Harker.

Noes 16.

Mr. Bennett,	Mr. Houston,
Mr. Brooke,	Dr. Hunter,
Mr. Carpenter,	Mr. McLellan,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. Woods.
Mr. Gavan Duffy,	
Mr. Everard,	<i>Tellers.</i>
Mr. Frazer,	Mr. Anderson,
Mr. Hood,	Mr. Loader.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 2.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859.

TUESDAY, 13TH DECEMBER.

No. 1.—*Supply*.—Estimates for 1860.

Motion made—That a sum “of” £500 be granted to Her Majesty to defray the Salary of the Chairman of Committees of the Legislative Council for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That all the words after the word “of” be omitted, with a view to insert instead thereof the words “Four hundred and sixty-two pounds ten shillings be granted to Her Majesty to defray the Salary of the Chairman of Committees of the Legislative Council for the year 1860, with a view of expressing the opinion of the Committee that the present Civil Service expenditure of the Colony is based on a scale intended for a period when the cost of the necessaries of life was considerably in excess of that ruling now—that it is therefore desirable that such expenditure be considerably reduced, and with this view this Committee recommends a reduction of at least ten per cent. from the estimated expenditure of 1860 in each department of the State either by the amalgamation of offices or by a reduction of salaries, the latter to be computed on the following scale:—

Over £250 to £350	a reduction of 5	per cent.	
” £350 to £500	”	7½	”
” £500 to £600	”	10	”
” £600 to £800	”	15	”
” £800 to £1000	”	20	”
” £1000	”	25	”

(*Mr. Everard.*)

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

Ayes, 39.

Mr. Amsinck,	Mr. McCulloch,
Mr. Aspinall,	Mr. Mollison,
Mr. Bailey,	Mr. Newton,
Mr. Brodie,	Mr. Nicholson,
Mr. Carpenter,	Mr. O’Shanassy
Mr. Ebden,	Mr. Prendergast,
Mr. Embling,	Mr. Pyke,
Dr. Evans,	Mr. Reid,
Mr. Firebrace,	Dr. Russell,
Mr. Francis,	Mr. Serjeant,
Mr. Gillespie,	Mr. Service,
Mr. Harker,	Mr. Sinclair,
Mr. Heales,	Mr. L. L. Smith,
Mr. Henderson,	Mr. Stephen,
Mr. Henty,	Mr. Verdon,
Mr. Horne,	Mr. Wood.
Mr. Howard,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Keefer,	Mr. Anderson,
Mr. Lock,	Mr. Ireland.
Mr. Lyall,	

Noes, 13.

Mr. Bennett,	Mr. McLellan,
Mr. Carr,	Mr. O’Hea,
Mr. Cowie,	Mr. Woods.
Mr. Don,	
Mr. Fraser,	<i>Tellers.</i>
Mr. Harrison,	Mr. Everard,
Mr. Houston,	Mr. Loader.
Dr. Hunter,	

No. 2.—Motion made—That a sum of £1500 be granted to Her Majesty to defray the Salary of the Speaker of the Legislative Assembly for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That all the words after the word “of” in the above resolution be omitted, with a view to insert instead thereof the words “One thousand three hundred and fifty pounds be granted to Her Majesty to defray the Salary of the Speaker of the Legislative Assembly for the year 1860, in order to assert the principle of retrenchment of the expenditure, and to assist the Government in instituting the same at the rate of ten per cent. through the whole of the Civil Service, the details of such reduction to be left to the Head of each Department.”—(*Mr. Loader.*)

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

Ayes, 35.		Noes, 16.	
Mr. Amsinck,	Mr. McCulloch,	Mr. Bennett,	Mr. McLellan,
Mr. Aspinall,	Mr. Mollison,	Mr. Carr,	Mr. O'Hea,
Mr. Brodie,	Mr. Newton,	Mr. Cowie,	Mr. Russell,
Mr. Carpenter,	Mr. Nicholson,	Mr. Don,	Mr. Service,
Mr. Ebden,	Mr. O'Shanassy,	Mr. Fraser,	Mr. Woods.
Mr. Embling,	Mr. Prendergast	Mr. Harrison,	
Dr. Evans,	Mr. Pyke,	Mr. Houston,	<i>Tellers.</i>
Mr. Firebrace,	Mr. Reid,	Dr. Hunter,	Mr. Anderson,
Mr. Francis,	Mr. Serjeant,	Mr. Loader,	Mr. Everard.
Mr. Harker,	Mr. Sinclair,		
Mr. Heales,	Mr. L. L. Smith,		
Mr. Henderson,	Mr. Stephen,		
Mr. Henty,	Mr. Verdon,		
Mr. Horne,	Mr. Wood.		
Mr. Howard,			
Mr. J. S. Johnston,	<i>Tellers.</i>		
Mr. Keefer,	Mr. Bailey,		
Mr. Lock,	Mr. Ireland.		
Mr. Lyall,			

No. 3.—Motion made—That a sum “ of ” £800 be granted to Her Majesty to defray the Salary of the Clerk Assistant of the Legislative Assembly for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That all the words after the word “ of ” in the above resolution be omitted, with a view to insert instead thereof the words “ seven hundred and sixty pounds be granted to Her Majesty to defray the Salary of the Clerk Assistant of the Legislative Assembly for the year 1860, in order to assert the principle of immediate reduction of salaries and wages at the rate of five per cent.”—(*Mr. Loader.*)

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

Ayes, 35.		Noes, 6.	
Mr. Brodie,	Mr. Newton,	Mr. Bennett,	
Mr. Carpenter,	Mr. Nicholson,	Mr. Cowie,	
Mr. Ebden,	Mr. O'Shanassy,	Mr. Harrison,	
Mr. Embling,	Mr. Prendergast,	Mr. Houston.	
Dr. Evans,	Mr. Pyke,		
Mr. Firebrace,	Mr. Reid,	<i>Tellers.</i>	
Mr. Francis,	Mr. Russell,	Mr. McLellan,	
Mr. Gillespie,	Mr. Serjeant,	Mr. Loader.	
Mr. Hadley,	Mr. Sinclair,		
Mr. Heales,	Mr. J. T. Smith,		
Mr. Henderson,	Mr. L. L. Smith,		
Mr. Henty,	Mr. Stephen,		
Mr. Horne,	Mr. Verdon,		
Mr. Howard,	Mr. Wood.		
Mr. Ireland,			
Mr. J. S. Johnston,	<i>Tellers.</i>		
Mr. Keefer,	Mr. Bailey,		
Mr. Lock,	Mr. McCulloch.		
Mr. Mollison,			

No. 4.—Question proposed—That a sum of £1200 be granted to Her Majesty to defray the Salary of the Under Secretary for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That a sum of £1000 be granted to Her Majesty to defray the Salary of the Under Secretary for the year 1860.—(*Mr. Carpenter.*)

Committee divided.

Ayes, 23.		Noes, 21.	
Mr. Aspinall,	Mr. McLellan,	Mr. Amsinck,	Mr. Nicholson,
Mr. Bennett,	Mr. O'Hea,	Mr. Bailey,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Prendergast,	Mr. Brodie,	Mr. Pyke,
Mr. Don,	Mr. Russell,	Dr. Evans,	Mr. Reid,
Dr. Embling,	Mr. Serjeant,	Mr. Francis,	Mr. Service,
Mr. Fraser,	Mr. Sinclair,	Mr. Henty,	Mr. Stephen,
Mr. Hadley,	Mr. L. L. Smith,	Mr. Horne,	Mr. Wood.
Mr. Harrison,	Mr. Verdon,	Mr. Howard,	
Mr. Heales,		Mr. Keefer,	<i>Tellers.</i>
Mr. Houston,	<i>Tellers.</i>	Mr. McCulloch,	Mr. Harker,
Dr. Hunter,	Mr. Everard,	Mr. Mollison,	Mr. Ireland.
Mr. J. S. Johnston,	Mr. Woods.	Mr. Newton,	
Mr. Loader,			

WEDNESDAY, 14TH DECEMBER.

No. 5.—*Supply*—Estimates for 1860.

Question proposed—That a sum of £6150 be granted to Her Majesty to defray the Salaries of Thirteen Clerks in the department of the Chief Secretary for the year 1860, being one at £650, three at £600, two at £500, one at £450, four at £400, one at £350, and one at £300.—(*Mr. McCulloch.*)

Motion made and question put—That a sum of £5815 be granted to Her Majesty to defray the Salaries of Thirteen Clerks in the department of the Chief Secretary for the year 1860, being one at £600, three at £540, two at £460, one at £425, four at £400, one at £350, and one at £300.—(*Mr. Everard.*)

Committee divided.

Ayes, 25.		Noes, 30.	
Mr. Anderson,	Mr. McLellan,	Mr. Amsinck,	Mr. Newton,
Mr. Bennett,	Mr. McLeod,	Mr. Aspinall,	Mr. Nicholson,
Mr. Carr,	Mr. Myles,	Mr. Brodie,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. O'Hea,	Mr. Ebden,	Mr. Prendergast,
Mr. Cathie,	Dr. Russell,	Dr. Evans,	Mr. Pyke,
Mr. Cowie,	Mr. Serjeant,	Mr. Firebrace,	Mr. Reid,
Mr. Don,	Mr. Sinclair,	Mr. Francis,	Mr. Service,
Mr. Fraser,	Mr. J. T. Smith,	Mr. Gillespie,	Mr. Snodgrass,
Mr. Harrison,	Mr. L. L. Smith,	Mr. Horne,	Mr. Stephen,
Mr. Heales,		Mr. Howard,	Mr. Verdon,
Mr. J. S. Johnston,	<i>Tellers.</i>	Mr. Ireland,	Mr. Wood,
Mr. Loader,	Mr. Everard,	Mr. Lock,	Mr. Woolley.
Dr. Macadam,	Mr. Woods.	Mr. Lyall,	
Mr. MacIntosh,		Mr. McCulloch,	<i>Tellers.</i>
		Mr. Michie,	Mr. Bailey,
		Mr. Mollison,	Mr. Harker.

No. 6.—Question proposed—That a sum of £250 be granted to Her Majesty to defray the Salary of the Despatch Clerk and Keeper of the Government Offices for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That the Chairman do report progress, and ask leave to sit again, with the view of enabling the Government to make such reductions in the number and salaries of the officers of the Civil Service, as will effect a saving of at least £75,000.—(*Mr. Harrison.*)

Committee divided.

Ayes, 16.		Noes, 41.	
*Mr. Anderson,	Mr. Myles,	Mr. Amsinck,	Mr. McCulloch,
Mr. Carr,	Mr. O'Hea,	*Mr. Anderson,	Mr. Michie,
Mr. Cowie,	Dr. Russell,	Mr. Bennett,	Mr. Mollison,
Mr. Everard,	Mr. Sinclair,	Mr. Brodie,	Mr. Newton,
Mr. Frazer,	Mr. L. L. Smith.	Mr. Carpenter,	Mr. Nicholson,
Mr. Harrison,		Mr. Cathie,	Mr. O'Shanassy,
Mr. Loader,	<i>Tellers.</i>	Mr. Ebden,	Mr. Prendergast,
Mr. McLellan,	Mr. Don,	Mr. Embling,	Mr. Pyke,
Mr. McLeod,	Mr. Woods.	Dr. Evans,	Mr. Reid,
		Mr. Firebrace,	Mr. Serjeant,
		Mr. Francis,	Mr. Service,
		Mr. Gillespie,	Mr. J. T. Smith,
		Mr. Harker,	Mr. Snodgrass,
		Mr. Heales,	Mr. Stephen,
		Mr. Horne,	Mr. Verdon,
		Mr. Ireland,	Mr. Wood,
		Mr. J. S. Johnston,	Mr. Woolley.
		Mr. Keefer,	
		Mr. Lock,	<i>Tellers.</i>
		Mr. Lyall,	Mr. Bailey,
		Dr. Macadam,	Mr. Howard.
		Mr. MacIntosh,	

* *Sic.* in Orig.

No. 7.—Question proposed—That a sum of £1000 be granted to Her Majesty to defray the Salary of the Registrar General for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That a sum of £900 be granted to Her Majesty to defray the Salary of the Registrar General for the year 1860.—(*Mr. McLellan.*)

Committee divided.

Ayes, 26.		Noes, 27.	
Mr. Amsinck,	Mr. MacIntosh,	Mr. Aspinall,	Mr. Nicholson,
Mr. Bennett,	Mr. McLellan,	Mr. Bailey,	Mr. O'Shanassy,
Mr. Carr,	Mr. McLeod,	Mr. Brodie,	Mr. Pyke,
Mr. Carpenter,	Mr. Myles,	Mr. Cathie,	Mr. Reid,
Mr. Cowie,	Mr. O'Hea,	Mr. Ebden,	Mr. Serjeant,
Mr. Don,	Dr. Russell,	Dr. Evans,	Mr. Service,
Mr. Everard,	Mr. Sinclair,	Mr. Firebrace,	Mr. Snodgrass,
Mr. Frazer,	Mr. J. T. Smith,	Mr. Gillespie,	Mr. Verdon,
Mr. Harrison,	Mr. L. L. Smith,	Mr. Horne,	Mr. Wood,
Mr. Heales,	Mr. Stephen.	Mr. Howard,	Mr. Woolley.
Mr. J. S. Johnston,		Mr. Keefer,	
Mr. Loader,	<i>Tellers.</i>	Mr. McCulloch,	<i>Tellers.</i>
Mr. Lock,	Mr. Anderson,	Mr. Michie,	Mr. Francis,
Dr. Macadam,	Mr. Woods.	Mr. Mollison,	Mr. Harker.
		Mr. Newton,	

FRIDAY, 16TH DECEMBER.

No. 8.—*Supply*.—Estimates for 1860.

Question proposed—That a sum of £300 be granted to Her Majesty to defray the Salary of the Clerk at the Gold Fields, Beechworth, for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That this item be withdrawn for increase.—(*Mr. Barton.*)

Committee divided.

Ayes, 23.		Noes, 14.	
Mr. Amsinck,	Mr. McCulloch,	Mr. Bennett,	Dr. Russell,
Mr. Bailey,	Mr. McLellan,	Mr. Cathie,	Mr. J. T. Smith.
Mr. Brodie,	Mr. Nicholson,	Mr. Everard,	Mr. Wilkie,
Mr. Carr,	Mr. O'Hea,	Mr. J. S. Johnston,	Mr. Woolley.
Mr. Carpenter,	Mr. Pyke,	Mr. Lyall,	
Mr. Firebrace,	Mr. Reid,	Dr. Macadam,	<i>Tellers.</i>
Mr. Francis,	Mr. Sinclair,	Mr. Myles,	Mr. Anderson,
Mr. Gillespie,	Mr. Woods.	Mr. O'Shanassy,	Mr. Loader.
Mr. Hadley,			
Mr. Harker,	<i>Tellers.</i>		
Mr. Harrison,	Mr. Verdon,		
Mr. Keefer,	Mr. Barton.		
Mr. Lock,			

No. 9.—Motion made and question put—That a sum of £375 be granted to Her Majesty to defray the Salary of a Chinese Protector for the Ballarat district for six months.—(*Mr. McCulloch.*)

Committee divided.

Ayes, 30.		Noes, 23.	
Mr. Brodie,	Mr. Michie,	Mr. Aspinall,	Mr. Macadam,
Mr. Caldwell,	Mr. Mollison,	Mr. Barton,	Mr. McLellan.
Mr. Carr,	Mr. Newton,	Mr. Bennett,	Mr. Myles,
Mr. Don,	Mr. Nicholson,	Mr. Carpenter,	Mr. O'Hea,
Mr. Ebden,	Mr. Reid,	Mr. Cathie,	Mr. O'Shanassy,
Mr. Firebrace,	Mr. Sinclair,	Dr. Evans,	Dr. Russell,
Mr. Francis,	Mr. J. T. Smith,	Mr. Everard,	Mr. L. L. Smith,
Mr. Harrison,	Mr. Stephen,	Mr. Frazer,	Mr. Woods,
Mr. Heales,	Mr. Verdon,	Mr. Harker,	
Mr. Howard,	Mr. Wilkie,	Mr. Henderson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Wood,	Dr. Hunter,	Mr. Amsinck,
Mr. King,	Mr. Woolley.	Mr. Keefer,	Mr. Anderson.
Mr. Lock,		Mr. Loader,	
Mr. Lyall,	<i>Tellers.</i>		
Mr. MacIntosh,	Mr. Bailey,		
Mr. McCulloch,	Mr. Pyke.		

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 3.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

WEDNESDAY, 18TH JANUARY.

No. 1.—*Supply*.—Estimates for 1860.

Question proposed—That a sum not exceeding £1,200 be granted to Her Majesty to defray the salary of the Chief Commissioner of Police for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That a sum not exceeding £1,000 be granted to Her Majesty to defray the salary of the Chief Commissioner of Police for the Year 1860.—(*Mr. Woods.*)

Committee divided.

Ayes, 18.		Noes, 25.	
Mr. Amsinck,	Mr. MacIntosh,	Mr. Bailey,	Mr. O'Shanassy,
Mr. Barton,	Mr. McLellan,	Mr. Carpenter,	Mr. Prendergast,
Mr. Brooke,	Dr. Russell,	Mr. Gavan Duffy,	Mr. Pyke,
Dr. Embling,	Mr. Serjeant,	Mr. Firebrace,	Mr. Reid,
Mr. Gray,	Mr. Sinclair,	Mr. Francis,	Mr. Service,
Mr. Harrison,	Mr. Woods.	Mr. Gillespie,	Mr. L. L. Smith,
Mr. Heales,		Mr. Harker,	Mr. Stephen,
Dr. Hunter,	<i>Tellers.</i>	Mr. J. S. Johnston,	Mr. Verdon,
Mr. Keefer,	Mr. Carr,	Dr. Macadam,	Mr. Wilkie,
Mr. King,	Mr. Don.	Mr. McCulloch,	Mr. Wood.
		Mr. McMillan,	<i>Tellers.</i>
		Mr. Mollison,	Mr. Ireland,
		Mr. Nicholson,	Mr. Howard.

No. 2.—Question proposed—That a sum not exceeding £800 be granted to Her Majesty to defray the salary of the Paymaster and Commissioner of Police for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That a sum not exceeding £400 be granted to Her Majesty, to defray the salary of the Paymaster and Commissioner of Police for six months, with a view to the abolition of the office.—(*Mr. Heales.*)

Committee divided.

Ayes, 25.		Noes, 22.	
Mr. Barton,	Mr. McLellan,	Mr. Amsinck,	Mr. Mollison,
Mr. Bennett,	Mr. O'Hea,	Mr. Bailey,	Mr. Nicholson,
Mr. Brooke,	Mr. Prendergast,	Mr. Bell,	Mr. O'Shanassy,
Mr. Caldwell,	Mr. Serjeant,	Mr. Carr,	Mr. Pyke,
Mr. Gavan Duffy,	Mr. Sinclair,	Mr. Carpenter,	Mr. Reid,
Mr. Frazer,	Mr. J. T. Smith,	Mr. Cathie,	Mr. Service,
Mr. Gray,	Mr. L. L. Smith,	Mr. Firebrace,	Mr. Stephen,
Mr. Harrison,	Mr. Verdon,	Mr. Francis,	Mr. Wood.
Mr. Heales,	Mr. Wilkie,	Mr. Gillespie,	
Mr. Hood,		Mr. Henderson,	<i>Tellers.</i>
Dr. Hunter,	<i>Tellers.</i>	Dr. Macadam,	Mr. Ireland,
Mr. J. S. Johnston,	Mr. Woods,	Mr. McCulloch,	Mr. Harker.
Mr. Keefer,	Mr. Don.		
Mr. King,			

No. 3.—Motion made—That a sum not exceeding £1,275 be granted to Her Majesty to defray the salary of the Chief Medical Officer for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That a sum not exceeding £1,000 be granted to Her Majesty to defray the salary of the Chief Medical Officer for the year 1860.—(*Mr. Loader.*)

Further amendment proposed—That a sum not exceeding £800 be granted to Her Majesty to defray the salary of the Chief Medical Officer for the year 1860.—(*Mr. Harrison.*)

Question—That a sum not exceeding £800 be granted to Her Majesty to defray the salary of the Chief Medical Officer for the year 1860—put.

Committee divided.

Ayes, 25.		Noes, 22.	
Mr. Barton,	Mr. Loader,	Mr. Amsinck,	Mr. Nicholson,
Mr. Bennett,	Mr. Lock,	Mr. Bell,	Mr. O'Shanassy,
Mr. Brooke,	Mr. McLellan,	Mr. Carpenter,	Mr. Pyke,
Mr. Cathie,	Mr. Prendergast,	Dr. Evans,	Mr. Reid,
Mr. Don,	Dr. Russell,	Mr. Francis,	Mr. Service,
Mr. Frazer,	Mr. Serjeant,	Mr. Gillespie,	Mr. J. T. Smith,
Mr. Gray,	Mr. Sinclair,	Mr. Henderson,	Mr. Verdon,
Mr. Hadley,	Mr. L. L. Smith,	Mr. King,	Mr. Wood.
Mr. Harrison,	Mr. Stephen.	Dr. Macadam,	
Mr. Heales,		Mr. McCulloch,	<i>Tellers.</i>
Mr. Hood,	<i>Tellers.</i>	Mr. McMillan,	Mr. Ireland,
Mr. Howard,	Mr. Woods,	Mr. Mollison,	Mr. Harker.
Dr. Hunter,	Mr. Brodie.		
Mr. Keefer,			

FRIDAY, 20TH JANUARY.

No. 4.—Motion made—That a sum not exceeding £400 be granted to Her Majesty to defray the salary of the Director of Magnetic Survey for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That the following words be added to the above resolution, viz. :—

“And this Committee recommend that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum of £200 on the Supplementary Estimates for 1860 as an addition to the salary of the Director of the Magnetic Survey.”

—(*Mr. Barton.*)

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

Committee divided.

Ayes, 7.		Noes, 38.	
Mr. Barton,	Mr. Verdon,	Mr. Bailey,	Mr. McLellan,
Mr. Brodie,	<i>Tellers.</i>	Mr. Bell,	Mr. McMillan,
Mr. Carpenter,	Mr. Wilkie,	Mr. Bennett,	Mr. Michie,
Mr. Hood,	Mr. Amsinck.	Mr. Brooke,	Mr. Nicholson,
		Mr. Caldwell,	Mr. O'Hea,
		Mr. Carr,	Mr. O'Shanassy,
		Mr. Don,	Mr. Pyke,
		Dr. Evans,	Mr. Reid,
		Mr. Firebrace,	Dr. Russell,
		Mr. Gillespie,	Mr. Service,
		Mr. Gray,	Mr. Sinclair,
		Mr. Harrison,	Mr. J. T. Smith,
		Mr. Horne,	Mr. Stephen,
		Mr. Ireland,	Mr. Wood.
		Mr. J. S. Johnston,	Mr. Woods,
		Mr. Keefer,	Mr. Woolley.
		Mr. King,	
		Mr. Loader,	<i>Tellers.</i>
		Mr. Macadam,	Mr. Francis,
		Mr. McCulloch,	Mr. Anderson.

SATURDAY, 21st JANUARY, 1860.

No. 5.—Motion made—That a sum not exceeding £2,000 be granted to Her Majesty in aid of the purchase of books for free “Libraries”, which are already or may hereafter be established in the interior during 1860; grants to be made in equal proportion to sums collected by private subscriptions or local rates; no grant exceeding £300 to be paid to any one Library.—(*Mr. McCulloch.*)

Amendment proposed—That all the words after the word “Libraries,” in the second line of the above resolution, be omitted, with a view to insert instead thereof the words “in the interior, by the Trustees of the Melbourne Public Library.”—(*Mr. O’Shanassy.*)

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

Committee divided.

Ayes, 20.		Noes, 13.	
Mr. Bailey,	Mr. Pyke,	Mr. Amsinck,	Mr. McCulloch,
Mr. Carr,	Mr. Reid,	Mr. Brooke,	Mr. Mollison,
Mr. Francis,	Mr. Russell,	Mr. Carpenter,	Mr. O’Shanassy,
Mr. Frazer,	Mr. Serjeant,	Mr. Don,	
Mr. Howard,	Mr. Service,	Dr. Evans,	<i>Tellers.</i>
Mr. Keefer,	Mr. Stephen,	Mr. Harker,	Mr. Woods.
Dr. Macadam	Mr. Wood.	Mr. Harrison,	Mr. Brodie,
Mr. McLellan,		Mr. Loader,	
Mr. McMillan,	<i>Tellers.</i>		
Mr. Michie,	Mr. Snodgrass,		
Mr. Nicholson,	Mr. Pyke,		
Mr. Prendergast,			

No. 6.—Motion made and question put—That the chairman report progress and ask leave to sit again.—(*Mr. O’Shanassy.*)

Committee divided.

Ayes, 13.		Noes, 20.	
Mr. Carr,	Mr. Michie,	Mr. Amsinck,	Mr. Nicholson,
Mr. Carpenter,	Mr. O’Shanassy,	Mr. Bailey,	Mr. Reid,
Mr. Don,	Mr. Prendergast,	Mr. Brooke,	Dr. Russell,
Dr. Evans,		Mr. Francis,	Mr. Serjeant,
Mr. Frazer,	<i>Tellers.</i>	Mr. Harrison,	Mr. Snodgrass,
Mr. Harker,	Mr. Woods.	Mr. Keefer,	Mr. Stephen,
Mr. Howard,	Mr. Brodie,	Dr. Macadam,	Mr. Wood.
Mr. Loader.		Mr. McCulloch.	
		Mr. McLellan,	<i>Tellers.</i>
		Mr. McMillan,	Mr. Service,
		Mr. Mollison,	Mr. Pyke.

VICTORIA.
LEGISLATIVE ASSEMBLY.

No. 4.

WEEKLY REPORT OF DIVISIONS
 IN
 COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

TUESDAY, 24th JANUARY.

No. 1.—*Supply*.—Estimates for 1860.

Motion made and question put—That a sum not exceeding £200 be granted to Her Majesty to defray the charge for the year 1860 for the Queen's Plate.—(*Mr. McCulloch*.)

Committee divided.

Ayes, 11.		Noes, 40.
Mr. Bailey,	Mr. O'Shanassy,	Mr. J. S. Johnston,
Mr. Firebrace,	Mr. Wood.	Mr. Keefer,
Mr. Francis,		Mr. McMillan,
Mr. Henty,	<i>Tellers.</i>	Mr. Michie,
Dr. Hunter,	Mr. McCulloch,	Mr. O'Hea,
Mr. Ireland,	Mr. McLellan.	Mr. Prendergast,
Mr. Nicholson,		Mr. Reid,
		Dr. Russell,
		Mr. Serjeant,
		Mr. Sinclair,
		Mr. J. T. Smith,
		Mr. Snodgrass,
		Mr. Stephen,
		Dr. Thomson,
		Mr. Verdon,
		Mr. Woods,
		Mr. Woolley.
		<i>Tellers.</i>
		Mr. Don,
		Mr. Brodie.

No. 2.—Question proposed—That a sum not exceeding £1,500 be granted to Her Majesty, to defray the salary of the Sheriff for the year 1860.—(*Mr. McCulloch*.)

Motion made and question put—That a sum not exceeding £1,200 be granted to Her Majesty, to defray the salary of the Sheriff for the year 1860.—(*Mr. Heales*.)

Committee divided.

Ayes, 25.		Noes, 17.
Mr. Barton,	Mr. McLellan,	Mr. Bell,
Mr. Bennett,	Mr. O'Hea,	Mr. Firebrace.
Mr. Brooke,	Mr. Prendergast,	Mr. Francis,
Mr. Carr,	Mr. Reid,	Mr. Gillespe,
Mr. Carpenter,	Dr. Russell,	Mr. Ireland,
Mr. Cathie,	Mr. Serjeant,	Mr. Macadam,
Mr. Don,	Mr. Sinclair,	Mr. McCulloch,
Mr. Frazer,	Mr. J. T. Smith,	Mr. McMillan,
Mr. Gray,	Mr. L. L. Smith,	Mr. Mollison,
Mr. Hadley,	Mr. Stephen,	Mr. Nicholson,
Mr. Hood,	<i>Tellers.</i>	
Mr. Houston,	Mr. Woods,	
Mr. Keefer,	Mr. Heales.	
		<i>Tellers,</i>
		Mr. Bailey,
		Mr. Howard.

No. 3.—Question proposed—That a sum not exceeding £800 be granted to Her Majesty to defray the salary of the Sheriff at Geelong for the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That a sum not exceeding £700 be granted to Her Majesty to defray the salary of the Sheriff at Geelong for the year 1860.—(*Mr. Frazer.*)

Committee divided.

Ayes, 22.		Noes, 22.	
Mr. Amsinck,	Mr. Lock,	Mr. Bailey,	Mr. McLeod,
Mr. Anderson,	Mr. MacIntosh,	Mr. Bell,	Mr. Mollison,
Mr. Bennett,	Mr. McLelland,	Mr. Brodie,	Mr. Myles,
Mr. Cathie,	Mr. Prendergast,	Mr. Caldwell,	Mr. Nicholson,
Mr. Frazer,	Mr. Reid,	Mr. Carr,	Mr. Pyke,
Mr. Gray,	Dr. Russell,	Mr. Francis,	Mr. Snodgrass,
Mr. Heales,	Mr. Sinclair,	Mr. Harker,	Mr. Verdon,
Mr. Henderson,	Mr. J. T. Smith.	Mr. Humffray,	Mr. Wood.
Mr. Hood,		Mr. Ireland,	
Mr. Houston,	<i>Tellers.</i>	Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Keefer,	Mr. Woods,	Dr. Macadam,	Mr. Service,
Mr. Loader,	Mr. Don.	Mr. McCulloch,	Mr. Howard.

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 22, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have been resolved in the affirmative.

No. 4.—Question proposed—That a sum not exceeding £2,700 be granted to Her Majesty as allowance to Wardens and Police Magistrates, for reduction of salaries in the year 1860.—(*Mr. McCulloch.*)

Motion made and question put—That this item be omitted.—(*Mr. McLellan.*)

Committee divided.

Ayes, 16.		Noes, 28.	
Mr. Frazer,	Mr. Reid,	Mr. Bell,	Mr. McCulloch,
Mr. Gray,	Mr. Russell,	Mr. Bennett,	Mr. McLeod,
Mr. Heales,	Mr. Sinclair,	Mr. Brodie,	Mr. McMillan,
Mr. Hood,	Mr. L. L. Smith,	Mr. Carr,	Mr. Mollison,
Mr. Houston,	Mr. Woods.	Mr. Carpenter,	Mr. Nicholson,
Mr. J. S. Johnston,		Mr. Firebrace,	Mr. O'Shanassy,
Mr. Keefer,	<i>Tellers.</i>	Mr. Gillespie,	Mr. Pyke,
Mr. Myles,	Mr. McLellan,	Mr. Harker,	Mr. Service,
Mr. Prendergast,	Mr. Don.	Mr. Henderson,	Mr. Snodgrass,
		Mr. Howard,	Mr. Verdon,
		Mr. Humffray,	Mr. Wood.
		Mr. Ireland,	
		Mr. Lock,	<i>Tellers.</i>
		Mr. Lyaal,	Mr. Bailey,
		Mr. Macadam,	Mr. Francis.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 5.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

WEDNESDAY, 1st FEBRUARY.

No. 1.—*Crown Lands Bill*—Clause II.—

It shall be lawful for the Governor in Council to reserve from sale either permanently or temporarily such Crown lands as may be required for any public purpose whatsoever or for quays landing places tramways railways and railway stations roads canals or other internal communications or for reservoirs aqueducts or watercourses or for the use or benefit of the aboriginal inhabitants or as the sites of markets abattoirs public baths or washhouses schools “colleges” mechanics institutes libraries museums or other institutions for public instruction or amusement experimental farms gardens parks or commons hospitals asylums or infirmaries or as places for the interment of the dead or for the recreation convenience or amusement of the people and after any land shall have been temporarily reserved from sale the same shall not be sold until such temporary reservation shall be revoked by the Governor in Council and after any land shall have been permanently reserved from sale every conveyance or alienation thereof except for the purpose for which such reservation shall have been made shall be absolutely void.

Motion made and question put—That the following words be inserted after the word “colleges” in the sixth line of the above clause, *viz.*: “sites of places for public worship, or of dwelling-houses for the ministers of any religious denomination.”—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 24.

Mr. Bennett,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Pyke,
Mr. Firebrace,	Mr. Reid,
Mr. Henderson,	Mr. Serjeant,
Mr. Ireland.	Mr. J. T. Smith,
Mr. J. Johnson,	Mr. Snodgrass,
Mr. Loader.	Mr. Stephen,
Mr. Lyall,	Mr. Verdon,
Dr. Macadam,	Mr. Woods.
Mr. McLellan,	
Mr. McLeod,	<i>Tellers.</i>
Mr. Newton,	Mr. Horne,
Mr. O'Hea,	Mr. Howard.

Noes, 22.

Mr. Anderson,	Mr. Houston,
Mr. Bailey,	Dr. Hunter,
Mr. Barton,	Mr. J. S. Johnston,
Mr. Brooke,	Mr. McCulloch,
Mr. Caldwell,	Mr. Michie,
Mr. Carr,	Mr. Myles,
Mr. Don,	Mr. Nicholson,
Mr. Gavan Duffy,	Mr. Wilkie.
Mr. Francis,	
Mr. Gray,	<i>Tellers.</i>
Mr. Heales,	Mr. Service,
Mr. Hood,	Mr. Harrison.

THURSDAY, 2ND FEBRUARY.

No. 2.—*Payment of Members.*

Question proposed—That it is necessary to the adequate and satisfactory representation of the people in this House that Members be compensated for their attendance.—(*Mr. Barton.*)

Motion made—That the Chairman report progress and ask leave to sit again this day six months.—(*Mr. Horne.*)

Question put—That the Chairman do leave the Chair.

Committee divided.

Ayes, 27.

Mr. Amsinck,	Mr. McLeod,
Mr. Bailey,	Mr. Michie,
Mr. Bell,	Mr. Mollison,
Mr. Bennett,	Mr. Newton,
Mr. Carr,	Mr. Nicholson,
Mr. Embling,	Mr. Reid,
Mr. Harrison,	Mr. J. T. Smith,
Mr. Heales,	Mr. Snodgrass,
Mr. Horne,	Mr. Stephen,
Mr. Howard,	Mr. Wood.
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lyall,	Mr. Service,
Mr. Macintosh,	Mr. Francis.
Mr. McCulloch,	

Noes, 25.

Mr. Anderson,	Mr. Keefer,
Mr. Barton,	Mr. Loader,
Mr. Brooke,	Dr. Macadam,
Mr. Caldwell,	Mr. McLellan,
Mr. Carpenter,	Mr. Myles,
Mr. Don,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Pyke,
Dr. Evans,	Mr. Serjeant,
Mr. Gray,	Mr. Sinclair,
Mr. Hadley,	
Mr. Harker,	<i>Tellers.</i>
Mr. Henderson,	Mr. Ireland,
Mr. Hood,	Mr. Woods.
Dr. Hunter,	

No. 3.—*Payment of Members.*—Question—That the Chairman report progress and ask leave to sit again—put.

Committee divided.

Ayes, 30.

Mr. Amsinck,	Mr. Macintosh,
Mr. Bailey,	Mr. McCulloch,
Mr. Bell,	Mr. McLeod,
Mr. Bennett,	Mr. Michie,
Mr. Carr,	Mr. Mollison,
Mr. Embling,	Mr. Newton,
Mr. Firebrace,	Mr. Nicholson,
Mr. Francis,	Mr. Reid,
Mr. Harrison,	Mr. J. T. Smith,
Mr. Heales,	Mr. Snodgrass,
Mr. Henty,	Mr. Stephen,
Mr. Horne,	Mr. Wood,
Mr. Houston,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Service,
Mr. Lyall,	Mr. Howard.

Noes, 26.

Mr. Anderson,	Dr. Hunter,
Mr. Barton,	Mr. Ireland,
Mr. Brooke,	Mr. Loader,
Mr. Caldwell,	Dr. Macadam,
Mr. Carpenter,	Mr. Myles,
Mr. Don,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. O'Shanassy,
Dr. Evans,	Mr. Serjeant,
Mr. Frazer,	Mr. Sinclair,
Mr. Gray,	Mr. Woods,
Mr. Hadley,	
Mr. Harker,	<i>Tellers.</i>
Mr. Henderson,	Mr. Keefer,
Mr. Hood,	Mr. McLellan.

No. 4.—*Payment of Members.*—Motion made—That it is necessary to the adequate and satisfactory representation of the people in this House that "Members" be compensated for their attendance.—(*Mr. Barton.*)

Amendment proposed—That the following words be inserted after the word "Members" in the second line of the above proposed resolution, the words, *viz.*: "who may be obliged to leave their usual places of residence to reside in Melbourne, for the purpose of attending to their parliamentary duties."—(*Mr. Anderson.*)

The Committee having continued to sit until after twelve o'clock—

FRIDAY, 3RD FEBRUARY, 1860.

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

Committee divided.

Ayes, 26.

Mr. Anderson,	Mr. Ireland,
Mr. Barton,	Mr. Loader,
Mr. Brooke,	Dr. Macadam,
Mr. Carpenter,	Mr. McLellan,
Mr. Gavan Duffy,	Mr. Myles,
Dr. Evans,	Mr. O'Hea,
Mr. Frazer,	Mr. O'Shanassy,
Mr. Gray,	Mr. Sinclair,
Mr. Harker,	Mr. Stephen,
Mr. Harrison,	Mr. Wood.
Mr. Henderson,	
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Woods,
Dr. Hunter,	Mr. Don.

Noes, 23.

Mr. Amsinck,	Mr. McMillan,
Mr. Bennett,	Mr. Michie,
Mr. Carr,	Mr. Mollison,
Mr. Firebrace,	Mr. Newton,
Mr. Francis,	Mr. Nicholson,
Mr. Henty,	Mr. Reid,
Mr. Horne,	Mr. Service,
Mr. J. Johnson,	Mr. Snodgrass.
Mr. J. S. Johnston,	
Mr. Lyall,	<i>Tellers.</i>
Mr. Macintosh,	Mr. Heales,
Mr. McCulloch,	Mr. Howard.
Mr. McLeod,	

No. 5.—Question—That it is necessary to the adequate and satisfactory representation of the people in this House that Members who may be obliged to leave their usual places of residence to reside in Melbourne, for the purpose of attending to their parliamentary duties, be compensated for their attendance—put.

Committee divided.

Ayes, 26.		Noes, 23.	
Mr. Anderson,	Mr. Ireland,	Mr. Bennett,	Mr. McMillan,
Mr. Barton,	Mr. Loader,	Mr. Carr,	Mr. Michie,
Mr. Brooke,	Dr. Macadam,	Mr. Firebrace,	Mr. Mollison,
Mr. Carpenter,	Mr. McLellan,	Mr. Francis,	Mr. Newton,
Mr. Gavan Duffy,	Mr. Myles,	Mr. Heales,	Mr. Nicholson,
Dr. Evans,	Mr. O'Hea,	Mr. Henty,	Mr. Reid,
Mr. Frazer,	Mr. O'Shanassy,	Mr. Horne,	Mr. Service,
Mr. Gray,	Mr. Sinclair,	Mr. J. Johnson,	Mr. Snodgrass,
Mr. Harker,	Mr. Stephen,	Mr. J. S. Johnston,	
Mr. Harrison,	Mr. Wood.	Mr. Lyall,	<i>Tellers.</i>
Mr. Henderson,		Mr. Macintosh,	Mr. Amsinck,
Mr. Hood,	<i>Tellers.</i>	Mr. McCulloch,	Mr. Howard,
Mr. Houston,	Mr. Woods,	Mr. McLeod,	
Dr. Hunter,	Mr. Don.		

No. 6.—Motion made and question put—That in the opinion of this Committee no such compensation be received by any member now holding a seat except he be re-elected.—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 24.		Noes, 26.	
Mr. Carr,	Mr. McMillan,	Mr. Anderson,	Dr. Hunter,
Dr. Evans,	Mr. Michie,	Mr. Barton,	Mr. Loader.
Mr. Firebrace,	Mr. Mollison,	Mr. Bennett,	Mr. Macadam,
Mr. Harrison,	Mr. Newton,	Mr. Brooke,	Mr. Macintosh,
Mr. Heales,	Mr. Nicholson,	Mr. Carpenter,	Mr. Myles,
Mr. Henty,	Mr. Reid,	Mr. Don,	Mr. O'Hea,
Mr. Horne,	Mr. Service,	Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. Howard,	Mr. Snodgrass,	Mr. Frazer,	Mr. Sinclair,
Mr. J. Johnson,	Mr. Wood.	Mr. Gray,	Mr. Stephen,
Mr. J. S. Johnston,		Mr. Hadley,	Mr. Woods.
Mr. Lyall,	<i>Tellers.</i>	Mr. Harker,	
Mr. McCulloch,	Mr. Francis,	Mr. Henderson,	<i>Tellers.</i>
Mr. McLeod,	Mr. Amsinck.	Mr. Hood,	Mr. Ireland,
		Mr. Houston,	Mr. McLellan.

No. 7.—Question proposed—That in the opinion of this Committee such compensation should be the sum of £200 per annum to each Member.—(*Mr. Barton.*)

Motion made and question put—That in the opinion of this Committee such compensation should be the sum of one farthing per annum to each Member.—(*Mr. Service.*)

Committee divided.

Ayes, 21.		Noes, 28.	
Mr. Carr,	Mr. Michie,	Mr. Amsinck,	Dr. Hunter,
Mr. Firebrace,	Mr. Mollison,	Mr. Barton,	Mr. Loader,
Mr. Harrison,	Mr. Newton,	Mr. Bennett,	Dr. Macadam,
Mr. Heales,	Mr. Nicholson,	Mr. Brooke,	Mr. Macintosh,
Mr. Henty,	Mr. Reid,	Mr. Carpenter,	Mr. McLellan,
Mr. Horne,	Mr. Service,	Mr. Don,	Mr. Myles,
Mr. J. Johnson,	Mr. Snodgrass.	Mr. Gavan Duffy,	Mr. O'Hea,
Mr. J. S. Johnston,		Dr. Evans,	Mr. O'Shanassy,
Mr. Lyall,	<i>Tellers.</i>	Mr. Frazer,	Mr. Sinclair,
Mr. McCulloch,	Mr. Francis,	Mr. Gray,	Mr. Stephen,
Mr. McLeod,	Mr. Howard.	Mr. Hadley,	Mr. Woods.
Mr. McMillan,		Mr. Harker,	
		Mr. Henderson,	<i>Tellers.</i>
		Mr. Hood,	Mr. Ireland,
		Mr. Houston,	Mr. Anderson.

No. 8.—Question—That in the opinion of this Committee such compensation should be a sum not exceeding £200 per annum—put.

Committee divided.

Ayes, 29.		Noes, 18.	
Mr. Amsinck,	Mr. McLeod,	Mr. Barton,	Mr. Horne,
Mr. Anderson,	Mr. McMillan,	Mr. Bennett,	*Mr. Ireland,
Mr. Carr,	Mr. Michie,	Mr. Brooke,	Mr. Macintosh,
Mr. Carpenter,	Mr. Mollison,	Mr. Gavan Duffy,	Mr. Myles,
Mr. Don,	Mr. Newton,	Mr. Frazer,	Mr. O'Hea,
Mr. Firebrace,	Mr. Nicholson,	Mr. Gray,	Mr. Reid.
Mr. Francis,	Mr. O'Shanassy,	Mr. Hadley,	
Mr. Harrison,	Mr. Service,	Mr. Henderson,	<i>Tellers,</i>
Mr. Heales,	Mr. Sinclair,	Mr. Henty,	Mr. Harker,
Mr. Houston,	Mr. Stephen,	Mr. Hood,	Mr. Woods.
Mr. J. S. Johnston,	Mr. Wood.		
Mr. Loader,			
Mr. Lyall,	<i>Tellers.</i>		
Mr. Macadam,	*Mr. Ireland,		
Mr. McCulloch,	Mr. Howard.		
Mr. McLellan,			

* Sic in orig.

No. 9.—Motion made—That an Address be presented to His Excellency the Governor, requesting that he will cause a sum to be placed on the Estimates for the purpose.—(*Mr. Barton.*)

Amendment proposed—That all the words after the word "That" in the above proposed resolution be omitted, with a view to insert the following words, *viz.*: a Bill should be brought in for carrying out the above resolutions.—(*Mr. Stephen.*)

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

Committee divided.

Ayes, 23.		Noes, 23.	
Mr. Anderson,	Mr. Ireland,	Mr. Carr,	Mr. Michie,
Mr. Barton,	Mr. Loader,	Mr. Firebrace,	Mr. Mollison,
Mr. Bennett,	Dr. Macadam,	Mr. Harrison,	Mr. Newton,
Mr. Brooke,	Mr. Macintosh,	Mr. Henty,	Mr. Nicholson,
Mr. Carpenter,	Mr. Myles,	Mr. Horne,	Mr. Reid,
Mr. Don,	Mr. O'Hea,	Mr. Houston,	Mr. Service,
Mr. Gavan Duffy,	Mr. O'Shanassy,	Mr. Howard,	Mr. Snodgrass,
Mr. Frazer,	Mr. Sinclair.	Mr. J. Johnson,	Mr. Wood.
Mr. Gray,		Mr. J. S. Johnston,	
Mr. Hadley,	<i>Tellers.</i>	Mr. Lyall,	<i>Tellers.</i>
Mr. Harker,	Mr. Stephen,	Mr. McCulloch,	Mr. Stephen,
Mr. Henderson,	Mr. Woods.	Mr. MacLeod,	Mr. Heales.
Mr. Hood,		Mr. McMillan,	

A discrepancy appeared in the numbers for the Noes, as reported by the tellers for the Ayes and for the Noes, which arose from Mr. J. S. Johnston having left the House during the division, and after the question had been put with closed doors, and the question having been raised as to the right of that member to vote, the Chairman decided that Mr. Johnston must vote; whereupon Mr. Johnston was called in, and declared that he voted with the Noes. The numbers then being for the Ayes 23 and for the Noes 23, or equal, the Chairman gave his vote with the Noes, because he thought it more comported with the dignity of the House to have the question settled by a Bill, and declared the question to have passed in the negative.

No. 10.—Question—That the words proposed to be inserted in the place of those omitted be so inserted—put.

Committee divided.

Ayes, 24.		Noes, 23.	
Mr. Carr,	Mr. McMillan,	Mr. Barton,	Dr. Macadam,
Mr. Firebrace,	Mr. Michie,	Mr. Bennett,	Mr. Macintosh,
Mr. Francis,	Mr. Mollison,	Mr. Brooke,	Mr. McLellan,
Mr. Harrison,	Mr. Newton,	Mr. Carpenter,	Mr. Myles,
Mr. Heales,	Mr. Nicholson,	Mr. Gavan Duffy,	Mr. O'Hea,
Mr. Henty,	Mr. Reid,	Mr. Frazer,	Mr. O'Shanassy,
Mr. Horne,	Mr. Service,	Mr. Gray,	Mr. Sinclair,
Mr. Houston,	Mr. Snodgrass,	Mr. Hadley,	Mr. Woods.
Mr. Howard,	Mr. Wood.	Mr. Harker,	
Mr. J. Johnson,		Mr. Henderson,	<i>Tellers.</i>
Mr. J. S. Johnston,	<i>Tellers.</i>	Mr. Hood,	Mr. Anderson,
Mr. Lyall,	Mr. McCulloch,	Mr. Ireland,	Mr. Don.
Mr. McLeod,	Mr. Stephen.	Mr. Loader,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 6.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

WEDNESDAY, 8TH FEBRUARY.No. 1.—*Supply*.—Estimates for 1860.

Question proposed—That a sum not exceeding £52,140 be granted to Her Majesty to defray the Salaries and Wages in the Department of the Engineer-in-chief for Railways for the year 1860.—(*Mr. McCulloch*.)

Motion made and question put—That a sum not exceeding £26,070 be granted to Her Majesty to defray the Salaries and Wages of the Department of Engineer-in-chief for six months, with a view of ascertaining from the Report of a Select Committee of this House, if it be possible to reduce this establishment.—(*Mr. Hood*.)

Committee divided.

Ayes, 21.

Mr. Amsinck,	Mr. Keefer,
Mr. Barton,	Mr. Loader,
Mr. Bennett,	Mr. Mackintosh,
Mr. Caldwell,	Mr. O'Hea,
Mr. Cathie,	Mr. Reid,
Mr. Don,	Mr. Sinclair,
Mr. Gray,	Mr. Woods.
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. Henderson,	Mr. McLellan,
Mr. Hood,	Mr. Anderson.
Mr. Houston,	

Noes, 28.

Mr. Bell,	Dr. Macadam,
Mr. Brodie,	Mr. McCulloch,
Mr. Carr,	Mr. McLeod,
Mr. Carpenter,	Mr. McMillan,
Mr. Embling,	Mr. Mollison,
Dr. Evans,	Mr. Nicholson,
Mr. Francis,	Mr. O'Shanassy,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Hadley,	Mr. Snodgrass,
Mr. Howard,	Mr. Wood,
Mr. Humfray,	Mr. Woolley,
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lock,	Mr. Pyke,
Mr. Lyall,	Mr. Harker.

FRIDAY, 10TH FEBRUARY.No. 2.—*Crown Lands Bill*.—Clause XI.

All lands except those which at the time of the passing of this Act shall have been reserved for any public purpose or which under this Act shall be permanently reserved from sale shall be classed as special lands "and" country lands.

Motion made—That the word “and” in the third line of the above clause be omitted, and the words “and rural lands” added at the end of the above clause.—(*Mr. O’Shanassy.*)

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

Committee divided.

Ayes, 37.

Mr. Anderson,	Mr. Mackintosh,
Mr. Bailey,	Mr. McCulloch,
Mr. Barton,	Mr. McLellan,
Mr. Bell,	Mr. McLeod,
Mr. Bennett,	Mr. Michie,
Mr. Caldwell,	Mr. Nicholson,
Mr. Carpenter,	Mr. O’Hea,
Mr. Cathie,	Mr. Serjeant,
Mr. Gavan Duffy,	Mr. Service,
Mr. Francis,	Mr. Sinclair,
Mr. Frazer,	Mr. L. L. Smith,
Mr. Gray,	Mr. Stephen,
Mr. Hadley,	Mr. Wilkie,
Mr. Harrison,	Mr. Wood,
Mr. Heales,	Mr. Woods.
Mr. Hood,	
Mr. Humffray,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Pyke,
Mr. Loader,	Mr. Don.
Mr. Lock,	

Noes, 17.

Mr. Amsinck,	Mr. McMillan,
Mr. Firebrace,	Mr. Mollison,
Mr. Gillespie,	Mr. O’Shanassy,
Mr. Harker,	Mr. Reid,
Mr. Henderson,	Mr. Snodgrass.
Mr. Henty,	
Mr. Horne,	<i>Tellers.</i>
Mr. Howard,	Mr. Ireland,
Mr. Lyall,	Mr. Woolley.
Dr. Macadam,	

No. 3.—Clause XII.

Special lands shall include all “lands” in or within _____ miles of the city of Melbourne or town of Geelong in or within _____ miles of any of the places mentioned in the schedule to this Act in or within _____ miles of any town or village containing according to the last census for the time being _____ inhabitants within _____ miles of any railway or tramway or of any land surveyed or reserved for the line of any railway or tramway within _____ miles of the River Murray within _____ miles of the sea coast within one-half mile of any land already alienated and all islands and also all lands which the Governor in Council may from time to time declare to be special lands.

Motion made—That the words “except country lands” be inserted after the second word “lands” in the first line of the above clause.—(*Mr. Ireland.*)

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

Committee divided.

Ayes, 15.

Mr. Firebrace,	Mr. O’Shanassy,
Mr. Gillespie,	Mr. Reid,
Mr. Henty,	Mr. Snodgrass,
Mr. Horne,	Mr. Woolley.
Mr. Ireland,	
Mr. Lyall,	<i>Tellers.</i>
Dr. Macadam,	Mr. Harker,
Mr. McLeod,	Mr. Mollison.
Mr. McMillan,	

Noes, 34.

Mr. Amsinck,	Mr. Loader,
Mr. Bailey,	Mr. Lock,
Mr. Barton,	Mr. McCulloch,
Mr. Bell,	Mr. McLellan,
Mr. Bennett,	Mr. Michie,
Mr. Carpenter,	Mr. Nicholson,
Mr. Cathie,	Mr. O’Hea,
Mr. Don,	Mr. Serjeant,
Mr. Gavan Duffy,	Mr. Service,
Mr. Francis,	Mr. L. L. Smith,
Mr. Frazer,	Mr. Stephen,
Mr. Gray,	Mr. Wilkie,
Mr. Hadley,	Mr. Wood,
Mr. Harrison,	Mr. Woods.
Mr. Heales,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Hood,	Mr. Pyke,
Mr. Humffray,	Mr. Anderson.

The Committee having continued to sit until after twelve o’clock—

SATURDAY, 11TH FEBRUARY.

No. 4.—Clause XII.

Motion made and question put—That the blank in the third line of the above clause be filled up with the word “one.”—(*Mr. McLellan.*)

Committee divided.

Ayes, 6.

Mr. Don,
Mr. Frazer,
Mr. O'Hea,
Mr. Woods.

Tellers.
Mr. McLellan,
Mr. Wilkie.

Noes, 25.

Mr. Anderson,	Mr. McCulloch,
Mr. Bailey,	Mr. McLeod,
Mr. Barton,	Mr. Michie,
Mr. Bell,	Mr. Nicholson,
Mr. Bennett,	Mr. Pyke,
Mr. Francis,	Mr. Reid,
Mr. Gray,	Mr. Service,
Mr. Heales,	Mr. Stephen,
Mr. Henderson,	Mr. Wood.
Mr. Hood,	
Mr. Humffray,	<i>Tellers.</i>
Mr. Loader,	Mr. L. L. Smith,
Mr. Lyall,	Mr. Howard.
Dr. Macadam,	

No. 5.—Motion made—That the blank in the fourth line of the above clause be filled up with the words “not less than one hundred.”—(*Mr. Service.*)

Amendment proposed—That the blank in the fourth line of the above clause be filled up with the words “five hundred.”—(*Mr. Michie.*)

Further amendment proposed—That the blank in the fourth line of the above clause be filled up with the words “two hundred.”—(*Mr. Wilkie.*)

Question—That the blank in the fourth line of the above clause be filled up with the words “not less than one hundred”—put.

Committee divided.

Ayes, 19.

Mr. Anderson,	Mr. Pyke,
Mr. Bailey,	Mr. Reid,
Mr. Bell,	Mr. Service,
Mr. Francis,	Mr. Snodgrass,
Mr. J. Johnson,	Mr. Wood,
Dr. Macadam,	Mr. Woods.
Mr. McCulloch,	
Mr. McLeod,	<i>Tellers.</i>
Mr. McMillan,	Mr. Humffray,
Mr. Michie,	Mr. Howard.
Mr. Nicholson,	

Noes, 13.

Mr. Barton,	Mr. O'Hea,
Mr. Bennett,	Mr. J. T. Smith,
Mr. Frazer,	Mr. Wilkie.
Mr. Gray,	
Mr. Heales,	<i>Tellers.</i>
Mr. Henderson,	Mr. Don,
Mr. Hood,	Mr. McLellan.
Mr. Loader,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 7.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

TUESDAY, 14TH FEBRUARY.

No. 1.—*Supply*.—Estimates for 1860.

Motion made—That a sum not exceeding £150 be granted to Her Majesty to defray the salary of the Postmaster at Belfast, for “six months of the year 1860.”—(*Mr. McCulloch.*)

Amendment proposed—That the words “six months of the year 1860,” be omitted, and the following words inserted instead thereof, “and in the opinion of this Committee it is desirable that this amount be increased by £150.”—(*Mr. Hood.*)

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

Committee divided.

Ayes, 28.

Mr. Bailey,	Mr. Lock,
Mr. Bell,	Mr. McCulloch,
Mr. Caldwell,	Mr. Mollison,
Mr. Carr,	Mr. Nicholson,
Mr. Embling,	Mr. Reid,
Mr. Firebrace,	Mr. Serjeant,
Mr. Francis,	Mr. Sinclair,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Greeves,	Dr. Thomson,
Mr. Houston,	Mr. Wood,
Mr. Howard,	Mr. Woolley,
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Keefer,	Mr. Pyke,
Mr. King,	Mr. Heales.

Noes, 19.

Mr. Barton,	Dr. Hunter,
Mr. Bennett,	Mr. Ireland,
Mr. Brooke,	Dr. Macadam,
Mr. Cathie,	Mr. Mackintosh,
Dr. Evans,	Mr. McMillan,
Mr. Gray,	Mr. O'Shanassy.
Mr. Harker,	
Mr. Harrison,	<i>Tellers.</i>
Mr. Henderson,	Mr. Amsinck,
Mr. Hood,	Mr. McLellan.
Mr. Horne,	

WEDNESDAY, 15TH FEBRUARY.

No. 2.—*Supply*.—Estimates for 1860.

Motion made—That a sum not exceeding £7,000 be appropriated to Her Majesty to defray the expense for Roads and Bridges, in the Belfast and Warrnambool district, for the year 1860.—(*Mr. McCulloch.*)

Amendment proposed—That the words “and in the opinion of the Committee this amount should be increased by £10,000” be added to the above resolution.—(*Mr. Hood.*)

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

Committee divided.

Ayes, 11.		Noes, 33.	
Mr. Bennett,	Mr. Wilkie,	Mr. Amsinck,	Mr. Lyall,
Mr. Don,	Mr. Woods.	Mr. Carr,	Dr. Macadam,
Mr. Gavan Duffy,		Mr. Carpenter,	Mr. McCulloch,
Mr. Frazer,		Mr. Cathie,	Mr. McMillan,
Mr. Gray,	<i>Tellers.</i>	Dr. Evans,	Mr. Nicholson,
Mr. Mackintosh,	Mr. McLellan,	Mr. Francis,	Mr. Prendergast,
Mr. L. L. Smith,	Mr. Hood.	Mr. Gillespie,	Mr. Pyke,
		Mr. Greeves,	Mr. Reid,
		Mr. Hadley,	Mr. Service,
		Mr. Harrison,	Mr. Sinclair,
		Mr. Heales,	Mr. J. T. Smith,
		Mr. Henderson,	Mr. Snodgrass,
		Mr. Henty,	Mr. Wood.
		Mr. Howard,	
		Mr. J. S. Johnston,	<i>Tellers.</i>
		Mr. Keefer,	Mr. Bailey,
		Mr. King,	Mr. Brodie.
		Mr. Lock,	

FRIDAY, 17TH FEBRUARY.

No. 3.—*Crown Lands*.—Clause XII.—

Special lands shall include all lands in or within twenty miles of the city of Melbourne or town of Geelong in or within the distances from the places mentioned in the first schedule to this Act set opposite the names of such places respectively _____ miles of any of the places mentioned in the _____ schedule to this Act in or within two miles of any town or village containing according to the last census for the time being not less than one hundred inhabitants or of any railway or tramway or of any land surveyed or reserved for the line of railway or tramway or of the River Murray or “of” the sea coast “within one-half” mile of any land already “alienated” and all islands and also all lands which the Governor in Council may from time to time declare to be special lands.

Motion made and question put—That the words “any harbor or within one quarter of a mile of” be inserted after the last word “of” in the seventh line of the above clause.—
(*Mr. Harrison.*)

Committee divided.

Ayes, 22.		Noes, 33.	
Mr. Barton,	Mr. Houston,	Mr. Bailey,	Mr. McLeod,
Mr. Caldwell,	Mr. Loader,	Mr. Bennett,	Mr. McMillan,
Mr. Cathie,	Dr. Macadam,	Mr. Brodie,	Mr. Mollison,
Mr. Don,	Mr. McLellan,	Mr. Carr,	Mr. Nicholson,
Dr. Evans,	Mr. Myles,	Mr. Carpenter,	Mr. Prendergast,
Mr. Grant,	Mr. O’Hea,	Mr. Embling,	Mr. Reid,
Mr. Gray,	Mr. Serjeant,	Mr. Firebrace,	Mr. Riddell,
Mr. Hadley,	Mr. Verdon.	Mr. Francis,	Mr. Service,
Mr. Harker,		Mr. Gillespie,	Mr. Sinclair,
Mr. Harrison,	<i>Tellers.</i>	Mr. Greeves,	Mr. J. T. Smith,
Mr. Henderson,	Mr. Amsinck,	Mr. Heales,	Mr. Snodgrass,
Mr. Hood,	Mr. Woods.	Mr. Henty,	Mr. Wood,
		Mr. J. Johnson,	Mr. Woolley.
		Mr. J. S. Johnston,	
		Mr. King,	<i>Tellers.</i>
		Mr. Lock,	Mr. Pyke,
		Mr. Mackintosh,	Mr. Howard.
		Mr. McCulloch,	

No. 4.—Amendment proposed—That all the words from the word “within” in the eighth line of the above clause to the word “alienated” in the same line, both inclusive, be omitted.—(*Mr. Grant.*)

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

Committee divided.

Ayes, 39.		Noes, 15.	
Mr. Amsinck,	Mr. McCulloch,	Mr. Barton,	Mr. O'Hea,
Mr. Aspinall,	Mr. McLeod,	Mr. Frazer,	Mr. Reid,
Mr. Bennett,	Mr. McMillan,	Mr. Grant,	Mr. Sinclair,
Mr. Brodie,	Mr. Mollison,	Mr. Hadley,	Mr. Wilkie.
Mr. Caldwell,	Mr. Myles,	Mr. Harrison,	
Mr. Carr,	Mr. Nicholson,	Mr. Heales,	<i>Tellers.</i>
Mr. Carpenter,	Mr. O'Shanassy,	Mr. Hood,	
Mr. Cathie,	Mr. Prendergast,	Mr. Houston,	Mr. Keefer,
Mr. Don,	Mr. Riddell,	Mr. Mackintosh,	Mr. McLellan.
Mr. Francis,	Mr. Serjeant,		
Mr. Gillespie,	Mr. Service,		
Mr. Gray,	Mr. L. L. Smith,		
Mr. Greeves,	Mr. Snodgrass,		
Mr. Henderson,	Mr. Stephen,		
Mr. Henty,	Mr. Verdon,		
Mr. Howard,	Mr. Wood.		
Mr. J. Johnson,			
Mr. J. S. Johnston,	<i>Tellers.</i>		
Mr. Loader,			
Mr. Lock,	Mr. Pyke,		
Dr. Macadam,	Mr. Bailey.		

No. 5.—Motion made—That the following words be inserted after the word “alienated,” in the eighth line of the above clause, viz. : “or within any quadrangular area, the centre of which shall be reserved for a railway station, and any side of which shall be within three miles from such station.”—(*Mr. Service.*)

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

Committee divided.

Ayes, 23.		Noes, 26.	
Mr. Bailey,	Mr. Nicholson,	Mr. Barton,	Mr. Lock.
Mr. Bennett,	Mr. Pyke,	Mr. Caldwell,	Mr. Mackintosh,
Mr. Carr,	Mr. Reid,	Mr. Cathie,	Mr. McLellan,
Mr. Ebden,	Mr. Riddell,	Mr. Frazer,	Mr. O'Hea,
Mr. Francis,	Mr. Service,	Mr. Grant,	Mr. Prendergast,
Mr. Gillespie,	Mr. Snodgrass,	Mr. Gray,	Mr. Serjeant,
Mr. Greeves,	Mr. Verdon,	Mr. Harker,	Mr. Sinclair,
Mr. Henty,	Mr. Wood.	Mr. Harrison,	Mr. L. L. Smith,
Mr. J. Johnson,		Mr. Heales,	Mr. Stephen,
Mr. McCulloch,	<i>Tellers.</i>	Mr. Hood,	Mr. Wilkie.
Mr. McLeod,		Mr. Houston,	
Mr. Mollison,	Mr. Howard,	Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Myles,	Mr. Carpenter,	Mr. Keefer,	Dr. Macadam,
		Mr. Loader,	Mr. Don.

No. 6.—Motion made and question put—That a point of order be referred to Mr. Speaker, viz. :—That the Honorable Member Mr. Grant having proposed an amendment after the question “that the clause as amended stand part of the Bill” was put, but not passed ; whether it was competent for the Chairman to put this amendment.—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 21.		Noes, 31.	
Mr. Barton,	Mr. Mollison,	Mr. Amsinck,	Mr. Mackintosh,
Mr. Bennett,	Mr. Myles,	Mr. Aspinall,	Mr. McCulloch,
Mr. Cathie,	Mr. O'Hea,	Mr. Bailey,	Mr. McLeod,
Mr. Frazer,	Mr. Reid,	Mr. Brodie,	Mr. McMillan,
Mr. Grant,	Mr. Riddell,	Mr. Caldwell,	Mr. Nicholson,
Mr. Gray,	Mr. L. L. Smith,	Mr. Carr,	Mr. O'Shanassy,
Mr. Greeves,	Mr. Wilkie.	Mr. Don,	Mr. Pyke,
Mr. Harker,		Mr. Ebden,	Mr. Service,
Mr. Harrison,	<i>Tellers.</i>	Mr. Francis,	Mr. Sinclair,
Mr. Houston,		Mr. Gillespie,	Mr. Stephen,
Mr. Loader,	Mr. Snodgrass,	Mr. Hadley,	Mr. Verdon,
Mr. McLellan,	Mr. Hood.	Mr. Heales,	Mr. Wood.
		Mr. Henty,	
		Mr. Howard,	<i>Tellers.</i>
		Mr. Humffray,	
		Mr. J. S. Johnston,	Dr. Macadam,
		Mr. Lock,	Mr. Carpenter.

No. 7.—Motion made and question put—That Clause XII. as amended, stand part of the Bill.—
(*Mr. Service.*)

Committee divided.

Ayes, 39.

Mr. Aspinall,	Mr. Loader,
Mr. Barton,	Mr. Lock,
Mr. Bennett,	Mr. McCulloch,
Mr. Brodie,	Mr. McLeod,
Mr. Caldwell,	Mr. McMillan,
Mr. Carr,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. Pyke,
Mr. Ebden,	Mr. Reid,
Mr. Francis,	Mr. Riddell,
Mr. Gray,	Mr. Service,
Mr. Greeves,	Mr. Sinclair,
Mr. Hadley,	Mr. Verdon,
Mr. Harrison,	Mr. Wood,
Mr. Heales,	Mr. Woolley.
Mr. Henty,	
Mr. Hood,	
Mr. Howard,	<i>Tellers.</i>
Mr. Humfray,	Mr. Gillespie,
Mr. J. S. Johnston,	Mr. Bailey.

Noes, 10.

Mr. Amsinck,	Mr. O'Shanassy,
Mr. Frazer,	Mr. Wilkie.
Mr. Grant,	
Mr. Houston,	<i>Tellers.</i>
Dr. Macadam,	Mr. L. L. Smith,
Mr. Myles,	Mr. Harker.

No. 8.—Clause XIII.—

Country lands shall include all lands save special lands lands reserved as aforesaid and lands which may be sold by private contract as hereinbefore mentioned and all country lands shall be sold by selection at the uniform price of *one* pound an acre save in the cases hereinafter mentioned.

Motion made and question put—That the Chairman report progress, and ask leave to sit again.—(*Mr. Carpenter.*)

Committee divided.

Ayes, 26.

Mr. Amsinck,	Mr. Mollison,
Mr. Carr,	Mr. O'Shanassy,
Mr. Ebden,	Mr. Pyke,
Mr. Frazer,	Mr. Reid,
Mr. Greeves,	Mr. Riddell,
Mr. Hadley,	Mr. Sinclair,
Mr. Heales,	Mr. L. L. Smith,
Mr. Henty,	Mr. Verdon,
Mr. Howard,	Mr. Wood,
Mr. Humfray,	Mr. Woolley.
Dr. Macadam,	
Mr. McCulloch,	<i>Tellers.</i>
Mr. McLeod,	Mr. Brodie,
Mr. McMillan,	Mr. Carpenter.

Noes, 23.

Mr. Aspinall,	Mr. J. S. Johnston,
Mr. Barton,	Mr. Loader,
Mr. Bennett,	Mr. Myles,
Mr. Caldwell,	Mr. Nicholson,
Mr. Don,	Mr. O'Hea,
Mr. Francis,	Mr. Prendergast,
Mr. Gillespie,	Mr. Service,
Mr. Grant,	Mr. Wilkie.
Mr. Gray,	
Mr. Harker,	<i>Tellers.</i>
Mr. Harrison,	Mr. Bailey,
Mr. Hood,	Mr. McLellan.
Mr. Houston,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 8.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 21ST FEBRUARY.

No. 1.—*Supply*.—Estimates for 1860.Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Mollison*.)

Committee divided.

Ayes, 16.	
Mr. Aspinall,	Mr. Newton,
Mr. Bailey,	Mr. Reid,
Mr. Bell,	Mr. Riddell,
Mr. Brooke.	Mr. Wilkie,
Mr. Carr,	Mr. Woolley.
Mr. J. S. Johnston,	
Dr. Macadam,	<i>Tellers.</i>
Mr. Michie,	Mr. Howard,
Mr. Mollison,	Mr. McLellan.

Noes, 24.	
Mr. Bennett,	Mr. McLeod,
Mr. Carpenter.	Mr. Myles,
Mr. Cathie,	Mr. Nicholson,
Mr. Francis,	Mr. Pyke,
Mr. Frazer,	Mr. Service,
Mr. Gray,	Mr. J. T. Smith,
Mr. Greeves,	Mr. Snodgrass,
Mr. Harrison,	Mr. Wood,
Mr. Hood,	Mr. Woods.
Mr. Houston,	
Mr. Keefer,	<i>Tellers.</i>
Mr. Loader.	Mr. Gillespie,
Mr. McCulloch,	Mr. Don.

WEDNESDAY, 22ND FEBRUARY.

No. 2.—*Kyneton Deviation*—Melbourne and Murray River Railway.

Motion made—That in the opinion of this Committee, the position and extent of the Municipality of Kyneton are such that railway accommodation should be afforded to that township, and with this view that a deviation be made in the Melbourne and Murray River Railway, towards "Kyneton;" commencing at or near the fifty-first mile, and running within ten to twelve chains of the Mollison-street crossing of the river Campaspie at Kyneton, and again joining the authorised line about the fifty-eighth mile.—(*Mr. Hadley*.)

Amendment proposed—That all the words after the word "Kyneton," in the fourth line of the above resolution be omitted, with a view to insert instead thereof the following words—"and that a survey and estimate of the line, known as 'Henderson's north deviation' should be forthwith made, and a Report of the same be laid upon the Table of this House."—(*Mr. Snodgrass*.)

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

Committee divided.

	Ayes, 19.	
Mr. Aspinall,	Mr. Mackintosh,	
Mr. Bennett,	Mr. McLellan,	
Mr. Carr,	Mr. Mollison,	
Mr. Cathie,	Mr. Nicholson,	
Mr. Francis,	Mr. Sinclair,	
Mr. Frazer,	Mr. Woods.	
Mr. Hadley,		
Mr. Heales,	<i>Tellers.</i>	
Mr. Houston,	Mr. Bailey,	
Mr. J. S. Johnston,	Mr. Pyke.	
Mr. Loader,		

Noes, 18.

Mr. Amsinck,	Mr. Michie,
Mr. Bell,	Mr. Myles,
Mr. Brodie.	Mr. Reid,
Mr. Ebden,	Mr. Riddell,
Dr. Evans,	Mr. L. L. Smith,
Mr. Greeves,	Mr. Snodgrass,
Mr. Harrison,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. Keefer,	Mr. Carpenter,
Mr. McLeod,	Dr. Macadam.

FRIDAY, 24TH FEBRUARY.

No. 3.—*Crown Lands Sales Bill.*—Clause XIII.—

Country lands shall include all lands save special lands reserved as aforesaid and lands which may be sold by private contract as hereinbefore mentioned and all country lands shall be sold by selection "at the uniform price of one pound an acre" save in the cases hereinafter mentioned.

Motion made—That the words "at the uniform price of one pound an acre" in the third line of the above clause be omitted, with a view to insert other words.—(*Mr. Wood.*)

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

Committee divided.

	Ayes, 34.
Mr. Barton,	Mr. Mackintosh,
Mr. Bennett,	Mr. McCulloch,
Mr. Brodie,	Mr. McLellan,
Mr. Brooke,	Mr. McMillan,
Mr. Caldwell,	Mr. Nicholson,
Mr. Carpenter,	Mr. O'Hea,
Mr. Cathie,	Mr. Serjeant,
Mr. Don,	Mr. Service,
Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Francis,	Mr. J. T. Smith,
Mr. Frazer,	Mr. L. L. Smith,
Mr. Gray,	Mr. Stephen,
Mr. Heales,	Mr. Wilkie,
Mr. Henderson,	Mr. Woods.
Mr. J. S. Johnston,	
Mr. King,	<i>Tellers.</i>
Mr. Loader,	Mr. Pyke,
Mr. Lock,	Mr. Bailey.

Noes, 20.

Mr. Amsinck,	Dr. Macadam,
Mr. Aspinall,	Mr. McLeod,
Mr. Bell,	Mr. Mollison,
Mr. Carr,	Mr. Newton,
Mr. Ebden,	Mr. Reid,
Mr. Embling,	Mr. Riddell,
Mr. Firebrace,	Mr. Snodgrass.
Mr. Greeves,	
Mr. Harrison,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Howard,
Mr. Keefer,	Mr. Wood.

No. 4.—Clause XIV.—

The Board of Land and Works shall from time to time cause country lands to be surveyed in allotments of not less than "eighty" nor more than "three hundred and twenty" acres, and shall cause plans of the lands so surveyed to be prepared, and on such plans each allotment shall be divided into four equal portions which shall be called subdivisions.

Motion made—That the word "eighty" in the second line of the above clause be omitted, with a view to insert the word "forty" instead thereof.—(*Mr. Heales.*)

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

Committee divided.

	Ayes, 30.
Mr. Brodie,	Mr. McLeod,
Mr. Caldwell,	Mr. Mollison,
Mr. Carr,	Mr. Newton,
Mr. Carpenter,	Mr. Nicholson,
Mr. Cathie,	Mr. Reid,
Mr. Don,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Greeves,	Mr. Sinclair,
Mr. Harrison,	Mr. J. T. Smith,
Mr. Heales,	Mr. Stephen,
Mr. Howard,	Mr. Wood.
Mr. J. Johnson,	Mr. Woolley.
Mr. J. S. Johnson,	
Mr. M. L. King,	<i>Tellers.</i>
Mr. Mackintosh,	Mr. Pyke,
Mr. McCulloch,	Mr. Bailey.

Noes, 16.

Mr. Amsinck.	Mr. Keefer,
Mr. Barton,	Mr. Loader,
Mr. Bennett,	Mr. McLellan,
Mr. Brooke,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. Wilkie.
Mr. Frazer,	
Mr. Gray,	<i>Tellers.</i>
Mr. Hadley,	Dr. Macadam,
Mr. Henderson,	Mr. Woods.

No. 5.—Motion made—That the words “three hundred and twenty” in the second line of the above clause be omitted, with a view to insert instead thereof the words “six hundred and forty.”—(*Mr. J. S. Johnston.*)

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

Committee divided.

Ayes, 22.		Noes, 19.	
Mr. Brooke,	Mr. O'Hea,	Mr. Bennett,	Mr. McMillan,
Mr. Caldwell,	Mr. Pyke,	Mr. Brodie,	Mr. Newton,
Mr. Cathie,	Mr. Service,	Mr. Carr,	Mr. Reid,
Mr. Don,	Mr. Sinclair,	Mr. Carpenter,	Mr. Riddell,
Mr. Gavan Duffy,	Mr. Stephen,	Mr. Harrison,	Mr. J. T. Smith,
Mr. Francis,	Mr. Wilkie,	Mr. Heales.	Mr. Woolley.
Mr. Frazer,	Mr. Wood,	Mr. Henderson,	
Mr. Gray,	Mr. Woods.	Mr. J. Johnson,	<i>Tellers.</i>
Mr. Greeves,		Mr. J. S. Johnston,	Mr. Howard,
Mr. Loader,	<i>Tellers.</i>	Mr. King,	Dr. Macadam,
Mr. McCulloch,	Mr. Bailey,	Mr. Mackintosh,	
Mr. Nicholson,	Mr. McLellan.		

No. 6.—Motion made and question put—That the following proviso be added to the above clause, viz. :—

Provided always there shall be surveyed and open for selection in extensive areas in various parts of the Colony on January first One thousand eight hundred and sixty-one agricultural lands comprising in the whole an area of not less than two million acres.

—(*Mr. Heales.*)

Committee divided.

Ayes, 15.		Noes, 21.	
Mr. Bennett,	Mr. McLellan.	Mr. Bell,	Mr. Nicholson,
Mr. Brooke,	Mr. O'Hea,	Mr. Brodie,	Mr. Pyke,
Mr. Caldwell,	Mr. Reid,	Mr. Carr,	Mr. Riddell,
Mr. Gavan Duffy,	Mr. Snodgrass,	Mr. Cathie,	Mr. Service,
Mr. Frazer,		Mr. Francis,	Mr. Sinclair,
Mr. Gray,	<i>Tellers.</i>	Mr. Greeves,	Mr. Stephen,
Mr. Heales,		Mr. Harrison,	Mr. Wood.
Mr. Loader,	Mr. Woods,	Mr. Henderson,	
Dr. Macadam,	Mr. Don.	Mr. J. Johnson,	<i>Tellers.</i>
		Mr. Lock,	Mr. Howard,
		Mr. Mackintosh,	Mr. Bailey.
		Mr. McCulloch,	

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 9.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

TUESDAY, 28TH FEBRUARY.No. 1.—*Supply*.—Estimates for 1860.

Question proposed—That a sum not exceeding £6,000 be granted to Her Majesty for the year 1860 for the erection of new Telegraph Stations throughout the colony, and for extension of Lines of Telegraph.—(*Mr. McCulloch*.)

Motion made and question put—That the following words be added to the above resolution, viz., “and that in the opinion of this Committee this item should be increased.”—(*Mr. Woods*.)

Committee divided.

Ayes, 18.

Mr. Caldwell,	Mr. McLellan.
Dr. Evans,	Mr. McLeod,
Mr. Firebrace,	Mr. O'Shanassy,
Mr. Frazer,	Mr. Prendergast,
Mr. Gray,	Mr. Riddell,
Mr. Henderson,	Mr. Woods.
Mr. Howard,	
Mr. Ireland,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Mollison,
Mr. Lock,	Dr. Macadam.

Noes, 28.

Mr. Amsinck,	Mr. McCulloch,
Mr. Bailey.	Mr. Michie,
Mr. Bennett,	Mr. Myles,
Mr. Brooke,	Mr. Nicholson,
Mr. Carr,	Mr. Serjeant,
Mr. Carpenter.	Mr. Service,
Mr. Cathie,	Mr. Sinclair,
Mr. Don,	Mr. J. T. Smith,
Mr. Ebden,	Mr. Stephen,
Mr. Greeves,	Mr. Wilkie.
Mr. Harker,	Mr. Wood.
Mr. Heales,	
Mr. King,	<i>Tellers.</i>
Mr. Loader,	Mr. Pyke,
Mr. Mackintosh,	Mr. Francis.

WEDNESDAY, 29TH FEBRUARY.No. 2.—*Municipalities*.

Motion made—That a sum not exceeding £25,000 be granted to Her Majesty to defray the charge for the year 1860 of a Grant in Aid to the City of “Melbourne,” subject to a deduction of a sum equal to twice the amount collected from Macarthur Ward or Sandridge (such sum to be expended in Sandridge) during the year 1859, “and” to be expended under the sanction of the Board of Land and Works.—(*Mr. McCulloch*.)

Amendment proposed—That all the words after the word “Melbourne” in the second line of the above resolution to the word “and” inclusive in the fourth line be omitted.—(*Mr. Bennett*.)

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

Ayes, 9.		Noes, 31.	
Mr. Anderson,	Mr. Myles.	Mr. Bennett,	Mr. McCulloch,
Mr. Bailey,		Mr. Brooke,	Mr. McMillan,
Mr. Caldwell,	<i>Tellers.</i>	Mr. Carr,	Mr. Mollison,
Mr. Don,	Mr. Heales,	Mr. Carpenter,	Mr. Nicholson,
Mr. Gray,	Mr. Sinclair.	Mr. Gavan Duffy,	Mr. O'Shanassy,
Mr. McLellan,		Mr. Ebden,	Mr. Prendergast,
		Dr. Evans,	Mr. Pyke,
		Mr. Firebrace,	Mr. Riddell,
		Mr. Francis,	Mr. Service,
		Mr. Frazer,	Mr. J. T. Smith,
		Mr. Greeves,	Mr. Stephen,
		Mr. Harrison,	Mr. Wilkie.
		Mr. Horne,	
		Mr. J. S. Johnston,	<i>Tellers.</i>
		Mr. King,	Mr. J. Johnson,
		Mr. Loader,	Dr. Macadam.
		Mr. Mackintosh,	

THURSDAY (MORNING), 1ST MARCH.

No. 3.—*Crown Lands Bill*—Clause XV.

It shall be lawful for the Governor by proclamation to be inserted in the *Government Gazette* and in some newspaper or newspapers one of which at least shall be the newspaper published at the nearest place to the lands so surveyed to notify that applications will be received for any of such allotments “up to a certain day which shall not be less than” one month from the date of such proclamation and such proclamation shall name the person by whom and the place at which such applications will be received and the day when such applications will be opened and the person or persons to whom and the place or places at which persons making such applications shall make payment and shall state the terms for which leases of each of such allotments may be granted.—(*Mr. Service.*)

Amendment proposed, that the following words be omitted from the fourth line of the above clause, viz. : “up to a certain day which shall not be less than”—(*Mr. Bennett.*)

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Greeves.*)

Committee divided.

Ayes, 22.		Noes, 16.	
Mr. Amsinck,	Mr. Howard,	Mr. Barton,	Mr. O'Shanassy,
Mr. Brodie,	Mr. J. Johnson,	Mr. Bennett,	Mr. Prendergast,
Mr. Carr,	Mr. J. S. Johnston,	Mr. Brooke,	
Mr. Carpenter,	Mr. McCulloch,	Mr. Gavan Duffy,	<i>Tellers.</i>
Mr. Cathie,	Mr. McLeod,	Dr. Evans,	Dr. Macadam,
Mr. Don,	Mr. Nicholson,	Mr. Frazer,	Mr. Anderson.
Mr. Francis,	Mr. Pyke,	Mr. Henderson,	
Mr. Grant,	Mr. Riddell,	Mr. Horne,	
Mr. Gray,		Mr. Ireland,	
Mr. Greeves,	<i>Tellers.</i>	Mr. Loader,	
Mr. Harrison,	Mr. Service,	Mr. McLellan,	
Mr. Heales,	Mr. Bailey.	Mr. Myles,	

FRIDAY, 2ND MARCH.

No. 4.—Clause XVI.

Any person desirous of purchasing any of such allotments shall before the day up to which applications may be received send an application in the form contained in the second schedule to this Act directed to or apply personally or by agent to the person named in such proclamation and a separate application shall be made for every allotment.

Motion made and question put—That the following proviso be added to this clause, viz. :—
“Provided always that when any such application is made the same shall be registered by the person or persons by whom the application is received and a priority of selection shall be granted to the applications in the numerical order in which they are made.”—
—(*Mr. Loader.*)

Committee divided.

Ayes, 14.	
Mr. Barton,	Mr. O'Hea,
Mr. Bennett,	Mr. Prendergast,
Mr. Brodie,	Mr. Wilkie.
Mr. Brooke,	Mr. Woods.
Mr. Gavan Duffy,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Houston,	Mr. McLellan,
Mr. Loader,	Mr. Howard,

Noes, 34.	
Mr. Amsinck,	Dr. Macadam,
Mr. Bailey,	Mr. Mackintosh,
Mr. Caldwell,	Mr. McCulloch,
Mr. Carr,	Mr. McLeod,
Mr. Cathie,	Mr. Michie,
Mr. Don,	Mr. Newton,
Mr. Ebden,	Mr. Nicholson,
Mr. Francis,	Mr. Riddell,
Mr. Gillespie,	Mr. Serjeant,
Mr. Gray,	Mr. Sinclair,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Hadley,	Mr. L. L. Smith,
Mr. Heales,	Mr. Wood,
Mr. Henty,	Mr. Woolley,
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lock,	Mr. Pyke,
Mr. Lyall,	Mr. Service,

No. 5.—Clause XXI.

If it shall appear that there is only one application for any allotment the person making such application shall be declared the selector of such allotment provided he shall have duly paid for the same as hereinbefore mentioned, but if there shall be two or more applications for the same allotment then "such allotment shall forthwith be sold by "tender," at which sale only" the persons who shall have made application for such allotment, or their agents appointed in writing, shall be allowed to "tender."

Amendment proposed—That the words "such allotment shall be forthwith sold by tender at which sale only" in the fourth and fifth lines, and the word "tender" in the last line of the clause be omitted, with a view to insert instead of the last word "tender" the words "draw lots in such manner as may be directed by the Board of Land and Works in general instructions to be drawn up by them for such purpose and the person who is successful in the drawing of such lots shall be declared the selector."—(*Mr. Gavan Duffy.*)

Further amendment proposed—That the word "tender" be omitted from the fourth line of the above clause, with a view to insert instead thereof the word "auction."—(*Mr. Heales.*)

Question—That the words "such allotment shall be forthwith sold by" proposed to be omitted stand part of the question—put.

Committee divided.

Ayes, 20.	
Mr. Brodie.	Mr. Michie,
Mr. Carr,	Mr. Newton,
Mr. Ebden,	Mr. Prendergast,
Mr. Francis,	Mr. Riddell,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Heales,	Mr. Wood,
Mr. Howard,	Mr. Woolley.
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lyall,	Mr. McCulloch,
Mr. McLeod,	Mr. Amsinck.

Noes, 24.	
Mr. Barton,	Mr. Mackintosh,
Mr. Bennett,	Mr. McLellan,
Mr. Brooke,	Mr. Nicholson,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. Pyke,
Mr. Gavan Duffy,	Mr. Service,
Mr. Frazer,	Mr. L. L. Smith,
Mr. Gray,	Mr. Wilkie.
Mr. Hadley,	Mr. Woods,
Mr. Houston,	
Mr. Loader,	<i>Tellers.</i>
Mr. Lock,	Mr. Bailey,
Dr. Macadam,	Mr. Stephen.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 10.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

TUESDAY, 6TH MARCH.

No. 1.—*Crown Lands Bill*.—Clause XXIII.—

Every person who shall have been declared the selector shall forthwith name the subdivision which he elects to purchase and shall then be deemed the purchaser of such subdivision and shall state whether he will purchase and whether he will rent all or any of the remaining subdivisions of such allotment and if he shall elect to purchase any one or more of the remaining subdivisions he shall forthwith name the same and pay for every such subdivision or subdivisions the same price as he shall have paid for the subdivision which he shall have previously elected to purchase as aforesaid and if he shall elect to rent all or any of the remaining subdivisions he shall forthwith name the same and pay for every such subdivision or subdivisions one year's rent in advance at the rate of *one* shilling for every acre in such subdivision or subdivisions.

Motion made and question put—That the words “and *sixpence*” be inserted after the word shilling in the last line of the above clause.—(*Mr. Service.*)

Committee divided.

Ayes, 32.

Mr. Bailey,	Mr. McLeod,
Mr. Brodie,	Mr. Michie,
Mr. Brooke,	Mr. Mollison,
Mr. Carr,	Mr. Nicholson,
Mr. Ebden,	Mr. O'Shanassy,
Mr. Evans,	Mr. Riddell,
Mr. Firebrace,	Mr. Russell,
Mr. Francis,	Mr. Serjeant,
Mr. Gillespie,	Mr. Service,
Mr. Greeves,	Mr. Stephen,
Mr. Howard,	Mr. Verdon,
Mr. Ireland,	Mr. Wood,
Mr. J. Johnson,	Mr. Woolley.
Mr. J. S. Johnston,	
Mr. King,	<i>Tellers.</i>
Mr. Lock,	Mr. Pyke,
Mr. McCulloch,	Mr. Carpenter,

Noes, 18.

Mr. Barton,	Dr. Hunter
Mr. Bennett,	Mr. Mackintosh,
Mr. Caldwell,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Frazer,	Mr. Wilkie,
Mr. Gray,	Mr. Woods.
Mr. Hadley,	
Mr. Heales,	<i>Tellers.</i>
Mr. Hood,	Mr. Don,
Mr. Houston,	Mr. McLellan,

No. 2.—Motion made and question put—That the clause as amended stand part of the Bill.—(*Mr. Service.*)

Committee divided.

Ayes, 36.		Noes, 14.
Mr. Bailey,	Mr. Mackintosh,	Mr. Amsinck,
Mr. Barton,	Mr. McCulloch,	Dr. Evans,
Mr. Bennett,	Mr. McLellan.	Mr. Firebrace,
Mr. Brooke,	Mr. Michie,	Mr. Horne,
Mr. Caldwell,	Mr. Nicholson,	Mr. Ireland,
Mr. Carr,	Mr. Prendergast,	Mr. J. Johnson,
Mr. Don.	Mr. Riddell,	Mr. J. S. Johnston,
Mr. Gavan Duffy,	Mr. Russell,	Mr. Lyall,
Mr. Francis,	Mr. Service,	
Mr. Frazer,	Mr. Sinclair,	
Mr. Gillespie,	Mr. Verdon,	
Mr. Gray,	Mr. Wilkie.	
Mr. Greeves,	Mr. Wood.	
Mr. Hadley,	Mr. Woods.	
Mr. Heales,	Mr. Woolley.	
Mr. Hood,		
Mr. Houston,	<i>Tellers.</i>	
Mr. King,	Mr. Pyke,	
Mr. Lock,	Mr. Carpenter,	

No. 3.—Clause XXVII.—

After the day fixed for determining on the applications the person who shall first make application for any unsold allotment or subdivision of any allotment of which any person shall have been previously declared the selector shall be declared the selector of such allotment or subdivision provided he shall have duly paid for not less than one subdivision the purchase money for the same at the rate of twenty shillings an acre and every such application may be made either personally by the applicant or his agent at the land office for the district or may be sent to such land office and every application shall be in such form and be accompanied by such receipt and be made in such manner as are herein-before mentioned and shall be sent or delivered to such person as the Governor in Council shall from time to time appoint for receiving applications.

A point of order having arisen, as to whether a proviso proposed by Mr. Loader to be added to this clause, could be added ;

Motion made and question put—That the Chairman report the following point of order to the Speaker—Whether the proviso now in the hands of the Chairman can or cannot be added to clause XXVII.—(*Mr. Gray.*)

Committee divided.

Ayes, 11.		Noes, 27.
Mr. Barton,	Mr. Mackintosh,	Mr. Amsinck,
Mr. Bennett,	Mr. Woods.	Mr. Brodie,
Mr. Brooke,		Mr. Caldwell,
Mr. Frazer,	<i>Tellers.</i>	Mr. Carpenter,
Mr. Gray,	Mr. Hood,	Mr. Ebden,
Mr. Houston,	Mr. Don,	Mr. Gillespie,
Mr. Loader,		Mr. Greeves,
		Mr. Hadley,
		Mr. J. S. Johnston,
		Mr. King,
		Mr. Lyall,
		Mr. Macadam,
		Mr. McCulloch,
		Mr. McLeod,
		Mr. McMillan,
		Mr. Mollison,
		Mr. Nicholson,
		Mr. Pyke,
		Mr. Riddell,
		Mr. Russell,
		Mr. Service,
		Mr. Snodgrass,
		Mr. Stephen,
		Mr. Wood,
		Mr. Woolley.
		<i>Tellers.</i>
		Mr. Bailey,
		Mr. Francis,

WEDNESDAY, 7TH MARCH.

No. 4.—*State Aid to Religion Bill.*—Clause II.—

Until the thirty-first day of December One thousand eight hundred and sixty-one but no longer the sum of fifty thousand pounds shall be reserved on the eighth part of the said schedule to promote the erection of buildings for "public" worship and maintenance of ministers of "religion" and such sum shall be apportioned to each denomination according to the relative proportion of the members of such denomination by the last census

every such apportionment to be made under regulations to be framed by the Governor in Council and submitted to both Houses of Parliament Provided that no monies exceeding in the aggregate the sum of twenty-five thousand pounds shall be issued in any one year in aid of the stipends of ministers of religion.

Motion made and question put—That the word “Christian” be inserted after the word “public” in the third line of the above clause.—(*Mr. Myles.*)

Committee divided.

Ayes 12.
 Mr. Hadley,
 Mr. Henty,
 Mr. King,
 Mr. McLeod,
 Mr. Myles,
 Mr. Newton,
 Mr. Pyke,
 Mr. Riddell,
 Mr. Serjeant,
 Mr. Wilkie.
Tellers.
 Mr. Mollison,
 Mr. Firebrace,

Noes 37.
 Mr. Bailey,
 Mr. Barton,
 Mr. Brooke,
 Mr. Caldwell,
 Mr. Carr,
 Mr. Carpenter,
 Mr. Don,
 Mr. Gavan Duffy,
 Mr. Ebden,
 Mr. Embling,
 Mr. Francis,
 Mr. Gillespie,
 Mr. Grant,
 Mr. Gray,
 Mr. Hood,
 Mr. Houston,
 Mr. Humffray,
 Mr. J. Johnson,
 Mr. J. S. Johnston,
 Mr. Loader,
 Mr. Lock,
 Mr. Lyall,
 Mr. McCulloch,
 Mr. McMillan,
 Mr. Michie,
 Mr. Nicholson,
 Mr. O’Hea,
 Mr. Sinclair,
 Mr. J. T. Smith,
 Mr. L. L. Smith,
 Mr. Stephen,
 Mr. Verdon,
 Mr. Wood,
 Mr. Woods,
 Mr. Woolley.
Tellers.
 Dr. Macadam,
 Mr. Howard,

No. 5.—Motion made and question put—That the words “as heretofore” be inserted after the word “religion” in the fourth line of the above clause.—(*Mr. Mollison.*)

Committee divided.

Ayes, 15.
 Mr. Firebrace,
 Mr. Grant,
 Mr. Henty,
 Mr. J. Johnson,
 Mr. King,
 Mr. McLeod,
 Mr. Myles,
 Mr. Newton,
 Mr. Riddell,
 Mr. J. T. Smith,
 Mr. Snodgrass,
 Mr. Verdon,
 Mr. Wilkie,
Tellers.
 Mr. Mollison,
 Mr. Woolley.

Noes, 30.
 Mr. Barton,
 Mr. Brooke,
 Mr. Caldwell,
 Mr. Carr,
 Mr. Don,
 Mr. Gavan Duffy,
 Mr. Embling,
 Dr. Evans,
 Mr. Francis,
 Mr. Gillespie,
 Mr. Gray,
 Mr. Hadley,
 Mr. Hood,
 Mr. Houston,
 Mr. Humffray,
 Mr. J. S. Johnston,
 Mr. Mackintosh,
 Mr. McCulloch,
 Mr. Michie,
 Mr. Nicholson,
 Mr. O’Hea,
 Mr. Serjeant,
 Mr. Service,
 Mr. Sinclair,
 Mr. L. L. Smith,
 Mr. Stephen,
 Mr. Wood,
 Mr. Woods.
Tellers.
 Mr. Macadam,
 Mr. Bailey,

No. 6.—*Crown Lands Sales Bill.*

Motion made and question put—That the Chairman report progress and ask leave to sit again.—(*Mr. Service.*)

Committee divided.

Ayes, 24.
 Mr. Brodie,
 Mr. Firebrace,
 Mr. Francis,
 Mr. Gillespie,
 Mr. Greeves,
 Mr. Heales,
 Mr. Humffray,
 Mr. J. Johnson,
 Mr. J. S. Johnston,
 Mr. McCulloch,
 Mr. McLeod,
 Mr. Nicholson,
 Mr. Prendergast,
 Mr. Riddle,
 Mr. Service,
 Mr. Sinclair,
 Mr. J. T. Smith,
 Mr. L. L. Smith,
 Mr. Snodgrass,
 Mr. Stephen,
 Mr. Verdon,
 Mr. Wood,
Tellers.
 Mr. Carpenter,
 Dr. Macadam,

Noes, 14.
 Mr. Barton,
 Mr. Brooke,
 Mr. Cathie,
 Mr. Don,
 Dr. Evans,
 Mr. Gray,
 Mr. Henderson,
 Mr. Hood,
 Mr. Mackintosh,
 Mr. Myles,
 Mr. O’Hea,
 Mr. O’Shanassy,
Tellers.
 Mr. McLellan,
 Mr. Bennett,

FRIDAY, 9TH MARCH.

No. 7.—Clause XXVIII.—

No person shall within one year after the date of such proclamation as aforesaid be entitled to be the selector of more than *three hundred and twenty* acres.

Motion made and question put—That this clause be struck out.—(*Mr. Snodgrass.*)
Committee divided.

Ayes, 5.
Mr. Ebden,
Mr. J. T. Smith,
Mr. Snodgrass,

Tellers.
Mr. Riddell,
Mr. Brodie.

Noes, 27.
Mr. Bailey,
Mr. Barton,
Mr. Bennett,
Mr. Brooke,
Mr. Carr,
Mr. Don,
Mr. Francis,
Mr. Gillespie,
Mr. Gray,
Mr. Greeves,
Mr. Heales,
Dr. Hunter,
Mr. J. S. Johnston,
Mr. King,
Mr. Mackintosh,

Mr. McCulloch,
Mr. McLellan,
Mr. McMillan,
Mr. Nicholson,
Mr. O'Hea,
Dr. Russell,
Mr. Sinclair,
Mr. Wilkie,
Mr. Wood,
Mr. Woods,

Tellers.
Mr. Service,
Mr. Carpenter.

No. 8.—Amendment proposed—That the words “one allotment” be inserted after the word “than” in the second line of the above clause.—(*Mr. J. S. Johnston.*)

Further amendment proposed—That the word “one” in the above proposed amendment be omitted with a view to insert instead thereof the word “two.”—(*Mr. Snodgrass.*)

Question—That the word “one” proposed to be omitted stand part of the proposed amendment—put.

Committee divided.

Ayes, 30.
Mr. Bailey,
Mr. Barton,
Mr. Brooke,
Mr. Carpenter,
Mr. Cathie,
Mr. Ebden,
Mr. Frazer,
Mr. Gillespie,
Mr. Gray,
Mr. Greeves,
Mr. Hadley,
Mr. Heales,
Mr. Hood,
Mr. J. S. Johnston,
Mr. King,
Mr. McCulloch,

Mr. McLellan,
Mr. McLeod,
Mr. McMillan,
Mr. Nicholson,
Mr. O'Hea,
Mr. Pyke,
Dr. Russell,
Mr. Service,
Mr. Sinclair,
Mr. Wilkie,
Mr. Wood,
Mr. Woods.

Tellers.
Mr. Francis,
Mr. Don,

Noes, 12.
Mr. Bennett,
Mr. Carr,
Dr. Evans,
Mr. Lock,
Mr. Mackintosh,
Mr. O'Shanassy,
Mr. Prendergast,

Mr. Riddell,
Mr. J. T. Smith,
Mr. Snodgrass,

Tellers.
Mr. Brodie,
Mr. Howard,

No. 9.—Clause XXXII.—

Every lease to be granted to any person who shall have elected to rent any subdivision or subdivisions may be in the form contained in the sixth schedule to this Act and the term to be thereby created shall commence from the day when the first year's rent shall have been paid and shall be for such number of years not “less” than “five nor more than” *ten* as the Governor shall by his proclamation aforesaid have appointed and the rent shall be shillings for every acre and shall be payable yearly in advance.

Amendment proposed—That the word “less” in the fourth line of the above clause be omitted with a view to insert instead thereof the word “more.”—(*Mr. Ebden.*)

Question—That the word proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 22.
Mr. Bailey,
Mr. Bennett,
Mr. Brodie,
Mr. Carpenter,
Mr. Francis,
Mr. Gray,
Mr. Hadley,
Mr. Heales,
Mr. Hood,
Mr. Lock,
Mr. Mackintosh,
Mr. McLellan,

Mr. McMillan,
Mr. Nicholson,
Mr. Prendergast,
Mr. Pyke,
Mr. Service,
Mr. Sinclair,
Mr. Wilkie,
Mr. Wood,

Tellers.
Mr. McCulloch,
Mr. Woods.

Noes, 12.
Mr. Carr,
Mr. Ebden,
Mr. Gillespie,
Mr. Greeves,
Mr. J. S. Johnston,
Mr. King,
Mr. McLeod,

Mr. O'Shanassy,
Mr. Riddell,
Mr. J. T. Smith,

Tellers.
Mr. Amsinck,
Mr. Firebrace,

No. 10.—Amendment proposed—That the words “five nor more than” in fourth and fifth lines of the above clause be omitted.—(*Mr. Woods.*)

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

Committee divided.

Ayes, 27.
 Mr. Amsinck,
 Mr. Bailey,
 Mr. Brooke,
 Mr. Carr,
 Mr. Ebden,
 Mr. Firebrace,
 Mr. Francis,
 Mr. Gillespie,
 Mr. Greeves,
 Mr. Hadley,
 Mr. Heales,
 Mr. J. S. Johnston,
 Mr. King,
 Mr. Lock,
 Mr. McCulloch,
 Mr. McLeod,
 Mr. McMillan,
 Mr. Nicholson,
 Mr. O'Shanassy,
 Mr. Prendergast,
 Mr. Riddell,
 Dr. Russell,
 Mr. Service,
 Mr. J. T. Smith,
 Mr. Wood,
 Tellers.
 Mr. Pyke,
 Mr. Howard.

Noes, 9.
 Mr. Barton,
 Mr. Bennett,
 Mr. Gray,
 Mr. Mackintosh,
 Mr. Sinclair,
 Mr. L. L. Smith,
 Mr. Wilkie,
 Tellers.
 Mr. Woods,
 Mr. McLellan.

No. 11.—Clause XXXIV.—

Every such lease shall become void if the lessee shall not within one year from the commencement of the term thereby created have effected on the purchased subdivision or subdivisions of the same allotment improvements of the value of one pound for every acre of such purchased subdivision or subdivisions or if he shall use the land so rented except for “agricultural or” pastoral purposes or as a garden or if he shall not within one month of the commencement of the second and every subsequent year of such term pay such year's rent in advance or if he shall become insolvent or mortgage assign or sublet or attempt to mortgage assign or sublet or enter into any agreement to mortgage assign or sublet such rented land or any part thereof or if the same shall be sold under any execution or if he or his agent shall not have resided either on such rented land or on one of the purchased subdivisions of the same allotment days in one year.

Amendment proposed—That the words “agricultural or” in the fifth line of the above clause be omitted.—(*Mr. Heales.*)

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

Committee divided.

Ayes, 27.
 Mr. Barton,
 Mr. Bennett,
 Mr. Brooke,
 Mr. Carr,
 Mr. Carpenter,
 Mr. Cathie,
 Mr. Don,
 Mr. Francis,
 Mr. Frazer,
 Mr. Gillespie,
 Mr. Gray,
 Mr. Hood,
 Mr. King,
 Mr. Lock,
 Mr. Mackintosh,
 Mr. McCulloch,
 Mr. McLellan,
 Mr. McMillan,
 Mr. Nicholson,
 Mr. O'Hea,
 Mr. Prendergast,
 Mr. Sinclair,
 Mr. L. L. Smith,
 Mr. Wilkie,
 Mr. Woods,
 Tellers.
 Mr. Service,
 Mr. Pyke.

Noes, 16.
 Mr. Amsinck,
 Mr. Ebden,
 Mr. Firebrace,
 Mr. Greeves,
 Mr. Heales,
 Mr. J. Johnson,
 Mr. J. S. Johnston,
 Mr. McLeod,
 Mr. Mollison,
 Mr. O'Shanassy,
 Mr. Riddell,
 Dr. Russell,
 Mr. J. T. Smith,
 Mr. Snodgrass,
 Tellers.
 Mr. Brodie,
 Mr. Howard.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 11.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 13TH MARCH.

No. 1.—*Customs Act Amendment.*

Resolution proposed—That in the opinion of this “Committee” it is expedient to impose the following fees, to be paid annually or in proportion to any less period during which a warehouse may be appointed for bonding purposes.

A.—For a warehouse now or hereafter to be appointed for bonding purposes under the “Customs Act, 1857,” where the entire services of a locker may be required	£300 0 0
B.—For any two warehouses requiring jointly the services of a locker, each	£150 0 0

(Mr. Pyke.)

Amendment proposed—That the following words be inserted after the word “committee” in the first line of the above resolution, viz. :—“It is expedient to refer to a Select Committee to take evidence on the question.”—(Mr. Greeves.)

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

Committee divided.

Ayes, 6.	<i>Tellers.</i>	Noes, 39.
Mr. Aspinall,		Mr. Anderson,
Mr. Brooke,		Mr. Bailey,
Mr. Gavan Duffy,	Mr. Greeves,	Mr. Bennett,
Mr. Woolley.	Mr. Hood.	Mr. Carr,
		Mr. Cathie,
		Mr. Don,
		Mr. Ebdon,
		Mr. Francis,
		Mr. Gillespie,
		Mr. Hadley,
		Mr. Heales,
		Mr. Horne,
		Mr. Howard,
		Mr. Humffray,
		Mr. Ireland,
		Mr. J. S. Johnston,
		Mr. King,
		Mr. Lyall,
		Dr. Macadam,
		Mr. McCulloch,
		Mr. McLellan,
		Mr. McLeod,
		Mr. McMillan,
		Mr. Michie,
		Mr. Newton,
		Mr. O'Shanassy,
		Mr. Prendergast,
		Mr. Riddell,
		Mr. Service,
		Mr. Sinclair,
		Mr. J. T. Smith,
		Mr. L. L. Smith,
		Mr. Snodgrass,
		Mr. Stephen,
		Dr. Thomson,
		Mr. Verdon,
		Mr. Wood.
		<i>Tellers.</i>
		Mr. Pyke,
		Mr. Carpenter.

Committee divided.

Ayes, 24.

Mr. Anderson,	Mr. McCulloch,
Mr. Bailey,	Mr. Newton,
Mr. Carpenter,	Mr. Nicholson,
Mr. Francis,	Mr. Service,
Mr. Gray,	Mr. Sinclair,
Mr. Heales	Mr. J. T. Smith,
Mr. Humffray,	Mr. Snodgrass,
Mr. J. S. Johnston,	Mr. Stephen,
Mr. King,	Mr. Wood.
Mr. Loader,	
Mr. Lyall,	<i>Tellers.</i>
Dr. Macadam,	Mr. Pyke,
Mr. Mackintosh,	Mr. Don.

Noes, 13.

Mr. Caldwell,	Mr. O'Shanassy,
Mr. Ebden,	Mr. Prendergast,
Dr. Evans,	Mr. Verdon.
Mr. Greeves,	
Mr. Hood,	<i>Tellers.</i>
Mr. Horne,	Mr. L. L. Smith.
Mr. J. Johnson,	Mr. Bennett,
Mr. McLeod,	

No. 5.—*Crown Lands Bill.*—Clause XLIX.—

Any person who before or at or within _____ years after he shall have purchased or applied to purchase any country lands shall enter into any agreement with any other person to purchase on behalf of such other person or that such other person shall purchase on his behalf unless he or such person shall purchase avowedly as an agent only or to purchase or rent from or sell or lease to such other person or to borrow or lend money on the security of such country lands or any part thereof shall be liable to a penalty of *two hundred* pounds to be paid to any person who shall sue for the same in the Supreme Court or in any County Court or Court of Petty Sessions and every such agreement and any conveyance lease or mortgage of or other charge made on or security given over such lands or any part thereof within _____ years after any such purchase shall be void.

Motion made and question put—That this clause be struck out.—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 10.

Mr. Amsinck,	Mr. J. T. Smith,
Mr. Brodie,	Mr. Snodgrass.
Dr. Macadam,	
Mr. O'Shanassy,	<i>Tellers.</i>
Mr. Prendergast,	Mr. Humffray,
Mr. Sinclair,	Mr. Howard.

Noes, 28.

Mr. Bailey,	Mr. Henty,
Mr. Barton,	Dr. Hunter,
Mr. Bennett,	Mr. J. S. Johnston,
Mr. Carpenter,	Mr. King,
Mr. Cathie,	Mr. Lock,
Mr. Don,	Mr. McCulloch,
Mr. Embling,	Mr. McLeod,
Mr. Francis,	Mr. Nicholson,
Mr. Frazer,	Mr. Pyke,
Mr. Gillespie,	Mr. Verdon,
Mr. Gray,	Mr. Wood.
Mr. Greeves,	
Mr. Hadley,	<i>Tellers.</i>
Mr. Heales,	Mr. Service,
Mr. Henderson,	Mr. McLellan.

No. 6.—Clause L.—

If within two years after the purchase of any country lands improvements the value of which in pounds sterling shall be equal to "twice the number of acres comprised in the purchased portion of" the allotment shall not have been effected thereon or on some part thereof the grantee of such purchased portion his heirs executors administrators and assigns shall be liable to a penalty of *five* shillings for every acre or fraction of an acre comprised in such portion and such penalty may be sued for in any Court of competent jurisdiction and one-half of such penalty with full costs of suit shall be paid to any person who may sue for the same.

Amendment proposed—That the words "twice the number of acres comprised in the purchased portion of" in the second and third lines of the above clause be omitted, with a view to insert instead thereof the words "one-half the number of acres comprised in."
—*Mr. J. S. Johnston.*)

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

Committee divided.

Ayes, 18.		Noes, 13.	
Mr. Barton,	Mr. McLellan,	Mr. Amsinck,	Mr. O'Shanassy,
Mr. Cathie,	Mr. Nicholson,	Mr. Gillespie,	Mr. Prendergast,
Mr. Don,	Mr. Pyke,	Mr. Greeves,	Mr. J. T. Smith.
Mr. Francis,	Mr. Sinclair,	Mr. Henderson,	
Mr. Frazer,	Mr. L. L. Smith,	Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Gray,	Mr. Verdon.	Mr. King,	Dr. Macadam,
Mr. Hadley,		Mr. Lock,	Mr. Bennett,
Mr. Hood,	<i>Tellers.</i>	Mr. McLeod,	
Mr. Howard,	Mr. Service,		
Mr. McCulloch,	Mr. Bailey,		

THURSDAY, 15TH MARCH.

No. 7.—*Publicans Act Amendment Bill.*—Clause I.—

The XLVIIth section of the said recited Act shall be and is hereby repealed except as to any proceedings now pending under the said section.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Embling*).

Committee divided.

Ayes, 19.		Noes, 10.	
Mr. Bailey,	Mr. McLellan,	Mr. Aspinall,	Mr. Myles,
Mr. Caldwell,	Mr. McLeod,	Mr. Gray,	Mr. Newton,
Mr. Carr,	Mr. Nicholson,	Mr. Greeves,	
Mr. Cathie,	Mr. Pyke,	Mr. Hood,	<i>Tellers.</i>
Mr. Francis,	Mr. Service,	Mr. Loader,	Mr. L. L. Smith.
Mr. Gillespie,	Mr. Wood,	Dr. Macadam,	Mr. Brodie.
Mr. Hadley,			
Mr. Heales,	<i>Tellers.</i>		
Mr. Henty,	Mr. Embling,		
Mr. J. S. Johnston,	Mr. Don,		
Mr. Lock,			

No. 8.—Clause II.—

If any person whether unlicensed or licensed under any Act now in force relating to the sale of fermented and spirituous liquor shall give sell or supply any spirituous liquor or mixed liquor part whereof is spirituous in any quantity whatever or any fermented intoxicating liquor or mixed liquor part whereof is fermented and intoxicating to any Australian aboriginal native he shall for the first offence forfeit and pay (over and above any penalty which may be incurred for the sale of such liquor without a license) a penalty not exceeding *Twenty* pounds and that any proceeding under this Act be taken within one month after the offence was committed.

Motion made and question put—That this clause as amended stand part of the Bill.—(*Mr. Service.*)

Committee divided.

Ayes, 15.		Noes, 4.	
Mr. Caldwell,	Mr. Newton,		<i>Tellers.</i>
Mr. Carr,	Mr. Nicholson,	Mr. Greeves,	Dr. Macadam,
Mr. Don,	Mr. Service,	Mr. Hood,	Mr. Myles.
Mr. Francis,	Mr. Snodgrass,		
Mr. Frazer,			
Mr. Hadley,	<i>Tellers.</i>		
Mr. Heales,	Mr. Embling,		
Mr. Henty,	Mr. McLellan,		
Mr. McLeod,			

It appearing upon the report of the Tellers that there was not a quorum of members present in the Committee, the Chairman left the Chair to report that fact to Mr. Speaker.

FRIDAY, 16TH MARCH.

No. 9.—*Main Trunk Line Railways Act Amendment Bill.*—Schedule.—

Commencing at a point on the Melbourne and River Murray Railway being 50 miles 57 chains 81 links from the Junction at Footscray that is to say at the end of straight line described in schedule A. as "straight line bearing north 45° 28' west" thence for 86 chains 87 links in a straight line being the production of the straight line bearing north 45° 28' west passing out of allotment 18 and through allotment 17 parish of Tylden through allotment 143 parish of Lauriston and into allotment 144 thence for 40 chains 98 links by a curve of 60 chains radius whose chord bears north 25° 54' west passing out of allotment 144 and into allotment 145 thence for 15 chains 85 links in a straight line bearing north 6° 20' west passing out of allotment 145 and into allotment 138 thence for 26 chains 4 links by a curve of 60 chains radius whose chord bears north 18° 46' west passing out of allotment 138 through allotment 136 and into allotment 135 thence for 38 chains 76 links in a straight line bearing north 31° 12' west passing out of allotment 135 through allotment 134 and into allotment 133 thence for 36 chains 33 links by a curve of 40 chains radius whose chord bears north 57° 13' 15" west passing out of allotment 133 through allotment 132 and into allotment 131 thence for 80 chains 7 links in a straight line bearing west 6° 45' 30" north passing out of allotment 131 through allotments 101 102 and 103 and into allotment 99 thence for 31 chains 65 links by a curve of 40 chains radius whose chord bears west 29° 25' 45" north passing out of allotment 99 through allotment 98 and allotment K of section 78 and into allotment J of section 78 thence for 2 miles 57 chains and 92 links in a straight line bearing north 37° 54' west passing out of allotment J through allotments i and g of section 78 allotments 156 155 154 169 170 176 182 183 185 184 197 198 273 272 270 and 271 to a point in allotment 268 in the parish of Lauriston being the point of commencement of a straight line described in Schedule A. as "straight line bearing north 37° 54' west."

Question proposed—That the above schedule stand part of the Bill.—(Mr Francis.)

Motion made and question put—That the above schedule be struck out with a view to insert instead thereof a new schedule.

Committee divided.

Ayes, 19.

Mr. Amsinck,	Mr. J. Johnson,
Mr. Bennett,	Mr. Loader,
Mr. Cathie,	Mr. O'Shanassy,
Mr. Don,	Mr. Prendergast,
Mr. Ebden,	Mr. L. L. Smith,
Dr. Evans,	Mr. Snodgrass,
Mr. Greeves,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Hood,	Dr. Macadam,
Mr. Humffray,	Mr. Anderson,
Dr. Hunter,	

Noes, 17.

Mr. Bailey,	Mr. McCulloch,
Mr. Brodie,	Mr. Nicholson,
Mr. Brooke,	Mr. Pyke,
Mr. Caldwell,	Mr. Service,
Mr. Francis,	Mr. J. T. Smith,
Mr. Gillespie,	
Mr. Hadley,	<i>Tellers.</i>
Mr. Heales,	Mr. Carpenter,
Mr. Houston,	Mr. McLellan,
Mr. J. S. Johnston,	

No. 10.—New Schedule.—

Commencing at a point on the Melbourne and River Murray Railway being 44 miles and 20 chains from the junction at Footscray that is to say at the tangent point of an arc of 80 chains radius passing out of an allotment 105 being a reserve for the stone quarries and from thence by a straight line bearing north 29° 30' west out of an allotment 105 and through allotment 10 and 11 and thence by a line across the Five-mile Creek into allotment 22 and through allotments 23 26 27 and 46 and thence by a curve through allotments 46 51 and 59 and thence by a straight line bearing north 33° west through allotment 60 thence by a curve through 67 into 68 thence by a straight line bearing north 5° west thence by a curve through 72 thence bearing north 24° 15' west afterwards by a curve into allotment 77 thence by a straight line bearing north 51° west through allotment 78 and thence by a curve to the parish boundary Woodend and Carlsruhe thence by a straight line to join the Government line at or about 50 miles and 52 chains then passing over the Government line to about 54 miles thence through allotments 31 18 17 thence through the police paddock the north corner of reserve square 30 thence through the Kyneton race course thence diverting the Campaspe river through Booth and Argyle's pre-emptive right to allotment K thence through H and G over the Campaspe into 204 by a straight line bearing north 62° 45' west and joining the Government line on a road between allotments 272 and 270.

Motion made and question put—That the above proposed schedule stand part of the Bill.—(Mr. Amsinck.)

Committee divided.

Ayes, 20.

Mr. Bennett,	Mr. J. Johnson,
Mr. Cathie,	Mr. Loader,
Mr. Don,	Dr. Macadam.
Mr. Ebden,	Mr. O'Shanassy,
Dr. Evans,	Mr. Prendergast,
Mr. Greeves,	Mr. L. L. Smith,
Mr. Hadley,	Mr. Snodgrass,
Mr. Henderson,	
Mr. Hood,	<i>Tellers.</i>
Mr. Humffray,	Mr. Anderson,
Dr. Hunter,	Mr. Amsinck.

Noes, 16.

Mr. Bailey.	Mr. McCulloch,
Mr. Brodie,	Mr. Nicholson,
Mr. Brooke,	Mr. Pyke,
Mr. Caldwell,	Mr. Service,
Mr. Carpenter,	Mr. J. T. Smith,
Mr. Gillespie,	
Mr. Heales,	<i>Tellers.</i>
Mr. Houston,	Mr. Francis,
Mr. J. S. Johnston,	Mr. McLellan,

No. 11.—*Preamble.*

Whereas it is expedient to amend the Act passed in the twenty-first year of the reign of Her present Majesty and numbered XXXV. and the schedule marked A. thereunto annexed and to authorize the Board of Land and Works to deviate from the line of railway from Melbourne to the River Murray as described in the said schedule Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of Victoria in this present parliament assembled and by the authority of the same as follows (that is to say)—

Motion made and question [put—That the above Preamble stand part of the Bill.—
(*Mr. Amsinck.*)

Committee divided.

Ayes, 19.

Mr. Amsinck,	Mr. J. Johnson,
Mr. Anderson,	Mr. Loader,
Mr. Bennett,	Dr. Macadam,
Mr. Cathie,	Mr. O'Shanassy,
Mr. Ebden,	Mr. Prendergast,
Dr. Evans,	Mr. Snodgrass,
Mr. Greeves,	
Mr. Hadley,	<i>Tellers.</i>
Mr. Henderson,	Mr. Humffray,
Mr. Hood,	Mr. L. L. Smith,
Dr. Hunter,	

Noes, 17.

Mr. Bailey.	Mr. Nicholson,
Mr. Brodie,	Mr. O'Hea,
Mr. Brooke,	Mr. Pyke,
Mr. Caldwell,	Mr. Service,
Mr. Francis,	Mr. J. T. Smith,
Mr. Gillespie,	
Mr. Heales,	<i>Tellers.</i>
Mr. Houston,	Mr. Carpenter,
Mr. J. S. Johnston,	Mr. McLellan,
Mr. McCulloch,	

No. 12.—Motion made and question put—That the Chairman do report the Bill as amended to the House.—(*Mr. Amsinck.*)

Committee divided.

Ayes, 20.

Mr. Amsinck,	Mr. J. Johnson,
Mr. Bennett,	Mr. Loader,
Mr. Cathie,	Dr. Macadam,
Mr. Don,	Mr. O'Shanassy.
Mr. Ebden,	Mr. Prendergast,
Dr. Evans,	Mr. L. L. Smith,
Mr. Greeves,	Mr. Snodgrass,
Mr. Hadley,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Hood,	Mr. Humffray,
Dr. Hunter,	Mr. Anderson.

Noes, 16.

Mr. Bailey,	Mr. Nicholson,
Mr. Brodie,	Mr. O'Hea,
Mr. Brooke,	Mr. Pyke,
Mr. Francis,	Mr. Service,
Mr. Gillespie,	Mr. J. T. Smith,
Mr. Heales.	
Mr. Houston,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Carpenter,
Mr. McCulloch,	Mr. McLellan.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 12.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES. •

SESSION 1859—60.

TUESDAY, 20TH MARCH.

No. 1.—*Crown Lands Sales Bill.*—Clause LX.—

In cases in which there may be no convenient way of access to any portion of Crown land or in which any such portion may be insufficient in area for public sale or in which a portion of Crown land may lie between land already granted and a street or road which forms or should form the way of approach to such granted land or in which buildings erected on lands already granted may have extended over Crown "lands" or in any other cases of a like kind the Governor may with the advice aforesaid grant such lands to the holder or holders of adjacent lands without competition and at a price to be determined by an appraiser to be appointed by the said Board.

Motion made and question put—That the following words be inserted after the words "lands," in the fifth line of the above clause, viz. :—"or in which Crown lands may be already settled upon and improved under any miner's right or business license."—(*Mr. Loader.*)

Committee divided.

	Ayes, 19.	
Mr. Bennett,	Dr. Macadam,	
Mr. Brooke,	Mr. Mackintosh,	
Mr. Cathie,	Mr. O'Hea,	
Mr. Don,	Mr. Prendergast,	
Mr. Gavan Duffy,	Mr. J. T. Smith,	
Mr. Frazer,	Mr. L. L. Smith.	
Mr. Gray,		
Mr. Henderson,	<i>Tellers.</i>	
Mr. Houston,	Mr. Woods,	
Dr. Hunter,	Mr. McLellan.	
Mr. Loader,		

	Noes, 23.	
Mr. Bailey,	Mr. McCulloch,	
Mr. Brodie,	Mr. Michie,	
Mr. Carr,	Mr. Nicholson,	
Mr. Carpenter,	Mr. O'Shanassy,	
Mr. Ebden,	Mr. Riddell,	
Dr. Embling,	Mr. Sinclair,	
Mr. Firebrace,	Mr. Stephen,	
Mr. Francis,	Mr. Wood.	
Mr. Greeves,		
Mr. Heales,	<i>Tellers.</i>	
Mr. Henty,	Mr. Pyke,	
Mr. J. S. Johnston,	Mr. Service.	
Mr. Martley,		

WEDNESDAY, 21ST MARCH.

No. 2.—*Main Trunk Line Railways Act Amendment Bill.*—Schedule.—

Commencing at a point on the Melbourne and River Murray Railway being 44 miles and 20 chains from the junction at Footscray that is to say at the tangent point of an arc of 80 chains radius passing out of an allotment 105 being a reserve for the stone quarries and from thence by a straight line bearing north 29° 30'' west out of an allotment 105 and through allotment 10 and 11 and thence by a line across the Five-mile Creek into allotment 22 and through allotments 23 26 27 and 46 and thence by a curve through

allotments 46 51 and 59 and thence by a straight line bearing north 33° west through allotment 60 thence by a curve through 67 into 68 thence by a straight line bearing north 5° west thence by a curve through 72 thence bearing north $24^{\circ} 15''$ west afterwards by a curve into allotment 77 thence by a straight line bearing north 51° west through allotment 78 and thence by a curve to the parish boundary Woodend and Carlsruhe thence by a straight line to join the Government line at or about 50 miles and 52 chains then passing over the Government line to about 54 miles thence through allotments 31 18 17 thence through the police paddock the north corner of reserve square 30 thence through the Kyneton race course thence diverting the Campaspe river through Booth and Argyle's preemptive right to allotment K thence through H and G over the Campaspe into 204 by a straight line bearing north $62^{\circ} 45''$ west and joining the Government line on a road between allotments 272 and 270.

Motion made and question put—That the above schedule be struck out.—(*Mr. Nicholson.*)
Committee divided.

Ayes, 31.

Mr. Bailey,	Mr. McCulloch,
Mr. Bennett,	Mr. McLellan,
Mr. Brodie,	Mr. Michie,
Mr. Caldwell,	• Mr. Myles,
Mr. Carr,	Mr. Nicholson,
Mr. Cathie,	Mr. O'Hea,
Mr. Firebrace,	Mr. Service,
Mr. Francis,	Mr. Sinclair,
Mr. Gray,	Mr. J. T. Smith,
Mr. Hadley,	Mr. Verdon,
Mr. Heales,	Mr. Wood,
Mr. Henty,	Mr. Woods.
Mr. Howard,	
Dr. Hunter,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. King,	Mr. Pyke,
Mr. Mackintosh,	Mr. Carpenter

Noes, 12.

Mr. Amsinck,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Riddell.
Mr. Ebden,	Mr. Snodgrass.
Mr. Greeves,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Humffray,	Dr. Macadam,
Mr. J. Johnson,	Mr. L. L. Smith.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 13.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

TUESDAY, 27TH MARCH.No. 1.—*Crown Lands Sales Bill*.—Clause LXXVII.—

It shall be lawful for the Governor in Council upon the petition of not less than twenty-five occupiers of any purchased land in any agricultural district comprising not less than five hundred acres to proclaim that any crown lands "in the vicinity of such purchased land" (the area of such crown lands not being more than times the area of such purchased land) shall be a common for the use of the occupiers of purchased land in such agricultural district and every such common shall be called a "Farmers' Common."

Motion made—That the words, "in the vicinity of such purchased land," in the third and fourth lines of the above clause, be omitted.—(*Mr. G. Duffy.*)

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

Committee divided.

Ayes 34.

Mr. Amsinck,	Dr. Macadam,
Mr. Bailey,	Mr. Martley,
Mr. Brodie,	Mr. McCulloch,
Mr. Carr,	Mr. McMillan,
Mr. Carpenter,	Mr. Michie,
Mr. Cathie,	Mr. Nicholson,
Mr. Ebden,	Mr. Prendergast.
Mr. Firebrace,	Mr. Riddell,
Mr. Francis,	Mr. Sinclair,
Mr. Greeves,	Mr. J. T. Smith,
Mr. Harrison,	Mr. Snodgrass,
Mr. Heales,	Mr. Verdon,
Mr. Henty,	Mr. Wood,
Mr. Howard,	Mr. Woolley.
Mr. J. Johnson,	
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. King,	Mr. Service,
Mr. Lock,	Mr. Pyke.

Noes 19.

Mr. Bennett,	Dr. Hunter,
Mr. Brooke,	Mr. Mackintosh,
Mr. Don,	Mr. O'Hea,
Mr. Gavan Duffy,	Mr. L. L. Smith,
Dr. Evans,	Mr. Wilkie,
Mr. Frazer,	Mr. Woods.
Mr. Gray,	<i>Tellers.</i>
Mr. Hadley,	
Mr. Hood,	Mr. Anderson,
Mr. Houston,	Mr. McLellan.
Mr. Humffray,	

No. 2.—Motion made and question put—That the words, "or as near as practicable thereto," be inserted after the word "land" in the fourth line of the above clause.—(*Mr. Hadley.*)

Committee divided.

Ayes 26.		Noes 26.	
Mr. Anderson,	Dr. Macadam,	Mr. Amsinck,	Mr. Michie,
Mr. Bennett,	Mr. Mackintosh,	Mr. Bailey,	Mr. Nicholson,
Mr. Brooke,	Mr. McLellan,	Mr. Brodie,	Mr. Riddell,
Mr. Cathie,	Mr. O'Hea,	Mr. Carr,	Mr. Service,
Mr. Gavan Duffy,	Mr. Prendergast,	Mr. Carpenter,	Mr. J. T. Smith,
Mr. Frazer,	Mr. Sinclair,	Mr. Ebden,	Mr. Snodgrass,
Mr. Gray,	Mr. L. L. Smith,	Mr. Francis,	Mr. Verdon,
Mr. Hadley,	Mr. Wilkie,	Mr. Greeves,	Mr. Wood,
Mr. Heales,	Mr. Woods.	Mr. Harrison,	Mr. Woolley.
Mr. Hood,		Mr. Henty,	
Mr. Houston,		Mr. J. Johnson,	
Mr. Howard,	<i>Tellers.</i>	Mr. King,	<i>Tellers.</i>
Dr. Hunter,		Mr. Martley,	
Mr. J. S. Johnston,	Mr. Humffray,	Mr. McCulloch,	Mr. Pyke,
Mr. Lock,	Mr. Don.	Mr. McMillan,	Mr. Firebrace.

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 26, or equal, the Chairman gave his vote for the "Ayes," and declared the question to have been resolved in the affirmative.

WEDNESDAY, 28TH MARCH.

No. 3.—Clause LXXIX.—

It shall be lawful for such persons as shall be authorized in that behalf by the Board of Land and Works to issue to every such occupier upon his making payment at the rate of _____ for every horse and head of cattle a document to be called a Farmers' Depasturing License which shall entitle the person to whom the same shall be granted to depasture upon the farmers' common for such district the number of cattle and horses therein mentioned subject to such rules and regulations as may be framed by the Governor in Council and every such license shall be in force for a period not exceeding one year from the time when the same shall be issued.

Motion made—That the blank in the third line of the above clause be filled up with the words "four shillings."—(*Mr. Service.*)

Amendment proposed—That the blank in the third line be filled up with the words "two shillings and sixpence."—(*Mr. Snodgrass.*)

Question—That the blank be filled up with the words "two shillings and sixpence"—put.

Committee divided.

Ayes 17.		Noes 20.	
Mr. Anderson,	Mr. Prendergast,	Mr. Carr,	Mr. Pyke,
Mr. Caldwell,	Mr. Sinclair,	Mr. Ebden,	Mr. Riddell,
Mr. Carpenter,	Mr. J. T. Smith,	Mr. Firebrace,	Mr. Service,
Mr. Cathie,	Mr. Snodgrass.	Mr. Francis,	Mr. Verdon,
Mr. Don,	Mr. Woods.	Mr. J. Johnson,	Mr. Wood,
Mr. Gray,		Mr. J. S. Johnston,	Mr. Woolley.
Mr. Greeves,		Mr. Lyall,	
Mr. Harrison,	<i>Tellers.</i>	Mr. Mackintosh,	
Mr. Houston,	Mr. Humffray,	Mr. Martley,	<i>Tellers.</i>
Mr. McMillan,	Mr. McLellan.	Mr. McCulloch,	
		Mr. Myles,	Mr. Heales,
		Mr. Nicholson,	Mr. Bennett.

No. 4.—Clause LXXXI.—

And whereas it may be expedient to sell lands in or in the neighbourhood of towns with conditions as to the number and description of houses to be erected thereon and the business if any to be carried on in such houses and otherwise be it further enacted that all lands in or in the neighbourhood of any town may be sold by auction for such term of years at such rent and upon such conditions as the Governor in Council may direct.

Motion made and question put—That this clause stand part of the Bill.—(*Mr. Service.*)

Committee divided.

Ayes 31.	
Mr. Bennett,	Mr. Martley,
Mr. Brodie,	Mr. McCulloch,
Mr. Caldwell,	Mr. McMillan,
Mr. Carpenter,	Mr. Nicholson,
Mr. Don,	Mr. Pyke,
Mr. Ebden,	Mr. Riddell,
Mr. Firebrace,	Mr. Sinclair,
Mr. Francis,	Mr. J. T. Smith,
Mr. Greeves,	Mr. L. L. Smith,
Mr. Hadley,	Mr. Snodgrass,
Mr. Heales,	Mr. Verdon,
Mr. Humffray,	Mr. Wood.
Mr. J. S. Johnston,	Mr. Woolley.
Mr. Lock,	<i>Tellers.</i>
Mr. Lyall,	Mr. Service,
Dr. Macadam,	Mr. Anderson.

Noes 11.	
Mr. Cathie,	Mr. Prendergast,
Mr. Gray,	Mr. Woods.
Mr. Harrison,	
Mr. Houston,	<i>Tellers.</i>
Mr. Loader,	Mr. Grant,
Mr. Mackintosh,	Mr. McLellan.
Mr. Myles,	

No. 5.—Clause LXXXIII.—

Any person who shall be found in unauthorized occupation of any Crown lands either by residing or by erecting any hut or building thereon except in the cases allowed by this Act or by clearing enclosing or cultivating any part thereof or who shall knowingly and wilfully depasture without authority in that behalf any horses or cattle or sheep on any such land not being a common shall be "liable" on conviction thereof to the penalties following (that is to say) for the first offence a sum not exceeding "ten" pounds for the second offence a sum not exceeding *twenty* pounds nor less than *ten* pounds and for the third or any subsequent offence a sum not exceeding *fifty* pounds nor less than *twenty* pounds. Provided that no information shall be laid or brought for any second or subsequent offence until the expiration of fourteen clear days from the date of the previous conviction.

Motion made and question put—That the words "on information as aforesaid and," be inserted after the word "liable," in the fifth line of the above clause.—(*Mr. Gray.*)

Committee divided.

Ayes 19.	
Mr. Bennett,	Mr. McLellan,
Mr. Don,	Mr. Myles,
Mr. Gray,	Mr. Prendergast,
Mr. Hadley,	Mr. Sinclair,
Mr. Henderson,	Mr. L. L. Smith,
Mr. Houston,	Mr. Woods.
Mr. Humffray,	
Mr. Loader,	<i>Tellers.</i>
Mr. Lock,	
Dr. Macadam,	Mr. Hood,
Mr. Mackintosh,	Mr. Anderson.

Noes 25.	
Mr. Brodie,	Mr. McCulloch,
Mr. Caldwell,	Mr. McMillan,
Mr. Carr,	Mr. Nicholson,
Mr. Carpenter,	Mr. Pyke,
Mr. Ebden,	Mr. Riddell,
Mr. Francis,	Mr. J. T. Smith,
Mr. Greeves,	Mr. Snodgrass,
Mr. Harrison,	Mr. Verdon,
Mr. Heales,	Mr. Wood,
Mr. Howard,	Mr. Woolley.
Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Lyall,	Mr. Service,
Mr. Martley,	Mr. Firebrace.

No. 7.—Motion made—That the word "ten," in the sixth line of the above clause, be omitted, with a view to insert in lieu thereof the word "five."—(*Mr. Humffray.*)

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

Committee divided.

Ayes 23.	
Mr. Brodie,	Mr. McCulloch,
Mr. Carr,	Mr. McMillan,
Mr. Ebden,	Mr. Nicholson,
Mr. Firebrace,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Harrison,	Mr. J. T. Smith,
Mr. Heales,	Mr. Snodgrass.
Mr. Howard,	Mr. Wood.
Mr. J. S. Johnston,	Mr. Woolley.
Mr. Lock,	<i>Tellers.</i>
Mr. Lyall,	Mr. Pyke,
Mr. Martley,	Mr. Verdon.

Noes 23.	
Mr. Anderson,	Mr. Loader,
Mr. Bennett,	Dr. Macadam,
Mr. Caldwell,	Mr. Mackintosh,
Mr. Don,	Mr. McLellan,
Mr. Frazer,	Mr. Myles,
Mr. Gray,	Mr. Prendergast,
Mr. Greeves,	Mr. Sinclair,
Mr. Hadley,	Mr. L. L. Smith.
Mr. Henderson,	Mr. Woods.
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Amsinck,
Mr. Humffray,	Mr. Carpenter

The Tellers having declared the numbers for the "Ayes" and the "Noes" to be respectively 23, or equal, the Chairman gave his vote for the "Noes," and declared the question to have passed in the negative.

FRIDAY, 30TH MARCH.

No. 8.—*Armed Vessels Regulation Bill*.—Clause XVIII.—

No action shall be brought or maintained in any court nor any other proceedings whether civil or criminal had in Victoria against any person or persons acting *bonâ fide* under the provisions of this Act for or on account of any act matter or thing having been done out of or beyond the jurisdiction of the colony of Victoria.

Motion made and question put—That this clause as amended stand part of the Bill.—(*Mr. Nicholson.*)

Committee divided.

Ayes 18.

Mr. Bennett,	Mr. Martley,
Mr. Brodie,	Mr. Michie,
Mr. Carr,	Mr. Nicholson,
Mr. Carpenter,	Mr. Riddell,
Mr. Firebrace,	Mr. Sinclair,
Mr. Francis,	Mr. Wood.
Mr. Greeves,	
Mr. Hadley,	<i>Tellers.</i>
Mr. Henty,	Mr. Pyke,
Mr. Howard,	Mr. McCulloch.

Noes 7.

Mr. Aspinall,	Mr. Prendergast,
Mr. Don,	<i>Tellers.</i>
Mr. Hood,	Mr. Amsinck,
Mr. Loader,	Mr. McLellan.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 14.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 17TH APRIL.

No. 1.—*Customs Act Amendment Bill.*—Schedule.

	£	s.	d.	
For a warehouse requiring the entire services of a locker	"300"	0	0	per annum.
the sum of				
For any two or more warehouses requiring jointly the services of a locker	300	0	0	{ in equal portions.
... ..				

And a proportionate part of any such sum for any period less than a year.—(*Mr. Pyke.*)

Amendment proposed—That the figures, "300" in the first paragraph of the above schedule be omitted, with a view to insert instead thereof the figures "100."—(*Mr. Woolley.*)

Question—That the figures proposed to be omitted stand part of the schedule—put.

Committee divided.

Ayes 25.

Mr. Anderson,	Dr. Macadam,
Mr. Bailey,	Mr. Martley,
Mr. Bennett,	Mr. McCulloch,
Mr. Carpenter,	Mr. McMillan,
Mr. Don,	Mr. Michie,
Mr. Donald,	Mr. Nicholson,
Mr. Ebdon,	Mr. Service,
Mr. Firebrace,	Mr. J. T. Smith,
Mr. Francis,	Mr. Snodgrass.
Mr. Hadley,	
Mr. Harrison,	
Mr. Houston,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Pyke,
Mr. J. S. Johnston,	Mr. Heales.

Noes 8.

Mr. Caldwell,	Mr. Wilkie.
Mr. Gray,	
Mr. Greeves,	<i>Tellers.</i>
Mr. Hood,	Mr. Barton,
Mr. King,	Mr. Woolley.

No. 2.—*Crown Lands Bill.*—Proposed new clause.—

After
allotments then remaining not sold nor leased shall until sold or leased be open as
"Farmers' Commons" to all persons who have purchased or leased land within such
districts subject to the same rules and regulations as the "Farmer's Commons" hereinafter
mentioned.—(*Mr. Loader.*)

Amendment proposed—That after the word "after" in the first line of the above clause the following words be inserted in place of words omitted, namely, "one-fourth of the land mentioned in any proclamation shall."—(*Mr. Service.*)

Further amendment proposed—That the word "fourth" in the first line of the above proposed amendment be omitted, with a view to insert in lieu thereof the word "eighth."—(*Mr. Loader.*)

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

Ayes, 25.

Mr. Bailey,	Mr. Martley,
Mr. Brodie,	Mr. McMillan,
Mr. Caldwell,	Mr. Michie,
Mr. Carr,	Mr. Nicholson,
Mr. Carpenter,	Mr. Riddell,
Mr. Ebden,	Mr. Sinclair,
Mr. Firebrace,	Mr. J. T. Smith,
Mr. Francis,	Mr. Snodgrass,
Mr. Greeves,	Mr. Wood.
Mr. Hadley,	
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Service,
Mr. J. S. Johnston,	Mr. Pyke.

Noes, 15.

Mr. Anderson,	Mr. Loader,
Mr. Bennett,	Dr. Macadam,
Mr. Don,	Mr. O'Hea,
Mr. Donald,	Mr. Prendergast,
Mr. Gavan Duffy,	
Mr. Frazer,	<i>Tellers.</i>
Mr. Gray,	Mr. L. L. Smith,
Mr. Hood,	Mr. McLellan.
Mr. Houston,	

WEDNESDAY, 18TH APRIL.

No. 3.—New clause.—

The Governor with the advice of the Executive Council may grant lands to the holder or holders without competition and at a price to be determined by an appraiser to be appointed by the said Board in cases upon the Gold Fields in which previous to the passing of this Act any person has made improvements for the purpose of *bonâ fide* residence upon such land.

Motion made and question put—That this clause be read a second time.—(*Mr. Loader.*)
Committee divided.

Ayes, 18.

Mr. Amsinok,	Mr. McMillan,
Mr. Bennett,	Mr. O'Hea,
Mr. Donald,	Mr. Prendergast,
Mr. Gavan Duffy,	Mr. Sinclair,
Mr. Gray,	Mr. L. L. Smith,
Mr. Greeves,	Mr. Snodgrass.
Mr. Hood,	
Mr. Houston,	<i>Tellers.</i>
Mr. Loader,	Dr. Macadam,
Mr. McLellan,	Mr. Don.

Noes, 18.

Mr. Bailey,	Mr. Martley,
Mr. Brodie,	Mr. Michie,
Mr. Caldwell,	Mr. Nicholson,
Mr. Ebden,	Mr. Riddell,
Mr. Francis,	Mr. Service,
Mr. Hadley,	Mr. Wood.
Mr. Harrison,	
Mr. Heales,	<i>Tellers.</i>
Mr. J. Johnson,	Mr. Pyke,
Mr. J. S. Johnston,	Mr. Firebrace.

The Tellers having declared the numbers for the "ayes" and the "noes" to be respectively eighteen, or equal, the Chairman gave his vote for the "ayes" and declared the question to have been resolved in the affirmative.

Motion made and question put—That this clause as amended stand part of the Bill.—(*Mr. Loader.*)

Committee divided.

Ayes, 12.

Mr. Don,	Mr. O'Hea,
Mr. Donald,	Mr. Prendergast,
Mr. Frazer,	Mr. L. L. Smith.
Mr. Gray,	
Mr. Houston,	<i>Tellers.</i>
Mr. Loader,	Dr. Macadam,
Mr. McLellan,	Mr. Hood.

Noes, 20.

Mr. Anderson,	Mr. McMillan,
Mr. Brodie,	Mr. Michie,
Mr. Ebden,	Mr. Nicholson,
Mr. Firebrace,	Mr. Pyke,
Mr. Francis,	Mr. Riddell,
Mr. Hadley,	Mr. Snodgrass,
Mr. Harrison,	Mr. Wood.
Mr. Heales,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Bailey,
Mr. Martley,	Mr. Service.

WEDNESDAY, 18TH APRIL.

No. 5.—*Supply*.—Further additional Estimates for 1860.

Motion made and question put—That a sum not exceeding £1000 be granted to Her Majesty to defray the expense, for the year 1860, of cleaning Court Houses.—(*Mr. McCulloch*.)

Committee divided.

	Ayes, 25.		Noes, 15.
Mr. Anderson,	Mr. O'Shanassy,	Mr. Amsinck,	Mr. J. S. Johnston,
Mr. Bailey,	Mr. Prendergast,	Mr. Brooke,	Mr. Loader,
Mr. Brodie,	Mr. Pyke,	Mr. Caldwell,	Mr. Serjeant,
Mr. Carr,	Mr. Riddell,	Mr. Embling,	Mr. Woods.
Mr. Donald,	Mr. Service,	Mr. Gray,	
Mr. Ebden,	Mr. Sinclair,	Mr. Harrison,	
Mr. Firebrace,	Mr. J. T. Smith,	Mr. Heales,	<i>Tellers.</i>
Mr. Francis,	Mr. Wood,	Mr. Hood,	Mr. Greeves,
Mr. Horne,	Mr. Woolley.	Mr. Houston,	Mr. McLellan.
Mr. J. Johnson,			
Mr. King,			
Mr. Martley,	<i>Tellers.</i>		
Mr. Myles,	Mr. McCulloch,		
Mr. Nicholson,	Mr. Howard.		

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 15.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 24TH APRIL.

No. 1.—*Crown Lands Sales Bill* on recommitment.—Clause XIV.—

The Board of Land and Works shall from time to time cause country lands to be surveyed in allotments of not less than eighty nor more than "three hundred and twenty" acres and shall cause plans of the lands so surveyed to be prepared and on such plans each allotment shall be divided into four equal portions which shall be called subdivisions.

Amendment proposed—That the words "three hundred and twenty" in the second line of the above clause be omitted, with a view to insert instead thereof the words "six hundred and forty."—(*Mr. Heales.*)

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

Committee divided.

Ayes, 20.		Noes, 25.	
Mr. Bailey,	Mr. McLellan,	Mr. Amsinck,	Mr. Mackintosh,
Mr. Carr,	Mr. Michie,	Mr. Anderson,	Mr. Mollison,
Mr. Don,	Mr. Nicholson,	Mr. Bennett,	Mr. O'Shanassy,
Mr. Francis,	Mr. Pyke,	Mr. Donald,	Mr. Prendergast,
Mr. Gray,	Mr. Serjeant,	Mr. Embling,	Mr. Riddell,
Mr. Greeves,	Mr. Service,	Dr. Evans,	Mr. J. T. Smith,
Mr. Hadley,	Mr. Wood.	Mr. Gillespie,	Mr. L. L. Smith,
Mr. Hood,		Mr. Heales,	Mr. Verdon,
Dr. Hunter,		Mr. Henderson,	Mr. Woolley.
Mr. Jones,	<i>Tellers.</i>	Mr. Howard,	
Mr. Martley,	Mr. Carpenter,	Mr. Ireland,	
	Mr. Woods.	Mr. J. Johnson,	<i>Tellers.</i>
		Mr. J. S. Johnston,	Mr. Firebrace,
		Mr. King,	Mr. Brodie.

No. 2.—Clause LXXVII.—

It shall be lawful for the Governor in Council upon the petition of not less than ten occupiers of any purchased land in any agricultural district comprising not less than five hundred acres to proclaim that any Crown lands in the vicinity of such purchased land "or as near as practicable thereto" (the area of such Crown lands not being more than three times the area of the purchased land) in such agricultural district shall be a common for the use of the occupiers of purchased land in such agricultural district and every such common shall be called a "Farmers' Common" Provided that nothing in this section shall be deemed or taken to prevent any person from becoming the selector of any country lands which shall have been proclaimed as a "Farmers' Common" in the same manner as if such country lands had not been so proclaimed.

Amendment proposed—That the words “or as near as practicable thereto” in the fourth line of the above clause be omitted—(*Mr. Mollison.*)

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

Committee divided.

Ayes, 23.		Noes, 25.	
Mr. Anderson,	Mr. Prendergast,	Mr. Bailey,	Mr. Lyall,
Mr. Bennett,	Mr. Serjeant,	Mr. Carr,	Mr. Martley,
Mr. Brooke,	Mr. J. T. Smith,	Mr. Carpenter,	Mr. Michie,
Mr. Don,	Mr. L. L. Smith,	Mr. Ebden,	Mr. Mollison,
Mr. Donald,	Mr. Snodgrass,	Dr. Evans,	Mr. Nicholson,
Mr. Gray,	Mr. Stephen,	Mr. Firebrace,	Mr. O'Shanassy,
Mr. Hadley,	Mr. Verdon,	Mr. Francis,	Mr. Riddell,
Mr. Heales,	Mr. Wilkie.	Mr. Gillespie,	Mr. Service,
Mr. Henderson,		Mr. Greeves,	Mr. Wood.
Mr. Hood,		Mr. Ireland,	
Mr. Howard,	<i>Tellers.</i>	Mr. J. Johnson,	
Mr. Loader,	Mr. McLellan,	Mr. J. S. Johnston,	<i>Tellers.</i>
Mr. Mackintosh,	Mr. Woods.	Mr. Jones,	Mr. Pyke,
		Mr. King,	Mr. Brodie.

No. 3.—Clause LXXXVI.—

The Governor in Council shall have full power from time to time by proclamation to alter any of the forms contained in the schedules to this Act and to prescribe other forms in lieu of or in addition thereto and to define what shall be considered auriferous or mineral lands water frontages improvements towns gold-fields or agricultural districts within the meaning of this Act and to make any rules and regulations for prescribing the mode in which legal proceedings shall be taken under any of the provisions of this Act and the form of leases for mining purposes to be issued under this Act and the conditions on which such leases shall be issued for imposing any conditions or limitations on the exercise of the right of common upon any farmer's common and for the more fully carrying out the objects and purposes of this Act and to rescind such proclamation rules and regulations and to issue other proclamations and to make other rules and regulations in lieu thereof and all such proclamations rules and regulations shall be laid before both Houses of Parliament within fourteen days after the making thereof respectively if Parliament be then sitting and if Parliament be not sitting then within fourteen days after the commencement of the next sitting of “Parliament.” Provided always that if the Legislative Council or the Legislative Assembly shall at any time within thirty days after such proclamation rules or regulations shall have been laid before Parliament make known to the Governor its disapproval of such proclamation rules or regulations or any of them or any part thereof then such proclamation rules or regulations or such of them or such part thereof shall thenceforth be of no effect.

Motion made—That all the words after the word “Parliament,” in the fifteenth line of the above clause be omitted.—(*Mr. O'Shanassy.*)

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

Committee divided.

Ayes, 16.		Noes, 25.	
Mr. Bailey,	Mr. Pyke,	Mr. Anderson,	Mr. Lyall,
Mr. Ebden,	Mr. Riddell,	Mr. Bennett,	Mr. Mackintosh,
Mr. Firebrace,	Mr. Serjeant,	Mr. Brooke,	Mr. McLellan,
Mr. Francis,	Mr. Service,	Mr. Carpenter,	Mr. Myles,
Mr. Gillespie,	Mr. Wood.	Mr. Don,	Mr. O'Hea,
Mr. Heales,		Mr. Donald,	Mr. O'Shanassy,
Mr. Martley,	<i>Tellers.</i>	Dr. Evans,	Mr. Stephen,
Mr. Mollison,	Mr. Brodie,	Mr. Gray,	Mr. Verdon,
Mr. Nicholson,	Mr. Snodgrass.	Mr. Henderson,	Mr. Woods.
		Mr. Hood,	
		Mr. Houston,	<i>Tellers.</i>
		Mr. Howard,	Mr. Ireland,
		Mr. Humffray,	Mr. Amsinck.
		Mr. Loader,	

No. 4.—New Clause.

The Governor with the advice of the Executive Council may grant lands to the authorized holder or holders of such lands without competition and at a price to be determined by an appraiser to be appointed by the said Board in cases upon the gold-fields and elsewhere in which previous to the eighteenth day of April One thousand eight hundred and sixty any person has made improvements for the purpose of *bonâ fide* residence upon such land.

Motion made and question put—That this clause be now read a second time.—(Mr. Loader.)

Committee divided.

Ayes, 18.		Noes, 19.	
Mr. Bennett,	Mr. Myles,	Mr. Amsinck,	Mr. Nicholson,
Mr. Donald,	Mr. O'Hea,	Mr. Bailey,	Mr. Pyke,
Dr. Evans,	Mr. Prendergast,	Mr. Brodie,	Mr. Riddell,
Mr. Gray,	Mr. Snodgrass,	Mr. Carpenter,	Mr. Serjeant,
Mr. Hood,	Mr. Verdon,	Mr. Ebden,	Mr. Stephen,
Mr. Houston,	Mr. Woods.	Mr. Firebrace,	Mr. Wood.
Mr. Loader,		Mr. Francis,	
Mr. Lyall,	<i>Tellers.</i>	Mr. Gillespie,	<i>Tellers.</i>
Mr. Mackintosh,	Mr. Anderson,	Mr. Heales,	Mr. Service,
Mr. McLellan,	Mr. Humffray.	Mr. Martley,	Mr. Howard.
		Mr. Mollison,	

THURSDAY, 26TH APRIL.

No. 5.—*Municipalities Act Amendment Bill.*—Clause I.—

The fourth fifth and sixth sections of the Act of the Governor and Legislative Council of Victoria 18 Victoria No. 15 intituled "*An Act for the Establishment of Municipal Institutions in Victoria*" and any other provision authorizing the separation from any existing corporation any portion of the corporate limits or boundaries thereof shall be and the same are hereby repealed.

Motion made and question put—That this clause stand part of the Bill.—(Mr. Loader.)

Committee divided.

Ayes, 18.		Noes, 18.	
Mr. Amsinck,	Mr. Loader,	Mr. Anderson,	Mr. Nicholson,
Mr. Aspinall,	Dr. Macadam,	Mr. Carr,	Mr. Riddell,
Mr. Bennett,	Mr. Michie,	Mr. Carpenter,	Mr. Serjeant,
Mr. Ebden,	Mr. O'Shanassy,	Mr. Cathie,	Mr. Service,
Dr. Evans,	Mr. Sinclair,	Mr. Don,	Mr. Snodgrass,
Mr. Frazer,	Mr. Woods.	Mr. Donald,	Mr. Stephen.
Mr. Gray,		Mr. Embling,	
Mr. Harrison,	<i>Tellers.</i>	Mr. Gillespie,	<i>Tellers.</i>
Mr. Humffray,	Mr. Hood,	Mr. Hadley,	Mr. Bailey,
Mr. King,	Mr. McCulloch.	Mr. McLellan,	Mr. Heales.

The Tellers having declared the numbers for the Ayes and Noes to be respectively 18, or equal, the Chairman gave his vote for the "Ayes" and declared the question to have been resolved in the affirmative.

No. 6.—Motion made—That the Chairman report the Bill to the House.—(Mr. Loader.)

Amendment proposed and put—That the Chairman do leave the chair.—(Mr. Anderson.)

Committee divided.

Ayes, 19.		Noes, 18.	
Mr. Anderson,	Mr. Nicholson,	Mr. Amsinck,	Mr. Loader,
Mr. Bailey,	Mr. Prendergast,	Mr. Aspinall,	Dr. Macadam,
Mr. Brooke,	Mr. Riddell,	Mr. Bennett,	Mr. Michie,
Mr. Carr,	Mr. Serjeant,	Mr. Ebden,	Mr. O'Shanassy,
Mr. Carpenter,	Mr. Service,	Dr. Evans,	Mr. J. T. Smith,
Mr. Don,	Mr. Stephen.	Mr. Frazer,	Mr. Woods.
Mr. Donald,		Mr. Gray,	
Mr. Gillespie,		Mr. Harrison,	<i>Tellers.</i>
Mr. Hadley,	<i>Tellers.</i>	Mr. Hood,	Mr. McCulloch,
Mr. Heales,	Mr. Snodgrass,	Mr. King,	Mr. Humffray.
Mr. Lock,	Mr. McLellan.		

No. 7.—*Imprisonment for Debt Abolition Bill*.—Clause I.—

From and after the passing of this Act the "LIV. section of the first recited Act and also the XLIII. section of the second recited Act" shall be and the same are hereby repealed Provided that all proceedings in execution of the said Acts or either of them taken before the commencement of this Act shall be as valid to all intents and purposes and may be continued executed and enforced against all persons liable in the same manner as if this Act had not been passed Provided further that no person shall be arrested on any warrant or other process issuing out of any court of petty sessions or by authority of any justice of the peace to enforce any order made under the XXII. section of the said first recited Act unless such court or justice as the case may be shall be satisfied on evidence to be taken on the original hearing or at any time afterwards upon summons to show cause that the defendant contracted the liability which was the subject of such order by fraud or breach of trust or that the defendant has made or caused to be made any gift delivery or transfer of any property or changed removed or concealed the same with intent to defraud the creditor obtaining such order or that the defendant fraudulently conceals money goods or valuable securities from the creditor obtaining such order or that the defendant is about to leave the Colony without satisfying such order or that he has any income salary or other means whereby in the opinion of such court or justice as the case may be he can pay such order.—(*Mr. Grant.*)

Amendment proposed—That the words "LIV. section of the first recited Act and also the XLIII. section of the second recited Act" in the first and second lines of the above clause be omitted, with a view to insert instead thereof the following words, viz., "Act of the Legislative Council of the Colony of New South Wales passed in the tenth year of the reign of Her present Majesty and numbered ten and the LIV. LV. LVI. LVII. LVIII. LIX. LX. and XLI. sections of the Act of the Parliament of Victoria numbered 29 and the XLIII. XLIV. XLV. XLVI. XLVII. and XLVIII. sections of the Act of the Parliament of Victoria numbered 32.—(*Mr. Wood.*)

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

Committee divided.

	Ayes, 16.		Noes, 10.
Mr. Aspinall,	Mr. Mackintosh,	Mr. Ebden,	Mr. Pyke,
Mr. Bennett,	Mr. McLellan,	Mr. Francis,	Mr. Wood.
Mr. Brooke,	Mr. O'Shanassy,	Mr. Gillespie,	
Mr. Carpenter,	Mr. Prendergast,	Mr. Harrison,	<i>Tellers.</i>
Mr. Don,	Mr. Woods.	Mr. Jones,	Mr. McCulloch,
Mr. Grant,		Mr. King,	Mr. Donald.
Mr. Gray,	<i>Tellers.</i>		
Mr. Humffray,	Mr. Anderson,		
Dr. Macadam,	Mr. Stephen.		

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 16.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 1ST MAY.

No. 1.—*Mining Partnerships Limited Liability Bill*.—Clause II.

No action or suit at law or in equity shall be brought whereby to charge any member partner or adventurer of or in any such company partnership or co-adventure upon any contract made by or by the authority of any other member partner or adventurer of or in the same unless such last mentioned member partner or adventurer shall have been thereunto lawfully authorized by writing signed by the party to be charged with such contract under his own proper hand.

Motion made and question put—That this clause stand part of the bill.—(*Mr. Pyke.*)

Committee divided.

Ayes, 22.

Mr. Bailey,	Mr. Mollison,
Mr. Bennett,	Mr. Nicholson,
Mr. Brodie,	Mr. Riddell,
Mr. Carr,	Mr. Service,
Mr. Francis,	Mr. J. T. Smith,
Mr. Greeves,	Mr. L. L. Smith,
Mr. Hadley,	Mr. Wood,
Mr. J. S. Johnston,	Mr. Woolley.
Mr. Jones,	
Mr. Martley,	<i>Tellers.</i>
Mr. McCulloch,	Mr. Pyke,
Mr. McMillan,	Mr. Howard.

Noes, 26.

Mr. Amsinck,	Dr. Macadam,
Mr. Barton,	Mr. Mackintosh,
Mr. Carpenter,	Mr. McLellan,
Mr. Cathie,	Mr. O'Hea,
Mr. Don,	Mr. O'Shanassy,
Mr. Gavan Duffy,	Mr. Russell,
Dr. Evans,	Mr. Serjeant,
Mr. Frazer,	Mr. Sinclair,
Mr. Gray,	Mr. Wilkie,
Mr. Harrison,	Mr. Woods.
Mr. Henderson,	
Mr. Hood,	<i>Tellers.</i>
Mr. Houston,	Mr. Ireland,
Mr. Loader,	Mr. Anderson.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 17.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

WEDNESDAY, 16TH MAY.

No. 1.—*Telegraphic Communication with Europe and India.*—Resolution 3rd.

That the proportion of the entire annual subsidy to be granted as the contribution of this Colony shall not exceed the sum of “£ ” in any one year.

Motion made—That the blank in the second line of the above resolution be filled up with the figures £13,000.—(*Mr. Bailey.*)

Amendment proposed—That the blank in the second line of the above resolution be filled up with the figures £17,000.—(*Mr. Ebden.*)

Question—That the blank in the second line of the above resolution be filled up with the figures £13,000—put.

Committee divided.

	Ayes, 33.	
Mr. Bennett,	Dr. Macadam,	
Mr. Cathie,	Mr. Mackintosh,	
Mr. Don,	Mr. Martley,	
Mr. Donald,	Mr. McCulloch,	
Mr. Gavan Duffy,	Mr. McLellan,	
Mr. Firebrace,	Mr. Myles,	
Mr. Francis,	Mr. Nicholson,	
Mr. Frazer,	Mr. O’Hea,	
Mr. Hadley,	Mr. Pyke,	
Mr. Harrison,	Mr. J. T. Smith,	
Mr. Heales,	Mr. L. L. Smith,	
Mr. Hood,	Mr. Verdon,	
Mr. Houston,	Mr. Wood,	
Mr. Howard,	Mr. Woods.	
Mr. Humffray,	<i>Tellers.</i>	
Mr. J. S. Johnston,	Mr. Bailey,	
Mr. Lock,	Mr. Anderson.	

	Noes, 7.
Mr. Aspinall,	Mr. Greeves.
Mr. Barton,	<i>Tellers.</i>
Mr. Ebden,	Mr. Brodie,
Mr. Gray,	Mr. Amsinck.

FRIDAY, 18TH MAY.

No. 2.—*Real Property Bill.*—Clause III., par. 7.

“Certificate of title” shall mean the instrument executed by the “Registrar General” in form A of the schedule hereto annexed, duplicate of which constitutes a separate page in the register book, vesting the fee simple of any less estate (as the case may be) in land brought under the operation of this Act.

Motion made—That the words “Registrar General” in the first and second lines of the above paragraph of clause III. be omitted, with a view to insert instead thereof the words “Commissioner of Titles to Land.”—(*Mr. Wood.*)

Question—That the words proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 22.		Noes, 16.	
Mr. Amsinck,	Mr. Houston,	Mr. Anderson,	Mr. Martley,
Mr. Bailey,	Mr. Howard,	Mr. Carpenter,	Mr. Nicholson,
Mr. Barton,	Mr. Loader,	Mr. Donald,	Mr. Prendergast,
Mr. Bennett,	Mr. Lock,	Dr. Evans,	Mr. Reid,
Mr. Brodie,	Mr. McLellan,	Mr. Francis,	Mr. Wood.
Mr. Brooke,	Mr. Sinclair,	Mr. J. Johnson,	
Mr. Cathie,	Mr. Stephen,	Mr. Jones,	<i>Tellers.</i>
Mr. Frazer,	Mr. Wilkie.	Dr. Macadam,	Mr. McCulloch,
Mr. Gray,		Mr. Mackintosh,	Mr. L. L. Smith.
Mr. Greeves,	<i>Tellers.</i>		
Mr. Harrison,	Mr. Don,		
Mr. Hood,	Mr. Humffray.		

No. 3.—Motion made and question put—That the Chairman do report progress, and ask leave to sit again.—(*Mr. Howard.*)

Committee divided.

Ayes, 12.		Noes, 19.	
Mr. Anderson,	Mr. McCulloch,	Mr. Amsinck,	Mr. Harrison,
Mr. Carpenter,	Mr. Nicholson,	Mr. Barton,	Mr. Hood,
Dr. Evans,	Mr. Reid.	Mr. Bennett,	Mr. Houston,
Mr. Humffray,		Mr. Brodie,	Mr. Loader,
Mr. J. Johnson,	<i>Tellers.</i>	Mr. Brooke,	Mr. Mackintosh,
Dr. Macadam,	Mr. Francis,	Mr. Don,	Mr. Prendergast,
Mr. Martley,	Mr. Howard.	Mr. Donald,	Mr. Stephen.
		Mr. Frazer,	<i>Tellers.</i>
		Mr. Gray,	Mr. L. L. Smith,
		Mr. Greeves,	Mr. McLellan.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 18

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 29TH MAY.

No. 1.—*Mining Partnerships Limited Liability Bill.*—Clause III.

Every such company shall appoint a manager by and in whose name the company may sue or be sued plead or be impleaded in all courts and places whatever and no action or suit at law or in equity shall be brought against any member of such company for the recovery of any debts contracted for or by the company unless such member shall be the manager thereof Provided that nothing herein contained shall be deemed to apply to any particular contract which shall have been authorised by "writing under the hand of" the person to be charged therewith.

Motion made—That the words "writing under the hand of" in the sixth line of the above clause be omitted.—(*Mr. Pyke.*)

Question—That the words proposed to be omitted stand part of the clause—put.
Committee divided.

Ayes, 9.	
Mr. Ebden,	Mr. Snodgrass.
Mr. Frazer,	
Mr. Greeves.	<i>Tellers.</i>
Dr. Macadam,	Mr. Humffray,
Mr. Mollison,	Mr. L. L. Smith.
Mr. Riddell,	

Noes, 28.	
Mr. Anderson,	Mr. Martley,
Mr. Bailey,	Mr. McCulloch,
Mr. Barton,	Mr. Nicholson,
Mr. Bennett,	Mr. O'Hea,
Mr. Carpenter,	Mr. Pyke,
Mr. Don,	Mr. Service,
Mr. Donald,	Mr. Sinclair,
Mr. Francis,	Dr. Thomson,
Mr. Harrison,	Mr. Verdon,
Mr. Heales,	Mr. Wood,
Mr. Hood,	Mr. Woods.
Mr. Houston,	
Mr. Howard,	<i>Tellers.</i>
Mr. Lock,	Mr. Brodie,
Mr. Mackintosh,	Mr. McLellan.

No. 2.—Motion made and question put—That the Chairman do now report progress, and ask leave to sit again.—(*Mr. Howard.*)

Committee divided.

Ayes, 22.	
Mr. Brodie,	Mr. McCulloch,
Mr. Brooke,	Mr. Mollison,
Mr. Carpenter,	Mr. Nicholson,
Mr. Donald,	Mr. Riddell,
Mr. Francis,	Mr. Snodgrass,
Mr. Harrison,	Dr. Thomson,
Mr. Hood,	Mr. Verdon,
Mr. Houston,	Mr. Wood.
Mr. Howard.	
Mr. Loader,	<i>Tellers.</i>
Mr. Lock,	Mr. Service,
Mr. Martley,	Mr. Don.

Noes, 16.	
Mr. Anderson,	Dr. Macadam,
Mr. Bailey,	Mr. Mackintosh,
Mr. Barton,	Mr. O'Hea,
Mr. Bennett,	Mr. Pyke,
Mr. Ebden,	Mr. Sinclair.
Mr. Frazer,	
Mr. Greeves,	<i>Tellers.</i>
Mr. Heales,	Mr. L. L. Smith,
Mr. Humffray.	Mr. McLellan.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 19.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 12TH JUNE.

No. 1.—*Mining Partnerships Limited Liability Bill.*—Clause XIII.

The manager of every company registered under this Act shall keep or cause to be kept a book containing the names in full and residence of the shareholders an account of the number of shares held by each of them the said shareholders and of the amount or amounts paid thereon and every transfer of a share or portion of a share together with the name and residence of the transferee all the receipts and expenditure of such company the debts due to and owing by such company all liens on the property of such company the quantity and cost of so much of the machinery used by such company as is the property of such company the quantity of machinery hired for the use of such company the terms of the agreement of the company for the use of such hired machinery.

Amendment proposed—That the following words be added to the above clause, viz. :—And such book shall at all times be open free of charge for the inspection of “creditors and” shareholders and if any manager shall neglect to keep such book or shall wilfully falsify any of the aforesaid particulars he shall upon conviction before any competent court be liable to a penalty not exceeding *one hundred* pounds or to imprisonment for a period not exceeding *twelve* months or both in the discretion of the court.—(*Mr. Martley.*)

Further amendment proposed—That the words “creditors and,” in the second line of the above proposed amendment, be omitted.—(*Mr. Greeves.*)

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

Committee divided.

	Ayes, 33.		Noes, 8.
Mr. Amsinck,	Mr. McMillan,	Mr. Aspinall,	Mr. Stephen.
Mr. Anderson,	Mr. Mollison,	*Mr. Houston,	
Mr. Bailey,	Mr. Myles,	Mr. Jones,	<i>Tellers.</i>
Mr. Bennett,	Mr. Nicholson,	Mr. King,	Mr. Greeves,
Mr. Brooke,	Mr. Prendergast,	Mr. Loader,	Mr. Brodie.
Mr. Carpenter,	Mr. Pyke,		
Mr. Cathie,	Mr. Riddell,		
Mr. Don,	Mr. Service,		
Mr. Donald,	Mr. Sinclair,		
Mr. Frazer,	Mr. J. T. Smith,		
Mr. Gray,	Mr. Snodgrass,		
Mr. Henderson,	Mr. Verdon,		
Mr. Howard,	Mr. Wilkie.		
Mr. Humfray,			
Mr. Lock,	<i>Tellers.</i>		
Dr. Macadam,	Mr. Martley,		
Mr. McCulloch,	Mr. Heales.		
Mr. McLellan,			

* Sic in orig.

WEDNESDAY, 13TH JUNE.

No. 2. Clause XIII. (on recomittal).

The manager of every company registered under this Act shall keep or cause to be kept a book containing the names in full and residence of the shareholders an account of the number of shares held by each of them the said shareholders and of the amount or amounts paid thereon and every transfer of a share or portion of a share together with the name and residence of the transferee and also an account of all liens on the property of such company the description and cost of so much of the machinery used by such company as is the property of such company the description of machinery hired for the use of such company and the terms of the agreement of the company for the use of such hired "machinery" and such book shall at all times be open free of charge for the inspection of creditors and shareholders and if any manager shall neglect to keep such book or shall wilfully falsify any of the aforesaid particulars he shall upon conviction before any competent court be liable to a penalty not exceeding one hundred pounds or to imprisonment for a period not exceeding twelve months or both in the discretion of the court.

Motion made and question put, That after the word "machinery" in the ninth line of the above clause the following words be inserted, viz., "also the receipts and expenditure of such company and the debts due to and owing by such company."—(*Mr. Stephen.*)
Committee divided.

Ayes, 21.

Mr. Amsinck,	Dr. Macadam,
Mr. Brooke,	Mr. Mackintosh,
Mr. Cathie,	Mr. McLellan,
Mr. Donald,	Mr. Myles,
Mr. Gavan Duffy,	Mr. Serjeant,
Mr. Frazer,	Mr. J. T. Smith,
Mr. Gray,	Mr. Stephen.
Mr. Heales,	
Mr. Henderson,	
Mr. Houston,	<i>Tellers.</i>
Mr. Howard,	Mr. Humffray,
Mr. Loader,	Mr. Woods.

Noes, 20.

Mr. Bailey,	Mr. Michie,
Mr. Carpenter,	Mr. Mollison,
Mr. Ebden,	Mr. Newton,
Mr. Francis,	Mr. Nicholson,
Mr. Greeves,	Mr. Service.
Mr. J. S. Johnston,	Mr. Snodgrass.
Mr. King,	Mr. Woolley.
Mr. Lock,	
Mr. Lyall,	<i>Tellers.</i>
Mr. Martley,	Mr. Pyke,
Mr. McCulloch,	Mr. Brodie.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 20.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

WEDNESDAY, 20TH JUNE.

No. 1.—*Divorce Bill*.—Clause XIII.—

It shall be lawful for any husband to present a petition to the said court praying that his marriage may be dissolved on the ground that his wife has since the celebration thereof been guilty of adultery or has deserted her home for a period of four years and it shall be lawful for any wife to present a petition to the said court praying that her marriage may be dissolved on the ground that since the celebration thereof her husband has been guilty of adultery or has deserted her for a period of four years and every such petition shall state as distinctly as the nature of the case permits the facts on which the claims to have such marriage dissolved is founded.

Motion made and question put—That this clause be struck out.—(*Mr. Greeves*.)
Committee divided.

Ayes, 15.		Noes, 25.	
Mr. Carr,	Mr. O'Hea,	Mr. Cathie,	Mr. McCulloch.
Mr. Carpenter,	Mr. Prendergast,	Mr. Don,	Mr. McLellan.
Mr. Ebden,	Mr. Wood.	Mr. Embling,	Mr. Nicholson,
Dr. Evans,	Mr. Woolley.	Mr. Francis,	Mr. Pyke,
Mr. Greeves,		Mr. Gray,	Mr. Service,
Mr. Henderson,	<i>Tellers.</i>	Mr. Harrison,	Mr. Sinclair.
Mr. Jones,	Mr. Bailey.	Mr. Heales,	Mr. L. L. Smith.
Mr. Martley,	Mr. Brodie,	Mr. Hood,	Mr. Stephen.
Mr. Mollison,		Mr. Horne,	Mr. Wilkie,
		Mr. Howard,	
		Mr. Humffray,	<i>Tellers.</i>
		Dr. Hunter,	Mr. Snodgrass.
		Mr. J. S. Johnston,	Mr. Anderson,
		Dr. Macadam,	

No. 2.—Motion made and question put—That the Chairman do now report progress and ask leave to sit again.—(*Mr. Heales*.)
Committee divided.

Ayes, 18.		Noes, 11.	
Mr. Amsinck,	Mr. McLellan.	Dr. Evans,	Mr. Snodgrass,
Mr. Carpenter,	Mr. Mollison,	Mr. Gray,	Mr. Wilkie,
Mr. Cathie,	Mr. Nicholson,	Mr. Greeves,	
Mr. Don.	Mr. Pyke,	Mr. Horne,	<i>Tellers.</i>
Mr. Ebden,	Mr. Wood,	Mr. Humffray,	Mr. Stephen,
Mr. Francis,	Mr. Woolley.	Mr. Jones,	Mr. L. L. Smith,
Mr. Harrison,		Mr. Prendergast,	
Mr. Heales,	<i>Tellers.</i>		
Mr. J. S. Johnston,	Mr. Martley,		
Mr. McCulloch,	Mr. Service,		

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 21.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

WEDNESDAY, 27TH JUNE.

No. 1.—*Municipal Institutions Act amendment Bill.*—Proposed new Clause.—

Notwithstanding anything contained in the said recited Act it shall be lawful for the Governor to remove from the Roll of Magistrates the name of the Chairman of any Municipal Council and from the date of the notification in the *Government Gazette* of such removal the powers of such Chairman to act as a Justice of the Peace shall cease and determine.

Motion made and question put—That this proposed new clause be read a second time.—

(*Mr. Service.*)

Committee divided.

Ayes, 21.		Noes, 12.	
Mr. Amsinck,	Mr. Martley,	Mr. Barton,	Mr. O'Shanassy,
Mr. Brodie,	Mr. Newton,	Mr. Frazer,	Mr. J. T. Smith,
Mr. Brooke,	Mr. Nicholson,	Mr. Gray,	Mr. L. L. Smith.
Mr. Carpenter,	Mr. Pyke,	Mr. Greeves,	
Mr. Cathie,	Mr. Sinclair,	Mr. Harrison,	<i>Tellers.</i>
Mr. Don,	Mr. Verdon,	Mr. Henderson,	Dr. Macadam,
Mr. Donald,	Mr. Wood.	Mr. Howard,	Mr. McLellan.
Mr. Francis,			
Mr. Heales,	<i>Tellers.</i>		
Mr. Hood,	Mr. Service,		
Mr. J. S. Johnston,	Mr. McCulloch.		
Mr. Loader,			

THURSDAY, 28TH JUNE.

No. 2.—*Lien (Contractors and Workmen) Bill.*—

Motion made and question put—That the Chairman do now report progress, and ask leave to sit again.—(*Mr. Barton.*)

Committee divided.

Ayes, 10.		Noes, 6.	
Mr. Barton,	Mr. Nicholson,	Mr. Don,	
Mr. Donald,	Mr. Sinclair.	Dr. Evans,	<i>Tellers.</i>
Mr. Francis,		Mr. Greeves,	Mr. Anderson,
Mr. Gray,	<i>Tellers.</i>	Mr. O'Shanassy.	Mr. McLellan.
Mr. Harrison,	Mr. Pyke,		
Mr. Loader,	Dr. Macadam.		

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 22.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

THURSDAY, 5TH JULY.

No. 1.—*Hansard*.—

Motion made and Question put—That, in the opinion of this Committee, it is desirable to enter into an arrangement with Mr. Fairfax upon the following terms, viz.:—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution.—(Mr. Heales.)

Committee divided.

Ayes, 13.		Noes, 5.	
Mr. Carpenter,	Mr. Serjeant,	Mr. Frazer,	<i>Tellers.</i>
Mr. Donald,	Mr. Stephen,	Mr. Gray,	Mr. Greeves,
Mr. Francis,	Mr. Wood.	Mr. Harrison.	Mr. McLellan.
Mr. Heales,			
Mr. J. S. Johnston,	<i>Tellers.</i>		
Mr. Lyall,	Mr. McCulloch,		
Mr. Newton,	Mr. Howard.		
Mr. Nicholson,			

It appearing by the report of the Tellers that a quorum of Members was not present, the Chairman proceeded to report the fact to the Speaker.

FRIDAY, 6TH JULY.

No. 2.—*Hansard*.—

Question—That, in the opinion of this Committee, it is desirable to enter into an arrangement with Mr. Fairfax upon the following terms, viz.:—That he publish a report of the debates in Parliament equal to ten columns of the *Argus* daily, giving ample time to the Members for correction, on the guarantee that the Government will purchase each Session 150 copies at £4 each; such publication to be entitled, "*Hansard, New Series*;" and that an Address be presented to His Excellency the Governor, requesting His Excellency to place a sum on the Estimates for 1861, to carry out the above resolution—put. Committee divided.

Ayes, 24.		Noes, 15.	
Mr. Brodie,	Dr. Macadam,	Mr. Barton,	Dr. Russell,
Mr. Carpenter,	Mr. McCulloch,	Mr. Cathie,	Mr. J. T. Smith,
Mr. Donald,	Mr. Newton,	Mr. Frazer,	Mr. Snodgrass,
Mr. Firebrace,	Mr. Nicholson,	Mr. Gray,	Mr. Woods.
Mr. Francis,	Mr. Pyke,	Mr. Greeves,	
Mr. Heales,	Mr. Serjeant,	Mr. Houston,	<i>Tellers.</i>
Mr. Henderson,	Mr. Service,	Mr. McLellan,	Mr. L. L. Smith,
Mr. Hood,	Mr. Wilkie,	Mr. Michie,	Mr. Embling.
Mr. Howard,	Mr. Wood.	Mr. Mollison,	
Mr. J. S. Johnston,			
Mr. Jones,	<i>Tellers.</i>		
Mr. King,	Mr. Martley,		
Mr. Lock,	Mr. Bailey.		

No. 3.—*Liquors Sale Laws Amendment Bill*.—Clause I.—

Notwithstanding the provisions of the Act of the Governor and Legislative Council of New South Wales passed in the thirteenth year of the reign of Her present Majesty intituled “*An Act to consolidate and amend the Laws relating to the Licensing of Public Houses and to regulate the Sale of Fermented and Spirituous Liquors in New South Wales*” and of the Act of the Lieutenant-Governor of Victoria by and with the advice and consent of the Legislative Council passed in the seventeenth year of the reign of Her present Majesty and numbered twenty-four providing amongst other things for the imposition of a fee on the registration of names of spirit merchants it shall be lawful for all such persons as shall have caused their names to be duly registered as spirit merchants or wholesale dealers in fermented and spirituous liquors according to the provisions of the said Acts or any other Act cited therein from and after the passing of this Act to sell and dispose of any quantity not less than one and a half pints of any fermented or spirituous liquor or any mixed liquor part of which is fermented or spirituous provided that such liquor be contained in a sealed bottle and provided that no part of such liquor be drank upon the premises of the vendor of such liquor.

Motion made and question put—That this Clause, as amended, stand part of the Bill.—

(*Mr. Michie.*)

Committee divided.

Ayes, 18.		Noes, 4.	
Mr. Bailey,	Mr. Nicholson,	Mr. King,	<i>Tellers.</i>
Mr. Barton,	Mr. Pyke,	Mr. Serjeant.	Mr. McLellan,
Mr. Carpenter,	Mr. L. L. Smith,		Mr. Greeves.
Mr. Donald,	Mr. Snodgrass,		
Mr. Francis,	Mr. Wood,		
Mr. Gray,	Mr. Woods.		
Mr. Harrison,			
Mr. Lock,	<i>Tellers.</i>		
Dr. Macadam,	Mr. Service,		
Mr. Michie,	Mr. Stephen.		

No. 4.—Proposed New Clause.—

Nothing contained in this Act shall be construed to authorise the sale of any fermented or spirituous liquors under the provisions of this Act within the boundaries of any municipality or corporate town.

Motion made and question put—That the above proposed New Clause be read a second time.—(*Mr. Snodgrass.*)

Committee divided.

Ayes, 8.		Noes, 20.	
Mr. Bennett,	Mr. Snodgrass.	Mr. Bailey,	Mr. Michie,
Mr. Greeves,		Mr. Carpenter,	Mr. Nicholson,
Mr. McLellan,	<i>Tellers.</i>	Mr. Donald,	Mr. Russell,
Mr. Sinclair,	Mr. Heales,	Mr. Embling,	Mr. Service,
Mr. J. T. Smith,	Mr. Humffray.	Mr. Francis,	Mr. Stephen,
		Mr. Gray,	Mr. Wood,
		Mr. Harrison,	Mr. Woods.
		Mr. Hood,	
		Mr. Lock,	<i>Tellers.</i>
		Dr. Macadam,	Mr. Pyke,
		Mr. Martley,	Mr. Frazer.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 23.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

TUESDAY, 17TH JULY.

No. 1.—*Municipalities Act Amendment Bill*—Proposed New Clause.—

That the chairman of every Municipal Council created under the said recited Act shall while he continues such chairman be entitled to take precedence of any other magistrate in any Court of Petty Sessions within the municipal district of which he his chairman and shall *ex officio* preside in such court.

Motion made and question put—That the proposed new clause be now read a second time.—(*Mr. Stephen.*)

Committee divided.

Ayes, 10.		Noes, 14.	
Mr. Cathie,	Mr. McLellan,	Mr. Brodie,	Mr. Service,
Mr. Don,	Mr. Myles.	Mr. Donald,	Mr. L. L. Smith,
Mr. Gray,		Mr. Francis,	Mr. Snodgrass,
Mr. Greeves,	<i>Tellers.</i>	Mr. Harrison,	Mr. Wood.
Mr. Loader,	Mr. Humffray,	Mr. Heales,	
Dr. Macadam,	Mr. Stephen.	Mr. McCulloch,	<i>Tellers.</i>
		Mr. Nicholson,	Mr. Pyke,
		Mr. Serjeant,	Mr. Martley.

FRIDAY, 20TH JULY.

No. 2.—*Law of Property Amendment Bill*—Proposed New Clause.—

Every "post nuptial" settlement of real or personal estate made after the passing of this Act shall after the expiration of twelve months after notice of the execution and registration of such settlement shall have been advertised in the *Government Gazette* and in at least one newspaper published in Melbourne be as valid and effectual to all intents and purposes as if the same had been an ante-nuptial settlement.

Motion made and question put—That this clause be now read a second time.—(*Mr. Grant.*)

Question proposed and put—That the Chairman do now report progress, and ask leave to sit again.—(*Mr. Embling.*)

Committee divided.

Ayes, 15.		Noes, 13.	
Mr. Carpenter,	Mr. McLellan,	Mr. Anderson,	Mr. Service,
Mr. Don,	Mr. O'Shanassy,	Mr. Bailey,	Mr. Stephen,
Mr. Embling,	Mr. Verdon,	Mr. Brodie,	Mr. Wood.
Mr. Frazer,	Mr. Woods.	Mr. Greeves,	
Mr. Grant,		Mr. Heales,	<i>Tellers.</i>
Mr. Harrison,	<i>Tellers.</i>	Mr. Howard,	Mr. Martley,
Mr. Houston,	Mr. Loader,	Mr. Nicholson,	Mr. Donald.
Mr. Humffray,	Mr. Amsinck.	Mr. Pyke,	
Mr. Jones,			

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 24.

WEEKLY REPORT OF DIVISIONS
IN
COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859—60.

WEDNESDAY, 25TH JULY.

No. 1.—*Law of Property Amendment Bill*—

Motion made and question put—That Clauses 63, 64, 65, and 66 be struck out.—
(*Mr. Gray.*)

Committee divided.

Ayes, 10.		Noes, 16.	
Mr. Aspinall,	Mr. J. T. Smith,	Mr. Donald,	Mr. McLeod,
Mr. Bennett,	Mr. Stephen,	Mr. Embling,	Mr. Nicholson,
Mr. Don,		Mr. Firebrace,	Mr. Riddell,
Mr. Gray,	<i>Tellers.</i>	Mr. Francis,	Mr. Service,
Dr. Macadam,	Mr. Hood,	Mr. Harrison,	Mr. Wood,
Mr. Myles,	Mr. McLellan.	Mr. Heales,	
		Mr. Howard,	<i>Tellers.</i>
		Mr. J. S. Johnston,	Mr. Martley,
		Mr. King,	Mr. Pyke.

VICTORIA.

LEGISLATIVE ASSEMBLY.

No. 25.

WEEKLY REPORT OF DIVISIONS

IN

COMMITTEE OF THE WHOLE ASSEMBLY.

EXTRACTED FROM THE MINUTES.

SESSION 1859-60.

WEDNESDAY, 5th SEPTEMBER.

No. 1.—*Public Hospitals Act Amendment Bill*.—Clause I.—That so much of the secondly recited Act as enables a contributor to any hospital to give his or her vote at any public meeting of the contributors to such hospital by proxy shall be and the same is hereby repealed.

Committee divided.

Motion made and question put—That this Clause stand part of the Bill.—(*Mr. Service*)

Ayes, 18.

Mr. Brodie,	Mr. Nicholson,
Mr. Don,	Mr. O'Shanassy,
Mr. Donald,	Mr. Pyke,
Mr. Ebdon,	Mr. Service,
Mr. Francis,	Mr. L. L. Smith,
Mr. Heales,	Mr. Woods.
Dr. Hunter,	
Mr. J. Johnson,	<i>Tellers.</i>
Mr. J. S. Johnston,	Mr. Howard.
Mr. McCulloch,	Dr. Macadam.

Noes, 10.

Mr. Bennett,	Mr. Sinclair,
Mr. Embling,	Mr. J. T. Smith,
Mr. Greeves,	
Mr. Henderson,	<i>Tellers.</i>
Mr. Jones,	Mr. Amsinck,
Mr. Loader,	Mr. Firebrace,

